

FLORIDA CONSTRUCTION INDUSTRY LICENSING BOARD

**The Shores
2637 S. Atlantic Ave
Daytona Beach, FL 32118
386.767.7350**

November 12, 13 – 15, 2019

MEETING MINUTES

Approved January 10, 2020

Board Members Present

Keith Lawson, II, Chair
William "Brian" Cathey
Frank Cawthon
Donald Cesarone
Brian Donovan
James "Jim" Evetts
Mario Famada
Ted Feaster
Rick Kane
Robert Maphis
Edward McCullers
Michael Strickland
Rachelle Wood

Board Members Absent

Aaron Boyette, Vice Chair
Edgar Laney

Others Present

Dan Biggins, Executive Director, DBPR
Donald Shaw, Senior Management Analyst Supervisor, DBPR
Shannon Callaway, Government Analyst, DBPR
Tom Barnhart, Assistant Attorney General, AGO
Robert Milne, Assistant Attorney General, AGO
Ian Brown, Chief Construction Attorney, DBPR
Sally Raines, Deputy Chief Construction Attorney, DBPR
Mark Miller, Assistant Construction Attorney, DBPR

ADDITIONAL BUSINESS ENTITIES REVIEW DIVISION II

Division II Board members met for Additional Business Entities Review on November 13, 2019 from 2:01- 3:38pm. Mr. McCullers led the meeting. Of the 38 applications on the agenda, 20 were approved, 1 was approved contingent, 9 were continued, and 8 were denied.

APPROVED (20)

Bellinger, Keith
Boggi, Dennis
Bradley, Kirk
Choe, Ji Woong
Combes, Corey
Delgado, Arnold
Diaz, Rafael
Edgar, Krystel
Gilkey, Garrett
Ginnari Naranjo, Silvia
Hamel, Marvin
Lapp, David
Lynch, Patrick
Marini, Robert
Mazar, William
Sayers, Walter
Starkweather, James
Wallace, Jeffrey
Wallace, Jeffrey
Wilson, R Reed

APPROVED CONTINGENT (1)

Thomas, Robin

CONTINUED (9)

Barreto, Luis-120 day continuance
Cabrera, Miguel- 180 day continuance
Castro, Yohei- 60 day continuance
Cheney, Michael- 60 day continuance
Cheney, Michael- 60 day continuance
Cheney, Michael- 60 day continuance
Lowman, Jonathan- 150 day continuance
Novak, John- 90 day continuance
Pozzuoli, Andre- 90 day continuance

DENIED (8)

Carson, William
Cordero, Owen
Lopez, Reinaldo
Lopez, Reinaldo
Medina, Ernesto

Newman, Michael
Starling, Ronald
Vickery, Steven

APPLICATION REVIEW DIVISION II

Division II Board members met for Application Review on November 13, 2019, from 3:45pm–5:10pm. Mr. Cesarone led the meeting. Of the 32 applications on the agenda, 12 were approved, 1 was approved contingent, 3 were continued, 14 were denied, and 2 were pulled.

APPROVED (12)

Barrientos, Walter
Bibby, Julia
Cocuzza, Lee
Costello, Anthony
Downing, Timothy
Eddy, John
Ely, Evan
Garlinghouse, Chace
Graham, Matt
Rojas, Ronald
Russo, Ronald
Ryan-Holmes, Kelly

APPROVED CONTINGENT (1)

Ruiz, Rafael

CONTINUED (3)

James, Thomas-60 day continuance
Kuentz, John-60 day continuance
Young, Jeffrey- 180 day continuance

DENIED (14)

Berrios, Angel
Caceres, Sergio
Capparelli, Michael
Cohen, Daniel
Dalca, Alexandru
Francis, Walter
Lee, Gary
Moran, Brian
O'Malley, Michael
Rincon, Roland
Severino, Thomas
Shaffer, Eric
Vega Pulles, Libertad
Witcher, Melissa

PULLED (2)

Gribnitz, Dylan
Osaghae, Daivion

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 November 14, 2019, from 1:30– 3:10pm. Mr. Cawthon led the meeting. Of the 52 applications on the agenda, 30 were approved, 3 were approved contingent, 9 were continued, 6 were denied, 1 was withdrawn, and 3 were pulled.

