

**FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD**

**Hilton Melbourne Beach Oceanfront  
3003 North Highway A1A  
Melbourne, FL 32903  
321.777.5000**

**May 12, 13-15, 2015**

**MEETING MINUTES  
Unapproved**

**Board Members Present**

Roy Lenois, Chair  
James Evetts, Vice Chair  
Robert Moody  
Jacqueline Watts  
Albert Korelishn  
William Sheehan  
Mary Layton  
Keith Lawson II  
Andrew Allocco  
Aaron Boyette  
Edward Weller  
Christopher Cobb  
Jason Wolf

**Board Members Absent**

Hector Castro  
Richard Kane  
Mark Pietanza  
William "Brian" Cathey

**Others Present**

Dan Biggins, Executive Director, DBPR  
Amanda Wynn, Government Analyst, DBPR  
David Spingler, Government Analyst, DBPR  
Aimee Odom, Regulatory Consultant, DBPR  
Douglas Dolan, Legal Advisor, AGO  
Rachel Clark, Legal Advisor, AGO  
Kyle Christopher, Prosecuting Attorney, DBPR  
Justin Vogel, Assistant Attorney, DBPR

## **ADDITIONAL BUSINESS ENTITIES REVIEW**

***Division II Board members met for Additional Business Entities Review on May 13, 2015 from 2:01 – 3:09pm. Mr. Lawson led the meeting. Of the 17 applications on the agenda, 9 were approved, 4 were continued, 2 were approved contingent, 1 was denied and 1 was withdrawn.***

### **APPROVED (9)**

Boadway, Jake A.  
Doggett, Anthony  
Fleming, David B.  
Fonte, Jorge  
Linscott, Nicholas R.  
Maurer, Murray J.  
McKesson, William S.  
Senra, Felipe P.  
Van Nuys, Scott E.

### **CONTINUED (4)**

DeFrancesco, Michael J. - 90 day continuance  
Konnick, Mark J. – 120 day continuance  
Vicker, Richard M. – 60 day continuance  
Corredor, Mauricio- 60 day continuance

### **CONTINGENT(2)**

Damon, Alan D.  
Kreidler, William T.

### **DENIED (1)**

Castellon, Giraldo

### **WITHDRAWN (1)**

Shee, Bradley K

***Division I Board members met for Additional Business Entities Review on May 14, 2015, from 1:33 – 2:46 pm. Mr. Boyette led the meeting. Of the 27 applications on the agenda, 12 were approved, 5 were approved contingent, 3 were continued, 3 were denied, 3 were withdrawn and 1 was pulled.***

### **APPROVED (12)**

Boltze, Bruce E.  
Bruns, Eric M.  
Crews, James A.  
Cuadra, Luis A.  
Davila, Thiago J.  
Decker, Stephen D.  
Givens, Robert C.  
Pelka, Jacek  
Sandles, Larry J.  
Sarmiento, Carlos E.

Stutevoss, Michael H.  
Vlahos, Phillip J.

APPROVED CONTINGENT (5)

Glenn, Nicholas T.  
Halikoytakis, Alexander A.  
Ifft, Barbara J.  
Lippert, Thomas  
Reina, Claudia

CONTINUED (3)

Stilger, Donald L. – 90 day continuance  
Bundy, Robert J. – 30day continuance  
Konnick, Mark J – 120 day continuance

DENIED (3)

Alfaro, Melvin D.  
Odediran, Oluremi  
Simon, Fitzroy M.

WITHDRAWN (3)

Davila, Thiago J.  
Davis II, Glenn A.  
Griffin, Fred L.

PULLED (1)

Minus, Asbury A.

**APPLICATION REVIEW**

***Division II Board members met for Application Review on May 13, 2015, from 3:19 – 5:08pm. Mr. Cobb led the meeting. Of the 36 applications on the agenda, 22 were approved, 1 was continued, 8 were denied, 4 were withdrawn and 1 was pulled.***

APPROVED (22)

Brown, Heather L.  
Brown, Kevin S.  
Daughtry, William M.  
Eckerd, Patrick J.  
Felix, Diogo M.  
Flores, Maria Y.  
Heaps, Dustin M.  
Marrs, David J.  
McCalmon III, Thomas L  
McDaniel, Paul R.  
Purcella, Jeffrey W. \* AC  
Rodriguez, Nelson  
Rojas, Jasiel  
Roth, John A.

Ryman, Chad S.  
Siciliano, Fred N.  
Simpson, Eric  
Stenholm, Andrew R.- downgrade to class B  
Stokes, Susan  
Stokes, Susan  
Vera, Rodolfo J.  
Ward, Brian J.

