

## FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD

Embassy Suites Orlando- North  
225 Shorecrest Drive  
Altamonte Springs, FL 32701  
407.834.2400

November 8, 9-11, 2016

**MEETING MINUTES**  
Approved January 13, 2017

### **Board Members Present**

Andrew Allocco  
Aaron Boyette  
William "Brian" Cathey  
Christopher Cobb, Vice Chair  
James "Jim" Evetts, Chair  
Ted Feaster  
Rick Kane  
Albert Korelishn  
Keith Lawson, II  
Roy Lenois  
Robert Moody  
William Sheehan  
Mark Strickland  
Scott Thomason  
Jason Wolf  
Rachelle Wood

### **Board Members Absent**

Hector Castro (unexcused)  
Scott Thomason (partial)

### **Others Present**

Dan Biggins, Executive Director, DBPR  
Donald Shaw, Senior Management Analyst Supervisor, DBPR  
Aimee Odom, Government Analyst I, DBPR  
Rachel Clark, Legal Advisor, AGO  
Robert Milne, Legal Advisor, AGO  
Ian Brown, Prosecuting Attorney, DBPR  
Clayton O'Steen, Assistant Attorney, DBPR  
Daniel Brackett, Assistant Attorney, DBPR

## **ADDITIONAL BUSINESS ENTITIES REVIEW**

***Division II Board members met for Additional Business Entities Review on November 9, 2016 from 2:00 – 3:54pm. Mr. Thomason led the meeting. Of the 29 applications on the agenda, 12 were approved, 10 were continued, 3 were approved contingent, 3 were denied and 1 was pulled.***

### **APPROVED (12)**

Baker, Julie  
Becerra, Joseph  
Boudreaux, Thomas  
Cabral, Wendy  
Calloway, Drew  
Colvin, Robert  
Hearell, Austin  
Hoffman, Chad  
McIntyre, Gerard  
Rodriguez, Eduardo  
Swanson, Leroy  
Taylor, Wade

### **CONTINUED (10)**

Bendana, Ricardo – 60day continuance  
Bobev, Dimitre- 60 day continuance  
Hodges, Keegan- 60 day continuance  
Oglesby, Willie- 60 day continuance  
Peters, John- 60 day continuance  
Slaughter, Travis- 120 day continuance  
Sweeting, Shane- 60 day continuance  
Tosca, Enrique- 90 day continuance  
Trusler, Kevin- 90 day continuance  
White, Jerald- 60 day continuance

### **APPROVED CONTINGENT (3)**

Kinch, Gerald  
Lee, Russell  
Ruehlman, Peter

### **DENIED (3)**

Bindschadler, David  
Hines, Robert  
Leal, Ivan

### **PULLED (1)**

Wyatt, William

***Division I Board members met for Additional Business Entities Review on November 10, 2016, from 1:32 – 3:10pm. Mr. Boyette led the meeting. Of the 53 applications on the agenda, 25 were approved, 8 were continued, 8 were approved contingent, 7 were denied, 3 were withdrawn and 2 were pulled.***

**APPROVED (25)**

Askew, Paul  
Baldrich, Kalet  
Barton, Simon - CGC  
Barton, Simon- CBC  
Bednarski, Michael  
Brogan, Michael  
Cavalier, John  
Dennis, Drew  
Fields, Michael  
Foster, James  
Jordan, Mark  
Levy, Raphael  
Mantione, Joseph  
Mercado, Douglas  
Millo, Modesto  
Ocana, Miguel  
Pluto, William  
Repsher, Paul  
Robinson, Jeffrey  
Serrano, Gabino  
Suarez, Mario  
Taylor, Wade  
Weems, Thomas  
Wilson, Wade  
Yost, Vaughan

**CONTINUED (8)**

Adkins, Thomas- 60 day continuance  
Emmons, Peter- 60 day continuance  
Fenech, Derek- 90 day continuance  
Naranjo, Luis- 90 day continuance  
Parodi, Javier- 60 day continuance  
Ramsey, David- 120 day continuance  
Segalis, Yakov- 90 day continuance  
White, Jerald- 60 day continuance

**APPROVED CONTINGENT (8)**

Carbonell, Jonath  
Dunbar, Lionel  
Harries, Kurt  
Johnston, Keith  
Martin, Jeffrey  
Mompie, Alexis

Ruehlman, Peter  
Ryan, Dewayne

DENIED (7)