APPROVED (30)

Arambula, David
Barnes, Kenneth- downgrade to CBC
Bellinger, Keith
Brill, Christopher
Brown, John
Calabrese, Vittorio
Carrasquero, Kelvin
Dorian, Kenneth
Dumitrescu, Constantin
Garcia, Pablo
Gonzalez, Edgar
Hoffman, Gregory
Kendrick, Frank
Longanecker, Jeffrey
Manuel, Ryan
Manuel, Ryan
Mazar, William
McKearan, Daniel
Metivier, John
Milanes, Alain
Ohnona, Charon
Peter, Steven
Raleigh, Stephen
Ramirez, Gustavo
Ramirez, Gustavo
Rice, Brian
Silva, Alexander
Soto, Ricardo
Tarantino, Antonio
Wallace, Jeffrey

APPROVED CONTINGENT (3)

Garcia, Jorge
Mathas, Bradley
Rodriguez, Manuel

CONTINUED (9)

Cabrera, Miguel-180 day continuance
Cheney, Michael- 60 day continuance
Funk, Ronald- 60 day continuance
Garcia, Juan- 120 day continuance
Kipnis, Donald- 90 day continuance
Novak, John- 90 day continuance
Ockey, Ryan- 60 day continuance
Seibold, James- 60 day continuance
Wood, Byron- 60 day continuance

DENIED (6)

Corrigan, John
Graber, Terry
Johnson, Daryll
Laird, Jose
Sellers, Jason
Tisei, Robert

WITHDRAWN (1)

Hale, Eric

PULLED (3)

Audette, Jean
Garcia, Hernan
Gionfriddo, Gary

APPLICATION REVIEW DIVISION I

Division I Board members met for Application Review on November 14, 2018, from 3:21pm–4:32p.m. Mr. Evetts led the meeting. Of the 34 applications on the agenda, 13 were approved, 7 were continued, 8 were denied, 4 were withdrawn, and 2 were pulled.

APPROVED (13)

Albright, Daniel
Cottam, Kirsten- Industrial
Harper, Stephen
James, Harold
Laielli, Kevin
Micham, Andrew
Miller, Joshua
Murphy, Jimmie
Murton, Edward
Pfefferkorn, Andrew
Ruskin, Jerry
Scherer, Clark
Wiese, Brent

CONTINUED (7)

Charles, Elmore- 120 day continuance
Folino, Diane- 90 day continuance
Jimenez, Matthew- 60 day continuance
King, Scott- 180 day continuance
Tripp, Wesley- 90 day continuance
Williams, Cecil- 60 day continuance
Wu, Kirby- 60 day continuance

DENIED (8)

Banks, Dennis
Beerman, Luke
Caceres, Sergio
Osika, Aleksandra
Pouncey, Phillip
Reyes, David
Ritchie, Paul
Vogel, Lee

WITHDRAWN (4)

Cardoso, Ismael
Stine, Kevin
Thompson, Harold
Thompson, Harold

PULLED(2)

Foley, Anne
Person, Sean

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

***Division II Board members met for Final Action on November 14, 2019, from 9:20am– 9:49am.
Mr. Lawson led the meeting.***

Case #(s): 2018041572

David Wayne Barton

License #(s): CCC1327343

737 Hummingbird Way. #10

N. Palm Beach, FL 33408

Restitution in the amount of \$10,987

Probation for 2 years

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

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

Pay administrative fines in the amount of \$4,000 and costs of \$328.25

Present

**Case #(s): 2019021619, 2019026389, 2019026437, 2019028928, 2019030356, 2019030587,
2019033864, 2019034084, 2019037810**

Romina Campello De Longo

License #(s): CPC1458151, CPC1458734

19 Fifer Lane
Palm Coast, FL 32137
Voluntary Relinquishment
Restitution to all complainants in FO
Pay administrative fines in the amount of \$109,500 and costs of \$1,108.85
Not present

Case #(s): 2017035732, 2018030823, 2018051192

Jose Alberto Perez

License #(s): CCC42815
5628 SW 5 Terr.
Coral Gables, FL 33134
Restitution in the amount of \$12,570
Probation for 4 years
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
7 hours additional live Continuing Education w/emphasis on Financial Management
Pay administrative fines in the amount of \$20,000 and costs of \$427.62
Present

Case #(s): 2018061328

Harveyjoe Phillips

License #(s): CCC1326060
2101 NE 149th Pl.
Fort McCoy, FL 32134
Restitution in the amount of \$2,100
Probation for 2 years
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
7 hours additional live Continuing Education w/emphasis on Financial Management
Pay administrative fines in the amount of \$4,500 and costs of \$38.92
Not present

Case #(s): 2018059220

Labron Taylor, Jr.