CONTINUED (1)

Courtney, Samuel E. – 6 month continuance

DENIED (8)

Anderson, Nathan A.  
Eckhart, Rand E.  
Hastings, Cody J.  
Zeyrek, Omer  
Douglass, Mark C.  
Kelly, Kevin C.  
Purcella, Jeffrey W.- \*plumbing  
Ruiz, Daniel E.

WITHDRAWN (4)

Bittle, David W.  
Nazworth, Christopher E.  
Phillips, Thomas E.  
Rawlins Jr., John D.

PULLED (1)

Key Jr., David J.

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

***Division I Board members met for Application Review on May 14, 2015, from 3:01– 4:46pm. Mr. Evetts led the meeting. Of the 28 applications on the agenda, 8 were approved, 9 were continued, 2 were approved contingent, 7 were denied, 2 were withdrawn and 0 were pulled.***

APPROVED (8)

Aniskewicz, Christopher H – with 4 years probation  
Cross, Adrian J. – with 2 years probation  
Gaffney, John F.  
Malone Jr., John R.  
Munyan, Daniel R.  
Rukse Jr., Joseph M.  
Smith Sr., Stephen D.  
Stenstrom, Donald L.

CONTINUED (9)

Blumberg, Jeffrey M. – 120 day continuance

Jones Jr., James E. – 120 day continuance  
Lange, Jason D. – 60 day continuance  
Phillips, Tony L. – 30 day continuance  
Bianchini, Alessandra M. – 120 day continuance  
Dilullo, John D.- 30 day continuance  
Maloney, Dason C. – 60 day continuance  
Torres, Daniel L. – 90 day continuance  
Walz, Candace M. – 30 day continuance

APPROVED CONTINGENT (2)

Diaz, Edward H.  
Hemlak, Mark J.

DENIED (7)

Antigua, Carlos L.  
Cassidy, Jeffrey R.  
Clayton, Kevin G.  
Diaz, Nicholas A.  
Hagerman, Scott G.  
McKercher, Charles  
Tavares, Mariana

WITHDRAWN (2)

Luque, Sandra B.  
Ringelberg, Caleb J.

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

FINAL ACTION

***Division I Board members met for Final Action on May 14, 2015, from 8:32am– 10:01am. Mr. Evetts led the meeting.***

**Case #(s): 2014015809**

**RENE BARGAZA**

License #(s): CGC1512706

149 Bilbao St

Royal Palm Bch, FL 33411

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 \$296.93

Present

**Case #(s): 2014022685**

**KENNETH CONSTANTINO**

License #(s): CBC1119897

221 West Hibiscus Ave, #128

Melbourne, FL 32901

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

Pay administrative fines in the amount of \$4,000 and costs of \$342.09

Present with counsel

**Case #(s): 2014051316**

**MICHAEL COOPER**

License #(s): CGC1521524, CGC1521464

11681 SW 3rd St

Plantation, FL 33325

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 \$54.45

Present

**Case #(s): 2014002852**

**TODD LONG**

License #(s): CGC1505415

403-6 NE 16th Ave

Ft Lauderdale, FL 33301

Stipulation rejected

Not Present

**Case #(s): 2014000371**

**MICHAEL MEINTS**

License #(s): CGC062256

433 Bay Shore Dr

Panama City Bch, FL 32407

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 \$242.83

Not Present

**Case #(s): 2014042660**

**DANIEL NAVARRETE**

License #(s): CBC057281

13806 Callington Dr

Wellington, FL 33414

Probation for 6 years

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

Pay administrative fines in the amount of \$11,500 and costs of \$321.91

Present

**Case #(s): 2014034095**

**WILLIAM PIPER**

License #(s): CBC1256197

23 Raintree Dr

Port Orange, FL 32127

Restitution in the amount of \$5,500

Probation for 4 years

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

Pay administrative fines in the amount of \$5,000 and costs of \$713.55

Present

**Case #(s): 2014013078**

**ERIC POLANCO**

License #(s): CGC1510289  
3708 SW 19th Ave  
Cape Coral, FL 33914  
Continued 30 days  
Present

**Case #(s): 2014039404**

**JARED PRINCE**

License #(s): CRC1327870  
620 Shannon Rd  
Orlando, FL 32806  
Probation for 1 year  
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.  
Pay administrative fines in the amount of \$5,000 and costs of \$688.38  
Present

**Case #(s): 2013045607**

**BENEDICTINE RODRIGUES**

License #(s): CBC1258278  
501 NW 93rd Ave  
Pembroke Pines, FL 33024  
Restitution in the amount of \$2,745.99  
Probation for 2 years  
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.  
Pay administrative fines in the amount of \$10,500 and costs of \$73.32  
Present

**Case #(s): 2014023428**

**FELIPE RODRIGUEZ**

License #(s): CGC1512797  
13706 SW 145th Ct  
Miami, FL 33186  
Restitution in the amount of \$4,775  
Probation for 2 years  
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.  
Pay administrative fines in the amount of \$15000 and costs of \$70.63  
Present