Clark, Wendy  
Fettig, Toma  
Hurd, Michael  
Lawrie, Richard  
Schickedanz, Waldemar  
Van Husan, Jeffery  
Vargas, William

WITHDRAWN (3)

Diamond, Perry  
Manix, Jason  
Perun, Michael

PULLED (2)

Conroy, James  
Cruthis, Christopher

**APPLICATION REVIEW**

***Division II Board members met for Application Review on November 9, 2016, from 4:04 – 5:53pm. Mr. Lawson led the meeting. Of the 30 applications on the agenda, 16 were approved, 2 were continued, 2 were approved contingent, 9 were denied, and 1 was withdrawn***

APPROVED (16)

Afong, Andrew  
Baity, Libby  
Betancourt, Fernando  
Browning, Matthew  
Clifton, Ronald  
Elliott, Kevin  
Jernigan, January  
Katz, Richard  
Kornahrens, Thomas  
McCloskey, David -CMC  
Misura, Jeff  
Muth, Patrick  
Straubel, Bruce  
Trinque, Evin  
Warhurst, Matthew  
Wernicke, Paul

CONTINUED (2)

Bradley, Lucian- 180 day continuance  
Rybak, Richard- 120 day continuance

APPROVED CONTINGENT (2)

Espinosa, Robert  
Morgan, Kirk

DENIED (9)

Adams, Kevin  
Boutros, David  
Evans, Dane  
McCloskey, David  
Neumann, Chris  
Roberts, Hunter  
Schwartz, George  
Sessler, Keith  
Walker, William

WITHDRAWN (1)

Simms, Clark

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

***Division I Board members met for Application Review on November 10, 2016, from 3:32–4:45p.m. Mr. Evetts led the meeting. Of the 22 applications on the agenda, 12 were approved, 5 were continued, 4 were denied and 1 was withdrawn.***

APPROVED (12)

Boblitt, Scott  
Crawford, Kaylan  
Crean, Abel  
Davidson, Nidia  
Del Campo, Manuel  
Garcia, David  
Gauthier, Frankie  
Guerrero, Marco  
Hunter, Ormand  
Lewis, David  
Murgio, Michael  
Pryor, Eligha

CONTINUED (5)

Anderson, Monty- 60 day continuance  
Decelles, Eric- 90 day continuance  
Levine, Daniel- 60 day continuance  
Wendel, William- 90 day continuance  
Carlson, Willis- 60 day continuance

DENIED (4)

Blanco, Julio  
Fagon, Dean  
Shives, James

Weber, Jack

WITHDRAWN (1)

Gonzalez Pagan, Alejandro

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

***Division II Board members met for Final Action on November 10, 2016, from 8:45am– 9:00am.  
Mr. Cobb led the meeting.***

**Case #(s): 2015032373**

**Kevin Cassidy**

License #(s): CAC1816013

3511 SE 4th Avenue

Cape Coral, FL 33904

Probation for 4 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 \$165.96

Not Present

**Case #(s): 2014039324**

**Russell Childress**

License #(s): CMC56240

624 Douglass Avenue, Ste. 1402

Altamonte Springs, FL 32714

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 \$248.23

Not Present

**Case #(s): 2015054146**

**Olen Miles**

License #(s): CPC1458315, CPC1458537

3300 South Congress Ave., Ste. 13

Boynton Beach, FL 33426

Voluntary Relinquishment

Pay administrative fines in the amount of \$10,000 and costs of \$237.84

Counsel Present

**Case #(s): 2016002239**

**James Norman**

License #(s): CCC1325735

55 Fern Crest Dr.

Debary, FL 32713

PULLED

**Case #(s): 2015053467**

**David Reidy**

License #(s): CVC56914, CVC56975, CVC56978

3832 Southeast Jefferson St.  
Stuart, FL 34997  
Restitution in the amount of \$3,500  
Probation for 2 years  
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.  
Pay administrative fines in the amount of \$4,000 and costs of \$69.36  
Present w/ counsel

**Case #(s): 2014016551**

**Oscar Rincon**

License #(s): CCC1326422  
10124 NW 51Terrace  
Doral, FL 33178  
Vacate Final Order & Dismiss Case  
Not Present

**FINAL ACTION**

***Division I & II Board members met for Final Action on November 10, 2016, from 9:16am– 9:45am.  
Mr. Evetts and Mr. Cobb led the meeting.***

