

## MINUTES OF THE MEETING

BUILDING CODE ADMINISTRATORS AND INSPECTORS BOARD  
SEA TURTLE INN  
1 OCEAN BOULEVARD  
ATLANTIC BEACH, FLORIDA  
OCTOBER 3, 4, 5, & 6, 2006 - 9:00 A.M.

**OCTOBER 3, 2006-9:00 A.M.**

### **APPLICATION REVIEW COMMITTEE**

#### **CALL TO ORDER**

Mr. Kymalainen called the meeting to order at 9:02 a.m., for the training session.

#### **Members Present**

Bob Kymalainen  
Bob McCormick

#### **Not Present**

Margaret Pass, Chair

#### **Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Brian Duncum  
David Herron  
Edward W. Serafin  
Herman Blom  
Willie Herbert  
Lawrence P. Murphy  
Glen Urquhart  
Mike Garret  
Paul S. Northrup  
Patrick Hubbard  
Randy Fowler  
Anthony J. Sessions  
Ken Bennett  
Grant McJunkin  
Tom Allen  
Allen Johnson  
Richard S. Gloss, Jr  
Clinton Wallace

Karen Johnson  
Stan DeAngelis  
Mary Beth Bodor  
Alan V. Shiell  
Howard T. White  
Wayne Francis  
John Mortellite  
Steve Roland  
Larry D. Lee  
M. Troy Crews  
Shawn Denton  
David Johns  
Gary Bennett  
James H. Hare  
Don Fuchs  
Cathy Spafford  
Jerzy Hubert  
Nestor Abreu  
Denice Ward  
John Connelly  
Harold Lukert  
Alexander Juan  
Robert Kegan  
Christian Eric Pardee  
Mary C. Crandell  
Gary L. Hiatt  
Jon Hays  
David Butler  
Robert Wood  
Alphanette Waters  
Robert Sasser  
Alan Plante  
Leslie Truluck  
Richard Denman  
Jeff Dunn  
Tom Goldsburt  
Roger Blanchard  
Chuck Gibson  
Mark Knight  
Dale Manning  
Mike Brooks  
David Conner  
Tammy Moore  
Ferman D. Ross  
Abdulaziz Al-Khabbaz  
Edward Matthews

Dennis Franklin, Board Member

**Training Session 9:00 a.m. – 11:00 a.m.**

Mr. Kymalainen and Mr. McCormick discussed some of the problems with the applications that were being submitted and responded to questions from the audience.

**Review of Applications**

At this time, the Committee reviewed applications of individuals that were present. Mr. Nick Sasso was also present at this time to review applications.

**Herman Blom - Building Code Administrator & Provisional Building Code Administrator**

Mr. Blom was present at the meeting. The Committee approved the building code administrator application but denied the provisional building code administrator application as he was not newly hired or promoted into the position.

**David Herron – 1&2 Family Dwelling Inspector, Electrical Inspector, Plumbing Inspector, Mechanical Inspector, Building Inspector**

Mr. Herron was present at the meeting and the Committee approved the applications.

**Abdulaziz A. Al-Khabbaz – Provisional Building Plans Examiner**

Mr. Al-Khabbaz was present at the meeting and discussed his experience with the Committee. The Committee denied the application for lack of experience.

**Shawn Denton – Provisional Building Inspector**

Mr. Denton was present at the meeting. He previously held a standard building inspector license and was not eligible for the provisional license. Mr. Denton agreed to change the application from provisional to standard. The Committee informed Mr. Denton that he will have to retake the building inspector examination and the principles & practice examination.

**Ferman Ross – Building Inspector**

Mr. Ross was present at the meeting and provided additional information for the Committee's review. The Committee approved the application.

**Grant Wade McJunkin – Provisional: Electrical Inspector, Plumbing Plans Examiner, 1&2 Family Dwelling Inspector, Mechanical Inspector, Mechanical Plans Examiner, Building Inspector, Building Plans Examiner, Electrical Plans Examiner**

Mr. McJunkin was present at the meeting. The Committee discussed the applications with Mr. McJunkin and agreed to change his applications to standard instead of provisional. He stated that he understood that he would not be issued

provisional licenses and will have to take and pass the examinations, including principles and practice, prior to working.

At this time, the Committee reviewed applications

**RECESS**

There being no further business to come before the Committee at this time, the meeting was recessed at 7:30 p.m.

**OCTOBER 4, 2006**

**APPLICATION REVIEW COMMITTEE  
CALL TO ORDER**

Mr. Kymalainen called the meeting to order at 9:00 a.m.

**Members Present**

Bob Kymalainen  
Bob McCormick  
Nick Sasso

**Members Not Present**

Margaret Pass, Chair

**Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Doug Wise, City of Palm Beach Gardens  
John DeLance, Hendry County  
Ken Bennett, Hendry County  
Michael Manna, Palm Beach County  
Wayne Brandes, Palm Beach County  
Wayne Cameron, City of Palm Beach Gardens  
Bruce Holladay, Santa Rosa County  
Kathleen Croteau, City of Cape Coral  
Ralph Baldwin, City of Cape Coral  
Kevin Hauk, City of Cape Coral  
Wayne Francis  
Ruben (Jay) Orth, City of Cape Coral  
Paul R. Gates, City of Cape Coral  
Richard Berry, City of Melbourne  
Don Fuchs, BOAF  
Richard Stoner, Orange County  
David Mitchell, City of Pembroke Pines  
Scott Davis, City of Cocoa  
William Nagy, City of Cocoa  
James T. Schultz, City of Venice

Sumner Bowman, St. Lucie County  
Charles Hayes, City of Ocala  
Ronald Rowe, City of Ocala  
Ken Steinke, City of St. Petersburg  
Michael Bohling, City of Lake City  
Larry Lee, City of Lake City  
Harold Lukert, Sumter County  
Terry D. Ausley, Sumter County  
Troy Crews, City of Lake City  
Dan Gargas, City of Ft. Pierce  
Paul Edelstein, Pembroke Pines  
Diane Silvia, City of Key West  
Jeff Ludwig, Esquire  
Robert Kegan, Sumter County  
Rebecca Caldwell, Palm Beach County  
Daniel Hughes, Palm Beach County  
Orestes Otto Feliz, Wellington  
Keith Coco, Jackson County  
Toby A. Kidd, Duval County  
Mike Jones, City of Ft. Pierce  
James Pappalardo, Winter Garden  
Bobby Whitaker  
Don Swanson, Marion County  
Jose Fernandez, Clay County  
Dennis Franklin, Board Member

## **REVIEW OF APPLICATIONS AND REQUESTS FOR HEARINGS**

### **Terry D. Ausley – Mechanical Plans Examiner, Mechanical Inspector, Plumbing Inspector & Plumbing Plans Examiner – Endorsement**

Mr. Ausley was present at the meeting along with Mr. Harold Lukert, building official and Mr. Bob Keagan. Additional information had been submitted for the Committee's review. Following discussion, the following action was taken.

