

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53 applications on the agenda, 25 were approved, 8 were continued, 8 were approved contingent, 7 were denied, 3 were withdrawn and 2 were pulled.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

1st course: Building Envelope Certified 2: **approved**

2nd course: Building Envelope Trained 1: **approved**

EAGLE CE.COM (COAST SOFTWARE, INC.)

1st course: Perspective on the Surety Market: **approved**

FLORIDA ASSOCIATION OF BUILDING INSPECTORS

1st course: Wind Mitigation Training: **approved**

FLORIDA POOL & SPA ASSOCIATION DBA FLORIDA SWIMMING POOL ASSOCIATION

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

INFORMA EXHIBITIONS U S CONSTRUCTION AND REAL ESTATE, INC.

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

INTERNATIONAL CODE COUNCIL

- 1st course: Harley Davidson – Behind the Scenes Experience Tour: **approved**

JC CODE & CONSTRUCTION CONSULTANTS, INC.

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

NATIONAL SWIMMING POOL FOUNDATION

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

PINCH A PENNY, INC.

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

REDVECTOR.COM, INC.

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

SALTMARSH, CLEVELAND & GUND

- 1st 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.