

# MINUTES OF THE MEETING

## BUILDING CODE ADMINISTRATORS AND INSPECTORS BOARD

Floridays Resort  
12562 International Drive  
Orlando, FL  
June 5 - 7, 2013

June 5, 2013

### APPLICATION REVIEW COMMITTEE

#### CALL TO ORDER

Mr. Gathright, Chair of the Committee, called the meeting to order at 9:01 a.m.

#### Members Present

Richard Gathright, Chair  
Bob McCormick  
Art Barthlow

#### Others Present

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Clark Jennings, Board Counsel  
Dustin Metz, Prosecuting Attorney  
Harry Blue  
Tom Brochu  
Derek Chipman  
William H. Larder, Jr.  
Angel Rivas  
Daniel Cogdill  
Armand Messina  
Michael Byrd, Sr.  
James Lloyd  
Brian Ledbetter  
Michael Kirkpatrick  
Lee Bradley  
Gerard Langlais  
Steven Fiorey, Jr.  
Daniel Cortez  
James Shady  
Jack Dunlap, Jr.  
Linda Kalkhurst, Court Reporter

## **REVIEW OF APPLICATIONS**

### **Michael Kirkpatrick – Modular Inspector**

Mr. Kirkpatrick was present at the meeting and was sworn in by the court reporter. Following discussion, the application was approved by the Committee.

### **Brian Ledbetter – Modular Inspector**

Mr. Ledbetter was present at the meeting and his application was approved by the Committee.

### **Gerard Langlais – Provisional Mechanical Inspector, Provisional Plumbing Inspector, Provisional Electrical Inspector, Mechanical Inspector, Electrical Inspector, Plumbing Inspector**

Mr. Langlais was present at the meeting and was sworn in by the court reporter. Mr. Jack Dunlap was also present and sworn in by the court reporter. Additional information was provided and following discussion the applications were approved by the Committee.

### **Michael Byrd, Sr. – Roofing Inspector, Provisional 1&2 Family Dwelling Inspector, Provisional Building Inspector, Building Code Administrator, Building Inspector, 1&2 Family Dwelling Inspector**

Mr. Byrd was present at the meeting and was sworn in by the court reporter. In discussion, Mr. Byrd testified that he has more than 10 years of experience. He also provided additional affidavits for the Committee's review and following discussion, the applications were approved.

### **William H. Larder – 1&2 Family Dwelling Inspector**

Mr. Larder was present at the meeting and was sworn in by the court reporter. Following discussion, the application was approved by the Committee.

### **Armand Messina – Electrical Plans Examiner, Electrical Inspector**

Mr. Messina was present at the meeting and was sworn in by the court reporter. In discussion, Mr. Messina asked to change his Electrical Inspector application to examination rather than endorsement. Following discussion, the applications were approved by the Committee.

### **James Shady – Building Code Administrator**

Mr. Shady was present at the meeting and was sworn in by the court reporter. Following discussion, the application was approved by the Committee.

### **Harry Frederick Blue, Jr. – 1&2 Family Dwelling Inspector**

Mr. Blue was present at the meeting and his application was approved by the Committee.

### **Thomas Raymond Brochu – Building Plans Examiner, Building Inspector**

Mr. Brochu was present at the meeting and his applications were approved by the Committee.

**Daniel R. Cogdill – Electrical Inspector**

Mr. Cogdill was present at the meeting and his application was approved by the Committee.

**Daniel Cortez – Building Code Administrator**

Mr. Cortez was present at the meeting and his application was approved by the Committee.

**Steven Joseph Fiorey – Standard 1&2 Family Dwelling Plans Examiner, Building Code Administrator**

Mr. Fiorey was present at the meeting and his applications were approved by the Committee.

**Angel Rafael Rivas – Building Code Administrator**

Mr. Rivas was present at the meeting and his application was approved by the Committee.

At this time, the Committee continued to review applications.

**OLD BUSINESS**

There was no old business to come before the Committee at this time.