**Case #(s): 2014016642**

**CHRISTOPHER WARDLOW**

License #(s): CGC1511775  
2341 Settlers Trail  
St Cloud, FL 34772  
Probation for 4 years  
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.  
Pay administrative fines in the amount of \$4,500 and costs of \$4,500  
Not Present

***Division I & II Board members met for Final Action on May 14, 2015, from 10:12am– 10:35am. Mr. Evetts and Mr. Lenois led the meeting.***

**Case #(s): 2014014412**

**RODOLFO CRUZ**

License #(s): CGC1515019, CFC1428382, CAC1816870 & CCC1329660

350 West 61st St

Hialeah, FL 33012

Probation for 2 years

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

Pay administrative fines in the amount of \$5,000 and costs of \$685.12

Not Present

**Case #(s): 2012007644**

**MICHAEL LLITERAS**

License #(s): CBC1251786, CPC1457124, CAC049279 & CCC1326259

1754 NE 46th St

Oakland Park, FL 33334

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

Pay administrative fines in the amount of \$5,000 and costs of \$354.82

Satisfaction of judgment/ restitution

Not Present

**Case #(s): 2014001685**

**JASON ROSSI**

License #(s): CGC1507795, CFC1428821

102 El Greco Dr

Brandon, FL 33511

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 \$323.78

Present

**Case #(s): 2014001868, 2014006656**

**JEFFREY SHEFFIELD**

License #(s): CBC1254365, CCC1330294

2406 SE 31st St

Okeechobee, FL 34974

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 \$774.79

Present with counsel

***Division II Board members met for Final Action on May 14, 2015, from 10:38am– 11:08am. Mr. Lenois led the meeting.***

**Case #(s): 2013034418**

**DAVID ARAMBULA**

License #(s): CCC1328828

424 Fillmore Ave NE



Palm Bay, FL 32907  
Restitution in the amount of \$4000  
7 hours additional live Continuing Education w/emphasis on Ch. 489, F.S/suspension not revocation  
Pay administrative fines in the amount of \$7750 and costs of \$391.91  
Present

**Case #(s): 2013035187**

**DAVID ARAMBULA**

License #(s): CCC1328828

424 Fillmore Ave NE

Palm Bay, FL 32907

Restitution in the amount of \$400

Probation for 2 years

7 hours additional live Continuing Education w/emphasis on Ch. 489, F.S/suspension not revocation

Pay administrative fines in the amount of \$5000 and costs of \$308.99

Present

**Case #(s): 2014026064**

**TOMMY BOLES**

License #(s): CFC1426424

585 South Ronald Reagan Blvd, #133

Longwood, FL 32750

Pulled

**Case #(s): 2013036796**

**MICHAEL CLARK**

License #(s): CAC044867

PO Box 918

Brunell, FL 32110

Pulled

**Case #(s): 2014045962**

**JOSEPH CORRAO**

License #(s): CAC1814595

264 SE Chaney Glen

Lake City, FL 32025

Revocation

Pay administrative fines in the amount of \$25,000 and costs of \$192.34

Not Present

**Case #(s): 2014026130**

**WILLIAM HOLLIDAY**

License #(s): CAC043975

8297 Champions Gate Blvd, #371

Champion Gate, FL 33896

Pulled

**Case #(s): 2014028183**

**DANIEL MATHESIUS**

License #(s): CVC056863  
2523 Kari Ct  
Kissimmee, FL 34744  
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 \$398.10  
Present

**Case #(s): 2014028699**

**WILLIAM PARK**

License #(s): CVC056939, CVC056645  
980 Sunshine Lane, Ste R&S  
Altamonte Springs, FL 32714  
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.  
Pay administrative fines in the amount of \$1,750 and costs of \$377.32  
Not Present

**PROBATION**

***Division II Board Members convened for Probation on May 14, 2015 from 11:10am – 11:13am.  
Mr. Korelishn led the meeting.***

**MOSLEY, DREXEL, CAC1818016**  
Result: Unsatisfactory

**SCARDINA, JAMES, CCC57964**  
Result: Continued

**SCRUGGS, BRYAN, CCC1328687**  
Result: Satisfactory

***Division I Board Members convened for Probation on May 14, 2015 from 1:03 – 1:23pm.  
Mr. Sheehan led the meeting.***

**BRUST, JASON, SCC131151486**  
Result: Satisfactory

**CARTER, CLIFFORD, SCC131151438**  
Result: Satisfactory

**D'AMICO, PATRICK, CGC061281**  
Result: Satisfactory

**KARTEN, KEVIN, CGC061616**  
Result: Satisfactory

**PENARANDA, JAIME, CGC1513713**  
Result: Unsatisfactory

**RODRIGUEZ, EDUARDO**, CGC002283  
Result: Continued

**SMALL, BENNIE**, CGC1509633  
Result: Unsatisfactory

**THOMAS, JENNY**, CGC1510265  
Result: Stay of Suspension lifted

### **GENERAL SESSION**

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

Review of Minutes: The Board approved minutes for:

- Final Action: May 2014 through September 2014
- Meeting Minutes: June 2014, August 2014, September 2014 & January through March 2015.

