

FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD

**Hutchinson Island Marriott
555 NE Ocean Blvd
Stuart, FL 34996
772.225.3700**

May 7, 8-10, 2019

MEETING MINUTES

Approved July 12th, 2019

Board Members Present

Frank Cawthon
Donald Cesarone
Brian Donovan
James "Jim" Evetts
Ted Feaster
Edgar Laney
Robert Maphis
Edward McCullers
Michael Strickland
Rachelle Wood

Board Members Absent

Keith Lawson, II, Chair- appeared by phone
Aaron Boyette, Vice Chair
William "Brian" Cathey
Rick Kane

Others Present

Dan Biggins, Executive Director, DBPR
Donald Shaw, Senior Management Analyst Supervisor, DBPR
Aimee Odom, Government Analyst, DBPR
Brian Lynch, Regulatory Consultant, DBPR
Ian Brown, Chief Construction Attorney, DBPR
Sally Raines, Deputy Chief Construction Attorney, DBPR
Kim Fluharty-Denson, Assistant Construction Attorney, DBPR
Rob Milne, Legal Advisor FHCRF, AGO

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION II

Division II Board members met for Additional Business Entities Review on May 8, 2019 from 1:00-2:40 pm. Mr. McCullers led the meeting. Of the 30 applications on the agenda, 13 were approved, 3 were approved contingent, 1 was denied, 8 were continued, 1 was pulled, and 4 were withdrawn.

APPROVED (13)

Earman, John
Facciobene, Adam
Francis, Damion
Gray, Christopher
Ho, Pui Fat
Holmes, Robert
Holmes, Robert
Metivier, John
Morejon, Elpidio
Raines, Robert
Romero, Marcos
Sullivan, Richard
Waters, James

APPROVED CONTINGENT (3)

Molenaar, Erick
Sabourin, Bruce
Sanchez, Jason

DENIED (1)

Renner, Patrick

CONTINUED (8)

Falcon, Sylviana- 30 day continuance
Golden, Ronald- 180 day continuance
Lowman, Jonathan- 180 day continuance
Martin, Nicholas- 90 day continuance
Medina, Ernesto- 180 day continuance
Starling, Ronald- 180 day continuance
Vickery, Steven- 180 day continuance
Walley, Shannon- 90 day continuance

PULLED (1)

Grow, Noel

WITHDRAWN (4)

Haas, Edward
Lee, Christian
Matute, Ezzard
Topole, Alexandra

APPLICATION REVIEW DIVISION II

Division II Board members met for Application Review on May 8, 2019 from 2:52– 3:51pm. Mr. Cesarone led the meeting. Of the 29 applications on the agenda, 8 were approved, 1 was approved contingent, 2 were denied, 13 were continued, 2 were pulled, and 3 were withdrawn.

APPROVED (8)

Cochran, Ryan
Conley, Morgan
Dunham, Robert- change of status to individual
Petrillo, Matthew
Reidy, David
Spinner, Christopher
Tabor, Eric
Vaughn, Raymond

APPROVED CONTINGENT (1)

McNeal, George

DENIED (2)

Butler, Michael
Thornton, Kasie

CONTINUED (13)

Caceras, Sergio- 180 day continuance
Carter, Gordon- 30 day continuance
Coats, Michael- 365 day continuance
Davey, Paul- 30 day continuance
Fountain, Donnie- 30 day continuance
Francis, Walter- 180 day continuance
Gutierrez, Ricardo- 30 day continuance
James, Thomas- 180 day continuance
Janssen, Ervin- 30 day continuance
McClain, Harvey- 180 day continuance
Medley, Delmar- 30 day continuance
Roebuck, Donald- 30 day continuance
Sanches, Roseangela- 120 day continuance

PULLED (2)

Childs, Matthew
Harrer, John

WITHDRAWN (3)

Amkraut, Zacharie
Cooper, Anthony
Johnson, David

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 9, 2019 from 1:30– 2:29pm. Mr. Cawthon led the meeting. Of the 31 applications on the agenda, 18 were approved, 3 were approved contingent, 3 were denied, 6 were continued, and 1 was withdrawn.