License #(s): CVC56667
5109 Meadows End
Lakeland, FL 33810
Revocation
Restitution in the amount of \$15,000
Pay administrative fines in the amount of \$20,000 and costs of \$194.09
Not present

Case #(s): 2018033954

Jessica L. Yingst

License #(s): CCC1329854
440 Ocoee Apopka Rd.
Ocoee, FL 34761
Revocation
Pay administrative fines in the amount of \$7,500 and costs of \$194.63
Not present

Case #(s): 2018028454

Jessica L. Yingst

License #(s): CCC1329854

440 Ocoee Apopka Rd.

Ocoee, FL 34761

Revocation

Pay administrative fines in the amount of \$7,500 and costs of \$40.08

Not present

Case #(s): 2018057788

Jessica L. Yingst

License #(s): CCC1329854

440 Ocoee Apopka Rd.

Ocoee, FL 34761

Revocation

Restitution in the amount of \$7,980

Pay administrative fines in the amount of \$15,000 and costs of \$237.17

Not present

Case #(s): 2018022913

Jessica L. Yingst

License #(s): CCC1329854

440 Ocoee Apopka Rd.

Ocoee, FL 34761

Revocation

Restitution in the amount of \$1,800

Pay administrative fines in the amount of \$12,000 and costs of \$262.39

Not present

Case #(s): 2018003488

John Howard Wescott

License #(s): CCC58313

4412 Amberwood Circle

Pace, FL 32751

60 day continuance

Counsel present

Division I & II Board members met for Final Action on November 14, 2019, from 9:50am–10:05am. Mr. Lawson and Mr. Kane led the meeting.

Case #(s): 2018046203

Royce Amsden

License #(s): FRO8055

15927 N. Florida Ave.

Lutz, FL 33549

Revocation

Pay administrative fines in the amount of \$10,000 and costs of \$233.93

Not present

Case #(s): 2018049724

Royce Amsden

License #(s): FRO8055

15927 N. Florida Ave.

Lutz, FL 33549

Revocation

Restitution in the amount of \$7,563

Pay administrative fines in the amount of \$10,000 and costs of \$224.84

Not present

Case #(s): 2018059174

Royce Amsden

License #(s): FRO8055

15927 N. Florida Ave.

Lutz, FL 33549

Revocation

Restitution to claimants in FO

Pay administrative fines in the amount of \$10,000 and costs of \$263.27

Not present

Case #(s): 2018053401

Royce Amsden

License #(s): FRO8055

15927 N. Florida Ave.

Lutz, FL 33549

Revocation

Restitution in the amount of \$9,537

Pay administrative fines in the amount of \$10,000 and costs of \$199.59

Not present

Case #(s): 2018041073

Royce Amsden

License #(s): FRO8055

15927 N. Florida Ave.

Lutz, FL 33549

Revocation

Restitution to claimants in FO

Pay administrative fines in the amount of \$10,000 and costs of \$216.24

Not present

Case #(s): 2018039326

Royce Amsden

License #(s): FRO8055

15927 N. Florida Ave.

Lutz, FL 33549

Revocation

Restitution in the amount of \$11,000

Pay administrative fines in the amount of \$10,000 and costs of \$194.76

Not present

Case #(s): 2018054235

Royce Amsden

License #(s): FRO8055

15927 N. Florida Ave.

Lutz, FL 33549

Revocation

Restitution to claimants in FO

Pay administrative fines in the amount of \$10,000 and costs of \$260.77

Not present

Case #(s): 2018020608

Jephthe Arce

License #(s): FRO8001

4399 Creekside Blvd.

Kissimmee, FL 34746

Restitution in the amount of \$9,148.34

Probation for 2 years

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

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

Pay administrative fines in the amount of \$5,000 and costs of \$182.64

Not present

Case #(s): 2018061522, 2019009941, 2019006771, 2018040709, 2018057364, 2019017430, 2019015175, 2019051191, 2018054412, 2017056771, 2018015647, 2017035731, 2018014877, 2018029362, 2019008062, 2019020340, 2019021298, 2019021300, 2019025928, 2019039295

Patrick Brinson

License #(s): CCC1327581, CGC1509139

18781 N.W. 79th Court

Hialeah, FL 33015

Voluntary Relinquishment

Restitution to claimants in FO

Pay administrative fines in the amount of \$525,000 and costs of \$3,675

Not present

Case #(s): 2017038472

Frank Delgado

License #(s): CRC56941, CCC1329758

1815 W 68th St.

Hialeah, FL 33014

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

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

Pay administrative fines in the amount of \$5,000 and costs of \$429.50

Not present

Case #(s): 2019051962, 2019010586, 2019022931, 2018063002, 2019003541, 2019007320, 2019011591, 2019011619, 2019012326, 2019013070, 2019019311