**NEW BUSINESS**

There was no new business to come before the Committee at this time.

**ADJOURNMENT**

There being no further business to come before the Committee at this time, the meeting was adjourned at 2:30 p.m.

**June 6, 2013**

**BOARD MEETING**

**CALL TO ORDER**

Chair McCormick called the meeting to order at 9:03 a.m.

**Members Present**

Bob McCormick, Chair  
Richard Gathright, Vice-Chair  
Art Barthlow  
Tim Bolduc  
Fred Dudley  
Wayne Francis  
Rick Holmes

Orlando Lamas

**Members Not Present**

Dennis Carpenter

**Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Clark Jennings, Board Counsel  
Dustin Metz, Prosecuting Attorney  
Burt Saunders  
Reginah Dayton  
Diane S. Perera  
David Hodges  
Shannon Duhon  
Wayne Jordan  
John Priester  
Michelle Porter, International Code Council  
Ricky Walker  
William Freeman  
Alvin Bellefleur  
Michel Mesa  
Joe Rebeck, Gold Coast Schools  
H. T. White, St. Johns County Building Services  
Jhony Ochoa  
Jacob Wright  
Juan Hitchman  
Linda Kalkhurst, Court Reporter

**DISCIPLINARY HEARINGS**

**Gary Konicek, DBPR Case # 2011-027871  
(PCP - McCormick & Kymalainen)**

Mr. Metz presented the facts in this case. He informed the Board that the Respondent had agreed to a Settlement Stipulation imposing an administrative fine in the amount of \$500 and costs in the amount of \$575.53. Mr. Burt Saunders was present on behalf of Mr. Konicek and stated that they were in agreement with the Stipulation.

Following discussion, the following action was taken.

MOTION: Mr. Barthlow made a motion that the Board reject the Settlement Stipulation as presented.

SECOND: Motion died for lack of second.

MOTION: Mr. Dudley made a motion that the Board approve the Settlement Stipulation as presented.

SECOND: Vice-Chair Gathright seconded the motion which passed with Mr. Bolduc, Mr. Francis and Mr. Barthlow voting against the motion.

**Robert Mahar, DBPR Case #2011-028068 – Page 1016  
(PCP – McCormick, Kymalainen, Dudley & Gathright)**

Mr. Metz presented the facts in this case. He informed the Board that the Respondent had agreed to a Settlement Stipulation imposing an administrative fine in the amount of \$3,000, costs in the amount of \$697.11, one year probation and five additional continuing education hours. Mr. Saunders was present on behalf of Mr. Mahar and stated that they were in agreement with the Stipulation.

Following discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion that the Board accept the Settlement Stipulation as presented.

SECOND: Mr. Francis seconded the motion and it passed with Mr. Barthlow voting against the motion.

**Frank Ross, DBPR Case #2010-045819 – Page 2185  
(PCP – McCormick, Dudley & Kymalainen)**

Mr. Metz presented the facts in this case. He informed the Board that the Respondent had agreed to a Settlement Stipulation closing the case with no attorney fees being sought by the Respondent or the Department.

Mr. Ross, nor a representative, were present at the meeting.

Following discussion, the following action was taken.

MOTION: Vice-Chair Gathright made a motion that the Board accept the Settlement Stipulation as presented.

SECOND: Mr. Bolduc seconded the motion and it passed with Mr. Barthlow voting against the motion.

**Michael Smithem, DBPR Case #2011-027895 – Page 4268  
(PCP – McCormick, Dudley & Kymalainen)**

Mr. Metz presented the facts in this case. He informed the Board that the Respondent had agreed to a Settlement Stipulation imposing an administrative fine in the amount of \$500 and \$918.23 in costs. Mr. Saunders was present on behalf of Mr. Smithem and stated that they were in agreement with the Stipulation.

Following discussion, the following action was taken.

MOTION: Vice-Chair Gathright made a motion that the Board accept the Settlement Stipulation as presented.

