

FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD

Courtyard Amelia Island
2700 Atlantic Avenue
Amelia Island, FL 32034
April 10th, 12th – 14th, 2023
MEETING MINUTES

Approved

Board Members Present

Frank Cawthon
Donald Cesarone, Chair
Jonathan Cook
Mario Famada
Ted Feaster
Fred Kobie
Robert Maphis
Edward McCullers
Ashley Ross
Michael Sasso
Michael Strickland
Parks (Brian) Wilson
Rachelle Wood

Board Members Absent

Bradley Barreto
Keith Lawson, II
Brian Zettle

Others Present

Mandie Ackermann, Executive Director, DBPR
Jordan Jones, Senior Management Analyst Supervisor, DBPR
Madison Williams, Government Analyst, DBPR
Sally Raines, Deputy Chief Construction Attorney, DBPR
Joseph Endicott, Senior Attorney, DBPR
Christopher Dierlam, Assistant Attorney General, AGO
Timothy Frizzell, Assistant Attorney General, AGO

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION II

Division II Board members met for Additional Business Entities Review on April 12th, 2023 from 1:01pm-2:30pm. Mr. Cesarone led the meeting. Of the 28 applications on the agenda, 15 were approved, 3 were approved contingent, 1 was pulled, 1 was withdraw, 6 were continued, and 2 were denied.

APPROVED (17)

Allman, Katie
Alonso, Frank
Bradford, Justin
Delgado, Arnold (2)
Durasov, Maksim
Geci, Anton
Herold, John
McAnally, Jr., Stephen
Rohn, Jr., William
Schulting, Adam
Thomas, Eric
Wages, Jodi
Webb, Maurice
Wells, Bartlett

APPROVED CONTINGENT (1)

Navarro, Jose
Rodriguez, Jonathan
Sigal, Mauricio

PULLED (1)

Merrell Jr., Jack

WITHDRAWN (1)

Thigpen, Marc

CONTINUED (6)

Chopra, Danny - 150 days (180 days from March 2023 review)
Nerland, Tyler – 30 days
Pedraza, Enrique – 90 days
Peresetsky, Dmitry – 180 days
Perez, Acevedo – 30 days
Stewart, David – 180 days

Denied (2)

Finer, Daniel
Silva, Angel

APPLICATION REVIEW DIVISION II

Division II Board members met for Application Review on April 12, 2023 from 3:00pm-5:01pm. Mr. McCullers led the meeting. Of the 51 applications on the agenda, 19 were approved, 2 were approved contingent, 7 were continued, 6 were pulled, 11 were withdrawn and 6 were denied.

APPROVED (19)

Brumsted, Joshua
Harden, Mark
Hernandez, Wilfredo
Hill, Jr., Jacob
Hoffman, Bryce
Jeanty, Alynce
Krejci, Jr., Thomas
Legan, Chad
Pescow, Jeremy
Piecuch, Stephen
Quintero, Igor
Reed, Davis (downgrade to Residential)
Rushing, Paul (2)
Seligman, Jonathan
Storm, Donald
Thompson, Timothy (downgrade to Residential Servicing Pool/Spa)
Tilford, Brian
Woods, Matthew

APPROVED CONTINGENT (2)

Kaider, Donald
Thrasher, Christopher

CONTIINUED (7)

Casallas, John – 90 days
Clifton, Gregory – 180 days
Drummond, Toshia – 180 days (2)
Gilbert, Elasaf – 180 days
Powell, Austin – 60 days
Sigwart, Jerrad – 180 days

PULLED (6)

Canipe, Christopher
Freels III, Lee
Lee, Michael
Lindley, Richard
Matthews Jr., Matt
Neenan, Patrick

WITHDRAWN (11)

Costello, Christopher
Esteves, Maria de Carvalho
Goudy, Michael
Herrin, Jr., Winton
Luppino, Richard

Michel, Allen
Mitchell, Kevin
Salazar Sr., Oscar (2)
Summerfield, James
Wunch, Mark

DENIED (6)

Artieda, Luis
Benedetti, Henrique
Ewais, Laith
Garrido Bermudez, Enmanuel
Montero, Sr., Ramon
Murphy Brito, Deborah

**** RATIFICATION OF FRO LIST – DIV II ****

- **April 2023 - Approved**

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION I

Division I Board members met for Additional Business Entities Review on April 13th, 2023 from 1:32pm-2:12pm. Mr. Strickland led the meeting. Of the 26 applications on the agenda, 14 were approved, 3 were approved contingent, 2 were pulled, 1 was withdrawn, and 6 were continued.

