

FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD

Springhill Suites New Smyrna
512 Flagler Ave
New Smyrna Beach, FL 32169
386.427.0512

February 7, 9-11, 2022
MEETING MINUTES

Approved January 13th, 2023

Board Members Present

Donald Cesarone, Vice-Chair
Frank Cawthon
Brian Donovan
Mario Famada
Ted Feaster
Richard Kane
Edgar Laney
Robert Maphis
Edward McCullers
Brian "Parks" Wilson
Rachelle Wood

Board Members Absent

Michael Strickland, Chair
Aaron Boyette
Keith Lawson, II
Ashley Ross

Others Present

Donald Shaw, Executive Director, DBPR
Aimee Odom, Senior Management Analyst Supervisor
Jordan Jones, Government Analyst, DBPR
Ian Brown, Chief Construction Attorney, DBPR
Sally Raines, Deputy Chief Construction Attorney, DBPR
Goliath Davis, Senior Prosecuting Attorney, DBPR
Robert Milne, Assistant Attorney General, AGO
Christopher Dierlam, Assistant Attorney General, AGO

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION II

Division II Board members met for Additional Business Entities Review on February 9th, 2022, 2:00pm – 3:06pm. Edward McCullers led the meeting. Of the 16 applications on the agenda, 6 were approved, 3 were approved contingent, 1 was pulled, 1 was withdrawn, 2 were continued and 3 were denied.

APPROVED (6)

Cielenski, Michelle
Coleman, Dennis (x2)
Hayes, Brian
Purcella, Jeffrey

APPROVED CONTINGENT (3)

Ciriaco, Stephen
Green, Caleb
Sziranko, Lincoln

PULLED (1)

Neal, Andrew

WITHDRAWN (1)

Wright, Mark

CONTINUED (2)

Rhodes, Steven
Rumiche, Cesar

DENIED (3)

Chiang, Luis
Quesada, Andy
Senra, Felipe

APPLICATION REVIEW DIVISION II

Division II Board members met for Application Review on February 9, 2022, 3:14pm - 4:03pm. Meeting led by Mario Famada. Of the 18 applications on the agenda, 6 were approved, 1 was approved contingent, 3 were continued, 2 were pulled, 2 were withdrawn and 4 were denied.

APPROVED (6)

Buitrago Gomez, Juan
Dupre, Bobby
Grozdev, Andrey
Henson, Mark
Hickman, Derek
Miles, Douglas

APPROVED CONTINGENT (1)

Martinez, Jorge

CONTIINUED (3)

Aerias, Boby (90 days)

Dunn, Michael (90)

Faris, Greg (30 days)

PULLED (2)

Bouldry, Dan

Munchalfen, Donald

WITHDRAWN (2)

Frost, Daniel

Murphy, Michael

DENIED (4)

Chalifoux, Thomas (x2)

Perez, Eric

Roppo, Nicholas

Division II voted unanimously to ratify the list of approved Financially Responsible Officers.

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION I

Division I Board members met for Additional Business Entities Review on February 10, 2022, 1:31pm – 1:56pm. Ted Feaster led the meeting. Of the 16 applications on the agenda, 8 were approved, 2 were approved contingent, 2 were continued, 2 were withdrawn and 2 were denied.

APPROVED (8)

Baez, Sergio

Bailey, Brian

Escudero, Villalba

Figler, Gregory

Philpart, Toby

Richel, Michael

Seidelmann, Jeffrey

Wyatt, William

APPROVED CONTINGENT (2)

Porosky, Christopher

Rodriguez Gomez, Jonathan

CONTINUED (2)

Bonner, Dennis (30 days)

Oscheneek, Ricardo (90 days)

WITHDRAWN (2)

Ciriaco, Stephen
Godley, Harold

DENIED (2)

Boyle, Ryan
Kosidlo, Wladyslaw

APPLICATION REVIEW DIVISION I

Division I Board members met for Application Review on February 10, 2022, 2:16pm – 2:55pm. Robert Maphis led the meeting. Of the 16 applications on the agenda, 7 were approved, 1 was approved contingent, 4 were continued, 2 were withdrawn and 2 were denied.