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

Mr. Biggins gave the following report: CILB Complaint Summary

Mr. Biggins requested the Board excuse the following absences:

Mr. Cathey  
Mr. Castro  
Mr. Pietanza  
Mr. Moody partial absence

Mr. Biggins also notified the Board of a National, nationwide Unlicensed Activity Sting that will be going on this summer.

The Board voted unanimously to excuse the above absences.

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

### **CHAIRMAN'S REPORT – Roy Lenois**

Mr. Lenois: Would like to recognize Mr. Harmeral, Cocoa Beach Fire Marshall and thank him for his service.

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

### **PROSECUTING ATTORNEY'S REPORT – KYLE CHRISTOPHER**

Mr. Christopher gave the following report:

For the month of April 2015, the overall license activity case load was 661, up from 624 in March of 2015, and up from 504 in April 2014.

There were 469 cases currently in Legal to be reviewed, 2 cases set for probable cause, 36 cases where probable cause had been found/administrative complaints filed, 0 settlement stipulation approved, 1 informal hearings requested, 0 cases awaiting outside action, 20 cases ready for default, 58 formal hearings requested, 10 cases referred to DOAH, 0 cases in settlement negotiations, 0 case pending board date, 44 cases set for board presentation, 21 cases awaiting final orders, 0 cases under appeal and 0 cases had been re-opened.

For the month of April 2015, 88 cases were closed.

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

## **ATTORNEY GENERAL'S REPORT – Douglas Dolan**

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

Mr. Bertot was present.

Mr. Dolan presented this case stating Mr. Bertot's application to qualify Stonebridge Contracting, LLC as an additional business was denied at the March 2015 meeting of the Board for failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code, failure to appear as required by Rule 61-G4-15.0021, Florida Statutes, and failed to demonstrate the qualifying agent would have the ability to supervise the construction work and business activities of the organization, as required by section 489.119, Florida Statutes. The Notice of Intent to Deny was filed in March of 2015. Mr. Bertot timely requested board reconsideration.

After discussion, the Board voted to vacate the previous denial and approve contingent upon proof of W-2 and bond with the entity to be qualified within 60 days.

### **JOSAPHAT CELESTIN – PETITION FOR DECLARTORY STATEMENT**

Mr. Celestin was not present

Mr. Dolan presented this case stating that Mr. Celestin filed a petition for a declaratory statement on March 11, 2015. The petition was noticed in the Florida Administrative Register on March 30, 2015. Mr. Dolan noted the petitioner asks the Board for clarification of Section 489.105(3)(a), (b), (c), F.S., as to whether licensure under the aforementioned sections of the Florida Statutes is sufficient to qualify an individual to be a construction compliance manager, or whether a local municipality may require that manager be a professional engineer.

After discussion, the board voted to decline to answer due to possible pending litigation.

### **SINCLAIR CERBER – REQUEST FOR INFORMAL HEARING**

Mr. Cerber was present.

Mr. Dolan presented this case stating Mr. Cerber's application for a change of status of a Certified General Contractors' license denied at the February 2015 meeting of the Board for failure to demonstrate financial stability and responsibility, pursuant to section 489.115, Florida Statutes and Rule 61-G4-15.006, Florida Administrative Code, and failed to demonstrate the qualifying agent would

have the ability to supervise the construction work and business activities of the organization, as required by section 489.119, Florida Statutes. The Notice of Intent to Deny was filed in March of 2015. Mr. Cerber timely requested board reconsideration.

After discussion, the Board voted to vacate the previous denial, and approves the application for a Certified General Contractors' license contingent upon proof of W-2 within 60 days.

#### **KELLY CLARK – REQUEST FOR INFORMAL HEARING**

Mr. Clark was present.

Mr. Dolan presented this case stating Mr. Clark's application to qualify Gunslinger's Roofing, Inc. as an additional business was denied at the March 2015 meeting of the Board failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in March of 2015. Mr. Clark timely requested board reconsideration.

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

#### **CHARLES CONNER – REQUEST FOR INFORMAL HEARING**

Mr. Conner was present.

Mr. Dolan presented this case stating Mr. Conner's application for a Certified General Contractors' license denied at the February 2015 meeting of the Board for failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in March of 2015. Mr. Conner timely requested board reconsideration.

After discussion, the Board voted to uphold the denial.

#### **VERONICA CUDMORE – REQUEST FOR INFORMAL HEARING**

Ms. Cudmore was present.