**Case #(s): 2015011045**

**Isaac Caballeiro**

License #(s): CGC1515442, CMC1249756, CFC1428225  
13500 Southwest 250th, #924733  
Homestead, FL 33092  
Probation for 3 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 \$201.69  
Present w/ Counsel

**Case #(s): 2015036132**

**Lee Cocuzza**

License #(s): CBC1250502, CCC1327201, CFC1425775  
1194 Old Dixie Hwy., Ste. 20  
Lake Park, FL 33403  
Probation for 4 years  
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.  
Pay administrative fines in the amount of \$8,000 and costs of \$110.93  
Not Present

**Case #(s): 2016006443**

**John Morales**

License #(s): CGC1510671, CCC1327753  
5830 Whipoorwill Lane  
Port St. Lucie, FL 34987  
PULLED

**Case #(s): 2013042263**

**Brian Szymula**

License #(s): CCC1327384, CGC1509304

8930 W. State Rd. 84, #303

Davie, FL 33324

REVOCAATION

Restitution in the amount of \$4,650

Pay administrative fines in the amount of \$7,500 and costs of \$1,317.77

Not Present

**Case #(s): 2013034688**

**Brian Szymula**

License #(s): CCC1327384, CGC1509304

8930 W. State Rd. 84, #303

Davie, FL 33324

REVOCAATION

Pay administrative fines in the amount of \$20,000 and costs of \$148.10

Not Present

**Case #(s): 2015012384**

**John Wilson**

License #(s): CCC57929, CGC1511722

2608 Stratford Drive

Sarasota, FL 34232

Restitution in the amount of \$11,047.58

Probation for 4 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 \$30.77

Present

***Division I Board members met for Final Action on November 10, 2016 from 10:11am– 11:39am.***

***Mr. Evetts led the meeting.***

**Case #(s): 2015053940, 2015053904**

**David Boutros**

License #(s): CBC1259880, CBC1255670

1685 US 1 South

St. Augustine, FL 32084

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 \$475.7

Present

**Case #(s): 20130038631**

**Charles Boyd**

License #(s): CGC12754

174 N. Atlantic Ave.

Cocoa Beach, FL 32931

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 \$487.93  
Present w/ Counsel

**Case #(s): 2015049679**

**Keith Chambers**

License #(s): CBC36347

4800 N. Federal Hwy., Ste. B205

Boca Raton, FL 33431

Restitution in the amount of \$55,630.14

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 \$95.67

Present w/ Counsel

**Case #(s): 2013046794, 2013044217, 2014000397, 2014045665, 2015015774, 2015011062**

**James L. Conners**

License #(s): CBC1253711

1710 Orchis Court

Sun City Center, FL 33573

Voluntary Relinquishment

Pay administrative fines in the amount of \$180,000 and costs of \$1,832.26

Not Present

**Case #(s): 2015010465**

**Karla Crawford**

License #(s): CCC1325735

13905 Noble Park Drive

Odessa, FL 33556

PULLED

**Case #(s): 2016007248**

**Joseph Crews**

License #(s): CGC5545, CGC1522714

619 Lake Tahoe Circle

Cocoa , FL 32926

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

Pay administrative fines in the amount of \$500 and costs of \$151.98

Not Present

**Case #(s): 2016000561**

**Steve Delbrune**

License #(s): CBC1257829

319 South State Rd. 7

Plantation, FL 33317

Probation for 1 year

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 \$303.08

Present

**Case #(s): 2016005166**

**John Fitch**

License #(s): CGC60298, CGC1516573

6711 NW 22nd Terrace

Ft. Lauderdale, FL 33309

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

Pay administrative fines in the amount of \$500 and costs of \$51.97

Present

**Case #(s): 2014048195**

**Jimmy Fletcher**

License #(s): SCC60298

308 6th Way

Interlachen, FL 32148

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

Pay administrative fines in the amount of \$12,500 and costs of \$16.93

Not Present

**Case #(s): 2015035494**

**Hiram Gonzalez**

License #(s): CGC1773

5910 SW 93rd Place

Miami, FL 33173

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 \$204.06

Not Present at hearing

**Case #(s): 2015017475**

**Jonathan Korman**

License #(s): CRC1330315

5375 Ventura Drive

Delray Beach, FL 33484

Probation for 3 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 \$702.67

Not Present at hearing

**Case #(s): 2015010495**

**Edelso Lavado**

License #(s): CGC1515049

2009 Grant Street

Hollywood, FL 33020

Probation for 4 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 \$183.19

Present at hearing

**Case #(s): 2014022996**

**Jason Mckendry**

License #(s): CRC1330395  
831 Cardinal Street  
Ft. Walton Beach, FL 32547  
Probation for 6 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 \$433.99  
Present at hearing