APPROVED (18)

Acosta, Joe
Brookshire, Garry
Coyer, Richard
Daniels, Daniel
Garcia, Paulino
Gregory, Joshua
Hidalgo, Jordan
Holmes, Robert
Holmes, Robert
Hurley, Michael
Johnston, John Sr.
Kelly, Scott
Mitchell, Jeffrey
Monville, John
Raines, Robert
Ramirez, Juan
Strasberg, Jordan
Towne, Michael

APPROVED CONTINGENT (3)

Bailey, Randolph
Morris, Eric
Sucato, Michael

DENIED (3)

Herbst, Nicholas
Herrmann, Joseph
Mehaffey, Timothy

CONTINUED (6)

Arneson, James- 30 day continuance
Garcia, Laxisvoni- 90 day continuance
Gionfriddo, Gary- 180 day continuance
Kitchiner, Brent- 60 day continuance
Lehman, Andrea- 90 day continuance
Pereira, Jorge- 180 day continuance

WITHDRAWN (1)

Palumbo, Louis

APPLICATION REVIEW DIVISION I

Division I Board members met for Application Review on May 9, 2019, from 2:41– 3:17p.m. Mr. Evetts led the meeting. Of the 18 applications on the agenda, 8 were approved, 1 was approved contingent, 3 were denied, 4 were continued, and 2 were pulled.

APPROVED (8)

Cuello, Orlando
Davis, Rashae
Elkhatib, Omar
Garcia Montes, Michael
Manke, Todd
Molnar, James
Reams, Derrick- CBC
Staines, John

APPROVED CONTINGENT (1)

Harris, Aaron

DENIED (3)

Jamal, Bill
Patel, Suraj
Woodworth, Joseph

CONTINUED (4)

Caceras, Sergio- 90 day continuance
Suarez, Francisco- 60 day continuance
Thompson, Harold- 180 day continuance
Thompson, Harold- 180 day continuance

PULLED (2)

Moore, Michael
Travis, Anthony

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

Division II Board members met for Final Action on March 14, 2019, from 9:58am– 10:52am. Mr. Lawson led the meeting.

Case #(s): 2017060100

Arlyn Hernandez

License #(s): CCC1326433

5060 SW 94th Ave.

Miami, FL 33165

Probation for 2 years

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

Pay administrative fines in the amount of \$10,000 and costs of \$47.04

Not Present

Case #(s): 2018031691

Timothy Nast

License #(s): CCC57134

138 SW 24th Street

Ft. Lauderdale, FL 33315

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

Pay administrative fines in the amount of \$1,000 and costs of \$263.27

Present

Case #(s): 2018007757

Robert Noeker

License #(s): CAC55550, CAC1819170

P.O. Box 966

Christmas, FL 32709

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

Pay administrative fines in the amount of \$1,500 and costs of \$235.77

Not Present

Case #(s): 2017048821

Darius Phillips

License #(s): CMC1250558, CMC1250582, CMC1250541, CMC57119

430 SE 2nd Ave., Apt. E23

Deerfield Beach, FL 33441

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 \$132.61

Not Present

Case #(s): 2018044725

John Louis Rodgers

License #(s): CUC32690

9079 Norod #B

Jacksonville, FL 32210

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

Pay administrative fines in the amount of \$500 and costs of \$44.54

Not Present

***Division I & II Board members met for Final Action on March 14, 2019, from 10:53am– 11:05am.
Mr. Lawson and Mr. Kane led the meeting.***

**Case #(s): 2018014225, 2018021451, 2018023432, 2018023658, 2018025143, 2018027576,
2018027627, 2018027640, 2018029302, 2018029518, 2018029980, 2018031549, 2018032951,
2018033700, 2018034900, 2018035278, 2018039060, 2018045348, 2018049342**

Adolph Carlson

License #(s): CGC1514755, CCC1329376

5028 Richard Lane West, Ste. A-B

Jacksonville, FL 32216

Restitution

Pay administrative fines in the amount of \$332,500 and costs of \$2,000

Not present

Case #(s): 2018032986

Adolph Carlson

License #(s): CGC1514755, CCC1329376
PULLED FROM AGENDA

Case #(s): 2017051951

Brittany Lee Cherup

License #(s): CBC1253889, CCC1326980
2774 N. Harbor City Blvd.
Melbourne, FL 32935
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$3,000 and costs of \$66.3
Not Present