APPROVED (14)

Bennett, Jeremiah
Berry, David
Davis, Christian
Gomes Uchoa Cavalcanti, Joao
Gray, Dwight
Harbajan, Ian
Herold, John
Johnson, David
Lopez, Brendi
Machado, Jason
Polanco, Jose
Quesada, Andy
Rifai, Michael
Ritchel, Steven

APPROVED CONTINGENT (3)

Carmenate, Jesus
Crain, Jennifer
Koufopoulos, Tom

PULLED (2)

Escudero, Diriam

Pianta, Babette

WITHDRAWN (1)

Lok, Kaming

CONTINUED (6)

Acevedo, David – 30 days
Burchfield, Gary – 90 days
Cerron, Valerio – 180 days
Coleman, Clayton – 30 days
Hayes, Brian – 60 days
Johnson, Artravia – 30 days

APPLICATION REVIEW DIVISION I

Division I Board members met for Application Review on April 13th, 2023 from 2:30pm-3:34pm. Mr. Cawthon led the meeting. Of the 25 applications on the agenda, 7 were approved, 1 was approved contingent, 6 were continued, 5 were withdrawn, 4 were pulled and 2 were denied

APPROVED (7)

Camps, Edward
Harrison, Jr., John
McPhaul, Jeffrey
Rudnitsky, Vladislav (downgrade to Residential)
Rushing, Paul
Sharma, Giresh
Wallace, Blake

APPROVED CONTINGENT (1)

Kulik, Glenn

CONTINUED (6)

Coello, Nailibeth – 180 days
Covitz, Joel – 180 days
Drummond, Toshia – 180 days
Kereszturi, Csaba – 30 days
Musser, Joseph – 30 days
Sawyer, Nelson – 180 days

WITHDRAWN (5)

Bounds, Bryce
Brown, Jr., Tommy
Caple, Justin
Galvagna, Stephen
Pearson, Jr., Robert

PULLED (4)

Anderson, Brandon
Hernandez, William
Lindley, Richard
Marczak, Michael

DENIED (2)

Chacon, Robert
Miller, James

**** RATIFICATION OF FRO LIST – DIV I ****

- **April 2023 - Approved**

FINAL ACTION – DIVISION II

Division II Board members met for Final Action on April 13th, 2023 from 9:30 – 9:40am. Mr. Cesarone led the meeting. Absent: Lawson

Case #(s): 2022037102

BRADLEY, JUSTYN S

License #(s): CPC1459041

Pay administrative fines in the amount of \$500.00 and costs of \$215.91

Not Present

Case #(s): 2022045648

HOUSER, SCOTT DAVID

License #(s): CCC1331037 / CCC1330801

30 - DAY CONTINUANCE

Case #(s): 2021057393

JUSTICE, STEVEN CRAIG

License #(s): CPC1456658

Previous Final Order Vacated

Probation for 2 years

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

Pay administrative fines in the amount of \$3,000 and costs of \$158.39

Present

Case #(s): 20220226278

MONTEAU, GREGORY CHARLES

License #(s): CCC1331037 / CCC1330801

Probation for 2 years

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

Pay administrative fines in the amount of \$2,500 and costs of \$160.10

Not Present

Case #(s): 2022026282

MONTEAU, GREGORY CHARLES

License #(s): CCC1331037 / CCC1330801

Probation for 2 years

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

Pay administrative fines in the amount of \$2,500 and costs of \$151.53

Not Present

Case #(s): 2022026285

MONTEAU, GREGORY CHARLES

License #(s): CCC1331037 / CCC1330801

Probation for 2 years

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

Pay administrative fines in the amount of \$2,500 and costs of \$151.53

Not Present

Case #(s): 2022061493

NORTON, NATHAN A

License #(s): CCC1328372

Voluntarily Relinquished

Pay administrative fines in the amount of \$5,000 and costs of \$287.45

Restitution to Beth Janu amount to be determined by the FHCRF

Not Present

Case #(s): 2022039836

SITTIG, BILL JUNIOR

License #(s): CPC1459127

30 DAY CONTINUANCE

Case #(s): 2018055560

TACKETT, JEFFREY EARL

License #(s): CAC1815308 / CCC1157974 / CCC57974

30 DAY CONTINUANCE

FINAL ACTION DIVISION I & II

Division I & II Board members met for Final Action on April 13th, 2023 from 9:47 – 10:03am. Mr. Cesarone led the meeting. Absent: Lawson, Barreto, and Zettle.