William John Laino

License #(s): CCC1331006, CCC57448, CGC9331, CGC1524491

12207 S.W. 133rd Ct.

Miami, FL 33186
Voluntary Relinquish
Restitution to all complainants in FO
Pay administrative fines in the amount of \$165,000 and costs of \$3,300
Present

Division I Board members met for Final Action on November 14, 2019, from 10:20– 10:30am. Mr. Kane led the meeting.

Case #(s): 2018060239

Jason Ables

License #(s): CGC1509636
4624 Hollywood Blvd.
Hollywood, FL 33021
Probation for 2 years
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
7 hours additional live Continuing Education w/emphasis on Financial Management
Pay administrative fines in the amount of \$5,000 and costs of \$301.73
Present w/ counsel

Case #(s): 2018055349, 2017061722

Jeff A. Bessey

License #(s): CRC1328537, CBC1258649, CBC1260880
1502 Tozier Place
Plant City, FL 33563
Probation for 4 years
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
7 hours additional live Continuing Education w/emphasis on Financial Management
Not present

Case #(s): 2019004308, 2019007825, 2019009487, 2019011730, 2019028258, 2019029343, 2019029596, 2019031831, 2019033772, 2019034373, 2019035916, 2019039236, 2019039836

Kevin Allen Boyer

License #(s): CGC1515032
304 Fareham Drive
Venice, FL 34293
Voluntary Relinquishment
Restitution to claimants in FO
Pay administrative fines in the amount of \$150,000 and costs of \$2,000
Not present

Case #(s): 2018059963

Reginald Denmark

License #(s): CGC1517842
8318 Lake Park Estate Blvd.
Orlando, FL 32818
7 hours additional live Continuing Education w/emphasis on Ch 489, F.S.
7 hours additional live Continuing Education w/emphasis on Financial Management
Pay administrative fines in the amount of \$2,500 and costs of \$226.21

Not present

Case #(s): 2018018778

John Cullen Gannaway

License #(s): CGC1516988

3940 Everett Court

Lake Worth, FL 33461

Revocation

Pay administrative fines in the amount of \$5,000 and costs of \$343.04

Not present

Case #(s): 2018049733

Todd Gerst

License #(s): CBC59747

2735 Overseas Hwy

Marathon, FL 33050

Restitution in the amount of \$9,000

Probation for 4 years

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

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

Pay administrative fines in the amount of \$23,000 and costs of \$143.97

Not present

Case #(s): 2019039382

Matthew Harden

License #(s): CBC1251858

8084 Burwell Circle

Port Charlotte, FL 33981

Voluntary Relinquishment

Restitution to claimants in FO

Pay administrative fines in the amount of \$20,000 and costs of \$160.16

Not present

Division II Board Members convened for Probation on November 14, 2019, from 8:30am–9:05am. Mr. McCullers led the meeting.

PROBATION

BELLO, KARLA, CCC1328030

Result: Satisfactory

BRUNELLE, JACOB, CAC1814583

Result: Satisfactory

BURKE, WILLIAM JAMES JR., CCC57690

Result: Satisfactory

CORRENTE, DANTE, CPC1457759

Result: Satisfactory Contingent

HARVEY, BRIAN, CMC1249346

Result: Unsatisfactory

HIGHT, GARY, CCC1327907

Result: 60 day continuance

JENKINS, DEMETRIUS, CCC1329082

Result: Satisfactory

METZ, RICHARD, CCC1330422

Result: Satisfactory for 2nd & 3rd appearances

SMITH, MARK WILSON, CFC1429599

Result: Satisfactory

STRAUBEL, BRUCE, CUC1225365

Result: Satisfactory

WILLIAMS, GREGORY, CCC1327297

Result: Satisfactory

REINSTATE PROBATION:

BLESSIT, KEVIN, CCC1330602

Result: Reinstated

STAYS OF SUSPENSION TO BE LIFTED:

SOUVENIR, STANLEY, CCC1328514

Result: 60 day continuance

Division I Board Members convened for Probation on November 14, 2019, from 10:45am–11:50am. Mr. Strickland led the meeting.

