

FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD

**The Lodge & Club
607 Ponte Vedra Blvd.
Ponte Vedra Beach, FL 32082
904.285.1111**

January 8, 9-11, 2019

MEETING MINUTES

Approved April 12, 2019

Board Members Present

Keith Lawson, II, Chair
Aaron Boyette, Vice Chair
Frank Cawthon
Donald Cesarone
Brian Donovan
James "Jim" Evetts
Ted Feaster
Rick Kane
Edgar Laney
Robert Maphis
Michael Strickland
Scott Thomason
Rachelle Wood

Board Members Absent

William "Brian" Cathey
Edward McCullers

Others Present

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

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION II

Division II Board members met for Additional Business Entities Review on January 9, 2019 from 3:42-5:01 pm. Mr. Thomason led the meeting. Of the 36 applications on the agenda, 18 were approved, 3 were approved contingent, 4 were denied, 5 were continued, 5 were withdrawn and 1 was pulled.

APPROVED (18)

Baena, Harold
Bean, Mark
Blackmon, Archie
Branam, James
Donovan, Robert
Dufresne, Kevin
Gagnon, Scott
Geile, Torey
Hearell, Austin
Knuth, Devin
Lowy, Brett
McWhorter, James
Morgan, Travis
Richardson, Shayne
Smith, Michael
Spillers, Lindsey
Ulloa, Yandro
Vadnais, Paul

APPROVED CONTINGENT (3)

Bivins, Susan
Long, Stuart
Portela, David

DENIED (4)

Fernandez, Alexander
Greene, Keegan
Lamonaca, Juan
McClellan, Matthew

CONTINUED (5)

Banks, Michael- 180 day continuance
Edmonds, Richard- 90 day continuance
Lackner, Jeffrey- 30 day continuance
Rogerero, Jeremey- 180 day continuance
Wolfe, Shawn- 180 day continuance

WITHDRAWN (5)

Falcon, Silviana

Ifft, Barbara
James, William
Kalisak, Chad
Moore, Gordon

PULLED (1)
Padilla, Carrera

APPLICATION REVIEW DIVISION II

Division II Board members met for Application Review on January 9, 2019, from 3:00–3:58pm. Mr. Cesarone led the meeting. Of the 28 applications on the agenda, 13 were approved, 1 was approved contingent, 5 were denied, 7 were continued, 1 was withdrawn and 2 were pulled.

APPROVED (13)
Cribbs, Mark
Fisher, James
Galuppo, Mark
Gross, Andrew – downgrade to class A
Kim, Ji Hwan
Lewis, Roger
Little, Vance
Mosey, Matthew
Nanan, Andrew
Powell, Justin
Price, John
Silva, Luis
Williams, Matthew

APPROVED CONTINGENT (1)
Musgrave, George

DENIED (5)
Chae, Darren
Duff, Robert
Horwath, Timothy
Lounsbery, James
Monteleone, Gennaro

CONTINUED (7)
Alford, Kenneth- 30 day continuance
Bates, Charles- 180 day continuance
Dagkilic, Ugur- 90 day continuance
Jones, Jacob- 30 day continuance
Ortiz, Miguel- 180 day continuance
Stoop, Johannes- 30 day continuance
Turner, Christopher- 180 day continuance

WITHDRAWN(1)
Dicpetris, Samana

PULLED (2)
Geary, Kenneth
Sasnett, Shane

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

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION I

Division I Board members met for Additional Business Entities Review on January 10, 2019 from 1:30– 2:17pm. Mr. Cawthon led the meeting. Of the 43 applications on the agenda, 23 were approved, 8 were approved contingent, 6 were continued, 6 were denied, and 1 was withdrawn.

APPROVED (21)
Adler, David
Baena, Harold
Branam, James
Cancio, George
Donovan, Robert
Funke, Timothy
Hayes, John
Howard, Sharon
Maikkula, Jason
Morgan, Travis
Register, Lester
Rodriguez, Davian
Rosen, Paul
Scardina, Charles
Scarpa, Cara
Schachinger, Rudolf
Schneewind, Randall
Schneewind, Randall
Schneewind, Randall
Vilchez, Eduardo
Whitney, Brent
Blundon, Glenn
Fernandez, Alberto
Greene, Keegan
Modine, Jared
Weldon, Christopher

DENIED (3)
Dusinberre, Richard
Lacivita, Frank
Pagano, Michael

CONTINUED (8)

Acosta, Joe- 120 day continuance
Charlemagne, Felix- 90 day continuance
Goyer, James- 30 day continuance
Kelly, Scott- 30 day continuance
Masters, Kerry- 30 day continuance
Ortega, Juan- 30 day continuance
Smith, Michael – 30 day continuance
Sulvaran, Jose- 30 day continuance

WITHDRAWN (5)

Alvarez, Carlos
Baer, Edward
Cuadra, Luis
Ifft, Barbara
Swain, Guillermo

PULLED (1)

Diamond, William

APPLICATION REVIEW DIVISION I

Division I Board members met for Application Review on January 10, 2019, from 3:32– 4:26p.m. Mr. Evetts led the meeting. Of the 16 applications on the agenda, 5 were approved, 1 was approved contingent, 1 was denied, 5 were continued, 2 were withdrawn, and 2 were pulled.