Mr. Dolan presented this case stating Mr. Cudmore's application for a Certified General Contractors' license denied at the February 2015 meeting of the Board for failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code, and failed to demonstrate the qualifying agent would have the ability to supervise the construction work and business activities of the organization, as required by section 489.119, Florida Statutes. The Notice of Intent to Deny was filed in March of 2015. Mr. Cudmore timely requested board reconsideration.

The applicant requested that the Board vacate the previous denial and allow the application be withdrawn. The Board voted to uphold the denial.

#### **LARRY CURVIN – REQUEST FOR INFORMAL HEARING**

Mr. Curvin was present.

Mr. Dolan presented this case stating Mr. Curvin's application for a Certified Class A Air Conditioning Contractors' license by grandfathering was denied at the January 2015 meeting of the Board because the applicant for grandfathering did not demonstrate he has passed an examination that is substantially equivalent to the required Florida certification examination as required by Section 489.118(2), Florida Statutes. The Notice of Intent to Deny was filed in February 2015. Mr. Curvin timely requested board reconsideration.

After discussion, the Board voted to vacate the previous denial, and applicant requested a 6 month continuance and waived the deemer.

#### **CARLOS DAVALOS – RECONSIDERATION**

Mr. Davalos was present.

Mr. Dolan presented this case stating Mr. Davalos' application to qualify Discount Rock & Sand, Inc. as an additional business was denied at the February 2015 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, Florida Statutes. The Notice of Intent to Deny was filed in March 2015. Mr. Davalos timely requested board reconsideration.

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

#### **OMAR ELKHATIB – REQUEST FOR INFORMAL HEARING**

Mr. Elkhatib was present.

Mr. Dolan presented this case stating Mr. Elkhatib's application to qualify an additional business, Boynton Beach Marble & Granite, Inc., was denied at the April 2015 meeting of the Board. The board denied the application stating the applicant failed to demonstrate the qualifying agent would have the ability to supervise the construction work and business activities of the organization, as required by section 489.119, Florida Statutes. The Notice of Intent to Deny was filed in June 2015. Mr. Elkhatib timely requested board reconsideration.

After discussion, the Board voted to uphold the denial.

#### **DAVID FEDDON – REQUEST FOR INFORMAL HEARING**

Mr. Feddon was present.

Mr. Dolan presented this case stating Mr. Feddon's application for a Certified Mechanical Contractors' license was denied at the February 2015 meeting of the Board failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in March 2015. Mr. Feddon timely requested board reconsideration.

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

#### **DUSTIN HARDY – REQUEST FOR INFORMAL HEARING**

Mr. Hardy was present.

Mr. Dolan presented this case stating Mr. Hardy's application for a Certified Commercial Pool/Spa Contractors' license was denied at the March 2015 meeting of the Board failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in March 2015. Mr. Hardy timely requested board reconsideration.

After discussion, the Board voted to vacate the previous denial, and approve the application for a downgrade to a Certified Residential Pool/Spa Contractor's license.

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

Mr. Holub was not present.

Mr. Dolan presented this case stating Mr. Holub's application for a Certified Mechanical Contractors' license was denied at the March 2015 meeting of the Board failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in March 2015. Mr. Holub timely requested board reconsideration.

After discussion, the Board granted a 30-day continuance.

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

Mr. Jordan was present.

Mr. Dolan presented this case stating Mr. Jordan's application for a Certified General Contractors' license denied at the February 2015 meeting of the Board for failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in March of 2015. Mr. Jordan timely requested board reconsideration.

After further discussion, the Board voted to uphold the denial.

#### **FAKHIR KHALIL – REQUEST FOR INFORMAL HEARING**

Mr. Khalil was present.

Mr. Dolan presented this case stating Mr. Khalil's application for a Certified Class A Air Conditioning Contractors' license by grandfathering was denied at the March 2015 meeting of the Board for failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code, and the applicant has open enforcement. The Notice of Intent to Deny was filed in March 2015. Mr. Khalil timely requested board reconsideration.

After discussion, the Board voted to vacate the previous denial, and approve the downgrade to a Class B Air Conditioning license.

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

Mr. Kim was present.

Mr. Dolan presented this case stating Mr. Kim's application for a Certified Mechanical Contractors' license was denied at the February 2015 meeting of the Board failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in March 2015. Mr. Kim timely requested board reconsideration.

After discussion, the Board voted to vacate the previous denial, and allow the application to be withdrawn.

## **MESA – PETITION FOR DECLARTORY STATEMENT**

Mr. Sapp was not present

Mr. Dolan presented this case stating that Mr. Sapp with MESA filed a petition for a declaratory statement on April 10, 2015. The petition was noticed in the Florida Administrative Register on April 22, 2015. The petitioner asks the Board, regarding Section 489.105, Florida Statutes, which license, General Contractor, Natural Gas Contractor or Underground Utility and Excavation Contractor, would be required to perform the excavation of pipelines and associated trenching activities, and whether an Underground Contractor's license is limited to work on water, sewer, and storm drain lines.