**Case #(s): 2014042878, 2015055900**

**Jose Antonio Martinez**

License #(s): CGC1521169  
3001 SW 24th Ave., Apt. 301  
Ocala, FL 34471  
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 \$1,024.40  
Not Present at hearing

**Case #(s): 2014043678**

**James Mumm, Jr.**

License #(s): CBC1251826  
4991 HIGGINBOTTHAM RD.  
FT. MYERS, FL 33905  
Probation for 4 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 \$186.45  
Present at hearing

**Case #(s): 2015005423**

**James Mumm, Jr.**

License #(s): CBC1251826  
4991 HIGGINBOTTHAM RD.  
FT. MYERS, FL 33905  
Restitution in the amount of \$13,744.50  
Probation for 4 years  
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.  
Pay administrative fines in the amount of \$1,700 and costs of \$310.90  
Present at hearing

**Case #(s): 2015005420**

**James Mumm, Jr.**

License #(s): CBC1251826  
4991 HIGGINBOTTHAM RD.  
FT. MYERS, FL 33905  
Probation for 4 years  
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.  
Pay administrative fines in the amount of \$22,500 and costs of \$345.89  
Present at hearing

**Case #(s): 2015006397**

**James Mumm, Jr.**

License #(s): CBC1251826

4991 HIGGINBOTTHAM RD.

FT. MYERS, FL 33905

Restitution in the amount of \$2,000

Probation for 4 years

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

Pay administrative fines in the amount of \$17,500 and costs of \$354.52

Present at hearing

**Case #(s): 2016013090**

**David Rosario**

License #(s): CGC1520548

9321 NW 24th Court

Sunrise, FL 33322

90 day continuance

Present w/ Counsel at hearing

**PROBATION**

***Division II Board Members convened for Probation on November 10, 2016 from 8:30am – 8:44a.m. Mr. Korelishn led the meeting.***

**ARAMBULA, DAVID –CCC1328828**

Result: Satisfactory

**CASHBAUGH, JOHN LAWRENCE III – CCC1329579**

Result: Satisfactory

**DAVIS, ALBERT JR. – CCC15549**

Result: Unsatisfactory

**KLEINBERGER, ANDREW – CCC1327195**

Result: Unsatisfactory

**MOSLEY, DREXEL ALLEN – CAC1818016**

Result: Satisfactory

**MURPHY, JEFFREY S. – CAC1814293**

Result: Satisfactory

**POYASTRO, LIOR – CAC1815656**

Result: Satisfactory

**STAYS OF SUSPENSION TO BE LIFTED:**

**DREWES, DUANE A. - CAC1814626**

Result: Stay Lifted

**GARCIA, HEATHER A. - CCC1328628**

Result: Stay Lifted

*Division I Board Members convened for Probation on November 10, 2016 from 1:03 – 1:15pm.  
Mr. Strickland led the meeting.*

**BRUST, JASON – SCC131151486**

Result: Satisfactory

**CARTER, CLIFFORD – SCC131151438**

Result: Satisfactory

**D'AMICO, PATRICK – CGC61281**

Result: Satisfactory

**KLEINBERGER, ANDREW – CGC61507**

Result: Unsatisfactory

**WILLIAMS, RONALD – CGC1506730**

Result: Satisfactory

**STAYS OF SUSPENSION TO BE LIFTED:**

**KARTEN, KEVIN L. – CGC61616**

Result: 180 day continuance

**PENARANDA, JAIME – CGC1513713**

Result: 180 day continuance

**GENERAL SESSION**

The meeting was called to order by Jim Evetts, at 9:00am. Mr. Moody gave the Invocation. Mr. Lenois led the Pledge of Allegiance.

**EXECUTIVE DIRECTOR'S REPORT – Daniel Biggins**

Mr. Biggins gave the following report: CILB Complaint Summary.

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

- Mr. Castro
- Mr. Thomason (partial absence)

Mr. Biggins thanked all of the Board members for their time and service this year to the Board.

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

**CHAIRMAN'S REPORT – Jim Evetts**

Mr. Evetts thanked the Board for allowing him to Chair for the year of 2016.

Mr. Evetts also mentioned he would like to hear an update regarding insurance coverage for Board members.

