

FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD

**Hilton St. Augustine Historic Bayfront
32 Avenida Menendez
St. Augustine, FL 32084
904.829.2277**

May 8, 9-11, 2018

MEETING MINUTES

Approved August 10th, 2018

Board Members Present

Rick Kane, Chair
Keith Lawson, II, Vice Chair
William "Brian" Cathey
Donald Cesarone
Christopher Cobb
Brian Donovan
James "Jim" Evetts
Ted Feaster
Edgar Laney
Robert Maphis
Edward McCullers
Rachelle Wood

Board Members Absent

Aaron Boyette
Michael Strickland
Frank Cawthon
Scott Thomason - partial

Others Present

Dan Biggins, Executive Director, DBPR
Donald Shaw, Senior Management Analyst Supervisor, DBPR
Aimee Odom, Government Analyst I, DBPR
Ian Brown, Chief Construction Attorney, DBPR
Jerry Hosey, Assistant Construction Attorney, DBPR
Jim Burkhart, Assistant Construction Attorney, DBPR
Rachel Clark, Legal Advisor, AGO

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION II

Division II Board members met for Additional Business Entities Review on May 9, 2018 from 2:00- 3:52pm. Mr. Thomason led the meeting. Of the 27 applications on the agenda, 16 were approved, 1 was approved contingent, 7 were continued, 2 were denied, and 1 was withdrawn.

APPROVED (16)

Alvarez, Leandro
Carel, Brent
Cipolla, Leonard
Davis, John
Fansler, Jason
Grenald, Julian
Hernandez, John
Herriford, Matthew
Kerney, Mark
Linardic, George
Mumford, Michael
O'Blenis, Robert
Stover, William
Stover, William
Vergona, Michael
Walter, Shawn

APPROVED CONTINGENT (1)

Purcella, Jeffery

CONTINUED (7)

Acevedo, Reinier – 90 day continuance
Cancio, George – 30 day continuance
Crocker, Robert – 90 day continuance
Hicks, Michael- 90 day continuance
Purcella, Jeffery- 60 day continuance
Rangel, Rigoberto- 90 day continuance
Sauter, Winfriend- 60 day continuance

DENIED (2)

Reutlinger, Adolfo
Reyna, Angel

WITHDRAWN (1)

Lee, Christian

APPLICATION REVIEW DIVISION II

Division II Board members met for Application Review on May 9, 2018, from 4:03 –5:41pm. Mr. Lawson led the meeting. Of the 40 applications on the agenda, 28 were approved, 6 were continued, 4 were denied, 1 was withdrawn and 1 was pulled.

APPROVED (28)

Adams, John
Alfonso, Julio
Andrade, Hector
Bleiler, David
Caro, Jose
Cutler, Mark
Dionne, Timothy
Doerr, Douglas
Dudeck, Chad
Eckley, Bryan
Frebe, Brian
Green, Kevin
Guerra, Abdiel
Hall, Marshall
Hathaway, Simon
Jacobs, Jonathan
Marti-Laracuente, Efrain
McCabe, Michael
Mullgrav, John
Pollard, Brian- downgrade to CRC
Purcella, Jeffery
Scott, Tom
Slaman, David
Tadlock, Dale
Thomas, Christopher
Weigel Zakarian, Jessica
Williams, Derek
Zadrozny Barrientos, Omkar

CONTINUED (6)

Cardenas, Guadalupe- 30 day continuance
Derogatis, David- 180 day continuance
Dragoni, Marcos- 30 day continuance
James, Jason- 30 day continuance
Morris, Eric- 30 day continuance
Strutzel, Chad- 60 day continuance

DENIED (4)

Gibson, Christopher
Huber, Charles
Lantz, Christopher
Smith, Virgil

WITHDRAWN (1)

Perry, Raeford

PULLED(1)

Gonzalez Mendoza, Rafael

Division II voted unanimously to ratify the list of financially responsible officer approvals.

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION I

Division I Board members met for Additional Business Entities Review on May 10, 2018, from 1:30 – 3:20pm. Mr. Maphis led the meeting. Of the 48 applications on the agenda, 29 were approved, 11 were approved contingent, 3 were continued, 3 were denied, and 2 were withdrawn.