After discussion, the board voted to decline to answer the petition because the Petition does not state with particularity the petitioner's set of circumstances as required by Section 120.565(2), Florida Statutes.

## **JUAN ORTEGA – REQUEST FOR INFORMAL HEARING**

Mr. Ortega was not present.

Mr. Dolan presented this case stating Mr. Ortega's application for a Certified General Contractors' license was denied at the February 2015 meeting of the Board failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in March 2015. Mr. Ortega timely requested board reconsideration.

After discussion, the Board voted to uphold the denial.

## **RICHARD SANTELLI – PETITION FOR DECLARTORY STATEMENT (PRINTED STATEMENT)**

Mr. Santelli was not present

Mr. Dolan presented this case stating that Mr. Santelli filed a petition for a declaratory statement on January 27, 2015. The petition was noticed in the Florida Administrative Register on April 22, 2015. Mr. Dolan noted the petition seeks the Board's clarification of Section 489.103(7), Florida Statutes, as to whether general site work, not related to construction of a building, is included in the building cost under this statute.



After discussion, the board voted to decline to answer due to the petition not containing a specific set of circumstances as required by Section 120.565(2), F.S., and is not a substantially affected person as required by Section 120.565(1), F.S.

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

Mr. Sequino was present.

Mr. Dolan presented this case stating Mr. Sequino's application for a Certified Underground Utility and Excavation Contractors' license was denied at the April 2015 meeting of the Board failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in June 2015. Mr. Sequino timely requested board reconsideration.

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

#### **JAMES SOLA – REQUEST FOR INFORMAL HEARING**

Mr. Sola was present.

Mr. Dolan presented this case stating Mr. Sola's application for a Certified Building Contractors' license was denied at the March 2015 meeting of the Board failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code. The Notice of Intent to Deny was filed in March 2015. Mr. Sola timely requested board reconsideration.

After discussion, the Board voted to uphold the denial

#### **ROBERT SOLLIDAY – PETITION FOR DECLARTORY STATEMENT**

Mr. Solliday was present.

Mr. Dolan presented this case stating that Mr. Solliday's filed a petition for a declaratory statement on March 10, 2015. The petition was noticed in the Florida Administrative Register on March 18, 2015. Mr. Dolan noted the petition seeks the Board's interpretation on Florida Statute 489.105(3)(m) "fuel oil and gasoline piping and tank and pump installation, except bulk storage plants", Does the statement imply that the Plumbing Contractor License is sufficient to install diesel fuel piping and tanks, including the installation of the tank, filter, and day-tanks, piping and pumps?

After discussion, the Board voted the petitioner has standing. After further discussion, The Board voted that yes, a plumbing contractor can perform that scope of work.

#### **JAMES STRICKLAND – REQUEST FOR INFORMAL HEARING**

Mr. Strickland was present.

Mr. Dolan presented this case stating Mr. Strickland's application for a Certified Building Contractors' license was denied at the March 2015 meeting of the Board failure to demonstrate required experienced, as required by Florida Statute 489.111, and 61G4-15.001 Florida Administrative Code.

The Notice of Intent to Deny was filed in March 2015. Mr. Strickland timely requested board reconsideration.

After discussion, the Board voted to uphold the denial.

### **RAMON VALEIRO – PETITION FOR DECLARTORY STATEMENT**

Mr. Valeiro was not present

Mr. Dolan presented this case stating that Mr. Valeiro filed a petition for a declaratory statement on April 9, 2015. The petition was noticed in the Florida Administrative Register on April 20, 2015. The petitioner asks the Board whether he will need a contractor's license to perform the following functions: Management of subcontractors, minimizing clients' total material costs, ensuring the correct quantity and quality of materials, materials requirements planning, selecting suppliers, purchasing materials in alignment with project schedule and budget, hiring subcontractors, arranging and controlling transportation and delivery of materials to the projects, and managing the materials on the site (receiving, inspecting, storing and controlling the release of incoming materials).

After discussion, the board voted to decline to answer because Petitioner is not substantial affected, as required by section 120.565, Florida Statutes.

### **Jalayer and Zhou (Petition for Variance and Waiver)**

Members from the FRSA present for public comment regarding a previously answered declaratory statement: They are concerned the Board waived financial or credit requirements during the previously answered declaratory statement.

After discussion, the board could not take action against this public comment.