Case #(s): 2022011141 / 2022012445 / 2022014115 / 2022021100

BELLO, HILLARY

License #(s): FRO9943

REVOCACTION

Pay administrative fines in the amount of \$20,000.00 and costs of \$500.00

Restitution: Jill Tinsley / Lisa Quaglieri / Irving Ho / Dyanne Smith – amounts to be determined by the FHCRF

Not Present

Case #(s): 2022012274

BELLO, HILLARY

License #(s): FRO9943

REVOCAION

Pay administrative fines in the amount of \$5,000.00 and costs of \$97.68

Restitution: Asa Svensson amount to be determined by the FHCRF

Not Present

Case #(s): 2022025876

GONZALEZ, ARIEL PEDRO

License #(s): CGC1517322 / CFC1430938 / CFC1431005 / CFC114331269 / CFC14311600 / FRO8512

Pay administrative fines in the amount of \$1,500.00 and costs of \$135.64

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

Not Present

Case #(s): 2022015174

GRAHAM, WILLIE RUSSELL

License #(s): FRO10195 / FRO10827

REVOCAION

Pay administrative fines in the amount of \$10,000.00 and costs of \$239.31

Restitution: James Schweitzer - amount to be determined by the FHCRF

Not Present

Case #(s): 2022028777

KOSAREK, RICHARD VANCE

License #(s): CGC47508 / CUC49482

Pay administrative fines in the amount of \$5,000.00 and costs of \$670.07

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

Not Present – Legal representative Chris Cobb Present

Case #(s): 2022037119

LAWSON, CHADWICK B

License #(s): CBC1260813 / CBC1263983 / CCC1331304

Pay administrative fines in the amount of \$500.00 and costs of \$273.18

Not Present

Case #(s): 2022025327

MOORE, ROBERT T

License #(s): FRO12215

Pay administrative fines in the amount of \$500.00 and costs of \$316.35

Not Present

Case #(s): 2020054931

MULKEY, SHANE JOSEPH

License #(s): CCC1331940 / SCC131152419

30 DAY CONTINUANCE

Case #(s): 2022034248

PRENDERGAST, JOHN JAMES

License #(s): CPC1457142 / FRO6471

Probation for 2 years

Pay administrative fines in the amount of \$7,500.00 and costs of \$199.79

Restitution to William Herman in the amount of \$15,000.00

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

Present

Case #(s): 2022030153

RUA, ROESMEL

License #(s): FRO10832

Probation for 2 years

Pay administrative fines in the amount of \$5,000.00 and costs of \$365.36

Restitution to Beth Elaine Perez in the amount of \$13,600.00

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

Not Present

Case #(s): 2021004583 / 2021055089 / 2022023857

SMATHERS, TIMOTHY HAKIN

License #(s): CCC1330571 / CGC1517977

Probation for 4 years

Pay administrative fines in the amount of \$15,000.00 and costs of \$664.67

Restitution to Delphine McLeroy in the amount of \$47,910.00 and to Stephanie Thomas in the amount of \$50,000.00 – Restitution previously paid in full to claimant in third case

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

Not Present

FINAL ACTION - DIV I

Division I Board members met for Final Action on April 13th, 2023 from 10:30 – 10:43am.

Mr. Feaster led the meeting. Absent: Barreto and Zettle

Case #(s): 2022026238

BALDNER, DANIEL K

License #(s): CBC1251548

Probation for 2 years

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

Pay administrative fines in the amount of \$12,500 and costs of \$258.40

Restitution to Robert Bowermaster in the amount of \$16,875.00

Not Present

Case #(s): 2022036379

BENTLEY, JUDSON MICHAEL

License #(s): CBC58138

180 DAY CONTINUANCE

Case #(s): 2022019699

BERGUM, JUSTIN JUDE

License #(s): CBC1263116

REVOCAION

Pay administrative fines in the amount of \$7,500.00 and costs of \$191.67
Restitution to Michael Lloyd Kozenieski amount to be determined by FHCRF
Not Present

Case #(s): 2022039837

BROWN, ERIK ELDON

License #(s): CRC1328763

30 DAY CONTINUANCE REQUESTED BY DBPR

Case #(s): 2022042423

LACOSTE, JESSE WAYNE

License #(s): CBC1265081

REVOCAION

Pay administrative fines in the amount of \$12,500.00 and costs of \$181.26
Restitution to John Phillip Harrell in the amount of \$50,000.00
Not Present

Case #(s): 2022039858

MARTIN, GREGORY ANDREW

License #(s): CGC1508362

REVOCAION

Pay administrative fines in the amount of \$10,000.00 and costs of \$41.84
Not Present