**MOTION:** Mr. Sasso made a motion that the Committee uphold the denial of the mechanical plans examiner, mechanical inspector, plumbing inspector and plumbing plans examiner applications.

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

### **Ralph Baldwin – Provisional Building Code Administrator**

Mr. Baldwin was present at the meeting and provided additional information for the Committee's review. Following discussion, the following action was taken.

**MOTION:** Mr. McCormick made a motion that the Committee uphold the denial of the provisional building code administrator application.

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

**Richard Berry – Provisional 1&2 Family Dwelling Inspector,  
Provisional Mechanical Inspector & Mechanical Inspector**

Mr. Berry was present at the meeting. He informed the Committee that the provisional 1&2 family dwelling inspector application was submitted in error and he wanted to withdraw that application. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee uphold the denial of the provisional mechanical inspector and mechanical inspector applications.

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

**Michael E. Bohling – Provisional: Mechanical Inspector & Plumbing Inspector**

Mr. Bohling was present at the meeting along with Mr. Larry Lee, building official. Additional information was provided at the meeting for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee uphold the denial of the provisional mechanical inspector and provisional plumbing inspector applications.

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

**Sumner Bowman – Provisional Building Plans Examiner**

Mr. Bowman was present at the meeting and additional information had been submitted for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. Sasso made a motion that the Committee approve the provisional building plans examiner application with the condition that he take and pass the plans examiner examination within nine months of the approval.

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

**Wayne A. Brandes – Building Inspector & Provisional Building Inspector**

Mr. Brandes was present at the meeting along with Ms. Rebecca Caldwell, building official. Additional information had been submitted for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. Sasso made a motion that the Committee approve the building inspector and provisional building inspector applications.

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

**Wayne Cameron – Provisional 1&2 Family Dwelling Inspector**

Mr. Cameron was present at the meeting along with Mr. Doug Wise, building official. Additional information was provided at the meeting for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the provisional 1&2 family dwelling inspector application based on the additional information submitted and the oral testimony. The provisional license was issued with the condition that it can only be used in Palm Beach Gardens.

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

**Keith F. Coco – Provisional: Mechanical Plans Examiner, Electrical Inspector, Mechanical Inspector and Electrical Plans Examiner**

Mr. Coco was present at the meeting and provided additional information for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. Sasso made a motion that the Board uphold the denial of the provisional: mechanical plans examiner, electrical inspector, mechanical inspector and electrical plans examiner applications.

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

**Kathleen Mary Croteau – Building Code Administrator**

Ms. Croteau was present at the meeting and additional information was provided for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the building code administrator application based on the testimony and documentation presented.

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

**John P. DeLance – Provisional 1&2 Family Dwelling Inspector**

Mr. DeLance was present at the meeting along with Mr. Ken Bennett. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the provisional 1&2 family dwelling inspector application.

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

**Paul Edelstein – Provisional Building Inspector**

Mr. Edelstein was present at the meeting and additional information had been submitted for the Committee's review. Mr. Edelstein previously held a building inspector's license. Following discussion, the following action was taken.

MOTON: Mr. McCormick made a motion that the Committee uphold the denial of the provisional building inspector application.

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

**Orestes Feliz – 1&2 Family Dwelling Plans Examiner – Voluntary**

Mr. Feliz was present at the meeting and submitted additional information for the Committee's review.

MOTION: Mr. Sasso made a motion that the Committee approve the 1&2 family dwelling plans examiner application as he now holds the required licenses.

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

**Jose Fernandez – Provisional: Plumbing Plans Examiner, Electrical Plans Examiner & Building Plans Examiner**

Mr. Fernandez was present at the meeting and provided additional information for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. Sasso made a motion that the Committee approve the provisional building plans examiner application and uphold the denial of the provisional plumbing plans examiner and provisional electrical plans examiner applications.

SEOCND: Mr. McCormick seconded the motion and it passed unanimously.

**Paul R. Gates, Jr. – Provisional 1&2 Family Dwelling Inspector**

Mr. Gates was present at the meeting and provided additional information for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the provisional 1&2 family dwelling inspector application based on the testimony and additional information provided.

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

**Kevin Hauk – Provisional Building Inspector**

Mr. Hauk was present at the meeting and additional information had been submitted for the Committee's review.

MOTON: Mr. McCormick made a motion that the Committee approve the provisional building inspector application.

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

**Charles V. Hayes – Provisional Mechanical Inspector, Provisional Building Inspector, Building Inspector & Mechanical Inspector**

Mr. Hayes was present at the meeting along with Mr. Ron Rowe. Additional information was provided at the meeting for the Committee's review. Following discussion, the following action was taken.



MOTION: Mr. McCormick made a motion that the Committee uphold the denial of the provisional mechanical inspector, provisional building inspector, building inspector and mechanical inspector applications.

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

**Bruce J. Holladay – Provisional Plumbing Inspector**

Mr. Holladay was present at the meeting and had submitted additional information for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the provisional plumbing inspector application for Santa Rosa County only.

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

**Daniel J. Hughes – Building Inspector**

Mr. Hughes was present at the meeting and provided additional information for the Committee's review.

MOTION: Mr. McCormick made a motion that the Committee approve the building inspector application.

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

**Michael D. Jones – Provisional: Mechanical Inspector, Plumbing Inspector & Electrical Inspector**

Mr. Jones was present at the meeting along with Mr. Dan Gargas. Mr. Gargas asked that the Board continue the hearing until the December meeting.