AARON, ROY, CBC56807

Result: Satisfactory

ALMAZAN, SAMUEL, CGC1522526, CGC1527111

Result: Satisfactory Contingent

ANDERSON, MONTY, CBC1253453, CBC1260850

Result: Satisfactory

ATTARD, DAVID, CBC1256330

Result: Satisfactory

AUGUSTIN, DANNY, CGC1516923

Result: Satisfactory

BELLO, KARLA, CGC1516792

Result: Satisfactory

CAGNI, MARK, CGC32984

Result: 60 day continuance

CUELLO, ORLANDO, CGC1511064

Result: Satisfactory

DEEMER, BARRY, CGC58979, CGC1527178

Result: Satisfactory

GADSDEN, DARRELL, CBC1254324

Result: Satisfactory

GENTILE, MATTHEW, CBC1256133

Result: Satisfactory Contingent

GONZALEZ, MAURICIO, CGC1504858

Result: Satisfactory

HARGREAVES, BERNARD, CGC3463

Result: Satisfactory

JENKINS, DEMETRIUS, CBC1255853

Result: Satisfactory

KORMAN, JONATHAN, CRC1330315

Result: Satisfactory

METZ, RICHARD, CBC1259671, CBC1260409

Result: Satisfactory for 2nd & 3rd appearance

MOORE, JOHNATHAN, CGC1513984

Result: Satisfactory

SMITH, MARK WILSON, CGC1510216

Result: Satisfactory

VENN, CHRISTOPHER, CGC1517681

Result: Will review both packets at 5/2020 meeting

WOODS, RAYMOND, CBC58759

Result: Satisfactory Contingent

REINSTATE PROBATION:

KNIGHTEN LISA, CBC1256809
Result: Reinstated

LEWIS, CURTIS, CRC1331471
Result: Reinstated

STAYS OF SUSPENSION TO BE LIFTED:

SOUVENIR, STANLEY, CCC1328514
Result: 60 day continuance

GENERAL SESSION

The meeting was called to order by Keith Lawson, at 9:00am. Mr. Donovan gave the Invocation. Mr. McCullers led the Pledge of Allegiance.

EXECUTIVE DIRECTOR'S REPORT – Daniel Biggins

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

- Mr. Boyette
- Mr. Laney
- Mr. Strickland- partial
- Mr. Maphis- partial

The Board voted unanimously to excuse absences.

Mr. Biggins informed the Board that there would be an abbreviated meeting in December in Orlando to handle applications for licensure.

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

CHAIRMAN'S REPORT – Keith Lawson

Mr. Lawson informed the board that the nominating committee met on Thursday evening. Mr. Lawson then made a motion, which was passed unanimously, electing Mr. Aaron Boyette as Chair and Ms. Rachelle Wood as Vice-Chair, beginning on January 1, 2020.

Mr. Lawson thanked the Board for allowing him to serve as Board Chair for the year of 2019.

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:

Mr. Brown updated the Board on OGC case statuses.

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

ATTORNEY GENERAL'S REPORT – Tom Barnhart

ABBAS, OMAR – REQUEST FOR INFORMAL HEARING

Mr. Abbas was present with counsel

Mr. Barnhart presented this case stating Mr. Abbas' application for a Certified General Contractor's license was denied at the September 2019 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in October of 2019. Mr. Abbas timely requested board reconsideration.

After discussion, the board voted to vacate the previous denial and approve the application as a downgrade to a Certified Building Contractor.

ABSUAD, WALID

Mr. Absuad was not present

Mr. Barnhart presented this case stating Mr. Absuad's application to qualify CAS CONTRACTORS, LLC as an additional business was approved contingent at the July 2019 meeting of the Board. The Notice of Intent to Approve with Conditions was filed in August of 2019. Mr. Absuad timely requested board reconsideration.

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

ALRED, ANTHONY LANCE – PETITION FOR VARIANCE OR WAIVER

Mr. Alred was present

Mr. Barnhart presented this case stating Mr. Alred filed a petition for Variance or Waiver on September 18, 2019. The petition was noticed in the Florida Administrative Register on September 23, 2019. Mr. Barnhart noted the Petitioner ask the Board for a variance or waiver of Rule 61G4-16.005, Florida Administrative Code.

After discussion, the board declined to answer.

BRITO, DEBORAH– PETITION FOR DECLARATORY STATEMENT

Ms. Brito was not present. An intervener, the Florida Roofing and Sheet Metal Association, was represented by counsel.