APPROVED (29)

Abate, Paul
Arnow, Thomas
Baxter, Harold
Bennett, Kevin
Buchanan, Robert
Cardella, Francesco
Cavalier, John
De Los Santos, Orlando
Diaz de Villegas, Rene
Ekey, Benjamin
Fansler, Jason
Ford, Seth
Fuentes, Maria
Garon, Adam
Hendrix, Todd
Kenyon, Matthew
Lopez, Juan
Merced, Eric
Mooney, Ronald
Mumford, Michael
Newton, Kyle
Sackett, David
Salter, Jody
Shaffren, Glenn
Torres, Silvia
Williams, Robert
Woods, Adrian
Zehner, John
Zoellner, Douglas

APPROVED CONTINGENT (11)

Adams, Carl
Bessey, Jeff
Blasucci, Joseph
Crawford, David
Daminato, Etalo
Egolf, Christopher
Fowles, Russell

Lopez, Victor
Montera, Dianelis
Schmitt, John
Waller, George

CONTINUED (3)

Infantino, Franco – 30 day continuance
McIntyre, Michael – 30 day continuance
McGarity, Shane- 180 day continuance

DENIED (3)

Burkholder, Kevin
Friedman, Jason
Strawbridge, Vincent

WITHDRAWN (2)

Coffman, Donald
Hicks, Michael

APPLICATION REVIEW DIVISION I

Division I Board members met for Application Review on May 10, 2018, from 3:30– 4:03p.m. Mr. Evetts led the meeting. Of the 12 applications on the agenda, 6 were approved, 3 were denied, 2 were withdrawn, and 1 was pulled.

APPROVED (6)

Bennett, Stacy
Brewer, Jacob
Elkhatib, Omar
Londeree, Ernest
Perez, Gabriel
Van Dyk, Daniel

DENIED (3)

Elwood, Kenneth
Krips, Jack
Markel, Richard

WITHDRAWN (2)

Busuttil, John
Howell, Craig

PULLED (1)

Roberts, Horace

Division I voted unanimously to ratify the list of financially responsible officer approvals.

Division II Board members met for Final Action on May 10, 2018, from 9:01am– 9:24am. Mr. Lawson led the meeting.

Case #(s): 2017003443

Frederick Eugene Adams

License #(s): CPC1456534

12805 79th Street

Fellsmere, FL 32948-5630

Satisfy civil judgment

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

Pay administrative fines in the amount of \$500 and costs of \$62.59

Present at hearing

Case #(s): 2016049947, 2017008425

William Robert James

License #(s): CPC1457569

516 Temple Street

Satellite Beach, FL 32937

Probation for 2 years

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

Pay administrative fines in the amount of \$7,500 and costs of \$500

Present at hearing

Case #(s): 2017047817, 2017047815, 2017045863

Anthony Allen Marth

License #(s): CPC1457480

W1450 South Shore Dr.

East Troy, WI 53210

Restitution in the amount of \$60,665.00

Pay administrative fines in the amount of \$30,000 and costs of \$1,160.87

Not present at hearing

Case #(s): 2017008915

John S. Saccone, II

License #(s): CAC1817047

1674 County Road 308

Crescent City, FL 32112

Probation for 2 years

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

Pay administrative fines in the amount of \$7,000 and costs of \$376.86

Present at hearing

Case #(s): 2017014116

Michele L Tauscher

License #(s): CCC1329155

843 North Dixie Freeway

New Smyrna Beach, FL 32168

Restitution in the amount of \$

Probation for 2 years

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

Pay administrative fines in the amount of \$5,000 and costs of \$315.10

Present with counsel at the hearing

Case #(s): 2017012689

Labron Edwin Taylor, Jr.

License #(s): CVC56667

5109 Meadows End

Lakeland, FL 33810

Restitution in the amount of \$8,872.22

Probation for 4 years

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

7hours additional live Continuing Education w/ emphasis on Financial Management

Pay administrative fines in the amount of \$2,500 and costs of \$381.87

Present with counsel at the hearing

Division I & II Board members met for Final Action on May 10, 2018, from 9:31am– 10:02am. Mr. Kane and Mr. Lawson led the meeting.

Case #(s): 2017011957

Timothy Cox

License #(s): CBC1254195, CCC1327608

7512 Phillips Blvd. #50-938

Orlando, FL 32189

Restitution in the amount of \$\$4,923.07

Pay administrative fines in the amount of \$20,000 and costs of \$340.05

Not present at hearing

Case #(s): 2017012762

Timothy Cox

License #(s): CBC1254195, CCC1327608

7512 Phillips Blvd. #50-938

Orlando, FL 32189

Restitution in the amount of \$\$8,721.08

Pay administrative fines in the amount of \$20,000 and costs of \$223.91

Not present at hearing

Case #(s): 2016018832

Mark Fazzary

License #(s): CGC1507777, CCC1328370

P.O. Box 1875

Crystal River, FL 34423

PULLED

Case #(s): 2017015059

Yichun Han

License #(s): CAC1813483, CBC1253623

2765 West Hannon Hill Dr.

Tallahassee, FL 32309

Probation for 2 years for Division I

Probation for 4 years for Division II

7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$5,500 and costs of \$127.86
Present with counsel at hearing