**Toby Kidd – Provisional Building Inspector**

Mr. Kidd was present at the meeting and provided additional information for the Committee's review.

MOTION: Mr. McCormick made a motion that the Committee approve the provisional building inspector application.

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

**Michael D. Manna – Residential Electrical Inspector**

Mr. Manna was present at the meeting along with Ms. Rebecca Caldwell, building official. Following discussion, Mr. McCormick stated that they could not issue the residential inspector's license and they did not have an avenue to assist with incentive pay. Mr. McCormick further stated that Mr. Manna could perform both residential and commercial inspections.

Mr. McCormick suggested that research be done to determine if there could be an electrical inspector's license issued if someone holds a commercial electrical inspector's license.

MOTION: Mr. McCormick made a motion that the Committee uphold the denial of the residential electrical inspector application as there is no licensure category for this application.

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

**David Edward Mitchell – Provisional Building Code Administrator**

Mr. Mitchell was present at the meeting and additional information had been submitted for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee uphold the denial of the provisional building code administrator application.

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

**William G. Nagy – Mechanical Plans Examiner, & Plumbing Plans Examiner – Endorsement, 1&2 Family Dwelling Inspector, Plumbing Inspector & Mechanical Inspector**

Mr. Nagy was present at the meeting along with Mr. Scott Davis. Mr. Nagy had submitted additional information for the Committee's review and provided additional information at the meeting. Following discussion, the following action was taken.

MOTION: Mr. Sasso made a motion that the Committee uphold the denials of the mechanical plans examiner and plumbing plans examiner applications by endorsement, 1&2 family dwelling inspector, plumbing inspector and mechanical inspector applications.

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

**Ruben Jay Orth – Provisional 1&2 Family Dwelling Inspector**

Mr. Orth was present at the meeting and provided additional information for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the provisional 1&2 family dwelling inspector application, however, the license be confined to the city of Cape Coral only.

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

**James S. Pappalardo, Sr. – Provisional 1&2 Family Dwelling**

Mr. Pappalardo was present at the meeting and additional information had been submitted for the Committee's review.

MOTION: Mr. McCormick made a motion that the Committee approve the provisional 1&2 family dwelling inspector's application.

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

**James T. Schultz – Provisional: Plumbing Inspector, Plumbing Plans Examiner, 1&2 Family Dwelling Inspector & Building Plans Examiner**

Mr. Schultz was present at the meeting and provided additional information for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee uphold the denial of the provisional plumbing inspector, provisional plumbing plans examiner and provisional 1&2 family dwelling inspector applications and approve the provisional building plans examiner application.

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

**Diane Silvia – Building Inspector**

Ms. Silvia was present at the meeting along with Jeffrey R. Ludwig, Esquire. Additional information was provided at the meeting for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee uphold the denial of the building inspector application.

SECOND: The motion died for lack of a second.

MOTION: Mr. Sasso made a motion that the Committee approve the building inspector application.

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

**Kenneth Steinke – Building Code Administrator**

Mr. Steinke was present at the meeting and provided additional information at the meeting for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the building code administrator application.

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

**Don Swanson – Provisional & Standard 1&2 Family Dwelling Inspector**

Mr. Swanson was present at the meeting and additional information had been submitted for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that based on the additional information submitted that the Committee approve the provisional 1&2 family dwelling inspector application, however, the license be limited to Marion County only, and that the Committee approve the standard 1&2 dwelling inspector application.

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

**Bobby Ray Whitaker – Electrical Inspector**

Mr. Whitaker was present at the meeting and additional information had been submitted and provided at the meeting for the Committee's review. Following discussion, the following action was taken.

MOTION: Mr. McCormick made a motion that the Committee approve the electrical inspector application.

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

At this time, the Committee reviewed applications.

**RECESS**

There being no further business to come before the Committee at this time, the meeting was recessed at 7:30 p.m.

**OCTOBER 5, 2006**

**CALL TO ORDER, PLEDGE OF ALLEGIANCE AND WELCOME**

Chair Kymalainen, called the meeting to order at 9:00 a.m.

**Members Present**

Bob Kymalainen, Chair  
Fred Dudley  
Dennis Franklin  
Bob McCormick, Vice-Chair  
Rob Nagin  
Nick Sasso  
Charles Sheridan

**Not Present**

Margaret Pass

**Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Jeffrey Jones, Board Counsel  
Jessica Leigh, Prosecuting Attorney  
Ronnie Spooner, BOAF  
Don Fuchs, BOAF  
John O'Connor, BOAF  
Tena England, England Enterprises  
Bruce Holladay, Santa Rosa County  
Alan Sheill, St. Johns County  
Floyd Green, St. Johns County

John Connelly, City of Palm Bay  
Stan DeAngelis, St. Johns County (BOAF)  
Sandra Underwood, Pasco County  
Wayne Francis, Hillsborough County  
Linda Armstrong, Home Owners for Better Building  
Michael Ashworth, DCA  
Gary Hiatt, Flagler County  
Mike Garrett, Ormond Beach  
Robert von Kampen, ICC  
Rebecca Caldwell, Palm Beach County

Chair Kymalainen stated that Ms. Pass was excused from the meeting.

### **REQUESTS FOR HEARINGS**

#### **Diego L. Manzano – Provisional 1&2 Family Dwelling Inspector**

Mr. Manzano was not present at the meeting, however, additional information had been submitted for the Board's review. Following discussion, the following action was taken.

**MOTION:** Vice-Chair McCormick made a motion that the Board uphold the denial of the provisional 1&2 family dwelling inspector application as the affidavit submitted was the same as one the previously submitted.

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

#### **Christopher J. Morley – Mechanical Inspector – Endorsement**

Mr. Morley was not present at the meeting, however, additional information had been submitted for the Board's consideration. Following discussion, the following action was taken.

**MOTION:** Vice-Chair McCormick made a motion that the Board approve the mechanical inspector application.

**SECOND:** The motion died for lack of a second.

**MOTION:** Mr. Franklin made a motion that the Board uphold the denial of the mechanical inspector application.

**SECOND:** Mr. Sasso seconded the motion which failed with Vice-Chair McCormick, Mr. Sheridan and Chair Kymalainen voting against the motion.

Following discussion, the following action was taken.