APPROVED (7)

Ayvar, Jesus
Catania, Christopher
Knighten, Lisa
Kreger, Charles
Ryan, Travis
Williams, Michael
Wiygul, Cheryl

APPROVED CONTINGENT (1)

Silverio, Eddie

CONTINUED (4)

Apple, Jeffrey (180 days)
Harasimowicz, Adam (120 days)
Hipps, Christopher (30 days)
Ross, Thurman (30 days)

WITHDRAWN (2)

Livers, Brooks
Waynick, Jonathan

DENIED (2)

Cabrera, Christopher
Hart, Thomas

Division I voted unanimously to ratify the list of approved Financially Responsible Officers.

Division II Board members met for Final Action on February 10, 2022, 9:01am – 9:27am. Donald Cesarone led the meeting.

Case #(s): 2021019544

Crowther, Casey David

License #(s): CCC1330834

Continued 30 days.

Case #(S): 2020041503

De Anda, Raul

License #(s): CCC1330742

Revocation

Restitution: To be determined by the FHCRF

Pay administrative fines in the amount of \$7,500.00.00 and costs of \$174.26

Not Present

Case #(S): 2020048425

De Anda, Raul

License #(s): CCC1330742

Revocation

Restitution: To be determined by the FHCRF

Pay administrative fines in the amount of \$12,500.00.00 and costs of \$214.55

Not Present

Case #(S): 202005524

De Anda, Raul

License #(s): CCC1330742

Revocation

Pay administrative fines in the amount of \$3,000.00.00 and costs of \$258.14

Not Present

Case #(S): 2020044413

Grego, Vincent

License #(s): CCC1330979

Pay administrative fines in the amount of \$3,000.00.00 and costs of \$245.81

7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.

Present

Case #(S): 2019057181

Padron, Michael

License #(s): CCC1328446

Revocation

Restitution: To be determined by the FHCRF

Pay administrative fines in the amount of \$12,500.00.00 and costs of \$171.30

Present

Case #(S): 2021017411

Pineda, Manuel

License #(s): CAC1814125

Probation (2 years)

Pay administrative fines in the amount of \$10,000.00 and costs of \$184.57

7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.

Not Present

Case #(S): 2021006228

Shaffer, Walter John

License #(s): CAC1814451

Pay administrative fines in the amount of \$5,000.00 and costs of \$136.06

7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.

Not Present

Case #(S): 2021022458

Smith, Kenneth John

License #(s): CFC1429726

Pay administrative fines in the amount of \$3,000.00 and costs of \$306.69

7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.

Present

Division I & II Board members met for Final Action on February 10, 2022, 9:32am – 9:39am. Robert Mathis and Donald Cesarone led this meeting.

Case #(S): 2020038538

Diaz, Angel Ariel

License #(s): FRO8435

Revocation

Restitution: To be determined by the FHCRF

Pay administrative fines in the amount of \$10,000.00 and costs of \$260.91

Not Present

Case #(S): 2021024224

Jackson, Tony

Continued 60 days.

Case #(S): 2020008804

McIntosh, Gregory S

License #(s): CPC1458764

Pulled

Case #(S): 2021016720

Osborne Sr., Christopher Lee

License #(s): FRO8435

7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.

Pay administrative fines in the amount of \$5,000.00 and costs of \$131.99

Not Present

Case #(S): 2021024085, 2021023621, 2021041105, 2021042104, 2021044984, 2021049196, 2021052245

Pavluykova, Evgeniya Aleandrovna

License #(s): CCC1330213

Voluntary Relinquished

Restitution: To be determined by the FHCRF
Pay administrative fines in the amount of \$87,500.00 and costs of \$1,000.00
Not Present

**Division I Board members met for Final Action on February 10, 2022, 10:00am
Robert Maphis led the meeting.**

**Case #(s): 2020003014
Blanco, Manuel Enrique
PULLED**

**Case #(s): 2021013589
Shaw, Jeffrey T.
License #(s): CGC1508442
Revocation
Restitution: To be determined by the Recovery Fund
Pay administrative fines in the amount of \$12,500 and costs of \$379.34
Not present**

**Division II Board members convened for Probation February 10, 2022, 8:31am – 9:00am.
Donald Cesarone led the meeting.**