APPROVED (5)

Kirk, Kendall
Lauer, Eric
Recio, Eduardo
Weger, Ralf
White, Brian

APPROVED CONTINGENT (1)

Wheeler, Robert

DENIED (1)

Arroyo, Omar

CONTINUED (5)

Alford, Kenneth- 30 day continuance
Banthem, John- 60 day continuance
Dobbs, Justen- 30 day continuance
Stine, Kevin – 180 day continuance
Turner, Christopher- 120 day continuance

WITHDRAWN (2)

Marino, Daniel
Santos, Andrew

PULLED(2)

Butler, Donald
Daniels, Christopher

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

Division II Board members met for Final Action on January 10, 2019, from 9:35am– 10:07am. Mr. Lawson led the meeting.

Case #(s): 2018020434

MICHAEL BEARD

License #(s): CCC1330262

501 WHITE JASMINE WAY

ST. JOHNS, FL 32259

REVOCAATION

Restitution in the amount of \$7,400

Pay administrative fines in the amount of \$30,000 and costs of \$225.99

Not Present at hearing

Case #(s): 2018014178

MICHAEL BEARD

License #(s): CCC1330262

501 WHITE JASMINE WAY

ST. JOHNS, FL 32259

REVOCAATION

Restitution in the amount of \$1,875.75

Pay administrative fines in the amount of \$30,000 and costs of \$191.11

Not Present at hearing

Case #(s): 2017034427

MARTIN LEE CIESLAK

License #(s): CPC1457046

1019 N EAST AVE.

SARASOTA, FL 34237

PULLED

Case #(s): 2017048506

GUILLERMO ESQUIVEL

License #(s): CPC1458454

877 SW 118TH COURT

MIAMI, FL 33184

Pay administrative fines in the amount of \$5,000 and costs of \$256.74

Not Present at hearing

Case #(s): 2017056595

KENNETH GEARY

License #(s): CAC35593

502 S FREMONT AVE., APT. 1221

TAMPA, FL 33606

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

Pay administrative fines in the amount of \$3,500 and costs of \$237.32

Present at hearing

Case #(s): 2018005967

BRIAN KEITH HARVEY

License #(s): CPC2459064

4811 LYONS TECHNOLOGY WAY, STE. 21

COCONUT CREEK, FL 33073

Probation for 4 years

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

Pay administrative fines in the amount of \$500 and costs of \$141.82

Not Present at hearing

Case #(s): 2018021930

STEVEN LYNN HIGH

License #(s): CPC1458763

10204 MARSH HARBOR WAY, APT. 8

RIVERVIEW, FL 33578

Restitution in the amount of \$16,636.20

Pay administrative fines in the amount of \$20,000 and costs of \$223.46

Not Present at hearing

Case #(s): 2018020233

STEVEN LYNN HIGH

License #(s): CPC1458763

10204 MARSH HARBOR WAY, APT. 8

RIVERVIEW, FL 33578

Restitution in the amount of \$24,750

Pay administrative fines in the amount of \$20,000 and costs of \$207.69

Not Present at hearing

Case #(s): 2018021772

STEVEN LYNN HIGH

License #(s): CPC1458763

10204 MARSH HARBOR WAY, APT. 8

RIVERVIEW, FL 33578

Restitution in the amount of \$32,595

Pay administrative fines in the amount of \$20,000 and costs of \$262.44

Not Present at hearing

Case #(s): 2017047839

STEVEN LYNN HIGH

License #(s): CPC1458763

10204 MARSH HARBOR WAY, APT. 8

RIVERVIEW, FL 33578

Restitution in the amount of \$38,450

Pay administrative fines in the amount of \$20,000 and costs of \$374.7

Not Present at hearing

Case #(s): 2018016052

STEVEN LYNN HIGH

License #(s): CPC1458763

10204 MARSH HARBOR WAY, APT. 8

RIVERVIEW, FL 33578

Restitution in the amount of \$111,350.00

Pay administrative fines in the amount of \$20,000 and costs of \$273.96

Not Present at hearing

Case #(s): 2018020133

STEVEN LYNN HIGH

License #(s): CPC1458763

10204 MARSH HARBOR WAY, APT. 8

RIVERVIEW, FL 33578

Restitution in the amount of \$27,340