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 October 2016, the overall license activity case load was 885, down from 931 in September of 2016, and up from 648 in October of 2015.

There were 435 cases currently in Legal to be reviewed, 142 cases awaiting probable cause panel/initial review complete, 19 cases set for probable cause, 79 cases where probable cause had been found/administrative complaints filed, 8 settlement stipulation approved, 4 informal hearings requested, 0 cases awaiting outside action, 27 cases ready for default, 70 formal hearings requested, 4 cases referred to DOAH, 28 cases in settlement negotiations, 0 case pending board date, 54 cases set for board presentation, 15 cases awaiting final orders, 0 cases under appeal and 0 cases had been re-opened.

For the month of October 2016, 161 cases were closed.

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

#### **ATTORNEY GENERAL'S REPORT – Rachel Clark**

##### **MARIEN CASTELLANOS – REQUEST FOR INFORMAL HEARING**

Mr. Castellanos was present.

Ms. Clark presented this case stating Mr. Castellanos' application for a Certified General Contractor's license, was previously reviewed and considered at the May 2016 meeting of the Board. The application was denied for failure to demonstrate the required experienced, pursuant to section 489.111, Florida Statute, and Rule 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in July of 2016. Mr. Castellanos timely requested board reconsideration.

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

##### **DIMAS CHACON – REQUEST FOR INFORMAL HEARING**

Mr. Dimas was present with counsel.

Ms. Clark presented this case stating Mr. Dimas' application for a Certified General Contractor's license, was previously reviewed and considered at the July 2016 meeting of the Board. The application was denied for failure to demonstrate the required experienced, pursuant to section 489.111, Florida Statute, and Rule 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2016. Mr. Dimas timely requested board reconsideration.

After discussion, the board voted to grant the applicant a 90 day continuance.

#### **STEVEN DEMOPOULOS – REQUEST FOR INFORMAL HEARING**

Mr. Demopoulos was present.

Ms. Clark presented this case stating Mr. Demopoulos' application for a Certified Class B Air Conditioning Contractor's license, was previously reviewed and considered at the August 2016 meeting of the Board. The application was denied for failure to demonstrate the required experienced, pursuant to section 489.111, Florida Statute, and Rule 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2016. Mr. Demopoulos timely requested board reconsideration.

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

#### **BRADLEY BRIAN FOSTER– REQUEST FOR INFORMAL HEARING**

Mr. Foster was not present

Ms. Clark presented this case stating Mr. Foster's application for a change of status for a Registered Pool/Spa Servicing Contractors' license was denied at the July 2015 meeting of the Board for failure to sufficiently demonstrate financial stability, as required by Florida Statute 489.115, and Rule 61G4-15.006, Florida Administrative Code. The Notice of Intent to Deny was filed in August of 2015. Mr. Foster timely requested board reconsideration.

After discussion, the board voted to grant the applicant a 90 day continuance.

#### **YANELIS GENARO – MOTION FOR RECONSIDERATION**

Ms. Genaro was present with counsel.

Ms. Clark presented this case stating Ms. Genaro's application for a Plumbing Contractor's license and to qualify an additional business ANI CON SERVICES LLC was denied at the September 2016 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 2016. Ms. Genaro timely requested board reconsideration.

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

#### **JESS GENDRON – REQUEST FOR INFORMAL HEARING**

Mr. Gendron was present.

Ms. Clark presented this case stating Mr. Gendron's application to qualify CFL Roofing Inc as an additional business, was previously reviewed and considered at the July 2016 meeting of the Board. The application was denied for failure to demonstrate the qualifying agent would have the ability to supervise the construction work and business activities of the organization, as required by section

489.119, Florida Statutes. The Notice of Intent to Deny was filed in September of 2016. Mr. Gendron timely requested board reconsideration.

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

#### **MASON PETER EDWARD GORDA – REQUEST FOR INFORMAL HEARING**

Mr. Gorda was present with counsel.

Ms. Clark presented this case stating Mr. Gorda's application for a change of status of a Certified General Contractor's license, was previously reviewed and considered at the April 2016 meeting of the Board. The application was denied for failure to sufficiently demonstrate financial stability and responsibility, pursuant to section 489.115, Florida Statutes and Rule 61G4-15.006, Florida Administrative Code. The applicant has been convicted, found guilty of, or entered a plea of nolo contendere to crimes related to the practice of contracting, contrary to sections 455.27 (1) (c) and 489.129 (1) (b), Florida Statutes. The Notice of Intent to Deny was filed in July of 2016. Mr. Gorda timely requested board reconsideration.