Case #(s): 2022002202

TEWKSBURY, CRAIG

License #(s): CGC1517739

Probation for 2 years

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

Pay administrative fines in the amount of \$4,000.00 and costs of \$263.29
Not Present

PROBATION DIVISION II

Division II Board members met for Probation on April 13th, 2023 from 8:30 – 9:20am. Ms. Ross led the meeting. Absent: Lawson

Barnett, Winthrop – CMC24313

- Appearance 1 of 8
- Last appearance (unsatisfactory)
- Unsatisfactory
- Stay Lifted
- Present

Cortes, Felipe De Oliveira – CCC1331572 / CFC14304197 / CMC1250791 / CMC1251013 / CVC57121 / CPC1459728

- Appearance 1 of 4
- Satisfactory
- Cautioned to submit separate packets for each business in future appearances
- Present

Quintero, Bernardo – CCC1329992 / CFC1428973 / CFC1429405

- Appearance 4 of 4
- Satisfactory
- Probation Completed
- Present with Spanish Translator

Rodriguez (Meza), Norma Adelina – CCC1332628

- Appearance 1 of 4
- Satisfactory
- Cautioned to add Recovery Fund & Lien Law Language to all future contracts
- Present

Westman, Jacob Cole – CCC1331937

- Appearance 1 of 4
- Continued from February 2023 Stay Lifted Agenda
- Satisfactory - Contingent on next probation packet including providing bank account information gathering restitution in escrow and payment plan for fines/costs approved and must be completed by June 2023.

STAYS OF SUSPENSION TO BE LIFTED- FOR FAILURE TO COMPLY

The following licensees have failed to provide proof of compliance with the terms of a previously entered final order. The stay of suspension of their license will be lifted upon the Board's action:

Geary, Kenneth – CAC35593

- 2 of 4 Satisfactory Appearances – 1 continuance / 1 unsatisfactory result / 1 satisfactory result / 1 "In-house" satisfactory result (Case No. 2017056595): Failure to provide April packet
- Satisfactory - Contingent on staff completing in-house review based on submitted packet within 30 days

PROBATION DIVISION I

Division I Board members met for Probation on April 13th, 2023 from 11:01–11:53am. Mr. Wilson led the meeting. Absent: Barreto and Zettle

Barnett, Winthrop – CGC1508084

- Appearance 8 of 16
- Last appearance contingent
- Satisfactory - Contingent on proof of Stop Work Order not being in his name
- Present

Blondet, John – CGC1505404

- Appearance 4 of 4
- Satisfactory
- Probation Completed
- Present

Cabrera, Ricardo Alberto – CGC54329

- Appearance 1 of 4
- Satisfactory - Contingent on proof of updated contract with Recovery Fund and Lien Law language provided to staff within 6 months
- Present

Cortes, Felipe De Oliveira – CGC1526317 / SCC131152591

- Appearance 1 of 4
- Satisfactory
- Present

Hauptert, Kenn Allen – CBC23156

- Appearance 4 of 4
- Satisfactory
- Probation Completed
- Present

Penaranda, Jaime – CGC1513713

- Appearance 1 of 4
- Continued from March 2023 – Appeal Dismissed (October 2022)
- Satisfactory - Contingent on payment plan & restitution being arranged and fully complete packet submitted
- Present with Spanish Translator

Ruggiano, Anthony – CGC1510808

- Appearance 3 of 4
- Bank records / Expired Workers Comp
- Satisfactory – Contingent on updated insurance provided to staff within 30 days
- Present

STAYS OF SUSPENSION TO BE LIFTED

The following probationers failed to submit a probation package and have not submitted a request for continuance. The stays of suspension for the following licensees will be lifted upon the Committee's recommendation:

Howington, Michael – CRC1328764

- 1 of 4 Satisfactory Appearances – 1 unsatisfactory result / 1 contingent (Case No. 2020050929): Failure to provide April packet
- Stay Lifted
- Not Present

Tysinger, Harry Charles – CGC58810

- 0 of 4 Satisfactory Appearances – 1 continuance / 2 contingent became unsatisfactory result / 1 stay lifted / 1 prior reinstatement (Case No. 2018056451): Failure to provide April packet, reinstated January 2023
- Granted 90 day continuance to July 2023
- Present

STAYS OF SUSPENSION TO BE LIFTED FOR FAILURE TO COMPLY

The following licensees have failed to provide proof of compliance with the terms of a previously entered final order. The stay of suspension of their license will be lifted upon the Board's action:

Fann, Elliot – RR282811077

- 0 of 4 Satisfactory Appearances – Delinquent Active (Case No. 2022004056): overdue fine of \$2,500.00 and costs of \$115.65
- Stay Lifted
- Not Present

Olave, Jesus Adolfo – CBC1254342 / CBC1264758

- 0 of 4 Satisfactory Appearances – First appearance (July 2023) (Case No. 2022028852): overdue fine of \$5,000.00 and costs of \$402.85.
- No action required, fine paid in full after packet was sent to Board
- Present

TERMINATION LIST

The following probationers received In-House Satisfactory appearances for this meeting, and are eligible for Early Termination consideration, or have concluded the terms of Probation upon the Committee's ratification:

Fernandez, Luis Eduardo – CGC1517922

- 4 of 4 Satisfactory Appearances – 1 satisfactory result / 2 "In-House" satisfactory results
- Probation Completed
- Not Present

GENERAL SESSION

The meeting was called to order by Mr. Donald Cesarone, at 8:31am – 9:12am. Mr. Cawthon gave the Invocation. Mr. Strickland led the Pledge of Allegiance.

REVIEW OF MEETING MINUTES

- March 2023 - Approved

CHAIRMAN'S REPORT- Donald Cesarone

Suggested forming a committee specifically to review endorsement applications. It was determined Board will wait until 2023 legislative session has concluded and the proposed bills related to state licensure have been decided – **report approved**

EXECUTIVE DIRECTOR'S REPORT- Amanda Ackermann

Ms. Ackermann stated that session is ongoing and CILB is monitoring all related bills. Excused absences for Barreto and Zettle and Unexcused for Lawson – **report approved**

PROSECUTING ATTORNEY'S REPORT- Sally Raines

Ms. Raines introduced Joseph Endicott as the new prosecuting attorney – **report approved**

HEARING AND PETITIONS

Benzell, Lance – Informal Hearing (Div II)

Not Present – Legal Rep Rachel Clark Present

Motion to vacate previous denial and grant license - Approved

Byars, Jr., William – Informal Hearing (Div II)

Present

Motion to vacate previous denial and grant license contingent on proof of W4 from proposed entity and completion of 7-hour laws and rules course within 30 days

Sapp, Mark – Petition for Variance and Waiver (Div I & II)

Present

Motion made to deny waiver, seconded. Petition is Denied.

COMMITTEE REPORTS

EXAMS/CE/PUBLIC AWARENESS COMMITTEE – Wood

Ms. Wood gave the following report:

AEC Daily Corporation

1st Course: How to Specify Magnesium Oxide Sheathing in Commercial Construction - **denied**

2nd Course: Hydraulic Door Applications - **denied**

C2N Code Solutions Group

(verbally amended that submissions are all webinars)

1st Course: Business Aspects of Contracting in Florida - **approved**

- 2nd Course: Change of Building Use and Occupancy - **approved**
3rd Course: Contractor Licensing – **approved**
4th Course: Flood Resistant Requirements Florida Building Code – **approved contingent**
5th Course: Hurricane Mitigation Retrofits for Existing Site-Built Single Family Residential - **approved**
6th Course: Safeguards During Construction – **approved**
7th Course: Workers Comp & Florida Contractors – **approved**

CEI of America Inc

- 1st Course: Workplace Safety – **approved**

FRSA Educational and Research Foundation

- 1st Course: Fall Protection – What Employers Need to Know – **approved**
2nd Course: Service Department Leadership Revelations – **approved**

Koning Enterprises Inc. DBA Contractors Institute

- 1st Course: CILB Renewal Course – Business Topics – **approved contingent**
2nd Course: Inspecting Cement Stucco for Code Compliance – **approved**
3rd Course: Inspecting Cement Stucco for Code Compliance (internet) – **approved**

Watershape Inc

- 1st Course: Construction 2111 – Essential Pool Construction – **approved**

OLD BUSINESS

Removal of Board materials from laptops.

NEW BUSINESS

The board wished outgoing counsel Chris Dierlam luck in his new position and welcomed Tim Frizzell as the new acting board counsel.

- Jonathan Cook was introduced as the new CMC board member
- The board requested an updated phone list including new staff, new board members and new counsel
- Executive Director, Mandie Ackermann, asked if the board wanted to continue reviewing applications for corporations with multiple representatives that refuse to provide social security numbers. Motion and seconded to allow in-house staff approval of applications for publicly traded companies and corporations, motion is approved.

With no further business, the meeting was adjourned at 9:12am