**MOTION:** Mr. Sheridan made a motion that the Board reconsider the mechanical inspector application.

**SECOND:** Mr. Nagin seconded the motion which passed with Mr. Franklin and Mr. Sasso voting against the motion.

- MOTION: Mr. Sheridan made a motion that the Board approve the mechanical inspector application.
- SECOND: Vice-Chair McCormick seconded the motion which failed with Mr. Franklin, Mr. Sasso and Mr. Nagin voting against the motion.
- MOTION: Mr. Franklin made a motion that the Board table the hearing until Mr. Dudley was present.
- SECOND: Vice-Chair McCormick seconded the motion and it passed unanimously.

After Mr. Dudley arrived, following discussion, the following action was taken.

- MOTION: Mr. Franklin made a motion that the Board approve the mechanical inspector application.
- SECOND: Vice-Chair McCormick seconded the motion which passed with Mr. Sasso and Mr. Dudley voting against the motion.

#### **Sandra Underwood – Provisional & Standard Building Inspector**

Ms. Underwood was present at the meeting and was sworn in by the court reporter. Additional information had been submitted for the Board's consideration. Following discussion, the following action was taken.

- MOTION: Mr. Franklin made a motion that the Board approve the provisional and standard building inspector applications.
- SECOND: Mr. Sheridan seconded the motion and it passed with Mr. Sasso voting against the motion.

#### **MOTION FOR WAIVER**

##### **Floyd D. Green, DBPR Case No. 2005-045483**

Ms. Leigh presented the case to the Board. She stated that there was proof of service included in the materials. Ms. Leigh informed the Board that Mr. Green failed to file the election of rights form. Therefore, since he did not request a hearing, he waived his rights to a hearing.

- MOTION: Vice-Chair McCormick made a motion that the Board find that Floyd D. Green waived his rights to hearing in Case No. 2005-045483.
- SECOND: Mr. Franklin seconded the motion which passed with Mr. Sheridan voting against the motion.

Ms. Leigh informed the Board that the Department recommended that the Board adopt the findings of fact and conclusions of law.

- MOTION: Mr. Sasso made a motion that the Board adopt the findings of fact and conclusions of law as stated in the administrative complaint.
- SECOND: Mr. Franklin seconded the motion and it passed unanimously.

Ms. Leigh informed the Board that the Department recommended imposition of an administrative fine in the amount of \$1500 and costs in the amount of \$273.14 along with either a written reprimand or probation.

**MOTION:** Mr. Franklin made a motion that the Board impose an administrative fine in the amount of \$500, costs of \$273.14, require 10 hours of principles & practice education in addition to the 14 hours of Continuing Education, and one year of probation.

**SECOND:** Vice-Chair McCormick seconded the motion.

Discussion followed regarding the motion. At this time, Mr. Green informed the Board that he was present at the meeting and was sworn in by the court reporter. Mr. Green informed the Board that he was not doing inspections when his license expired.

After discussion, a vote was taken on the motion which passed with Mr. Dudley and Mr. Sheridan voting against the motion.

#### **RECOMMENDED ORDER**

##### **Jazlyn Georges, Case #06-1508**

Ms. Georges was not present at the meeting. Mr. Jones presented the case to the Board. He stated that on January 4, 2006, a notice of intent to deny was issued for the provisional and standard plans examiner applications. A formal hearing was requested and following the hearing, the hearing officer made a ruling that based on the evidence a standard license should be granted for the building plans examiner application and the provisional application be denied.

Following discussion, the following action was taken.

**MOTION:** Mr. Dudley made a motion that the Board adopt the Findings of Fact as stated in the Recommended Order.

**SECOND:** Mr. Nagin seconded the motion which passed with Mr. Sasso voting against the motion.

Mr. Sasso informed Mr. Jones that he wanted the Board to be notified when there was a formal hearing scheduled. He questioned why individuals from the Application Review Committee were not called to be witnesses at the hearings as he would like for the Committee members to have the ability to tell the judge why they took the action that they did. Mr. Jones responded that it would not be a problem, but that he just did not want to impose on Application Review Committee to be a witness.

Ms. Barineau reminded them that there needs to be sufficient travel budget to have members present at hearings.

Mr. Dudley asked Mr. Jones to report to the Board when cases were going to DOAH.

Following discussion, the following action was taken.

MOTION: Vice-Chair McCormick made a motion that the Board accept the Conclusions of Law as stated in the Recommended Order.  
SECOND: Mr. Sasso seconded the motion which failed with Mr. Franklin, Mr. Dudley, Mr. Nagin, Mr. Sasso, Mr. Sheridan and Chair Kymalainen voting against the motion.

MOTION: Mr. Dudley made a motion that the Board accept the Conclusions of Law as stated in the Recommended Order with the exception of paragraph 20 as it did not meet the requirements of Rule 61G16-6.0035(1)(b), F.A.C.  
SECOND: Mr. Franklin seconded the motion and it passed unanimously.

MOTION: Mr. Dudley made a motion that the Board issue a Final Order in accordance with the motions made approving the applicant to sit for the examinations and accept the Hearing Officer's recommendation to deny the provisional license.  
SECOND: Mr. Nagin seconded the motion which failed with Mr. Franklin, Mr. Sasso, Vice-Chair McCormick and Chair Kymalainen voting against the motion.

Mr. Jones stated that he would issue a Final Order denying the Recommended Order. The order would indicate that the facts were accepted along with the conclusions with the exception of paragraph 20, and the Recommended Order was denied.

MOTION: Mr. Franklin made a motion that the Board deny the Recommended Order in this case.  
SECOND: Vice-Chair McCormick seconded the motion and it passed unanimously.

## **REQUEST FOR HEARING NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT**

### **Atkins Engineers – Single Family Home Structural Design Course**

There was not a representative from Atkins Engineers present at the meeting. Mr. Jones informed the Board that the course was denied as not being relevant. Following discussion, the following action was taken.

MOTION: Mr. Franklin made a motion uphold the denial of the Single Family Home Structural Design Course for Atkins Engineers.  
SECOND: Mr. Sasso seconded the motion which passed with Mr. Nagin voting against the motion.



### **Prosecuting Attorney Report – Jessica Leigh**

Ms. Leigh provided a flow-chart on the process for cases and informed the Board that this would be covered in detail at the December meeting.