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

#### **WARD HARRIS – REQUEST FOR INFORMAL HEARING**

Mr. Harris was present.

Ms. Clark presented this case stating Mr. Harris' application for a Certified Building Contractor's license, was previously reviewed and considered at the June 2016 meeting of the Board. The application was denied for failure to demonstrate the required experienced, pursuant to section 489.111, Florida Statute, and Rule 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2016. Mr. Harris timely requested board reconsideration.

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

#### **STEVEN JOHNSON – REQUEST FOR INFORMAL HEARING**

Mr. Johnson was not present.

Ms. Clark presented this case stating Mr. Johnson's application for a Certified General Contractor's license, was previously reviewed and considered at the June 2016 meeting of the Board. The application was denied for failure to demonstrate the required experienced, pursuant to section 489.111, Florida Statute, and Rule 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2016. Mr. Johnson timely requested board reconsideration.

After discussion, the board voted to grant the applicants request for 60 day continuance.

#### **JENNIFER JORDAN – REQUEST FOR INFORMAL HEARING**

Ms. Jordan was not present.

Ms. Jordan requested a 120 day continuance, and the board approved the continuance request.



### **PETER KIM– REQUEST FOR INFORMAL HEARING**

Mr. Kim was present.

Ms. Clark presented this case stating Mr. Kim's application for a Certified Roofing Contractor's license, was previously reviewed and considered at the July 2016 meeting of the Board. The application was denied for failure to demonstrate the required experienced, pursuant to section 489.111, Florida Statute, and Rule 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2016. Mr. Kim timely requested board reconsideration.

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

### **JESUS MESA – PETITION FOR VARIANCE AND WAIVER**

Mr. Mesa was not present.

Ms. Clark presented this case stating that Mr. Mesa filed a petition for Variance or Waiver on August 23, 2016. The petition was noticed in the Florida Administrative Register on August 10, 2016. Ms. Clark noted the petitioner asks the Board for a variance from or a waiver of four year duration of validity of examination scores, Rule 61G4-16.005, Florida Administrative Code.

After discussion, the Board denied the petition stating that the Petitioner has not established that the purpose of the underlying statute, Section 489.113, F.S., would be met where the Petitioner to be granted a variance from the rule, and the Petitioner has failed to establish the Board's application of Rule 61G4-15.006, Florida Administrative Code, to the Petitioner's circumstances would violate the principles of fairness or would impose substantial hardship.

### **TONY L PHILLIPS – DOAH RECOMMENDED ORDER**

Mr. Phillips was not present.

Ms. Schwartz presented this case stating Mr. Phillip's application for a Certified Building Contractors license was denied at the June 2015 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 July of 2015. Mr. Phillips timely requested board reconsideration.

After discussion, the Board voted to accept the ALJ recommended order as an order of its own, and denied the application.

### **MICHAEL POKLEPOVIC – REQUEST FOR INFORMAL HEARING**

Mr. Poklepovic was present.

Ms. Clark presented this case stating Mr. Poklepovic's application for a Certified General Contractor's license (inactive) was denied at the August 2016 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 2016. Mr. Poklepovic timely requested board reconsideration.

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

#### **SHANE SWEETING – REQUEST FOR INFORMAL HEARING**

Mr. Sweeting was present.

Ms. Clark presented this case stating Mr. Sweeting's application to qualify SWEETWATER HOMES, INC. as an additional business was denied at the August 2016 meeting of the Board for failure to appear as required by Rule 61G4-15.0021, Florida Administrative Code, the applicant failed to sufficiently demonstrate financial stability and responsibility, pursuant to section 489.115, Florida Statutes and Rule 61G4-15.006, Florida Administrative Code, and the applicant failed to demonstrate the qualifying agent would have the ability to supervise the construction work and business activities of the organization, as required by section 489.119, Florida Statutes. The Notice of Intent to Deny was filed in September of 2016. Mr. Sweeting timely requested board reconsideration.

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

#### **ALAIN QUESADA TORRES SR. – REQUEST FOR INFORMAL HEARING**

Mr. Torres was present with counsel.