Case #(s): 2018011300

Ivy Lynne Crowell

License #(s): CCC1328951, CAC1817048, CGC1511230
P.O. Box 300933
Fern Park, FL 32730
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$2,500 and costs of \$318.98
Present

Case #(s): 2017054433

Gregg D'Attile

License #(s): CGC45296, CFC37085, CAC1818277
4151 NW 124th Ave.
Coral Springs, FL 33065
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$1,250 and costs of \$174.15
Present

Case #(s): 2017016047

Richard McKuhen

License #(s): CCC15589, CRC24201
182 SE Ashley Oaks Way
Stuart, FL 34997
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$3,000 and costs of \$336.03
Present with Counsel

Case #(s): 2017060451

Alfredo Perez Rojas

License #(s): CCC1328188, CGC1510221
PULLED FROM AGENDA

Case #(s): 2017019270

Howard Shane Shafer

License #(s): CBC1256581, CCC1328616
PULLED FROM AGENDA

Case #(s): 2017009293

Howard Shane Shafer

License #(s): CBC1256581, CCC1328616

PULLED FROM AGENDA

Case #(s): 2015037701, 2015037979

Jice L. Stokes

License #(s): CGC58622, CCC1325668

17695 Oakwood Ave.

Boca Raton, FL 33487

NO ACTION TAKEN

Case #(s): 2016044897

Gustavo Velez

License #(s): CFC1427292, CCC1327735, CMC1249755, CUC1224687, CGC1508952

15700 NE 2nd Ave.

Miami, FL 33162

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

Pay administrative fines in the amount of \$2,500 and costs of \$315.14

Counsel Present

Division I Board members met for Final Action on March 14, 2019, from 11:19am– 11:29am. Mr. Boyette led the meeting.

Case #(s): 2016044253

Benny Calzon

License #(s): CGC1514577

20861 Leonard Rd.

Lutz, FL 33558

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

Pay investigative costs of \$59.21

Satisfy civil judgment within 90 days

Present

Case #(s): 2017025389, 2017032089

Ricardo Luis Casanueva, Jr.

License #(s): CGC1511245

1152 SW 23rd Ave.

Miami, FL 33135

Probation for 2 years

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

Pay administrative fines in the amount of \$6,250 and costs of \$242.27

Present with Counsel

Case #(s): 2017061726

Carlos Davalos

License #(s): CGC1517556, CGC1523252

18742 SW 307 Street

Homestead, FL 33030
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$3,500 and costs of \$175.70
Present

Case #(s): 2018032649

Barry Deemer

License #(s): CGC58979, CGC1527178

100 Temple Grove Dr.

Winter Garden, FL 34787

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 \$295.54

Present

Case #(s): 2018021528

Matthew Gentile

License #(s): CBC1256133

136 Salvador Place

Ormond Beach, FL 32174

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 \$396.62

Present

Case #(s): 2017051246

Mikel Hannigan

License #(s): CGC1512720, CGC1525314

130 North Mildred Ave.

Brooksville, FL 34601

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 \$59.25

Present

Case #(s): 2018027871

Travis Hill

License #(s): CGC1507489

6438 Blue Grosbeak Circle

Bradenton, FL 34202

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 \$182.16

Not Present

Case #(s): 2017041599

Mark James Souuthwick

License #(s): CGC1510812

1317 NE 16th Place

Cape Coral, FL 33909

Probation for 2 years
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$11,000 and costs of \$308.42
Present

Case #(s): 2017048289

Eric James Vande Brink

License #(s): CBC1251861

2910 Country Breeze Drive

Plant City, FL 33567

Probation for 2 years

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

Pay administrative fines in the amount of \$10,000 and costs of \$307.95

Not Present

Case #(s): 2018009194

Hugo Villabona

License #(s): CGC1512478

14624 63rd Terrace

Miami, FL 33173

Revocation

Pay administrative fines in the amount of \$10,000 and costs of \$194.62

Not Present

PROBATION

BELLO, KARLA, CCC1328030

Result: Satisfactory

BRUNELLE, JACOB, CAC1814583

Result: Satisfactory

BURKE, WILLIAM JR., CCC057690, CAC1815744

Result: Satisfactory

CORRENTE, DANTE, CPC1457759

Result: Satisfactory

GUINOVART, JORGE, CCC1328793

Result: Satisfactory

HIGHT, GARY CCC1327907

Result: Satisfactory

JENKINS, DEMETRIUS, CCC1329082

Result: Satisfactory

WILLIAMS, GREGORY SR., CCC1327297

Result: Satisfactory

STAY OF SUSPENSION TO BE LIFTED:

BRUNO, LOUIS- CAC1814583

Result: 60 day continuance

LEA, TITUS- CCC1326502

Result: 60 day continuance

MINARDI, JOSEPH- CAC1815978

Result: 60 day continuance

Division I Board Members convened for Probation on May 8, 2019, from 11:03am– 11:28am. Mr. Strickland led the meeting.

AARON, ROY, CBC056807

Result: Satisfactory

ANDERSON, MONTY, CBC1260850, CBC1253453

Result: Satisfactory

ATTARD, DAVID, CBC1256330

Result: Satisfactory

BELLO, KARLA, CGC1516792

Result: Satisfactory

BRUST, JASON, SCC131151554

Result: Satisfactory

BUSTO, IVAN, CGC1507018

Result: Satisfactory

CAGNI, MARK, CGC32984

Result: Satisfactory

CUELLO, ORLANDO, CGC1511064

Result: Satisfactory

D'AMICO, PATRICK, CGC061281

Result: Satisfactory

GADSDEN, DARRELL, CBC1254324

Result: Satisfactory

GUINOVART, JORGE, CBC1259940

Result: Satisfactory

JENKINS, DEMETRIUS, CBC1255853

Result: Satisfactory

SOUVENIR, STANLEY, CRC1329659

Result: Satisfactory

WILLIAMS, RONALD, CGC1506730

Result: Satisfactory

WOODS, RAYMOND, CBC58759

Result: Satisfactory

STAY OF SUSPENSION TO BE LIFTED:

BASKIN, SID- CBC1256033

Result: Stay lifted

BRAVERMAN, JONATHAN- CGC1518201

Result: 60 day continuance

MINARDI, JOSEPH-CBC1254893

Result: Pulled

GENERAL SESSION

The meeting was called to order by Mr. Evetts, at 9:00am. Mr. Donovan gave the Invocation. Ms. Wood led the Pledge of Allegiance.

REVIEW OF MEETING MINUTES

- Meeting Minutes for February 2019 meeting – approved
- Meeting Minutes for March 2019 meeting – approved

EXECUTIVE DIRECTOR’S REPORT – Daniel Biggins

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

- Mr. Cathey
- Mr. Boyette
- Mr. Lawson
- Mr. Kane

Mr. Biggins updated the board on pending legislation affecting the construction industry.

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

CHAIRMAN’S REPORT – Keith Lawson

Nothing to report.

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:

Mr. Brown introduced a new attorney in his section, Kim Fluharty- Denson.

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

ATTORNEY GENERAL’S REPORT – Tom Barnhart

ANDERSON, JOHN A. – PETITION FOR VARIANCE OR WAIVER

Mr. Anderson was not present.

Mr. Barnhart presented this case stating Mr. Anderson filed a petition for Variance or Waiver on March 4, 2019. The petition was noticed in the Florida Administrative Register on March 29, 2019. Mr. Barnhart noted the Petitioner ask the Board for a variance or waiver of Rule 61G4-16.005, Florida Administrative Code.

After discussion, the board voted the petitioner had standing; after further discussion the board declined to answer, no hardship demonstrated.

KEARNS, CHARLES – PETITION FOR DECLARATORY STATEMENT

Mr. Kearns was present.

After discussion, Mr. Kearns was granted a 180 day continuance.

LATHROP, ADRIANNE – PETITION FOR VARIANCE OR WAIVER

Pulled from agenda

NAVARRO, GONZALO & CONRAD, ANDREA – PETITION FOR DECLARATORY STATEMENT

Counsel was present on behalf of petitioners.

After discussion, the matter was continued 30 days.

TORRES, DANIEL – PETITION FOR VARIANCE OR WAIVER

Mr. Torres was present.

Mr. Barnhart presented this case stating Mr. Torres filed a petition for Variance or Waiver on March 4, 2019. The petition was noticed in the Florida Administrative Register on March 28, 2019. Mr. Barnhart noted the Petitioner ask the Board for a variance or waiver of Rule 61G4-16.005, Florida Administrative Code.