Ms. Leigh's report was contained in the agenda book, however, she provided an updated report at the meeting. She reported that as of October 3, six cases had been received, six cases had been sent to experts, five were set for probable cause, two administrative complaints had been filed, three were set for formal hearings, one was in settlement negotiations, one was presented to the board, and one was waiting for a final order, for a total of 25 cases.

Mr. Franklin thanked Ms. Leigh for the information.

Mr. Dudley commented that he had difficulty with the reports when he compared the September report with the October report. Following discussion, Mr. Dudley stated that it was the Board's responsibility to follow the progress of all cases, and he was going to make it his cause to track all of the cases by date, and he will provide the information to the Board.

### **RECESS**

There being no further business to come before the Board at this time, the meeting was recessed at 11:54 a.m.

## **RULES AND LEGISLATION COMMITTEE**

### **CALL TO ORDER**

Mr. Nagin, Chair of the Rules and Legislation Committee, called the meeting to order at 12:22 p.m.

### **Members Present**

Rob Nagin, Chair  
Fred Dudley  
Bob Kymalainen  
Charles Sheridan

### **Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Jeffrey Jones, Board Counsel  
Jessica Leigh, Prosecuting Attorney  
Dennis Franklin, Board Member  
Bob McCormick, Board Member  
Nick Sasso, Board Member  
Ronnie Spooner, BOAF  
Don Fuchs, BOAF

John O'Connor, BOAF  
Tena England, England Enterprises  
Bruce Holladay, Santa Rosa County  
Stan DeAngelis, St. Johns County (BOAF)  
Wayne Francis, Hillsborough County  
Linda Armstrong, Home Owners for Better Building  
Michael Ashworth, DCA  
Gary Hiatt, Flagler County  
Mike Garrett, Ormond Beach  
Robert von Kampen, ICC  
Rebecca Caldwell, Palm Beach County

### **DISCUSSION OF BOAF TRAINING PROGRAM – DON FUCHS**

Mr. Fuchs provided information to the Board at the meeting. He stated that BOAF was looking at different ways to get a pool of qualified candidates for licensure. They wanted the individuals to have some construction knowledge, and BOAF would provide them training on the codes. Mr. Fuchs stated that the proposed program would provide training on laws and rules, ethics, and business. There would be ways to measure the competency with on-the-job training as having related construction experience does not necessarily provide the training for someone to interpret the code.

Mr. Fuchs informed the Board that BOAF was looking at a program where the individuals would have at least one year of experience, the program would have a minimum of 400 hours, of which there would also be classroom training, the individuals would have to take and pass the principles and practice examination, there would be a training certificate issued, and then there would be a one year apprenticeship prior to standard certification. He stated that the individuals would gain experience, have code training, testing and then they would go in the field with experienced inspectors and be evaluated.

Mr. Fuchs stated that once the legislation was approved, the program would have to be approved by the Board. The Board would set the actual number of hours, and they would also set the time frame for the training program.

Mr. Fuchs provided the Board with a breakdown regarding proposed training of an inspector. He stated that they would like to go with one year of experience, however the Board had said at least two years of experience. The hours of classroom training would be 440 hours which the instructor led course would take three months to complete.

Mr. Fuchs informed the Board that the final language had not been drafted but would probably be drafted in October at the next BOAF Directors meeting. He stated that he would bring the language back to the Board for review.

Mr. Nagin responded that the Board wanted to see the language that is being proposed.

Mr. Kymalainen commented that the proposal appears to be weaker than it was the last time it was discussed. He stated that he did not have a concern with the education portion, however, the experience part concerns him as it appears that unqualified people would be able to get in the program. Mr. Kymalainen stated that there should be at least two years of experience in a category.

Mr. Franklin commented that the two years of experience was questionable and now they are proposing one year. He did not want to lessen the experience requirements.

Mr. Kymalainen expressed concern because he reminded everyone that they were dealing with life, safety and public welfare.

Mr. Nagin commented that he had heard both sides speak on this issue and felt the Board needed to have input regarding the language for the statutes. He asked Mr. Fuchs to bring the language to the Board at the December meeting for review.

Mr. John O'Connor responded that the language would be sent to staff for distribution prior to the December meeting in order for them to have time to review it. Mr. O'Connor asked the Board if they were going to want a trainee certificate issued.

Mr. Nagin responded that the trainee certificate would be up to the individual building departments, however, he asked that the proposal be provided with and without the trainee certificate required for review by the Board.

Mr. Sasso commented that he would not feel comfortable in lowering the standards. He would like to see the maximum amount of credit for a degree be only two years even if someone has a four year degree as he did not feel that a degree was a great substitute for hands-on experience.

#### **RULES REPORT – JEFFREY JONES**

Mr. Jones provided a summary of the rules. He stated that they discussed the rule related to spouses of military personnel and that rule had been adopted previously.

#### **Draft of Rule 61G19-6.016, F.A.C., Relating to Roofing Inspectors – Jeffrey Jones**

Mr. Jones stated that he worked with Mr. McCormick regarding draft language for roofing inspectors and provided a copy for the Committee's review.

Mr. McCormick informed the Committee that he felt that five years of experience was excessive and felt that three years would be sufficient. Mr. Kymalainen agreed with Mr. McCormick.

During discussion, Mr. Sasso informed the Committee that the experience requirement for a roofing license was four years.

Mr. Jones informed the Committee that he would bring a draft of the rule to the next meeting for discussion.

**RESEARCH REGARDING UTILIZATION OF PREVIOUSLY SUBMITTED PROVISIONAL APPLICATION INFORMATION FOR STANDARD APPLICATION – ROBYN BARINEAU**

Ms. Barineau informed the Committee that she spoke with Mr. Jones about the legal issues in this matter. She stated that the conclusion was that if they had already been approved for a provisional license, they could apply for a standard license with the master application and an affidavit of current employment. They would not have to resubmit all of the affidavits. Ms. Barineau stated that she had met Department personnel to see how quickly they could proceed with this and would report back as soon as she has additional information.

Mr. Franklin stated that he would like for the Board to approve applicants by trade not category of licensure. Ms. Barineau responded that she would research this issue and discuss it with Mr. Jones to see if it could be done.