**Bello, Karla – LICENSE #CCC1328030
Appearance 6 of 8
Satisfactory
Early Termination Approved**

**Chavez, Roberto – License #CCC1330086
Appearance 6 of 8
Satisfactory
Early Termination Eligible**

**Etienne, Cadet – License #CAC1818036 / CAC1819374
Appearance 1 of 4
Satisfactory**

**Martin, Michael – License #1331256
Appearance 4 of 4
Satisfactory
Probation Terminated**

STAYS OF SUSPENSION TO BE LIFTED

- **Diaz, Francisco Fernandez – CAC50345 / CAC1818792 (inactive)**
Requested 30 day continuance / Approved
- **Masiero, Mark – CCC58291 / CCC1332160**
Appearance 2 of 4 Satisfactory Appearances

1 previous continuance in August 2020 / 2 prior Unsatisfactory appearances (February 2020 & August 2021) - STAY LIFTED

Division I Board members convened for Probation on February 10, 2022, 10:15am – 9:00am. Brian Donovan led the meeting.

Bello, Karla – LICENSE #CGC1516792

Appearance 6 of 8

Satisfactory

Early Termination Approved

Chavez, Roberto – License #CGC1518468

Appearance 6 of 8

Satisfactory

Early Termination Granted

Marcotte, Gregory – License #SCC13056784

Appearance 1 of 4 / Satisfactory

Appearance 2 of 4 / Satisfactory

Sipes, Jason – License #CGC1506784

Appearance 1 of 4 / Satisfactory

Williams, Michael – License # CGC1504271

Appearance 1 of 4 / Satisfactory

Division I Termination List

The Committee unanimously approved the ratification list granting an early termination of probation to the following licensees:

Conner, Stephanie – SCC131149884

6 of 8 appearances – Early Termination Granted

GENERAL SESSION

The meeting was called to order by Donald Cesarone, on February 11, 2022 at 8:30am. Brian Donovan gave the Invocation. Edward McCullers led the Pledge of Allegiance.

CHAIRMAN’S REPORT – Donald Cesarone filling in for Michael Strickland

Mr. Cesarone requested the Board excuse absences for the following board members:

- Mr. Boyette
- Ms. Ross
- Mr. Lawson
- Mr. Strickland

With nothing further to report the Board voted unanimously to approve this report.

EXECUTIVE DIRECTOR'S REPORT – Donald Shaw

Mr. Shaw informed the Board that the Department was considering giving a fee holiday to certified and registered contractors for their upcoming renewals.

With nothing further to report the Board voted unanimously to approve this report.

PROSECUTING ATTORNEY'S REPORT – Ian Brown

Mr. Brown provided an update on the caseload of his section as well as providing an update on personnel and staffing issues within his section.

With nothing further to report the Board voted unanimously to approve this report.

HEARING AND PETITIONS

ANDERSON, JOHN – INFORMAL HEARING

Mr. Anderson was present.

Mr. Milne presented this case stating that Mr. Anderson's application for a Certified Underground Utility and Excavation Contractor's License was denied at the November 2021 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in December of 2021. Mr. Anderson timely requested an informal hearing.

After discussion the Board voted to vacate the previous denial and to allow the applicant to withdraw the application.

HOLMES, DOUGLAS – INFORMAL HEARING

Mr. Holmes was present.

Mr. Milne presented this case stating that Mr. Holmes' application to qualify B & B Site Development, Inc. as an additional business entity was denied at the November 2021 meeting of the Board for failure to appear as required by Rule 61G4-15.0021, Florida Administrative Code, and failure to demonstrate supervision as required by section 489.119, Florida Statutes, and Rule 61G4-15.0024, Florida Administrative Code. The Notice of Intent to Deny was filed in December of 2021. Mr. Holmes timely requested an informal hearing.

After discussion the Board voted to vacate the previous denial and to approve the application contingent on the applicant providing proof of 20% ownership with the proposed business entity, and proof of completion of a 7-hour Laws & Rules course, to be provided within 60 days.

LUCAS, CANDICE – INFORMAL HEARING

Continued 30 days.

MCELVAIN, NICHOLAS – INFORMAL HEARING

Mr. McElvain was present.

Mr. Milne presented this case stating that Mr. McElvain's application for a Certified Building Contractor's License was denied at the September 2021 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in October of 2021. Mr. McElvain timely requested an informal hearing.

After discussion the Board voted to vacate the previous denial and to approve the application.

RAHMANPARAST, ARIAN – INFORMAL HEARING

Mr. Rahmanparast was present.

Mr. Milne presented this case stating that Mr. Rahmanparast's application for a Certified Underground Utility and Exvacation Contractor's License was denied at the November 2021 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in December of 2021. Mr. Rahmanparast timely requested an informal hearing.