Mr. Barnhart presented this case stating that Ms. Brito filed a petition for Declaratory Statement on September 11, 2019. The petition was noticed in the Florida Administrative Register on October 1, 2019. Mr. Barnhart noted the petitioner seeks an interpretation of §489.105 (3)(o) regarding whether a photovoltaic system installation is in the scope of practice of a General Contractor.

After discussion, the Board voted that the petitioner had standing. After further discussion the Board voted to decline to answer the petition.

BRITO, DEBORAH – REQUEST FOR INFORMAL HEARING

Ms. Brito was not present

Mr. Barnhart presented this case stating Ms. Brito’s application to qualify SOLAR EXPRESS CONTRACTORS, INC., as an additional business was denied at the July 2019 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, F.A.C., for a Solar Contractor’s license. The Notice of Intent to Deny was filed in August of 2019. Ms. Brito timely requested board reconsideration.

After discussion, the board voted to uphold the denial.

BRONSON, ELLIOT – REQUEST FOR INFORMAL HEARING

Mr. Bronson was present

Mr. Barnhart presented this case stating Mr. Bronson’s application for a Certified Plumbing Contractor’s license was denied at the July 2019 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 2019. Mr. Bronson timely requested board reconsideration.

After discussion, the board voted to uphold the denial.

CARTER, GORDON – REQUEST FOR INFORMAL HEARING

Mr. Carter was not present

Mr. Barnhart presented this case stating Mr. Carter’s application for a Certified Roofing Contractor’s license was denied at the July 2019 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 2019. Mr. Gordon timely requested board reconsideration.

After discussion, the board voted to uphold the denial.

CHOICE, RALEIGH – REQUEST FOR INFORMAL HEARING

Mr. Choice was present with counsel

Mr. Barnhart presented this case stating Mr. Choice’s application for a Certified Roofing Contractor’s license was denied at the February 2019 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 March of 2019. Mr. Choice timely requested board reconsideration.

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

DANIELS, VINCENT – REQUEST FOR INFORMAL HEARING

Mr. Daniels was present

Mr. Barnhart presented this case stating Mr. Daniels’ application for a Certified Class A Air Conditioning Contractor’s license was denied at the July 2019 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 2019. Mr. Daniels timely requested board reconsideration.

After discussion, the board voted to vacate the previous denial and approve the application as a Certified Class B Air Conditioning Contractor.

FAGIANO, RICHARD – REQUEST FOR INFORMAL HEARING

Mr. Fagiano was present

Mr. Barnhart presented this case stating Mr. Fagiano’s application to qualify GUARDIAN HOME SERVICES, INC., dba GUARDIAN PLUMBING, as an additional business was denied at the July 2019 meeting of the Board for failure to appear as required by Rule 61G4-15.0021, F.A.C., and 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 the applicant failed to sufficiently demonstrate financial stability and responsibility, pursuant to section 489.115, Florida Statutes and Rule 61G4-15.006, F.A.C. The Notice of Intent to Deny was filed in August of 2019. Mr. Fagiano timely requested board reconsideration.

After discussion, the board voted to uphold the denial.

FISHMAN, STEVEN – REQUEST FOR INFORMAL HEARING

Mr. Fishman was present with counsel

Mr. Barnhart presented this case stating Mr. Fishman’s application for a Certified Building Contractor’s license was denied at the August 2019 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2019. Mr. Fishman timely requested board reconsideration.

After discussion, the board voted to vacate the previous denial and approve the application as a Certified Residential Contractor.

GARRETT, DAVID– PETITION FOR DECLARATORY STATEMENT

Mr. Garrett was not present

Mr. Barnhart presented this case stating that Mr. Garrett filed a petition for Declaratory Statement on August 27, 2019. The petition was noticed in the Florida Administrative Register on September 11,

2019. Mr. Barnhart noted the petitioner seeks a determination from the Board regarding whether a Tower Specialty Contractor's License permits a Contractor to construct a Ground Storage Tank (GST), which will later contain water, in the State of Florida. This question relates to original construction (new tank), and not the repair or maintenance of an existing tank

After discussion, the Board voted to decline to answer.

GILLIS, KEVIN – REQUEST FOR INFORMAL HEARING

Mr. Gillis was present

Mr. Barnhart presented this case stating Mr. Gillis' application for a Certified Roofing Contractor's license was denied at the August 2019 meeting of the Board for failure to demonstrate the required experience, pursuant to section 489.111, Florida Statutes, and Rule 61G4-15.001, Florida Administrative Code. The Notice of Intent to Deny was filed in September of 2019. Mr. Mr. Gillis timely requested board reconsideration.