**DRAFT RULE REGARDING REQUIREMENTS FOR PROVISIONAL BUILDING CODE ADMINISTRATOR APPLICANTS – JEFFREY JONES**

Mr. Jones stated that at the last meeting Mr. Sasso had talked about the concept of requesting proof of employment from the human resources office. He provided a draft rule for the Committee's review.

Mr. McCormick commented that there is already a requirement in the rules for a verification of employment and did not feel they needed any additional information. Mr. Kymalainen agreed with Mr. McCormick.

Following discussion, the following action was taken.

MOTION: Mr. Dudley made a motion that the Committee propose to the Board that they approve the amendment to Rule 61G19-6.012, F.A.C.

SECOND: The motion died for lack of a second.

**MODULAR INSPECTOR/PLANS EXAMINER RULES – MICHAEL ASHWORTH**

Mr. Ashworth was present at the meeting. He informed the Committee that they were heading for a crisis in the industry for a need of modular inspectors and plans examiners. Mr. Ashworth informed the Committee that the committee for

the examination development would like to see the licenses changed from a voluntary category to a standard license, however, provisional licenses not be allowed.

Mr. Ashworth provided information regarding the committee's proposal for the requisites for the modular inspector and plans examiner. He stated that they felt the requirements were too restrictive and would like for the Committee to consider their recommendations.

Mr. Nagin stated that the proposal would require a legislative change. Mr. Jones stated that the language in the rules could be changed, however, they could not change the category of the license.

Following discussion, the following action was taken.

**MOTION:** Mr. Kymalainen made a motion that Mr. Ashworth and Mr. Jones meet to draft language for the Board's consideration.

**SECOND:** Mr. Franklin seconded the motion and it passed with Mr. Sasso voting against the motion.

#### **RESPONSES TO BOARD PROPOSAL FOR EXPERIENCE REQUIREMENTS FOR LICENSURE**

Mr. Nagin stated that this was an attempt to lay out the experience requirements, however, some took offense to the proposal.

Mr. Dudley commented that he supported trying to develop clear guidelines to help the applicants, however, he did agree with the comments that the proposal did complicate the requirements.

Mr. Franklin suggested using the proposal as a departmental handout. Mr. Nagin responded that it could only be done if it was a rule.

Mr. McCormick stated that he was asked to distribute the proposal to get feedback and the response was not positive.

#### **DISCUSSION OF RULES 61G19-9.003, F.A.C., AND 61G19-9.011, F.A.C. – JEFFREY JONES**

Ms. Barineau informed the Committee that the registration of course providers needed to have the date of May 31 of odd years for renewal as proposed in Rule 61G19-9.003, F.A.C.

**MOTION:** Mr. Dudley made a motion that the Committee adopt the changes to Rules 61G19-9.003 & 9.011, F.A.C., and asked Mr. Jones to proceed with rule promulgation.

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

## **OLD BUSINESS**

There was no Old Business to come before the Committee at this time.

## **NEW BUSINESS**

Mr. McCormick asked that a discussion regarding the 90 days a provisional applicant is allowed to work be placed on the agenda. He stated that it had been suggested that the time be changed to 180 days.

Mr. Nagin asked that a discussion of Chapter 468.609(7)(a)&(b), F.S., be on the next agenda and also discussion regarding persons not required to be licensed in other states.

## **ADJOURNMENT**

There being no further business to come before the Committee, the meeting was adjourned at 4:50 p.m.

## **EXAMINATION AND CONTINUING EDUCATION COMMITTEE**

### **CALL TO ORDER**

Mr. Franklin, Chair of the Committee, called the meeting to order at 4:50 p.m.

### **Members Present**

Dennis Franklin, Chair  
Bob McCormick  
Nick Sasso

### **Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Jeff Jones, Board Counsel  
Fred Dudley, Board Member  
Rob Nagin, Board Member  
Charles Sheridan, Board Member  
Rob von Kampen, ICC  
Don Fuchs, BOAF  
Linda Armstrong, Hone Owners for Better Building  
Tena England, England Enterprises  
Wayne Francis, Hillsborough County

## **DISCUSSION REGARDING PROVISIONAL LICENSE HOLDERS QUALIFYING AS AN INSTRUCTOR FOR CONTINUING EDUCATION COURSES**

Mr. Sasso informed the Committee that he researched this issue and a provisional license holder cannot qualify as an instructor.

## **CONTINUING EDUCATIONS COURSES FOR REVIEW**

### **Department Of Community Affairs**

#### **New Course**

1. Florida Building Code Training – Residential Plumbing  
Requesting 2 hrs GEN credit

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

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

#### **The Uman Group, Inc.**

##### **New Courses**

1. Hurricane-Resistant Residential Construction  
Requesting 4 hrs GEN credit
2. Substantial Improvement and Substantial Damage  
Requesting 4 hrs GEN credit

MOTION: Mr. Sasso made a motion that the Committee approve courses 1&2 as submitted.

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

3. Ethics in the Workplace  
Requesting 4 hrs GEN credit

MOTION: Mr. McCormick made a motion that the Committee approve course number 3 as submitted.

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

#### **City Of Fort Myers**

##### **New Training Program Courses**

1. Building Inspector  
Requesting 200 hrs GEN credit
2. Commercial Electrical Inspector  
Requesting 200 hrs GEN credit
3. Mechanical Inspector  
Requesting 200 hrs GEN credit
4. Plumbing Inspector  
Requesting 200 hrs GEN credit

MOTION: Mr. McCormick made a motion that the Committee deny the courses as they need to appear before the Committee and make a presentation regarding the courses.

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

## **International Code Council**

### **New Courses**

1. 2006 IBC & IRC Wind and Flood Provisions  
Requesting 18 hrs GEN credit
2. 2006 IBC Hazardous Materials  
Requesting 6 hrs GEN credit
3. 2006 IBC Wood Design ASD  
Requesting 6 hrs GEN credit
4. 2006 IBC Building Planning  
Requesting 6 hrs GEN credit
5. 2006 IEBC Fundamentals  
Requesting 6 hrs GEN credit
6. 2003 IBC Wood Design ASD  
Requesting 6 hrs GEN credit

MOTION: Mr. Sasso made a motion that the Committee approve all courses as submitted with the exception of #2.