Ms. Clark presented this case stating Mr. Torres' application for a Certified Class B Air Conditioning Contractor's license, was previously reviewed and considered at the August 2016 meeting of the Board. The application was denied for failure to demonstrate the required experienced, pursuant to section 489.111, Florida Statute, and Rule 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2016. Mr. Torres 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 – Andy Allocco**

Mr. Allocco gave the following report:

##### **BUILDING ENVELOPE SCIENCE INSTITUTE**

1<sup>st</sup> course: Building Envelope Certified 2: **approved**

2<sup>nd</sup> course: Building Envelope Trained 1: **approved**

##### **EAGLE CE.COM (COAST SOFTWARE, INC.)**

1<sup>st</sup> course: Perspective on the Surety Market: **approved**

##### **FLORIDA ASSOCIATION OF BUILDING INSPECTORS**

1<sup>st</sup> course: Wind Mitigation Training: **approved**

##### **FLORIDA POOL & SPA ASSOCIATION DBA FLORIDA SWIMMING POOL ASSOCIATION**

- 1<sup>st</sup> course: A Holistic Approach to Water Chemistry: **approved**
- 2<sup>nd</sup> course: A New Approach to Testing and Managing Water Chemistry in Public Pools: **approved**
- 3<sup>rd</sup> course: Installation and Understanding Heat Pumps: **approved**
- 4<sup>th</sup> course: OSHA 10-Hour General Industry Course: **approved**

**INFORMA EXHIBITIONS U S CONSTRUCTION AND REAL ESTATE, INC.**

- 1<sup>st</sup> course: Air Barriers – What Roofing Contractors Really Need to Know: **denied**
- 2<sup>nd</sup> course: Building a More Profitable & Stable Roofing Company: **denied**
- 3<sup>rd</sup> course: Comparison of Metal and Non-metal Recover Systems: **denied**
- 4<sup>th</sup> course: Connecting the Dots from Building Codes to Test Standards to UL Certifications: **denied**
- 5<sup>th</sup> course: Developing a Site Specific Fall/Rescue Plan: **denied**
- 6<sup>th</sup> course: Developing an Effective Safety Program: **denied**
- 7<sup>th</sup> course: Employment Law Questions and Answers: **denied**
- 8<sup>th</sup> course: Energy Efficient Buildings don't have to start with the Roof: Alternative Building Approaches to Meet Increased Roofing R-value Requirements: **denied**
- 9<sup>th</sup> course: Fifty Shades of Confused: Taking the Grey Out of Lien Waivers, Joint Checks, and Other Instruments of Profit: **denied**
- 10<sup>th</sup> course: How to Find, Train, Motivate and Retain Employees: **denied**
- 11<sup>th</sup> course: Legal Issues Pertaining to the Use of Roofing: **denied**
- 12<sup>th</sup> course: Open Forum Technical & Design Observations from the Field Experts: **denied**
- 13<sup>th</sup> course: OSHA's New Crystalline Silica Construction Regulation: How it Affects Roofing Operations: **denied**
- 14<sup>th</sup> course: Roofing Coatings Technology Update: **denied**
- 15<sup>th</sup> course: Roof Tear-off and Construction-generated Debris Planning, Disposal and Recycling: A Panel Discussion: **denied**
- 16<sup>th</sup> course: Singly Ply Membranes – Catching Up on What You May Not Know: **denied**
- 17<sup>th</sup> course: TPO Real World Results – What Is Happening on the Roof?: **denied**
- 18<sup>th</sup> course: Update for FM Approvals and FM Global Data Sheets: **denied**
- 19<sup>th</sup> course: Venting Air or Venting Vapor or Not Venting At All?: **denied**
- 20<sup>th</sup> course: What Roofing Contractors Should Expect and Insist Upon from Their Insurance Carriers: **denied**
- 21<sup>st</sup> course: Wind Design for Roof Assemblies – ASCE, FM, IBC, and UL: **denied**
- 22<sup>nd</sup> course: Winning Estimating and Bidding Strategies to Overcome the Low Bid Process: **denied**

**INTERNATIONAL CODE COUNCIL**

- 1<sup>st</sup> course: Harley Davidson – Behind the Scenes Experience Tour: **approved**

**JC CODE & CONSTRUCTION CONSULTANTS, INC.**

- 1<sup>st</sup> course: Significant Changes to the 6<sup>th</sup> Edition (2017) Florida Building Code, Fuel Gas Volume: **approved**
- 2<sup>nd</sup> course: Significant Changes to the 6<sup>th</sup> Edition (2017) Florida Building Code, Mechanical Volume: **approved**
- 3<sup>rd</sup> course: Significant Changes to the 6<sup>th</sup> Edition (2017) Florida Building Code, Plumbing Volume, Ch. 1-6: **approved**
- 4<sup>th</sup> course: Significant Changes to the 6<sup>th</sup> Edition (2017) Florida Building Code, Plumbing Volume, Ch. 7-11: **approved**
- 5<sup>th</sup> course: Significant Changes to the 6<sup>th</sup> Edition (2017) Florida Building Code, Residential Volume: **approved**