Pay administrative fines in the amount of \$20,000 and costs of \$87.51

Not Present at hearing

Case #(s): 2018015466

STEVEN LYNN HIGH

License #(s): CPC1458763

10204 MARSH HARBOR WAY, APT. 8

RIVERVIEW, FL 33578

Restitution in the amount of \$19,430

Pay administrative fines in the amount of \$20,000 and costs of \$371.84

Not Present at hearing

Case #(s): 2016014380

JOHN FRANCIS IACOVINO

License #(s): CCC1325918

7542 US HWY 19 N

NEW PORT RICHEY, FL 34652

Pay administrative fines in the amount of \$5,000 and costs of \$301.89

Not Present at hearing

Case #(s): 2016021108

JOHN FRANCIS IACOVINO

License #(s): CCC1325918

7542 US HWY 19 N

NEW PORT RICHEY, FL 34652

REVOCAION

Pay administrative fines in the amount of \$10,000 and costs of \$222.78

Not Present at hearing

Case #(s): 2017036373

JOSEPH W LAMBERT

License #(s): CAC1813949

8717 FORT CAROLINA RD.
JACKSONVILLE, FL 32277
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$3,000 and costs of \$211.58
Present at hearing

Case #(s): 2016046871

JOAO PAULO MORO

License #(s): CPC1458609
21500 SOUTH DIXIE HWY
MIAMI, FL 33189
Restitution in the amount of \$14,680
Probation for 2 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 \$168.07
Not Present at hearing

Case #(s): 2017025300

TIMOTHY J. QUICK, SR.

License #(s): CCC1325998
6463 W. CONSTITUTION LANE
HOMOSASSA, FL 34448
REVOCAATION
Restitution in the amount of \$3,500
Pay administrative fines in the amount of \$17,500 and costs of \$302.57
Not Present at hearing

Case #(s): 2017020474

TIMOTHY J. QUICK, SR.

License #(s): CCC1325998
6463 W. CONSTITUTION LANE
HOMOSASSA, FL 34448
REVOCAATION
Pay administrative fines in the amount of \$5,000 and costs of \$217.72
Not Present at hearing

Case #(s): 2016056750

TIMOTHY J. QUICK, SR.

License #(s): CCC1325998
6463 W. CONSTITUTION LANE
HOMOSASSA, FL 34448
REVOCAATION
Restitution in the amount of \$5,200
Pay administrative fines in the amount of \$5,000 and costs of \$137.72
Not Present at hearing

Case #(s): 2017026898

TIMOTHY J. QUICK, SR.

License #(s): CCC1325998

6463 W. CONSTITUTION LANE
HOMOSASSA, FL 34448
REVOCAATION
Restitution in the amount of \$1,400
Pay administrative fines in the amount of \$17,500 and costs of \$221.12
Not Present at hearing

Case #(s): 2017057795
TIMOTHY J. QUICK, SR.
License #(s): CCC1325998
6463 W. CONSTITUTION LANE
HOMOSASSA, FL 34448
REVOCAATION
Pay administrative fines in the amount of \$20,000 and costs of \$153.43
Not Present at hearing

Case #(s): 2018003820
ROBERT EARL ROBERTS, JR
License #(s): CCC56797
4533 SUNBEAM RD., STE. 803
JACKSONVILLE, FL 32257
Restitution in the amount of \$8,106.59
Pay administrative fines in the amount of \$20,000 and costs of \$121.48
Not Present at hearing

Case #(s): 2018017844
ROBERT EARL ROBERTS, JR
License #(s): CCC56797
4533 SUNBEAM RD., STE. 803
JACKSONVILLE, FL 32257
Restitution in the amount of \$8,000
Pay administrative fines in the amount of \$21,000 and costs of \$147.14
Not present at hearing

Case #(s): 2018012569
ROBERT EARL ROBERTS, JR
License #(s): CCC56797
4533 SUNBEAM RD., STE. 803
JACKSONVILLE, FL 32257
Restitution in the amount of \$5,400
Pay administrative fines in the amount of \$20,000 and costs of \$155.85
Not present at hearing

Case #(s): 2018012427
LEXTER TELLEZ
License #(s): CFC1429335
7124 AUTUMN VALE DRIVE
ORLANDO, FL 32822
Probation for 4 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 \$293.16
Not present at hearing