SECOND: Mr. Holmes seconded the motion which passed with Mr. Barthlow and Mr. Bolduc voting against the motion.

**Bruce Yokola, DBPR Case #2011-027877 – Page 5125  
(PCP - McCormick & Kymalainen)**

Mr. Metz presented the facts in this case. He informed the Board that the Respondent had agreed to a Settlement Stipulation imposing an administrative fine in the amount of \$1,500, costs in the amount of \$649.98, and one year probation. Mr. Saunders was present on behalf of Mr. Yokola and stated that they were in agreement with the Stipulation.

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Board reject the Settlement Stipulation as presented.

SECOND: Mr. Bolduc seconded the motion which passed with Vice-Chair Gathright and Mr. Francis voting against the motion.

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Board propose a counter offer imposing an administrative fine in the amount of \$5,000, cost in the amount of \$649.98, and two years of probation.

SECOND: Mr. Barthlow seconded the motion which passed with Vice-Chair Gathright voting against the motion.

**CONTINUING EDUCATION HEARINGS NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT**

**Division of Motor Vehicles**

- 1. Review of Department Rules for Manufactured/Mobile Homes (0002973)  
Requesting 1 hour GENERAL credit (F-250, A-2756)**
- 2. Installation Standards for Manufactured/Mobile Homes (0002944)  
Requesting 4 hours GENERAL credit (F-326, A-2757)**
- 3. Anchor and Tie-Down Installation for Manufactured Homes (0003468)  
Requesting 2 hours GENERAL credit (F-234, A-2758)**
- 4. Foundation and Pier Installation of Manufactured Housing (0003469)  
Requesting 2 hours GENERAL credit (F-235, A-2759)**

Mr. Wayne Jordan was present and was sworn in by the court reporter. Additional information was provided at the meeting for the Board's review.

During discussion, it was recommended that a sample outline be posted on the Board's web page as a guidance for continuing education providers.

MOTION: Mr. Dudley made a motion that the Board conditionally approve the courses with the provision that the course syllabus be submitted to staff with the timeframes for each course.

SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

### **Hearings Not Involving Disputed Issues of Material Fact**

#### **Alvin Bellefleur – Building Inspector**

Mr. Bellefleur was present at the meeting and was sworn in by the court reporter. Additional information had been provided for the Board's review.

Following discussion, the following action was taken.

MOTION: Vice-Chair Gathright made a motion that the Board approve the application based on the additional information.

SECOND: Mr. Holmes seconded the motion and it passed unanimously.

#### **Jane Lanahan Decker – Provisional Building Plans Examiner**

Ms. Decker was not present at the meeting, however, additional information had been provided for the Board' review.

MOTION: Vice-Chair Gathright made a motion that the Board approve the application based on the additional information.

SECOND: Mr. Dudley seconded the motion and it passed unanimously.

#### **Shannon Duhon – Roofing Inspector**

Mr. Duhon was present at the meeting and was sworn in by the court reporter. Additional information had been submitted for the Board's review.

Following discussion, the following action was taken.

MOTION: Mr. Barthlow made a motion that the Board approve the application based on the additional information.

SECOND: Mr. Holmes seconded the motion which passed with Mr. Dudley voting against the motion.

#### **William H. Freeman - Provisional Plumbing Plans Examiner, Plumbing Plans Examiner, Provisional Mechanical Plans Examiner, Mechanical Plans Examiner, Provisional Electrical Plans Examiner, Electrical Plans Examiner**

Mr. Freeman was present at the meeting and was sworn in by the court reporter. Mr. Howard White was also present and was sworn in by the court reporter. Additional information had been provided for the Board's review.

#### **Provisional Plumbing Plans Examiner, Plumbing Plans Examiner**

Following discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion that the Board approve the Provisional and Standard Plumbing Plans Examiner applications.