Case #(s): 2017014584

William Manning

License #(s): CCC1329522, CBC1252962

P.O. Box 891

Midway, FL 32343

Revocation

Pay administrative fines in the amount of \$20,000 and costs of \$133.06

Not present at hearing

Case #(s): 2017009293

Howard Shane Shafer

License #(s): CBC1256581, CCC1328616

135 Jenkins Street, Ste. 105B-208

St. Augustine, FL 32086

Continued for 1 year

Present at hearing

Case #(s): 2017019270

Howard Shane Shafer

License #(s): CBC1256581, CCC1328616

135 Jenkins Street, Ste. 105B-208

St. Augustine, FL 32086

Continued for 1 year

Present at hearing

Division I Board members met for Final Action on May 10, 2018, from 10:19am– 10:55am. Mr. Kane led the meeting.

Case #(s): 2017001710

Jose Alvarez

License #(s): CGC1516851

1580 NE 11th Street

Homestead, FL 33033

VOLUNTARY RELINQUISH

Pay administrative fines in the amount of \$1,000 and costs of \$134.61

Not present at hearing

Case #(s): 2016059143

Mark Cagni

License #(s): CGC32984

P.O. Box 1045

Clearwater, FL 33757

Probation for 4 years

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

Pay administrative fines in the amount of \$5,500 and costs of \$514.25
Not present at hearing

Case #(s): 2016044253

Benny Calzon

License #(s): CGC1514577

20861 Leonard Rd.

Lutz, FL 33558

Continued for 1 year

Present with counsel at hearing

Case #(s): 2017037762

Orlando Cuello

License #(s): CGC1511064

3570 West 16 Avenue, Ste. 104

Hialeah, FL 33012

Restitution in the amount of \$\$6,692.56

Probation for 2 years

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

Pay administrative fines in the amount of \$14,000 and costs of \$31.65

Not present at hearing

Case #(s): 2017001962

Kevin Michael Derheimer

License #(s): CRC1328868

9811 Gulf Shore Drive #103

Naples, FL 34108

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

Pay administrative fines in the amount of \$5,000 and costs of \$699.23

Present at hearing

Case #(s): 2017015374

Dominick Izzo

License #(s): CGC1506569, CRC050269

1326 CCPKWY E.

Cape Coral, FL 33904

Restitution in the amount of \$\$37,352.57

Pay administrative fines in the amount of \$10,000 and costs of \$464.41

Not present at hearing

Case #(s): 2016018770

Scott Larkins

License #(s): CBC1254475

4021 Goldsmith Rd.

Brooksville, FL 34602

Dismissed

Present at hearing

Case #(s): 2017007334

Jaime Penaranda

License #(s): CGC1513713

2497 SW 126 Way

Miramar, FL 33027

Probation for 2 years

Pay administrative fines in the amount of \$6,000 and costs of \$163.44

Present at hearing

Case #(s): 2016039516

Michael Thomas Susdorf

License #(s): CBC1251662

P.O. Box 28

Silver Springs, FL 34489

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

Pay administrative fines in the amount of \$2,000 and costs of \$462.96

Not present at hearing

Case #(s): 2017012287, 2017051925

Russell Thomas

License #(s): CBC15015

3540 NW 56th Street, Ste.207

Ft. Lauderdale, FL 33309

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

Pay administrative fines in the amount of \$6,500 and costs of \$627.99

Not present at hearing

Case #(s): 2016048136

Vito Andi

License #(s): CGC1515245

4511 Cinderbed Drive

Jacksonville, FL 32257

Probation for 2 years

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

7 hours additional live Continuing Education w/ emphasis on Financial Management

Pay administrative fines in the amount of \$5,000 and costs of \$420.46

Present at hearing

PROBATION

Division II Board Members convened for Probation on May 10, 2018 from 8:30am – 9:00am. Ms. Wood led the meeting.