After discussion, the board voted the petitioner had standing; after further discussion the board declined to answer, no hardship demonstrated.

COMMITTEE REPORTS

EXAMS/CE/PUBLIC AWARENESS COMMITTEE – Ted Feaster

Mr. Feaster gave the following report:

@ 1st ATTEMPT (TRADESMANCE.COM)

- 1st course: FL Contractor 14 Hour HVAC Contractor Package: **approved**
- 2nd course: FL Contractor 14 Hour Plumbing Contractor Package: **approved**
- 3rd course: FL Contractor 14 Hour Residential Contractor Package: **approved**

A BUILDERS LICENSE TRAINING INSTITUTE

- 1st course: FL International Fuel and Gas Code Review – 3 Hour: **approved**
- 2nd course: FL Mastering Isometrics – Simplified 3 Hour: **approved**
- 3rd course: FL Plumbers Math – 1 Hour: **approved**
- 4th course: FL Plumbers Plan Reading – 1 Hour: **approved**

AAA CONSTRUCTION SCHOOL, INC.

- 1st course: 7 Mandatory Hours: **approved**
- 2nd course: Pool Electrical Requirements: **approved**

CONSTRUCTION ESTIMATING INSTITUTE

- 1st course: 14 Hour Financial Responsibility Course: **approved**

EDUCATION INSTITUTE OF FLORIDA

- 1st course: Wage & Hour – Potential Pitfalls: **approved**

FLORIDA CERTIFIED MASTER BUILDER

- 1st course: Risk Management for Builders – Classroom: **approved**
- 2nd course: Risk Management for Builders – Internet: **approved**

FLORIDA REFRIGERATION AND AIR CONDITIONING CONTRACTORS ASSOCIATION

- 1st course: Piping Insulation Protection Training: **denied**

FRSA EDUCATION AND RESEARCH FOUNDATION

- 1st course: Wage & Hour – Potential Pitfalls: **approved**

MIKE HOLT ENTERPRISES, INC.

- 1st course: Business Management Live Seminar: **denied**

PALM CONSTRUCTION SCHOOL, INC.

- 1st course: 2017 Combined CE Subjects: **approved**
- 2nd course: Internet 2017 Combined CE Subjects: **approved**

REEDY CREEK IMPROVEMENT DISTRICT

- 1st course: Electrical Codes and Applications: **denied**

2nd course: Energy Efficiency Code For Building Construction and it's Relationship with the EPCOT Mechanical Code: **denied**
3rd course: EPCOT Accessibility Code Based on the FL Accessibility Code: **denied**
4th course: EPCOT Building Code for Occupancy & Type of Construction: **denied**
5th course: EPCOT Building Code for Safety Construction Requirements: **denied**
6th course: EPCOT Plumbing Code – Plumbing Fixtures: **denied**
7th course: Laws and Rules: **denied**

ROETZEL & ANDRES LPA

1st course: Medical Marijuana in Florida and It's Impact on Organizations: **approved**

RECOVERY FUND COMMITTEE- Schelle Wood

Ms. Wood gave the following report:

Gandel vs. March- Claim No. 2017048660 (*Reconsideration*) - **continued**
Vanderzyl vs. Scialabba- Claim No. 2018012528 (*Continued from March 2019*) - **denied**
Churaman vs. Cheney- Claim No. 2018012328- **\$50,000**
Tarbell vs. Cheney- Claim No. 2018012262- **\$50,000**
Puehlhron vs. Cheney- Claim No. 2018047116- **\$41,580**
Koons vs. Cheney- Claim No. 2018011892- **\$50,000**
Phan vs. Cheney- Claim No. 2018011927- **\$11,182.23**
Meserve vs. Cheney- Claim No. 2018026126- **\$39,356.20**
Emke vs. Cheney- Claim No. 2018-040716- **\$15,000**
Jortzik vs. Roberts, Jr., - Claim No. 2018051560- **denied**
Lojek vs. Donaldson- Claim No. 2019008558- **\$7,571**
Gerhard vs. High, Jr., - Claim No. 2018043667- **\$12,225.56**

OLD BUSINESS

Removal of old materials from laptops.

NEW BUSINESS

With no further business the meeting was adjourned at 9:41am.