SECOND: Mr. Holmes seconded the motion which failed with Chair McCormick, Vice-Chair Gathright, Mr. Francis, Mr. Barthlow, and Mr. Lamas voting against the motion.

### **Provisional Mechanical Plans Examiner, Mechanical Plans Examiner**

Following discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion that the Board uphold the denials of the Provisional and Standard Mechanical Plans Examiner applications as previously stated.

SECOND: Mr. Dudley seconded the motion and it passed unanimously.

### **Provisional Electrical Plans Examiner, Electrical Plans Examiner**

Following discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion that the Board uphold the denials of the Provisional and Standard Electrical Plans Examiner applications as previously stated.

SECOND: Mr. Dudley seconded the motion and it passed unanimously.

### **Provisional Plumbing Plans Examiner, Plumbing Plans Examiner**

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Board uphold the denials of the Provisional and Standard Plumbing Plans Examiner applications as previously stated.

SECOND: Mr. Barthlow seconded the motion which passed with Mr. Bolduc and Mr. Holmes voting against the motion.

### **Juan Hitchman – Building Inspector**

Mr. Hitchman was present at the meeting and was sworn in by the court reporter. Additional information had been submitted for the Board's review.

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Board approve the application based on the additional information.

SECOND: Mr. Francis seconded the motion and it passed unanimously.

### **Michael Mesa – Building Code Administrator**

Mr. Mesa was present at the meeting and was sworn in by the court reporter. Additional information had been provided for the Board's review.



Following discussion, the following action was taken.

**MOTION:** Vice-Chair Gathright made a motion that the Board approve the application based on the additional information.

**SECOND:** Mr. Barthlow seconded the motion and it passed unanimously.

**Jhony Alexander Ochoa – Provisional Building Inspector and Building Inspector**

Mr. Ochoa was present at the meeting and was sworn in by the court reporter. Additional information had been submitted for the Board's review.

Following discussion, the following action was taken.

**MOTION:** Mr. Dudley made a motion that the Board approve the applications based on the additional information.

**SECOND:** Mr. Francis seconded the motion and it passed unanimously.

**Ricky Walker – Provisional Building Inspector**

Mr. Walker was present at the meeting and was sworn in by the court reporter. Additional information had been provided for the Board's review.

Following discussion, the following action was taken.

**MOTION:** Mr. Barthlow made a motion that the Board approve the application based on the additional information.

**SECOND:** Mr. Holmes seconded the motion and it passed unanimously.

**PROSECUTING ATTORNEY REPORT – DUSTIN METZ**

Mr. Metz provided the Board with a copy of his report. He informed the Board that there were six cases set for probable cause and they were handled at this meeting. He also reported that there were 13 public cases in the Office of the General Counsel.

Mr. Dudley thanked Mr. Metz for his handling of the BCAIB cases. Mr. Bolduc commented that he appreciated how hard Mr. Metz works.

**OLD BUSINESS**

There was no old business to come before the Board at this time.

**NEW BUSINESS**

Mr. Jacob Wright was present at the meeting to address the Board and was sworn in by the court reporter.

Mr. Wright provided hand out materials for the Board's review. He stated that the category of Plumbing was previously on his inspector's license, however, it was no longer listed.

Following discussion, Chair McCormick informed Mr. Wright that he would have to submit an application for review. Mr. Wright responded that he had submitted an application and it was deficient.

## **RECESS**

There being no further business to come before the Board at this time, the meeting was recessed at 2:54 p.m.

## **RULES & LEGISLATION COMMITTEE**

### **CALL TO ORDER**

Mr. Dudley called the meeting to order at 2:54 p.m.