BRUNO, IV, LOUIS -CAC1817131

Result: Satisfactory

GUINOVART, JORGE - CCC1328793

Result: Satisfactory

KLEINBERGER, ANDREW- CCC1327195

Result: Satisfactory

LAWHORN, DONALD –CAC1814489

Result: Satisfactory

LOCK, DANIEL- CCC1330628

Result: Satisfactory Contingent

MORRIS, RICHARD – PCC051700

Result: Satisfactory

SANCHEZ, ANTONIO – CCC1329381

Result: Satisfactory

SHIELDS, JOHN – CCC056926

Result: 60 day continuance

STOKES, JICE, CCC1325668

Result: Satisfactory

WARHURST, MATTHEW- CAC1816451

Result: Satisfactory

***Division I Board Members convened for Probation on May 10, 2018, from 11:00am – 11:40am.
Mr. Kane led the meeting.***

AARON, ROY- CBC05687

Result: Satisfactory

ANDERSON, MONTY- CBC1253453

Result: Satisfactory

ATTARD, DAVID- CBC1256330

Result: Satisfactory

BASKIN, SID- CBC1256033

Result: Satisfactory

BRUST, JASON- SCC131151486

Result: Satisfactory

BUSTO, IVAN- CGC1507018

Result: Unsatisfactory

CAMPBELL, STEPHEN- CBC1255779

Result: Satisfactory

D'AMICO, PATRICK- CGC061281

Result: Satisfactory

GADSDEN, DARRELL – CBC1254324

Result: Satisfactory

GUINOVART, JORGE- CBC1259940

Result: Satisfactory

ISELIN, PHILIIPSE- CGC062205

Result: Continued

MINCY JR., IKE- CGC1516368

Result: Satisfactory

MORRIS, RICHARD- CBC48961

Result: Satisfactory

PENARANDA, JAIME- CGC1513713

Result: Satisfactory

STOKES, JICE- CGC58622

Result: Satisfactory

TODOROFF, KEITH- CGC1507921

Result: Satisfactory

WHITING, RICHARD- CGC1506730

Result: Satisfactory

WILLIAMS, RONALD- CGC1510139

Result: Satisfactory

REINSTATE STAY OF SUSPENSION:

WOOD, RAYMOND- CGC002283

GENERAL SESSION

The meeting was called to order by Rick Kane, at 9:02am. Mr. Cathey gave the Invocation. Mr. Evetts led the Pledge of Allegiance.

EXECUTIVE DIRECTOR'S REPORT – Daniel Biggins

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

- Mr. Cawthon
- Mr. Boyette
- Mr. Thomason- partial

- Mr. Strickland

Mr. Biggins updated the Board about the Department's [print at home](#) licensing initiative. Mr. Biggins also reminded the Board to take the Security & Awareness Training on the Criminal Justice Information System prior to the next meeting.

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

CHAIRMAN'S REPORT – Rick Kane

After a presentation by the National Association of State Contractors Licensing Agencies ("NASCLA"), Mr. Kane requested that staff schedule a conference call [for the Endorsement Committee](#) prior to the June meeting to discuss options to accept the NASCLA examination for endorsement.

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

PROSECUTING ATTORNEY'S REPORT – Ian Brown

Mr. Brown gave the following report:

For the month of March 2018, the overall license activity case load was 944, up from 910 in February of 2018, and up from 908 in March 2017.

There were 475 cases currently in Legal to be reviewed, 197 cases awaiting PC Panel/ Initial Review Completed, 10 cases set for probable cause, 82 cases where probable cause had been found/administrative complaints filed, 1 settlement stipulation approved, 4 informal hearings requested, 0 cases awaiting outside action, 20 cases ready for default, 83 formal hearings requested, 0 case referred to DOAH, 4 cases in settlement negotiations, 0 case pending board date, 56 cases set for board presentation, 12 cases awaiting final orders, 0 cases under appeal and 0 cases had been re-opened.

For the month of March 2018, 125 cases were closed; this included 19 Final Orders with Discipline.

Mr. Brown also introduced Attorney, Jim Burkhart from OGC who will be joining him at upcoming CILB meetings.

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

ATTORNEY GENERAL'S REPORT – Rachel Clark

BARBER, III, JOHN W. – REQUEST FOR INFORMAL HEARING

Mr. Bento was not present.

Ms. Clark presented this case stating Mr. Barber's application for a Certified Class A Air Conditioning Contractor's license was denied at the February 2018 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Department of Business & Professional Regulation
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Administrative Code. The Notice of Intent to Deny was filed in March of 2018. Mr. Barber timely requested board reconsideration.

After discussion, the board voted to vacate the previous denial and allow the applicant to withdraw.

BURGOS, CAMILLE – REQUEST FOR INFORMAL HEARING

Continued for 90 days.

COSTIN, CHARLES ALLEN – REQUEST FOR INFORMAL HEARING

Pulled from agenda

SANCHEZ, ANTONIO – REQUEST FOR INFORMAL HEARING

Mr. Sanchez was present.