### **JOSE GARCIA – REQUEST FOR RECONSIDERATION**

Mr. Garcia was present with counsel

Mr. Dolan presented this case stating Mr. Garcia's application to qualify an additional business was denied at the February 2015 meeting of the Board failure to appear, and to demonstrate the qualifying agent has the ability to supervise construction. The Notice of Intent to Deny was filed in March 2015. Mr. Garcia timely requested board reconsideration.

After discussion, the Board voted to uphold the denial.

### **COMMITTEE REPORTS**

#### **EXAMS/CE/PUBLIC AWARENESS COMMITTEE – Christopher Cobb**

Mr. Cobb gave the following report:

#### **AAA CONSTRUCTION SCHOOL INC**

1<sup>st</sup> course: Ten Hour OSHA Certification: **approved**

### **CAM TECH SCHOOL OF CONSTRUCTION INC**

- 1<sup>st</sup> course: Accounting for the Small Contractor: **approved**
- 2<sup>nd</sup> course: Arbitration and Mediation : **approved**
- 3<sup>rd</sup> course: Business Communications: **approved**
- 4<sup>th</sup> course: Business Structures, Compare and Contrast: **approved**
- 5<sup>th</sup> course: Common Florida Building Code Violations: **approved**
- 6<sup>th</sup> course: Construction Change Orders: **approved**
- 7<sup>th</sup> course: Construction Contract Basics: **approved**
- 8<sup>th</sup> course: Construction Team and Workflow: **approved**
- 9<sup>th</sup> course: Daily Reporting for the Contractor: **approved**
- 10<sup>th</sup> course: Emergency Preparedness on the Job Site: **approved**
- 11<sup>th</sup> course: Employee Classification, Independent Contractor vs. Employee: **approved**
- 12<sup>th</sup> course: Florida Lien Law Basics Step by Step: **approved**
- 13<sup>th</sup> course: Florida Sales and Use Tax: **approved**
- 14<sup>th</sup> course: HAZ COM and Safety Data Sheets: **approved**
- 15<sup>th</sup> course: Hurricane Wind Mitigation and Completion of the Uniform Mitigation Verification Inspection Form for Home Inspectors: **approved**
- 16<sup>th</sup> course: Lock Out Tag Out: **approved**
- 17<sup>th</sup> course: Mark-Up and Profit: **approved**
- 18<sup>th</sup> course: OSHA Reporting and Recordkeeping: **approved**
- 19<sup>th</sup> course: The Responsible Contractor Online Required Courses: **approved**

### **FRSA EDUCATIONAL AND RESEARCH FOUNDATION**

- 1<sup>st</sup> course: Fall Protection Requirements: **approved**
- 2<sup>nd</sup> course: FBC Fifth Edition Chapter 15 Florida Specific Review: **approved**
- 3<sup>rd</sup> course: Goodbye Traditional Marketing: FBC Fifth Edition Code Comparison of Chapter 15 & FRC Chapter 9: **continued 30 days to provide detailed timeline**
- 4<sup>th</sup> course: How to Sell Preventative Maintenance: FBC Fifth Edition Code FEBC Chapter 7: **continued 30 days to provide detailed timeline**
- 5<sup>th</sup> course: Just what is Great Service: FBC Fifth Edition Code FRC Chapter 9: **continued 30 days to provide detailed timeline**
- 6<sup>th</sup> course: Workers Compensation Basics: **approved**

### **JC CODE & CONSTRUCTION CONSULTANTS INC**

- 1<sup>st</sup> course: 5<sup>th</sup> Edition Residential Energy Sealing the Thermal Envelope: **approved**
- 2<sup>nd</sup> course: Significant Changes to the 5<sup>th</sup> Edition Florida Building Code, Residential Volume, Ch. 4 – 10: **approved**

### **MIAMI DADE COLLEGE**

- 1<sup>st</sup> course: Metal Roofing Profiles: **denied**

### **NATIONAL ROOFING CONTRACTORS ASSOCIATION**

- 1<sup>st</sup> course: CERTA Train-the-Trainer Reauthorization: **60 day continuance**
- 2<sup>nd</sup> course: Roofing Industry Fall Protection from A to Z: **60 day continuance**
- 3<sup>rd</sup> course: Roofing Safety OSHA 10 Hour Program: **60 day continuance**

### **ONE EXAM PREP INC**

- 1<sup>st</sup> course: Broward County Chapter 9: **orally amended to general- approved**
- 2<sup>nd</sup> course: Business Practices – Advertising: **approved**