### **Members Present**

Fred Dudley, Chair  
Art Barthlow  
Tim Bolduc  
Wayne Francis  
Richard Gathright  
Rick Holmes  
Orlando Lamas  
Bob McCormick

### **Members Not Present**

Dennis Carpenter

### **Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Clark Jennings, Board Counsel  
Dustin Metz, Prosecuting Attorney  
Joe Rebuck, Gold Coast Schools  
Michelle Proctor, ICC  
Linda Kalkhurst, Court Reporter

## **LEGISLATIVE REPORT – FRED DUDLEY**

Mr. Dudley stated that any issues that the Board wants to be considered for the next legislative session will need to be discussed at the August meeting. He had also provided a report from the last session which was included in the agenda materials.

The Committee recommended that the definition of an employee and provisional building code administrators be on the August agenda for discussion.

## **RULES REPORT – CLARK JENNINGS**

Mr. Jennings informed that Committee that there were no outstanding rules at this time.

### **2013-2014 Annual Regulatory Plan**

Mr. Jennings stated that the proposed plan was provided in agenda materials. He stated that the reference to SB50 should be removed from the plan.

Following discussion, the following action was taken.

MOTION: Mr. Holmes made a motion that the Board approve the regulatory plan as amended.

SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

### **OLD BUSINESS**

There was no old business to come before the Committee at this time.

### **NEW BUSINESS**

There was no new business to come before the Committee at this time.

### **ADJOURNMENT**

There being no further business to come before the Committee, the meeting was adjourned at 3:45 p.m.

### **EXAMINATION AND CONTINUING EDUCATION COMMITTEE**

#### **CALL TO ORDER**

Mr. Lamas, Chair of the Committee, called the meeting to order at 3:45 p.m.

#### **Members Present**

Orlando Lamas, Chair  
Art Barthlow  
Tim Bolduc  
Fred Dudley  
Wayne Francis  
Richard Gathright  
Rick Holmes  
Bob McCormick

#### **Members Not Present**

Dennis Carpenter

#### **Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Clark Jennings, Board Counsel  
Dustin Metz, Prosecuting Attorney  
Joe Rebeck, Gold Coast Schools  
Michelle Proctor, ICC  
Linda Kalkhurst, Court Reporter

**CONTINUING EDUCATION COURSES FOR REVIEW  
GORDON DON BRINDLEY (0002083)**

**Renewal Courses**

A01. Proper Mounting Heights for Fixtures, Outlets, Alarms, and Elevator Controls, in accordance with the Florida Accessibility Code (0007050)  
Requesting 2 hours ACCESSIBILITY credit (F-1190, A-2778)

MOTION: Mr. McCormick made a motion that the Committee approve the course as submitted.

SECOND: Mr. Barthlow seconded the motion and it passed unanimously.

A02. Florida Chapter 112, Part III "Code of Ethics" (0007435)  
Requesting 1 hour ETHICS credit (F-1757, A-2779)

Following discussion, the following action was taken.

MOTION: Mr. Gathright made a motion that the Committee deny the course based on there being no reference to Chapter 468, F.S.

SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

A03. Florida Laws & Rules, Chapter 468, Part XII & Chapter 61G19  
Florida Administrative Code with latest revisions (0007214)  
Requesting 2 hours LAWS&RULES credit (F-1425, A-2780)

Following discussion, the following action was taken.

MOTION: Mr. Bolduc made a motion that the Committee approve the course as submitted.

SECOND: Mr. Gathright seconded the motion and it passed unanimously.

**POLK COUNTY BUILDING AND CODES (0004210)**

**Renewal Course**

B01. Florida Laws and Rules (0007221)  
Requesting 2 hours LAWS&RULES credit (F-1423, A-2800)

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Committee approve the course as submitted.

SECOND: Mr. Barthlow seconded the motion and it passed unanimously.

**New Courses**

C01. Florida Building Code Existing, Chapters 1-3  
Requesting 1 hour GENERAL credit (F-2458, A-2801)

- MOTION: Mr. Dudley made a motion that the Committee approve the course as submitted.
- SECOND: Mr. Lamas seconded the motion which failed with Mr. McCormick, Mr. Bolduc, Mr. Francis, Mr. Gathright, Mr. Holmes and Mr. Barthlow voting against the motion.