Case #(s): 2018014876

DANIEL N TRAINOR

License #(s): CAC1818136

5420 SW 89TH CT.

MIAMI, FL 33165

Probation for 2 years

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

Pay administrative fines in the amount of \$2,500 and costs of \$83.77

Not present at hearing

Case #(s): 2018014987

DONALD C. VANSANT

License #(s): CCC57669

2890 W UNIVERSITY BLVD.

JACKSONVILLE, FL 32217

REVOCAION

Pay administrative fines in the amount of \$5,000 and costs of \$74.53

Not present at hearing

***Division I & II Board members met for Final Action on January 10, 2019, from 10:18am– 10:22am.
Mr. Lawson and Mr. Boyette led the meeting.***

Case #(s): 2017023389

TIMOTHY M. COX

License #(s): CBC1254195, CCC1327608

7512 DR. PHILLIPS BLVD., #50-938

ORLANDO, FL 32819

Restitution in the amount of \$4,854

Pay administrative fines in the amount of \$20,000 and costs of \$384.82

Not present at hearing

Case #(s): 2017051190

FRANK DELGADO

License #(s): CRC56941, CCC1329758

1815 W 68 STREET

HIALEAH, FL 33014

Pay administrative fines in the amount of \$8,300 and costs of \$162.99

Not present at hearing

***Division I Board members met for Final Action on January 10, 2019, from 10:30am– 11:01am. Mr.
Boyette led the meeting.***

Case #(s): 2017031586

PETER C. ADLER

License #(s): CGC1519281

325 VALLEY FORGE RD.
WEST PALM BEACH, FL 33405
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$250 and costs of \$250
Not present at hearing

Case #(s): 2017045950

CHARLES F. BAKER

License #(s): CGC31508
601 NE 28TH STREET
POMPANO BEACH, FL 33064
Probation for 2 years
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
Pay administrative fines in the amount of \$6,000 and costs of \$132.55
Present at hearing

Case #(s): 2017051350

MATTHEW BYRD

License #(s): CBC1260736, CBC1261243
248 WILEY BOTTOM RD.
SAVANNAH, GA 31411
7 hours additional live Continuing Education w/emphasis on Financial Management
Pay administrative fines in the amount of \$5,000 and costs of \$110.88
Not present at hearing

Case #(s): 2017047034

FELIX CHARLEMAGNE

License #(s): CGC1510928, CGC1522961
3 BAHIA PASS PLACE
OCALA, FL 34472
PULLED

Case #(s): 2018006929

CHARLES ALAN COSTIN

License #(s): CGC61027
2300 HOLLOMAN STREET
CONROE, TX 77301
Probation for 2 years
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 \$191.71
Present w/ Counsel at hearing

Case #(s): 2017004936

JOHN CULLEN GANNAWAY

License #(s): CGC1516988
3940 EVERETT COURT
LAKEWORTH, FL 33461
REVOICATION
Restitution in the amount of \$8,986.46

Pay administrative fines in the amount of \$10,000 and costs of \$1,298.56
Present at hearing

Case #(s): 2016053128
JOHN CULLEN GANNAWAY

License #(s): CGC1516988
3940 EVERETT COURT
LAKEWORTH, FL 33461
REVOCATION

Restitution in the amount of \$16,420.00
Pay administrative fines in the amount of \$10,000 and costs of \$687.22
Present at hearing

Case #(s): 2018008629
CHRIS E. HOWLETT

License #(s): CGC1505298
6499 NORTH POWERLINE RD. 301
FT. LAUDERDALE, FL 33309
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.

Pay administrative fines in the amount of \$3,000 and costs of \$494.76
Present at hearing

Case #(s): 2017045162
CLONE JEFFERSON OLIVER

License #(s): CGC61805
4176 SHADETREE LN.
LAKELAND, FL 33812
REVOCATION

Pay administrative fines in the amount of \$20,000 and costs of \$209.88
Present at hearing

Case #(s): 2017024827
CHRIS M. PEDERSON

License #(s): CBC1253616
9975 WADSWORTH PKWY K-2143
WESTMINISTER, CO 80021
Restitution in the amount of \$12,724.48

Probation for 2 years
Pay administrative fines in the amount of \$7,500 and costs of \$531.92
Not present at hearing

Case #(s): 2017053139
JARED PRINCE

License #(s): CRC1327870
620 SHANNON RD
ORLANDO, FL 32806
REVOCATION

Pay administrative fines in the amount of \$10,000 and costs of \$489.27
Not present at hearing

Case #(s): 2017059769

JASON PAUL RUBIO

License #(s): CRC1331331

17355 127TH DR. N

JUPITER, FL 33478

Probation for 2 years

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

Pay administrative fines in the amount of \$10,000 and costs of \$191.71

Present at hearing

Case #(s): 2017059238

DAVID ALLEN SPADE

License #(s): CGC51073

632 GOLDEN GATE POINT, UNIT 9

SARASOTA, FL 34236

Probation for 2 years

7 hours additional live Continuing Education w/emphasis on Financial Management

Pay administrative fines in the amount of \$5,000 and costs of \$448.10

Present at hearing

Case #(s): 2016058819

CHRISTOPHER WALK

License #(s): CRC1327370

6212 BOYD LANE

LAKEWORTH, FL 33462

REVOCAATION

Not present at hearing

PROBATION

Division II Board Members convened for Probation on January 10, 2019, from 8:30am – 9:22am.