Ms. Clark presented this case stating Mr. Sanchez’s application for a Certified General Contractor’s license was denied at the August 2017 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 September of 2017. Mr. Sanchez timely requested board reconsideration.

After discussion, the board voted to uphold the denial.

WHEELER, MATTHEW – REQUEST FOR INFORMAL HEARING

Mr. Wheeler was present.

Ms. Clark presented this case stating Mr. Wheeler’s application for a Certified Building Contractor’s license was denied at the February 2018 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 March of 2018. Mr. Wheeler timely requested board reconsideration.

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

COMMITTEE REPORTS

EXAMS/CE/PUBLIC AWARENESS COMMITTEE – Ted Feaster

Mr. Feaster gave the following report:

@ HOME PREP – A DIVISION OF STAUTZENBERGER COLLEGE

1st course: Goal Setting Theories & Application to Construction Business: **denied**

BUILDING OFFICIALS ASSOCIATION OF FLORIDA (BOAF)

1st course: An Inspector’s Guide to Floor Trusses: **approved**

2nd course: Automated Vehicular Gate Systems and Code Compliance: **approved**

3rd course: Fire Rated OSB for Wall and Roof Sheathing Applications: **approved**
4th course: Floodplain Design, Construction, and Impacts on Flood: **approved**
5th course: Floodplain for MEP's: **approved**
6th course: Residential Roofing: **approved**
7th course: Solar Energy System Certification and Permitting: **approved**
8th course: Technological Advancements in Inspections: **approved**
9th course: Wall Panels: **approved**

DURABILITY, INC.

1st course: Corrosion Control: **approved**

EVERGREEN MEDICAL SERVICES, INC.

1st course: Medical Gas Installer and Brazing Class ASSE 6010: **approved**

EZEKIEL ENTERPRISES, LLC

1st course: 14 Hour Contractor Continuing Education Course: **approved**

FLORIDA ASSOCIATION OF BUILDING INSPECTORS, INC.

1st course: FABI Advanced Mechanical Inspections : **approved**

G. STEPHENS & ASSOCIATES, INC.

1st course: Citizens 4-Point Inspection Form: **approved**

2nd course: Inspection Report Writing: **approved**

HG & ASSOCIATES, INC.

1st course: Business Knowledge and Tools for Today's Florida Contractor: **approved**

INTERNATIONAL CODE COUNCIL

1st course: Best Practices for Designs and Permitting for Solar PV Systems: **approved**

KNOTT, EBELINI, HART, P.A.

1st course: Immigration & Employment Basics for Construction Pros: **approved**

MERCURY ENTERPRISES, INC. DBA MERCURY MEDICAL

1st course: Medical Gas Systems Inspector ASSE 6020: **approved**

2nd course: Medical Gas Systems Maintenance Personnel ASSE 6040: **approved**

REDVECTOR.COM, INC.

1st course: Data Centers: Connectivity Requirements and Architectural Layouts (RV-10582): **approved**

2nd course: Data Centers: Planning, Siting, and Selecting (RV-10581): **approved**

WALLACE, WELCH & WILLINGHAM, INC.

1st course: Effective Strategies to Reduce Auto Accidents: **approved**

2nd course: Planning to Recover from the Unexpected: **approved**

3rd course: Your Greatest Threat to Cyber Security :**approved**

RULES/PUBLIC/LEGISLATIVE COMMITTEE – Chris Cobb

Mr. Cobb gave the following report:

61G4-12.008: Time for Compliance with Final Order

- Language approved by Board: 11/8/17
- Sent to OFAAR: 1/9/18
- Rule Development Published: 8/1/17
- Notice Published: 1/17/18

61G4-15.032: Certification of Swimming Pool Specialty Contractors

- Language approved by Board: 2/16/18

61G4-18.001: Continuing Education Requirements for Certificate holders and Registrants

- Language approved by Board: 11/8/17
- Rule Development Published: 2/7/18
- Notice Published: 2/27/18

Draft Language for proposed new rule 61G4-12.007- Placing deadline for submitting additional board agenda materials: Language Approved

With nothing further to report the board voted to approve this report.

OLD BUSINESS

Removal of old materials from laptops.

NEW BUSINESS:

Mr. Cobb stated that he and Mr. Cathey drafted a letter signed by all Board Members, commending the hard work and dedication Mr. Ian Brown has provided to the Board and the construction industry, and praising the leadership he has provided to his staff attorneys over the years.

With no further business the meeting was adjourned at 10:47am.