Following discussion, the following action was taken.

- MOTION: Mr. Gathright made a motion that the Committee deny courses C01 – C10 as there were no detailed outlines.
- SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

- C02. Florida Building Code Existing, Chapters 4-10  
Requesting 1 hour GENERAL credit (F-2459, A-2802)
- C03. Florida Building Code Existing, Chapters 11-16  
Requesting 1 hour GENERAL credit (F-2460, A-2803)
- C04. FBCR Building Planning & Construction, Chapters 1-3  
Requesting 2 hours GENERAL credit (F-2461, A-2804)
- C05. FBCR Building Planning & Construction, Chapters 4-6  
Requesting 2 hours GENERAL credit (F-2462, A-2805)
- C06. FBCR Building Planning & Construction, Chapters 7-10  
Requesting 2 hours GENERAL credit (F-2463, A-2806)
- C07. FBCR Mechanical Systems, Chapters 12-16  
Requesting 2 hours GENERAL credit (F-2464, A-2807)
- C08. FBCR Mechanical Systems, Chapter 17-24  
Requesting 2 hours GENERAL credit (F-2465, A-2808)
- C09. FBCR Plumbing Systems, Chapters 25-32  
Requesting 2 hours GENERAL credit (F-2466, A-2809)
- C10. FBCR Electrical Systems; Swimming Pools, Chapters 34 & 41  
Requesting 2 hours GENERAL credit (F-2467, A-2810)

REDVECTOR.COM (0001771)

Renewal Course

- D01. Florida Building Inspectors Laws & Rules (RV-4628) (0006894)  
Requesting 2 hours LAWS&RULES credit (F-1023, A-2796)

Following discussion, the following action was taken.

- MOTION: Mr. Holmes made a motion that the Committee deny the course as there was no course breakdown.
- SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

BROWARD COUNTY BOARD OF RULES AND APPEALS (0001071)  
New Courses

- E01. Sanitary Drainage  
Requesting 1 hour GENERAL credit (F-2456, A-2798)
- E02. Plumbing Fixtures  
Requesting 1 hour GENERAL credit (F-2457, A-2799)

MOTION: Mr. Dudley made a motion that the Committee approve the courses as submitted.

SECOND: Mr. Holmes seconded the motion.

Following discussion, the motion was withdrawn.

MOTION: Mr. Barthlow made a motion that the Committee deny courses E01 and E02 as there were no sufficient detailed outlines provided.

SECOND: Mr. McCormick seconded the motion which passed with Mr. Dudley voting against the motion.

#### GOLD COAST SCHOOL OF CONSTRUCTION, INC. (0000983)

##### Renewal Courses

- F01. Ethics in the Construction Industry (Internet) (5007428)  
Requesting 2 hours ETHICS (1), GENERAL (1) credit (F-1906, A-2816)
- F02. Green Buildings and the Construction Professional (5007427)  
Requesting 3 hours GENERAL credit (F-1904, A-2817)

MOTION: Mr. McCormick made a motion that the Committee approve courses F01 and F02 as submitted.

SECOND: Mr. Gathright seconded the motion and it passed unanimously.

#### CUTSTONE LEARNING LLC (0004209)

##### Renewal Courses

Mr. Dudley recused himself from voting on these courses.

- G01. Ethics for Building Code Professionals (0007362)  
Requesting 1 hour ETHICS credit (F-1611, A-2811)
- G02. Advanced, the Florida Building Code (0007177)  
Requesting 1 hour LAWS&RULES credit (F-1393, A-2813)
- G03. Advanced FBC, the Florida Building Commission (0007178)  
Requesting 1 hour LAWS&RULES credit (F-1394, A-2814)
- G04. Advanced FBC, Enforcement and Education (0007179)  
Requesting 1 hour LAWS&RULES credit (F-1395, A-2815)
- G05. Advanced FBC, Permits and Applications (0007176)  
Requesting 1 hour LAWS&RULES credit (F-1392, A-2812)

Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve courses G01 – G05 as submitted.  
SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

## **OLD BUSINESS**

### **Discussion Regarding the Course Application – Tim Bolduc**

Mr. Bolduc commented that he was interested in what the Committee requires for an outline. In discussion, Mr. Gathright stated that he had a draft outline that could be used as an example for providers. Ms. Barineau informed the Committee that she would see if this could be incorporated into the application package.