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

MOTION: Mr. Sasso made a motion that the Committee deny course #2 as it was not relevant.

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

## **England Enterprises, Inc.**

### **Renewal Courses**

1. Residential Building Inspector (0006806)  
Requesting 18 hrs GEN credit
2. Hotel/Apartment Accessibility Inspector/Review (0006807)  
Requesting 3 hrs AOA credit
3. Florida Law Update (0006808)  
Requesting 3 hrs L&R credit
4. Residential Building Plan Review (0006809)  
Requesting 6 hrs GEN credit
5. Residential/Commercial Plumbing Inspector (0006810)  
Requesting 18 hrs GEN credit
6. Plumbing Accessibility Inspector/Review (0006811)  
Requesting 3 hrs AOA credit
7. Permit Technician/Inspector 101 (0006812)  
Requesting 6 hrs GEN credit
8. Residential/Commercial Mechanical Inspector (0006813)  
Requesting 18 hrs GEN credit
9. Means of Egress (0006814)  
Requesting 6 hrs GEN credit
10. IRC Introduction/Changes (0006815)  
Requesting 3 hrs GEN credit
11. IBC vs NFPA 101 (0006816)



- 12. Requesting 6 hrs GEN credit  
IBC Introduction/Changes (0006817)  
Requesting 3 hrs GEN credit
- 13. Hurricane Resistance (0006818)  
Requesting 12 hrs GEN credit
- 14. Housing Rehab/Property Maintenance Inspector (0006819)  
Requesting 6 hrs GEN credit
- 15. Hazardous Locations (0006820)  
Requesting 6 hrs GEN credit
- 16. Florida Principles and Practice (0006821)  
Requesting 12 hrs L&R credit
- 17. Commercial Electrical Plan Review (0006822)  
Requesting 18 hrs GEN credit
- 18. Electrical Accessibility Inspector/Review (0006823)  
Requesting 2 hrs AOA credit
- 19. Building Accessibility Inspector/Review (0006824)  
Requesting 3 hrs AOA credit
- 20. Residential Electrical Inspector (0006825)  
Requesting 18 hrs GEN credit

MOTION: Mr. Sasso made a motion that the Committee approve course numbers 1, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, and 16 as submitted.

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

Mr. Sasso stated that course #'s 15, 17, 18 & 20 reference the 2002 national electrical code and within 3 weeks the 2005 code will be used.

Ms. England informed the Committee that as soon as the new code is in effect, they will be teaching that code.

MOTION: Mr. McCormick made a motion that the Committee approve course numbers 15, 17, 18 & 20.

SECOND: Mr. Franklin seconded the motion which passed with Mr. Sasso voting against the motion.

MOTION: Mr. Sasso made a motion that the Committee approve course numbers 2 & 19.

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

MOTION: Mr. Sasso made a motion that the Committee deny course #7 as being too vague.

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

MOTION: Mr. Sasso made a motion that the Committee deny course #14 as not being relevant.

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

**MIAMI-DADE COUNTY BUILDING CODE COMPLIANCE OFFICE  
Regular Renewal Courses**

1. The Florida Building Code Chapter 19 Lightweight Insulating Concrete Installation (0006607)  
Requesting 2 hrs GEN credit
2. Florida Statutes 468, Part XII, Building Code Administrators And Inspectors (0006827)  
Requesting 2 hrs L&R credit

MOTION: Mr. McCormick made a motion that the Committee approve course numbers 1 & 2 as submitted.

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

**Expired Renewal Courses**

1. Chapter 2 Definitions (0006608)  
Requesting 1 hr GEN credit
2. Chapter 3 Florida Building Code Plumbing (0006609)  
Requesting 1 hr GEN credit
3. Chapter 4 Fixtures, Faucets, and Fixture Fittings (0006610)  
Requesting 1 hr GEN credit
4. Chapter 6 Water Supply and Distribution (0006611)  
Requesting 1 hr GEN credit

MOTION: Mr. McCormick made a motion that the Committee approve course numbers 1 thru 4 as submitted.

SECOND: Mr. Kymalainen seconded the motion which passed with Mr. Sasso voting against the motion.

**DEPARTMENT OF EDUCATION**

**Revised Course**

1. State Requirements for Educational Facilities 1999 (0006993)  
Requesting 23 hrs GEN which includes 2 hrs L&R

MOTION: Mr. Sheridan made a motion that the Committee approve the course as revised.

SECOND: Mr. McCormick seconded the motion and it passed with Mr. Sasso voting against the motion.

**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 5:30 p.m.

## **EXECUTIVE COMMITTEE**

### **CALL TO ORDER**

Chair Kymalainen called the meeting to order at 5:30 p.m.

### **Members Present**

Bob Kymalainen, Chair  
Fred Dudley  
Dennis Franklin  
Bob McCormick, Vice-Chair  
Rob Nagin  
Nick Sasso  
Charles Sheridan

### **Members Not Present**

Margaret Pass

### **Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Jeff Jones, Board Counsel  
Rob von Kampen, ICC  
Don Fuchs, BOAF  
Linda Armstrong, Home Owners for Better Building

### **FEASIBILITY STUDY FROM ICC**

Mr. Sasso commented that he would like to see something developed on the required inspections under the Florida Building Code. Mr. Nagin stated that one of the concerns was with the ISO rating because they are based on a nationally recognized code. He commented that he would not like to see them to go a Florida specific examination because of the ISO rating.

Dr. von Kampen informed the Board that it would be a monumental undertaking to develop an examination specific for Florida

Following discussion, the following action was taken.

**MOTION:** Mr. Franklin made a motion that the Board continue with the ICC examinations and not pursue a Florida specific examination.

**SECOND:** Mr. Nagin 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 at this time, the meeting was adjourned at 6:30 p.m.

**OCTOBER 6, 2006 9:00 A.M.**

## **CALL TO ORDER AND WELCOME**

Chair Kymalainen, called the meeting to order at 9:00 a.m.