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

KEARNS, CHARLES– PETITION FOR DECLARATORY STATEMENT

Tabled.

LEHMAN, ANDREA – REQUEST FOR INFORMAL HEARING

Ms. Lehman was present

Mr. Barnhart presented this case stating Ms. Lehman's application to qualify SW WINDOWS & DOORS, INC., as an additional business was denied at the August 2019 meeting of the Board for failure to appear as required by Rule 61G4-15.0021, F.A.C., and 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. The Notice of Intent to Deny was filed in September of 2019. Ms. Lehman timely requested board reconsideration.

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

LEVY, ALON – REQUEST FOR INFORMAL HEARING

Tabled.

MAHMOUD, HAYTHAM – REQUEST FOR INFORMAL HEARING

Pulled.

MCBRIDE, TEDDY– PETITION FOR DECLARATORY STATEMENT

Mr. McBride was not present

Mr. Barnhart presented this case stating that Mr. McBride filed a petition for Declaratory Statement on September 10, 2019. The petition was noticed in the Florida Administrative Register on September 17, 2019. Mr. Barnhart noted the petitioner seeks an interpretation of §489.105 (3)(b), Florida Statutes, and is requesting a determination from the Board in reference to Piling Residential Construction of a three-story house.

After discussion, the Board voted that the petitioner had standing. After further discussion the Board voted to decline to answer the petition.

MCLAUGHLIN, AMANDA – RECONSIDERATION

Counsel present on behalf of Ms. McLaughlin

Mr. Barnhart presented this case stating Mr. McLaughlin's application for a Certified Plumbing Contractor's license was denied at the November 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 December of 2019. Ms. McLaughlin timely requested board reconsideration.

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

NUHIC, DENIS – REQUEST FOR INFORMAL HEARING

Mr. Nuhic was not present

Mr. Barnhart presented this case stating Mr. Nuhic's application for a business name change on his Certified Air Conditioning Contractors license was denied at the June 2019 meeting of the Board for the applicant being currently under investigation or prosecution in a jurisdiction for an action that would constitute a violation of this chapter or the professional practice acts administered by the department and the boards, contrary to section 455.213(3), F.S. The Notice of Intent to Deny was filed in July of 2019. Mr. Nuhic timely requested board reconsideration.

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

NUHIC, DENIS – REQUEST FOR INFORMAL HEARING

Mr. Nuhic was not present

Mr. Barnhart presented this case stating Mr. Nuhic's application for a business name change on his Certified Solar Contractors license was denied at the June 2019 meeting of the Board for the applicant being currently under investigation or prosecution in a jurisdiction for an action that would constitute a violation of this chapter or the professional practice acts administered by the department and the boards, contrary to section 455.213(3), F.S. The Notice of Intent to Deny was filed in July of 2019. Mr. Nuhic timely requested board reconsideration.

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

NUHIC, DENIS – REQUEST FOR INFORMAL HEARING

Mr. Nuhic was not present

Mr. Barnhart presented this case stating Mr. Nuhic's application for a business name change on his Certified Roofing Contractors license was denied at the June 2019 meeting of the Board for the applicant being currently under investigation or prosecution in a jurisdiction for an action that would constitute a violation of this chapter or the professional practice acts administered by the department and the boards, contrary to section 455.213(3), F.S. The Notice of Intent to Deny was filed in July of 2019. Mr. Nuhic timely requested board reconsideration.

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

RICELLI, FRANK – PETITION FOR VARIANCE OR WAIVER

180 day continuance

SALTERS, GARRISON – REQUEST FOR INFORMAL HEARING

Mr. Salters was present

Mr. Barnhart presented this case stating Mr. Salters' application for a Certified Roofing Contractor's license was denied at the July 2019 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 2019. Mr. Salters timely requested board reconsideration.

After discussion, the board voted to uphold the denial

SWINDLE, RICHARD – REQUEST FOR INFORMAL HEARING

Mr. Swindle was present

Mr. Barnhart presented this case stating Mr. Swindle's application to qualify PLATINUM SPECIALTY SERVICES, INC., as an additional business was denied at the July 2019 meeting of the Board for failure to appear as required by Rule 61G4-15.0021, F.A.C., 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 for failure to sufficiently demonstrate financial stability and responsibility, pursuant to section 489.115, F.S. and Rule 61G4-15.006, F.A.C. The Notice of Intent to Deny was filed in August of 2019. Mr. Swindle timely requested board reconsideration.