Mr. Jennings stated that if this was included with the application, it would have to be clear that it was for guidance only. He further stated that if this was included in the application, he would still encourage that it be placed on the website as well.

## **NEW BUSINESS**

There was no new business to come before the Committee at this time.

## **ADJOURNMENT**

There being no further business to come before the Committee, the meeting was adjourned at 4:30 p.m.

**June 7, 2013**

## **CALL TO ORDER**

Chair McCormick called the meeting to order at 9:01 a.m.

### **Members Present**

Bob McCormick, Chair  
Richard Gathright, Vice-Chair  
Art Barthlow  
Tim Bolduc  
Fred Dudley  
Wayne Francis  
Rick Holmes  
Orlando Lamas

### **Members Not Present**

Dennis Carpenter

### **Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Clark Jennings, Board Counsel  
Dustin Metz, Prosecuting Attorney

Michelle Proctor, ICC  
Linda Kalkhurst, Court Reporter

Chair McCormick asked the Board to excuse the absence of Mr. Carpenter.

MOTION: Mr. Dudley made a motion that the Board excuse the absence of Mr. Carpenter.

SECOND: Vice-Chair Gathright seconded the motion and it passed unanimously.

### **APPROVAL OF THE APRIL 10 - 12, 2013, MINUTES OF THE MEETING**

MOTION: Mr. Dudley made a motion that the Minutes be approved as submitted.

SECOND: Vice-Chair Gathright seconded the motion and it passed unanimously.

### **REPORTS**

#### **Chair's Report – Bob McCormick**

Chair McCormick informed the Board that there was no BCAIB presentation given at the BOAF Conference. Chair McCormick stated that he attended the conference along with Mr. Holmes and Mr. Bolduc. He felt that it was a missed opportunity to interact with the licensees. Ms. Barineau informed the Board that there was a chance that the June meeting next year would be moved to the following week in Clearwater Beach so the entire Board could be present at the conference. She stated that she would keep everyone updated.

Chair McCormick reminded the Board that elections would be held in October, however, he was going to make some Committee appointments at this time.

Chair McCormick appointed Vice-Chair Gathright to the Probable Cause Panel replacing Chair McCormick.

Mr. Francis was appointed to the Application Review Committee and invited him to the next meeting to participate in his new role. He stated that either Vice-Chair Gathright or Chair McCormick will no longer serve on this Committee.

Mr. Bolduc was appointed to Chair the Continuing Education Committee.

#### **Application Review Committee – Richard Gathright**

##### **Ratification of Actions Taken by the Committee**

Vice-Chair Gathright reported that the Application Review Committee reviewed 85 applications of which, 65 were approved and 20 were denied. He read the denials into the record at this time.

Brautigan, Kim R. – Mechanical Inspector – no equivalent examination; Carreras, Ricardo Jesus – Building Inspector – lack of experience; Giorlando, Thomas James – Electrical Inspector – lack of experience; Gonzalez, Fernando – Coastal Construction Inspector – lack of experience; Hampton, James W. – Electrical Inspector – no equivalent examination; Marcelo, Diniester – Provisional Mechanical Plans Examiner – lack of experience, Provisional Mechanical Inspector – lack of experience and not newly



hired or promoted into the position; McAdams, Christopher Ryan – Building Inspector & Mechanical Inspector – lack of experience; Mohamed, Shameer Hossein – Provisional Plumbing Inspector – lack of experience; Mossman, Raymond Joseph – Mechanical Plans Examiner – lack of experience; Raybon, Ronald Gerald – Modular Plans Examiner & Modular Inspector – no equivalent examination; Rudey, Michael J. – Building Code Administrator – lack of affirmed experience; Truelsen, Rafael E. – Plumbing Inspector – lack of proper affidavits; Truitt, Robert K. – Provisional and Standard 1&2 Family Dwelling Inspector – lack of experience; Webb, Timothy Matthew – Provisional and Standard Building Inspector – lack of experience; Weide, David Edward – Building Plans Examiner & Building Inspector – lack of affirmed experience.