## **NATIONAL SWIMMING POOL FOUNDATION**

- 1<sup>st</sup> course: Advanced Service Technician Fundamentals: **denied**
- 2<sup>nd</sup> course: Advanced Service Technician Installation & Repair: **denied**
- 3<sup>rd</sup> course: Advanced Service Technician Management: **denied**
- 4<sup>th</sup> course: Advanced Service Technician Managing Risk: **denied**
- 5<sup>th</sup> course: Advanced Service Technician Routine Maintenance: **denied**
- 6<sup>th</sup> course: Advanced Service Technician Workplace Safety: **denied**

## **PINCH A PENNY, INC.**

- 1<sup>st</sup> course: All Important Customer Experience: **approved**
- 2<sup>nd</sup> course: Creating a Service Culture that Sells: **approved**
- 3<sup>rd</sup> course: Customer Data: Your Crystal Ball to Predict Stellar Results: **approved**
- 4<sup>th</sup> course: Elephant Hunting: How to Get More Out of Your Service Route: **approved**
- 5<sup>th</sup> course: Pool Care Pro: **approved**
- 6<sup>th</sup> course: Swimming Pool & Spa Safety: **approved**
- 7<sup>th</sup> course: What Gets Measured Gets Done: **approved**
- 8<sup>th</sup> course: Where is My Money: **approved**

## **REDVECTOR.COM, INC.**

- 1<sup>st</sup> course: 2012 International Residential Code (IRC) Update (RV-10639): **approved**
- 2<sup>nd</sup> course: Concrete Standards & Requirements (RV-10835): **approved**
- 3<sup>rd</sup> course: Developing an Employee Safety Training Program: **denied**
- 4<sup>th</sup> course: Green Design: Economics of Green Building (RV-10682): **approved**
- 5<sup>th</sup> course: Safety: Material-Handling (RV-6444): **approved**

## **SALTMARSH, CLEVELAND & GUND**

- 1<sup>st</sup> course: Construction Industry Update: **denied**

## **RULES/PUBLIC/LEGISLATIVE COMMITTEE – Roy Lenois**

Ms. Clark gave the following report:

### 61G4-15.001: Qualification for Certification

- Sent to OFARR: RD: 06/04/2015
- Rules Development Published: 06/12/2015
- Notice Published: 12/2/2015
- Adopted: 12/15/2015
- Tolled: 2/5/2016
- Board adopted language as amended

### 61G4-12.011: Definitions

- Sent to OFAAR: 12/14/2015
- Rules Development Published: 12/21/2015

### 61G4-12.011: Definitions

- Sent to OFAAR: 5/19/2016
- Rules Development Published: 5/31/2016

61G4-12.011: Definitions

- Sent to OFAAR: 9/07/2016
- Rules Development Published:9/09/2016

61G4-21.002: Definitions

- Sent to OFAAR: 08/08/2016
- Rules Development Published: 08/17/2016
- Notice Published: 10/07/2016

61G4-21.003: Filing Claims

- Sent to OFAAR: 08/08/2016
- Rules Development Published: 08/17/2016
- Notice Published: 10/10/2016

61G4-21.004: Claims Review

- Sent to OFAAR: 08/08/2016
- Rules Development Published: 08/17/2016
- Notice Published: 10/07/2016

61G4-15.032: Certification of Swimming Pool Specialty Contractors

- Revised sent to OFARR: 2/25/2016
- Rules Development Published: 10/02/2015
- Notice Published: 03/04/2016
- Adopted: 04/06/2016
- Effective: 4/26/2016

61G4-18.004: Approval of Continuing Education Courses

- Sent to OFAAR: 4/06/2016
- Rules Development Published: 4/15/2016
- Notice Published: 5/02/2016
- Adopted: 6/14/2016
- Effective: 07/05/2016

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

**OLD BUSINESS**

Removal of old materials from laptops. The Board has decided that if a licensee to qualify an additional business and owns 50% of the second entity it would be ok to approve in house, however, third and fourth business need Board review.

**NEW BUSINESS**

With no further business the meeting was adjourned at 10:23am.