Ms. Wood led the meeting.

BELLEFEUILLE, MICHAEL, CCC1329019

Result: Satisfactory

BROOKS, AKEEN, CAC1817427

Result: Satisfactory

BURLESON, ANDREW, CAC1814623

Result: Satisfactory

CABALLEIRO, ISAAC, CMC1249756, CFC1428225

Result: Satisfactory

CARDON, KEITH, CAC1813575

Result: Satisfactory

CARO, NICHOLAS, CFC1427498, CMC1249776
Result: Satisfactory

EIDEN, WILLIAM, CCC1325723
Result: Satisfactory

ESTUPINAN, PATRICIO, CPC1457420
Result: Satisfactory

JAMES, WILLIAM, CPC1457569
Result: Satisfactory

KERN, SCOTT, CAC1819011
Result: Satisfactory

MERRELL, JACK, CPC020280
Result: Satisfactory

MOTTLEY, TERRANCE, CCC1327647
Result: Satisfactory

OLIVER, HUMBERTO, RP0066966
Result: Satisfactory

REIDY, DAVID, CVC56914
Result: Satisfactory

SCACCETTI, BRADFORD, CCC1328496
Result: Satisfactory

SERRA, ANTHONY, CPC1457413
Result: Satisfactory

SHEFFIELD, JEFFREY, CCC1330294
Result: Satisfactory

WOLBER, DALE, CPC1457953
Result: Satisfactory

STAY OF SUSPENSION TO BE LIFTED:

GUERRERO, MARCO- CCC1331081
Result: 30 day continuance

MINARDI, JOSEPH- CAC1815978
Result: 60 day continuance

TAYLOR, KEITH- CCC1330294
Result: 30 day continuance

Division I Board Members convened for Probation on January 10, 2019, from 11:17am – 11:49pm. Mr. Strickland led the meeting.

ALLEN, STEVEN, CGC1521189
Result: Satisfactory

ANDREWS, STUART, CRC1329397
Result: Satisfactory

ANISKEWICZ, CHRISTOPHER, CBC1251863
Result: Satisfactory

BARNEY, GARRETT, CRC1331024
Result: Satisfactory

BELLEFEUILLE, MICHAEL, CGC57774
Result: Satisfactory

BROOKS, AKEEN, CBC1252114
Result: Satisfactory

CABALLEIRO, ISAAC, CGC1515142
Result: Satisfactory

CAMPBELL, STEPHEN, CBC1255779
Result: Satisfactory

CARBONELL, JONATH, CGC1513154, CGC1524887
Result: Satisfactory

CARO, NICHOLAS, CGC1507237
Result: Satisfactory

COLEBROOKE, FREDERICK, CBC1261977
Result: Satisfactory

CORRIGAN, JOHN PAUL IV, CGC062326
Result: Satisfactory

DORIAN, KENNETH, CBC1259557
Result: Satisfactory

ESTUPINAN, PATRICIO, CGC1511963
Result: Satisfactory

FOUNTAIN, BRUCE, CGC1519549
Result: Satisfactory

HALIKOYTAKIS, ALEXANDER, CGC1518834
Result: Satisfactory

KORMAN, JOHNATHAN, CRC1330315
Result: 60 day continuance

LEWIS, DAVID PETER, CRC36703
Result: Satisfactory

MILLIGAN, ROBERT, CBC1251036
Result: Satisfactory

MOTTLEY, TERRANCE, CGC58855
Result: Satisfactory

ORMAN, MARK, CGC1506674
Result: Satisfactory

ROBERTS, RANDALL, CBC1261819
Result: Satisfactory

SERNA, CRISTYAN, CGC1511779
Result: Satisfactory

STEARNS, DANA, CGC1518642
Result: Satisfactory

STEPONAITIS, TERRANCE, CGC1505331
Result: Satisfactory

TODOROFF, KEITH, CGC1507921
Result: Satisfactory

STAY OF SUSPENSION TO BE LIFTED:

ALMEIDA, WAGNER, CGC1514028 (Disciplinary)
Result: 60 day continuance

CAGNI, MARK, CGC32984 (Disciplinary)
Result: 60 day continuance

CREAN, ABEL, CGC1506655 (Disciplinary)
Result: 30 day continuance

GUERRERO, MARCO, CGC1505860 (Disciplinary)
Result: 30 day continuance

MINARDI, JOSEPH, CBC1254893 (Disciplinary)
Result: 60 day continuance

MOORE, JOHNATHAN, CGC1513984 (Disciplinary)

Result: Stay Lifted

TAYLOR, KEITH, CRC1329129 (Disciplinary)

Result: 30 day continuance

GENERAL SESSION

The meeting was called to order by Keith Lawson, at 9:03am. Ms. Wood gave the Invocation. Mr. Boyette led the Pledge of Allegiance.