After discussion the Board voted to uphold the denial of the application.

MENA, ZACARIAS – MOTION TO RECONSIDER

Mr. Mena was not present.

Mr. Milne presented this case stating that Mr. Mena's application for a Certified General Contractor's license was denied at the April 2021 meeting for failure to comply with a previously entered final order. The Notice of Intent to Deny was filed in July of 2021. Mr. Mena timely requested a reconsideration.

After discussion the Board voted to vacate the previous denial and to allow the applicant to withdraw the application.

SILAS, PATRICK – INFORMAL HEARING

Mr. Silas was not present.

Mr. Milne presented this case stating that Mr. Silas' application for a Certified Roofing Contractor's license and to qualify Platinum Roofing Solutions, LLC. as an additional business entity was denied at the August 2021 meeting of the Board for failure to appear as required by Rule 61G4-15.0021, Florida Administrative Code, and failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in December of 2021. Mr. Silas timely requested an informal hearing.

After discussion the Board voted to uphold the denial of the application.

VU, VUONG – INFORMAL HEARING

Continued 90 days.

WALDREP, DANIEL – INFORMAL HEARING

Mr. Waldrep was present.

Mr. Milne presented this case stating Mr. Waldrep's application to change the status of his Certified Roofing Contractor's license from Inactive to Active was denied at the November 2021 meeting of the Board for failure to demonstrate financial stability and responsibility, as required by section 489.115, Florida Statutes and Rule 61G4-15.006, Florida Administrative Code. The Notice of Intent to Deny was filed in December of 2021. Mr. Waldrep timely requested an informal hearing.

After discussion the Board voted to vacate the previous denial and to approve the application.

REVIEW OF PROPOSED RECIPROCITY AGREEMENT

Mr. Shaw presented two draft reciprocity agreements to the Board to reciprocate the Florida General, Building and Residential Contractors license to the North Carolina equivalent.

After review of the agreements and discussion the Board voted unanimously to approve the draft agreements and to enter into a reciprocal agreement with the North Carolina Licensing Board for General Contractors with an effective date of March 1, 2022.

RULES/PUBLIC/LEGISLATIVE

Mr. Shaw presented draft language for Rule 61G4-17.001, Florida Administrative Code, and Rule 61G4-18.001, Florida Administrative Code. After discussion, the Board voted unanimously to open both rules up for development and to approve the proposed language.

COMMITTEE REPORTS

EXAMS/CE/PUBLIC AWARENESS COMMITTEE – Edward McCullers

Mr. McCullers gave the following report:

Contractors Institute, Inc – Not Present

1st Course: Principles of Mold Assessment & Remediation: **Approved**

Florida Refrigeration and Air Conditioning Contractors Association – Present

1st Course: FRACCA Foundation for Leadership Success: **Withdrawn**

2nd Course: No Chips! Fleet Management Supply Chain & 2022: **Withdrawn**

FRSA Educational and Research Foundation – Not Present

1st Course: Business Planning by the Number: **Approved**

2nd Course: Stop Feeling Start Knowing: **Approved**

3rd Course: The Five P's of Sales: **Approved**

JC Code & Construction consultants, Inc. – Present

1st Course: Impact Protection under the FBC (Classroom): **Approved**

2nd Course: Impact Protection under the FBC (Online): **Approved**

NU-Calgon, Inc – Present

1st Course: Coil Cleaning: **90 Day Continuance**

2nd course: Indoor air Quality: **90 Day Continuance**

3rd Course: Total System Protection: **90 Day Continuance**

Pacepdh.com dba Of the Media Factory, Inc. – Not Present

1st Course: Remodology Part III – Design Review: **Approved**

2nd Course: Remodology Part IV – Final Plans and Specifications: **Approved**

3rd Course: Urban Heat Islands: **Approved**

OLD BUSINESS

Removal of Board materials from laptops.

NEW BUSINESS

The Board requested that the Department send an email blast to all licensees informing them of the reciprocity agreements and their new ability to take their licensing to other parts of the country. Mr. Shaw indicated that he would get with the Division of Technology at the Department to ensure that this would happen.

The Board also asked if the Department could begin releasing a quarterly or biennial newsletter informing them of updates. Mr. Shaw said he would look into it.

With no further business the meeting was adjourned at 9:46am.