3<sup>rd</sup> course: Business Practices – Business Startup: **approved**  
4<sup>th</sup> course: Business Practices – Contracts: **approved**  
5<sup>th</sup> course: Business Practices – Credit: **approved**  
6<sup>th</sup> course: Business Practices – Customer Service: **approved**  
7<sup>th</sup> course: Business Practices – Efficient Management: **approved**  
8<sup>th</sup> course: Business Practices – Entrepreneurship: **approved**  
9<sup>th</sup> course: Business Practices – Hiring Employees, Initial Documentation: **approved**  
10<sup>th</sup> course: Business Practices – Insurance: **approved**  
11<sup>th</sup> course: Business Practices – Insurance, Bonds, Liability: **approved**  
12<sup>th</sup> course: Business Practices – Internet: **approved**  
13<sup>th</sup> course: Business Practices – Overhead: **approved**  
14<sup>th</sup> course: Laws & Rules: **approved**  
15<sup>th</sup> course: Laws & Rules – Violations: **approved**  
16<sup>th</sup> course: Laws & Rules – Florida Lien Law: **orally amended to general- approved**  
17<sup>th</sup> course: Wind Mitigation: **approved**  
18<sup>th</sup> course: Workers Compensation : **approved**  
19<sup>th</sup> course: Workers Compensation – The Real Stuff: **approved**  
20<sup>th</sup> course: Workplace Safety – OSHA: **approved**

#### **PGT INDUSTRIES INC**

1<sup>st</sup> course: 5<sup>th</sup> Edition (2014) Florida Building Code Update: **approved**  
2<sup>nd</sup> course: Installation – Best Practices: **denied**

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

1<sup>st</sup> course: Green Building with Steel – Part 3: Light Gauge Metal Components for Framing: **approved**  
2<sup>nd</sup> course: LEED v4 Building Design and Construction: **approved**

#### **THE SOTO LAW GROUP, P.A.**

1<sup>st</sup> course: Florida Lien and Bond Law Primer: **orally amended to general- approved**  
2<sup>nd</sup> course: Top 10 Critical Contract Provisions: **orally amended to general- approved**

#### **SUNCOAST ARCHITECTURE & ENGINEERING LLC**

1<sup>st</sup> course: Continuing Education for Outdoor Structure Contractors: **60 day continuance**

#### **TILE ROOFING INSTITUTE (TRI)**

1<sup>st</sup> course: FRSA/TRI 5<sup>th</sup> Edition (revised) Florida High Wind Tile Installation Manual Updates: **approved**

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

#### **RULES/PUBLIC/LEGISLATIVE COMMITTEE – MARK PIETANZA**

Mr. Pietanza gave the following report:

61G4-16.0021 Written Examination for Swimming Pool Specialty Contractors

- Sent to OFARR 12/8/2014
- Rule Development Published 12/15/2014
- Adopted language 03/19/2015
- Effective: 04/08/2015

61G4-17.001 Normal Penalty Ranges

- Sent to OFARR 03/06/2015
- Rules Development Published 03/16/2015
- Notice Published 04/02/2015
- Adopted 7 day letter: 04/24/2015

The board discussed:

61G4-18.001 Continuing Education Rule:

- Board Counsel recommends the Board open this Rule for development

61G4-15.001 Certification of Examination

- Rule opened for development
- Fred Dudley: Suggests the Board use the word “occupiable” instead of “habitable” and stated he would like the Board to reconsider using the word “new” in the rule.
- Roy Leonis suggested the Board Counsel draft up language and include supporting documents and let the Board review and make changes as they see necessary
- William Sheehan suggested that the Board address in the changes requirements for construction from ground up at least once, and renovations should be included in those changes.
- Rhonda Koning submitted to Board Counsel Suggestions she had on this Rule and she will resend them to be sure they have been received. She also suggested that the Board put “employment” in suggestions and be more detailed on Full Time/Part Time hours.
- Board Counsel will put together language and supporting documents to provide to the Board.
- Board Director suggests that Board Staff set aside a specific time for the Rule Committee to discuss the Rule in depth at the July 2015 meeting.

Mr. Dolan informed the Board that they will receive language regarding the Public Comment Rule in the near future.

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

**RECOVERY FUND COMMITTEE – Rick Kane**

Mr. Kane gave the following report:

Barr vs. Little; Claim No. 2012-008854 – reconsideration- denied  
Guzetta vs. Stasinis; Claim No. 2012-045149 – reconsideration- \$50,000.00  
Tolodxi vs. Durden; Claim No. 2011-060323 – \$20,000.00  
Tutterrow vs. Fortis Construction LLC.; Claim No. 2010-026500 – reconsideration- \$14,079.25  
Bronhard vs. Pflieger; Claim No. 2012-013966 – reconsideration denied- \$25,000.00  
Johnston vs. Jordan; Claim No. 2014-047115- \$19,700.00  
Polzin vs. Marsella; Claim No. 2014-011770- continued 90 days  
Campbell vs. Forbes; Claim No. 2011-031880- \$25,497.54  
Mandel vs. Aguirre; Claim No. 2014-031580- \$14,250.00

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

**OLD BUSINESS**

Removal of old materials from laptop.

**NEW BUSINESS**

With no further business the meeting was adjourned at 11:17am.