### **Members Present**

Bob Kymalainen, Chair  
Fred Dudley  
Dennis Franklin  
Bob McCormick, Vice-Chair  
Rob Nagin  
Nick Sasso  
Charles Sheridan

### **Members Not Present**

Margaret Pass

### **Others Present**

Robyn Barineau, Executive Director  
Elise Rice, Government Analyst  
Jeffrey Jones, Board Counsel  
Don Fuchs, BOAF  
Rob von Kampen, ICC  
Linda Armstrong, Home Owners for Better Building

Chair Kymalainen informed the Board that Ms. Pass was excused from the meeting.

## **APPROVAL OF THE AUGUST 1, 2, 3, & 4, 2006, MINUTES OF THE MEETING**

**MOTION:** Mr. Franklin made a motion that the Board approve the minutes as submitted.

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

## **REPORTS**

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

Chair Kymalainen did not have a report to give at this time.

### **Application Committee**

#### Ratification and Denial List

Chair Kymalainen informed the Board that the Committee reviewed over 400 applications. He stated that the Ratification List was in the hand-out folder and that Bruce Holladay should be added to the list in the categories of mechanical & plumbing inspector.

**MOTION:** Mr. Franklin made a motion that the Board adopt the actions of the Application Review Committee and approve the Ratification List.

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

### **Rules and Legislation Committee – Rob Nagin**

Mr. Nagin stated that Michael Ashworth gave a presentation to the Committee regarding the modular inspectors and plans examiners. He informed the Board that Mr. Ashworth and Mr. Jones will meet to discuss the rules to be presented at the next meeting.

Mr. Nagin reported that Mr. Fuchs will bring back the statutory language BOAF is proposing for the Board's review at the December meeting.

**MOTION:** Vice-Chair McCormick made a motion that the Board adopt the actions of the Rules and Legislation Committee.

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

### **Examination and Continuing Education Committee – Dennis Franklin**

Mr. Franklin reported that the Committee reviewed the applications submitted and asked that the Board adopt the actions of the Committee.

**MOTION:** Vice-Chair McCormick made a motion that the Board adopt the actions of the Examination and Continuing Education Committee.

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

### **Executive Committee – Bob Kymalainen**

Chair Kymalainen did not have a report to give at this time.

### **Building Code Education and Outreach Council – Charles Sheridan**

Mr. Sheridan informed the Board that he missed the last Outreach Council meeting as he had a conflict. He stated that there was going to be a teleconference later in the month. Mr. Sheridan stated that they were not having very productive meetings.

Ms. Barineau informed the Board that not much came out of the Outreach Council meeting Mr. Sheridan was not able to attend. Vice-Chair McCormick

stated that if Mr. Sheridan was unable to attend the meeting, he could attend in his place.

### **Board Counsel – Jeffrey Jones**

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

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

- Financial Report

Ms. Barineau informed the Board that the Financial Report was included in the handouts. She advised the Board that as of the end of the 6/30/06 fiscal year, the Board's operating account balance was over \$2.2 million.

- Newsletter

Ms. Barineau stated that the newsletter would be going out later in the year and she solicited an article from the Chair. She also asked that Board members provide her with other topics they would like to see included. She stated that she was going to include information on the core courses.

- Board Membership

Ms. Barineau stated that the Department was continuing to address the issue of board member vacancies. She asked if anyone knew of individuals interested in serving, to please contact the Department or the Governor's Appointments Office for an application.

- Continuing Education Update

Ms. Barineau informed the Board that as of September 7, 2006, 77% of the licensees had complied with the Continuing Education requirements.

- Letters In-Lieu-of Licenses

Ms. Barineau informed the Board that if someone attempted to renew their license and had not met their Continuing Education requirements, they would receive a letter that thanked them for their payment and advising that their license could not, however, be renewed until all continuing education requirements had been fulfilled. She advised the Board that after the end of the renewal cycle, licenses not complying with continuing education would go into a delinquent status, if their renewal fee had been paid.

Mr. Sasso questioned what steps would take place. Ms. Barineau stated that an individual could not practice on a delinquent license and the Board will have to decide how to handle the individuals not meeting the requirements before the renewal period in 2007. Mr. Jones informed the Board that an individual can have a delinquent license but there would have to be activity in order to take action.

- Printing Modifiers on Licenses

Ms. Barineau reminded the Board that at the last meeting she had shown a draft of a letter showing a modifier being added to an existing license. She and Ms. Rice had been testing this and it should be in place soon. She stated that she would provide an update at the next meeting.

Ms. Barineau informed the Board that she and Ms. Rice made some modifications to the applications and provided a copy for their review. She stated that this would be on the agenda for the December meeting for discussion.

Mr. Nagin stated that staff should track the place of employment for the licensees. Mr. Fuchs informed the Board that it would be a nightmare to do this.

Ms. Barineau informed the Board that the meeting material has to be destroyed following a meeting. She and Ms. Rice will take all board meeting materials back to Tallahassee for destruction.

Ms. Barineau stated that Mr. Dudley sent an e-mail about the report on the Miami-Dade licensing information. She stated that the Department is aware of the situation and met with several department areas on the issue. They are being proactive, with emergency suspension orders and complaints being filed as they are brought forth from the State Attorney's Office.

Mr. Nagin stated that in the finance report there is a transfer shown of \$4million to CILB and he understood that there was a spending cap of \$2million. He asked Ms. Barineau to find out what the spending cap was for CILB and the maximum transfer amount and report back to the Board.

Mr. Dudley questioned the unlicensed activity money. Ms. Barineau stated that she would research to determine if an unlicensed activity campaign is slated for the current fiscal year, including public service announcements.

#### **ICC Update – Rob von Kampen, Ph.D.**

Dr. von Kampen informed the Board that they were trying to recruit subject matter experts for the roofing inspector examination. They sent out letters to recruit experts and have only received two responses.

Dr. von Kampen reported that the computer-based testing initiative was gaining attraction as they had received 72 requests for CBT.

Vice-Chair McCormick indicated he would see if he could find some assistance for the roofing inspector's examination.

#### **NEW BUSINESS**

Mr. Dudley suggested that the mysafehome.com information be included in the newsletter.

#### **OLD BUSINESS**

Mr. Sasso commented that at the last meeting Mr. Dudley had suggested a policy statement be issued regarding the provisional building code administrators. Mr. Jones responded that it was stated in the minutes. Ms. Barineau stated that it only needed to be in the minutes.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned at 10:20 a.m.