EXECUTIVE DIRECTOR'S REPORT – Daniel Biggins

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

- Mr. Cathey
- Mr. McCullers

Mr. Biggins informed the Board that the Department is officially under the leadership of the new Secretary, Halsey Beshears, and that Tim Page was named the Deputy Secretary of Professions.

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

CHAIRMAN'S REPORT –Keith Lawson

Mr. Lawson thanked the Nominating Committee for voting him as the Chair of the Board, and stated he was honored to serve.

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 November 2018, the overall license activity case load was 1283, up from 1272 in October of 2018, and up from 776 in November 2017.

There were 657 cases currently in Legal to be reviewed, 282 cases awaiting PC Panel/ Initial Review Completed, 76 cases set for probable cause, 17 cases where probable cause had been found/administrative complaints filed, 2 settlement stipulation approved, 23 informal hearings requested, 0 cases awaiting outside action, 49 cases ready for default, 126 formal hearings requested, 1 cases referred to DOAH, 5 cases in settlement negotiations, 0 case pending board date, 42 cases set for board presentation, 1 cases awaiting final orders, 0 cases under appeal and 0 cases had been re-opened.

For the month of November 2018, 59 cases were closed.

Mr. Brown also informed the Board that he was beginning to get fully staffed and would be introducing some new attorneys to the Board in the next couple of months.

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

ATTORNEY GENERAL’S REPORT – Tom Barnhart

ALCIBAR, MANUEL – REQUEST FOR RECONSIDERATION

Mr. Barnhart indicated that this request had been withdrawn.

CABRERA, RAFAEL – REQUEST FOR INFORMAL HEARING

Mr. Cabrera was present with counsel.

Mr. Barnhart presented this case stating Mr. Cabrera’s application for a Certified General Contractor’s license was denied at the July 2018 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 August of 2018. Mr. Cabrera timely requested board reconsideration.

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

CITY OF STUART– PETITION FOR DECLARATORY STATEMENT

Mr. Wilkins was present

Mr. Barnhart presented this case stating that the City of Stuart filed a petition for Declaratory Statement on November 13, 2018. The petition was noticed in the Florida Administrative Register on December 5, 2018. Mr. Barnhart noted the petitioner asks the Board whether window replacements on 2 or 3 story multi-family condo or apartment buildings should only be done by certified building and general contractors.

After discussion, the Board voted to decline to answer due to the provisions of Section 489.105 (3)(c), F.S. is clear.

DENDEN, HICHAM – REQUEST FOR RECONSIDERATION

Mr. Barnhart indicated that this request had been withdrawn.

GEZZAR, MICHAEL DAVID – REQUEST FOR INFORMAL HEARING

Mr. Gezzar was present.

Mr. Barnhart presented this case stating Mr. Gezzar’s application to qualify DIVALD HOMES, LLC as an additional business was denied at the November 2018 meeting of the Board for failure to appear, as required by Rule 61G4-15.0021, Florida Administrative Code and 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, F.S. and Rule 61G4-15.0024, Florida Administrative Code. The Notice of Intent to Deny was filed in December of 2018. Mr. Gezzar timely requested board reconsideration.

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

HERU, JORGE – REQUEST FOR INFORMAL HEARING

Mr. Heru was not present.

Mr. Barnhart presented this case stating Mr. Heru's application to qualify GRAYSTONE CONSTRUCTION GROUP, LLC as an additional business was denied at the August 2018 meeting of the Board 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, F.S. and Rule 61G4-15.0024, Florida Administrative Code, and 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. The Notice of Intent to Deny was filed in August of 2018. Mr. Heru timely requested board reconsideration.

After discussion, the board voted to vacate the previous denial and allow the applicant to withdraw.

LUPIS, VICTOR – REQUEST FOR INFORMAL HEARING

Mr. Lupis was present with counsel.

Mr. Barnhart presented this case stating Mr. Lupis' application for a Certified Building Contractor's license was denied at the August 2018 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, and 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. The Notice of Intent to Deny was filed in August of 2018. Mr. Lupis timely requested board reconsideration.