MOTION: Mr. Dudley made a motion that the Board approve the actions of the Application Review Committee as presented.

SECOND: Mr. Bolduc seconded the motion and it passed unanimously.

#### **Ratification List**

MOTION: Mr. Dudley made a motion that the Board approve the Ratification List as submitted.

SECOND: Mr. Holmes seconded the motion and it passed unanimously.

#### **Rules and Legislation Committee – Fred Dudley**

Mr. Dudley did not have a report to give at this time.

#### **Examination and Continuing Education Committee – Orlando Lamas**

Mr. Lamas reported that the Committee reviewed 24 courses, of which 10 were approved and 14 were denied.

MOTION: Mr. Bolduc made a motion that the Board approve the actions of the Examination and Continuing Education Committee as presented.

SECOND: Vice-Chair Gathright seconded the motion and it passed unanimously.

#### **Board Counsel – Clark Jennings**

Mr. Jennings stated that he did not have a report to give at this time.

#### **Executive Director – Robyn Barineau**

##### **Licenses Issued from Null & Void**

Ms. Barineau reported that two licenses had been issued since the last meeting.

#### **Continuing Education Reciprocity with the Division of State Fire Marshal**

Ms. Barineau reported that the new form was launched on April 30, 2013.

#### **Financial Report – March 31, 2013**

Ms. Barineau reported that as of March 31, 2013, the Board's operating account balance was over \$3.913 million and the unlicensed activity account balance was over

\$311,000. She informed the Board that the Department projects that the Board will maintain a positive cash balance through June 2018.

### **Update on Taking the Principles & Practice Examination Prior to Making Application for Licensure**

Ms. Barineau informed the Board that the Bureau of Education and Testing and PearsonVue discussed this proposal. The parties agreed that the principles and practice examination can be administered prior to an individual making an application to the Department.

Following discussion, the Board informed Ms. Barineau that they wished to pursue this initiative.

### **ICC Report – Michelle Porter**

Ms. Porter informed the Board that the May volume for examinations had increased. She also informed the Board that as of July 1 the score reports will not longer be issued on security paper. She stated that there will be a referenced website at the bottom of each score report to check the authenticity of the document.

Ms. Porter stated that ICC is now certifying building departments. She also stated that if anyone is interested in serving on an examination development committee, to please visit their website or they can contact her.

Ms. Porter informed the Board that PearsonVue had opened up additional examination sites in Florida.

Ms. Porter informed the Board that there had been discussion about the number of times a candidate can take an examination within a six month period. She stated that for ICC it can be taken twice, however, for DBPR it is four times..

Ms. Porter stated that she would be in attendance at the December meeting.

### **OLD BUSINESS**

Future Meeting Dates

August 14-16, 2013 – St. Augustine

October 23-25, 2013 – Altamonte Springs

December 4-6, 2013 – Orlando

February 5-7, 2014 – Fernandina Beach

April 9-11, 2014 – Tampa

June 4-6, 2014 – Orlando – dates may change

August 6-8, 2014 – Pensacola

October 22-24, 2014 – Gainesville

December 10-12, 2014 – Orlando

### **NEW BUSINESS**

Mr. Dudley commented that there should be a defined set of requirements for minimum record keeping in the building departments.

Following discussion, no action was taken.

**ADJOURNMENT**

There being no further business to come before the Board at this time, the meeting was adjourned at 10:15 a.m.