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

MERINO, MONIQUE – REQUEST FOR INFORMAL HEARING

Continued to February 2019

OCANA, MIGUEL – REQUEST FOR INFORMAL HEARING

Mr. Ocana was present

Mr. Barnhart presented this case stating Mr. Ocana's application to qualify MEF CONTRACTORS, INC. as an additional business was denied at the September 2018 meeting of the Board for failure to appear as required by Rule 61G4-15.0021, Florida Statutes and 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, F.S. and Rule 61G4-15.0024, Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2018. Mr. Ocana timely requested board reconsideration.

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

VANDALL, SHIRKEY “CHIP” (III)– PETITION FOR DECLARATORY STATEMENT

Mr. Vandall was present with counsel.

Mr. Barnhart presented this case stating that the Mr. Vandall filed a petition for Declaratory Statement on November 21, 2018. The petition was noticed in the Florida Administrative Register on December 5, 2018. Mr. Barnhart noted the petitioner asks the Board three questions in this petition. The first question is what is included in the phrase “glass holding or supporting mullions or horizontal bars” and the last two questions involve the scope of practice.

After discussion, the Board voted to decline to answer due to the petition being too vague and involving scope of practice questions.

COMMITTEE REPORTS

EXAMS/CE/PUBLIC AWARENESS COMMITTEE – Ted Feaster

Mr. Feaster gave the following report:

AE21, INC. DBA ASSOCIATION OF PROPERTY & CASUALTY CLAIMS

1st course: Do We All Have to Match: **approved**

2nd course: Reparability of Roofs – Can the Roof be Repaired: **approved**

3rd course: When Wind Winds Up Damaging Your Windows: **approved**

BACKFLOW INSPECTION & REPAIRS, INC. DBA MURRAY BACKFLOW TRAINING

1st course: Backflow Tester and Repair Course: **approved, contingent on providing revised timeline and modified application pages within 30 days**

BRUCE ERIC LOREN

1st course: Basic Construction Liens & Payment Bonds: **approved**

2nd course: Construction Issues – Avoiding Disputes with Change Orders : **approved**

3rd course: Important Construction Contract Provisions: **approved**

BUILDING OFFICIALS & INSPECTORS EDUCATIONAL ASSOCIATION (BOIEA)

1st course: Code Professional and Ethics: **approved**

2nd course: Commercial Hood Systems: **approved**

3rd course: Commercial Plumbing Inspections: **approved**

4th course: Community Rating System & the Florida Building Code: **approved**

5th course: Electrical Inspections: **approved**

6th course: Essentials of the Building Code: **approved**

7th course: Flood Resilient Design and Building Codes: **approved**

8th course: Florida Accessibility Code: **approved**

9th course: Florida Building Code 5th Edition – Special and Mixed Occupancies: **approved**

10th course: Florida Laws and Rules for Code Professionals: **approved**

- 11th course: Gypsum Board: **approved**
- 12th course: Inspecting in the Floodplain: **approved**
- 13th course: Inspector Skills: **approved**
- 14th course: Mechanical Inspections: **approved**
- 15th course: Penetrations: **approved**
- 16th course: Residential Plumbing Inspections: **approved**

EBCX SERVICES

- 1st course: Energy Auditing for HVAC Professionals: **approved, contingent on providing revised timeline within 30 days**

FLORIDA EDUCATIONAL FACILITIES PLANNERS ASSOCIATION

- 1st course: Building Community on Campus – Planning for Reflective Spaces: **continued 60 days**
- 2nd course: Collaborative Approach to Effective Security Strategy: **continued 60 days**
- 3rd course: Creating the OCPS Academic Center for Excellence Prototype – A 21st Century Learning Environment: **continued 60 days**
- 4th course: Gaming for a Resilient Future: Net-Zero Energy Campus: **continued 60 days**
- 5th course: Intelligently Building the Campus of the Future, Today: **continued 60 days**
- 6th course: Safe and Secure Schools, How Do We Get There?: **continued 60 days**
- 7th course: Student Cost Caps – How Are They Changing Our Facilities: **continued 60 days**

FLORIDA IRRIGATION SOCIETY, INC.

- 1st course: Active Shooter: What Would You Do: **approved**
- 2nd course: Backflow Prevention for Irrigation Contractors: **approved**
- 3rd course: Developing and Irrigation Business: **approved**
- 4th course: Low Voltage Landscape Lighting Design: **approved**
- 5th course: Managing Soil Moisture: **approved**
- 6th course: Reducing Workers' Compensation Fraud: **approved**
- 7th course: Remote Water Management: **approved**
- 8th course: Two-Wire Irrigation Controller Review: **approved**
- 9th course: Use of Drones in Irrigation Maintenance: **approved**
- 10th course: Variable Speed Pumps: **approved**
- 11th course: Water Utility Implementation of Long-Term Demand Management Strategy: **approved**

FLORIDA POOL & SPA ASSOCIATION DBA FLORIDA SWIMMING POOL ASSOCIATION

- 1st course: FBC Advanced Module: 2017 Pool/Spa Energy Efficiency Regulations: **approved**
- 2nd course: Proven Ways to Reduce Workers Compensation Cost: **approved**

FLORIDA REFRIGERATION AND AIR CONDITIONING CONTRACTORS ASSOCIATION

- 1st course: 5 Ways to Maximize or Increase the Value of Your Business: **approved**
- 2nd course: Cash Flow Management Solutions Revealed: **approved**
- 3rd course: Don't Get Caught in the Unlicensed Activity Trap: **approved, contingent on providing revised timeline and sample completion certificate within 30 days**
- 4th course: Ductwork – What's New: **approved, contingent on providing revised timeline and sample completion certificate within 30 days**
- 5th course: Growing a Profitable Service Department: **approved**
- 6th course: Rocket Your Profits: **approved**
- 7th course: Strategies to Control Duct Condensation: **approved**

8th course: WC-Managing the cost to my Business & Protecting My Employees: **approved, contingent on providing revised timeline and sample completion certificate within 30 days**

FRSA EDUCATIONAL AND RESEARCH FOUNDATION

1st course: Combating the Opioid Crisis in Roofing: **approved**
2nd course: Developing Marketing Plans – An Interactive Class: **approved**
3rd course: Update on OSHA’s Silica Rules for the Roofing Industry: **approved**

RECOVERY FUND COMMITTEE- Schelle Wood

Ms. Wood gave the following report:

Haughie vs Broydrick: Claim No. 2017-054169: **approved for \$39,529.50**
Kash vs Halstead: Claim No. 2108-011844: **approved for \$40,762.50**
Kadoch vs Kurth: Claim No. 2009-041129: **approved for \$19,703.00**
Kobrin vs Racey: Claim No. 2018-013852: **approved for \$33,055.00**
Dickinson vs Ream II: Claim No. 2017-032891: **approved for \$50,000.00**
Broskin vs Burns: Claim No. 2017-034672: **approved for \$30,999.91**
Acurio vs Corredor: Claim No. 2018-032112: **approved for \$50,000.00**
Restucci vs Fry: Claim No. 2009-023799: **approved for \$50,000.00**
Habecker vs Ream II: Claim No. 2018-025171: **approved for \$50,000**
Weitzman vs Goshine: Claim No. 2018-047481: **approved for 18,226.00**
Searle vs Ream II: Case No. 2018-040732: **approved for \$50,000.00**
Schuett vs Spottswood: Case No. 2017-056059: **approved for \$46,870.23**
Frost vs Izzo: Case No. 2017-056434: **approved for \$44,915.14**
Weisman vs Lopez-Lima, Sr: Case No. 2017-042455: **approved for \$36,734.64**

RULES/PUBLIC/LEGISLATIVE COMMITTEE – Aaron Boyette

Mr. Boyette gave the following report:

61G4-12.0021: Board Agenda Materials

- Date Language approved by board: 3/16/18
- Date sent to OFARR: 6/7/18 & 6/21/18
- Rule Development Published: 6/25/18
- Notice Published: 7/13/18, 7/24/18, 8/16/18
- Adopted: 10/15/18
- Effective: 11/4/18

61G4-15.004: Certification by Endorsement; Examination Equivalency

- Date Language approved by board: 6/15/18
- Date sent to OFARR: 9/5/18, 9/26/18, 12/14/18
- Rule Development Published: 9/13/18
- Notice Published: 10/4/18, 10/5/18, 10/19/18, 10/26/18, 10/29/18, 12/24/18

61G4-15.0021: Business Organizations

- Date Language approved by board: 5/11/18
- Date sent to OFARR: 8/7/18, 12/14/18

- Rule Development Published: 8/20/18
- Notice Published: 9/5/18, 9/11/18, 9/25/18, 10/26/18, 10/29/18, 12/24/18

61G4-15.039: Certification of Industrial Facility Specialty Contractors

- Date Language approved by board: 12/12/18
- Date sent to OFARR: 12/14/18
- Rule Development Published: 12/24/18

61G4-15.045: Certification of Residential Roofing Specialty Contractors

- Date Language approved by board: 8/10/18
- Date sent to OFARR: 8/10/18
- Rule Development Published: 8/27/18
- Withdrawn

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

OLD BUSINESS

Removal of old materials from laptops.

NEW BUSINESS:

Discussion took place about bonding requirements for Financially Responsible Officers and for licensees.

With no further business the meeting was adjourned at 10:58am.