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

WATTS, JOHN N. – REQUEST FOR INFORMAL HEARING

Mr. Watts was present

Mr. Barnhart presented this case stating Mr. Watts' application to qualify SIMPOOL SOLUTIONS, INC., as an additional business was denied at the August 2019 meeting of the Board for failure to

appear as required by Rule 61G4-15.0021, F.A.C., 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., The Notice of Intent to Deny was filed in September of 2019. Mr. Watts timely requested board reconsideration.

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

October 2019 Division II General Session Approval's for Ratification

COVELLI, DANIEL- vacated previous denial and approved the application- **approved**

FERNANDEZ, JOSEPH- vacated previous denial and approved the application- **approved**

GRESHAM, MATTHEW- vacated previous denial and approved the application- **approved**

COMMITTEE REPORTS

EXAMS/CE/PUBLIC AWARENESS COMMITTEE – Ted Feaster

Mr. Feaster gave the following report:

AAA CONSTRUCTION SCHOOL, INC.

1st course: Complete CILB Continuing Education – 14 Hours: **approved**

BOSS CONSTRUCTION SCHOOL

1st course: Learning Financial Management: **approved**

2nd course: Learning from Construction Failures – FIU Bridge Collapse: **withdrawn**

3rd course: Online Learning Financial Management: **approved**

4th course: Online Learning from Construction Failures – FIU Bridge Collapse: **withdrawn**

CAM TECH SCHOOL OF CONSTRUCTION, INC.

1st course: Advanced Construction Practices: **approved**

CHERYL L. MOORE CONSULTING, LLC

1st course: Florida Stormwater Erosion and Sedimentation Control (FSESCI) Tier I & Tier II: **approved**

COMMERCIAL ENERGY SPECIALISTS, INC.

1st course: Understanding Oxidation Reduction Potential (ORP): **approved**

FIVE STAR CLAIMS ADJUSTING

1st course: Insurance Claims through the Eyes of Your Customer, the Insured: **approved**

FLORIDA AIR CONDITIONING APPRENTICESHIP ASSOCIATION

1st course: Air Flow Principles for HVAC: **approved contingent**

FLORIDA FIRE SPRINKLER ASSOCIATION, INC.

1st course: Development Incentives for Housing in FBC: **approved**

FLORIDA POOL & SPA ASSOCIATION DBA FLORIDA SWIMMING POOL ASSOCIATION

- 1st course: Algae – Why we get it and how we get rid of it: **approved**
- 2nd course: Employee Retention Strategies: **approved**
- 3rd course: Four Pillars of Proactive Pool Care: **approved**
- 4th course: Hydraulics for the Pool and Spa Association: **approved**

FLORIDA REFRIGERATION AND AIR CONDITIONING CONTRACTORS ASSOCIATION

- 1st course: Cyber Security Risks to the Mechanical, Electrical, and Plumbing Industries: **approved**
- 2nd course: Ductwork – What’s New?: **approved contingent**
- 3rd course: Equipment Selection for HVAC: **approved**
- 4th course: FRACCA Cyber Security 101: **approved**
- 5th course: FRACCA Drive S.A.F.E.R.: **approved**
- 6th course: FRACCA Flammable Refrigerants: **approved**
- 7th course: FRACCA Flood Reconstruction for HVAC: **approved**
- 8th course: FRACCA Managing Workers Compensation: **approved**
- 9th course: FRACCA Practical Application of R-22 Interim Replacement Refrigerants: **approved**
- 10th course: FRACCA Workforce Development: **approved**
- 11th course: FRACCE – Beware of Common PCI Pitfalls: **approved**

FRSA EDUCATIONAL AND RESEARCH FOUNDATION

- 1st course: Critical Contract Provisions: **approved**
- 2nd course: Hiring and Retaining Good Employees in Construction: **approved**
- 3rd course: Licensing and MBE/WBE Requirements: **approved**

HEALTH CHOICE ENTERPRISES, LLC

- 1st course: Medical Gas Refresher Course (Classroom): **approved**
- 2nd course: Medical Gas Refresher Course (Online): **approved**

HENRY JOHNSON LAW

- 1st course: Introduction to Florida Construction Lien Law: **approved**

INFORMA EXHIBITIONS US CONSTRUCTION AND REAL ESTATE, INC.

- 1st course: 5 Financial Horror Stories – Don’t Let These Happen to You: **approved**
- 2nd course: 5 Pricing Strategies that can Drastically Improve Profits: **approved**
- 3rd course: A Radical Approach to Sales Process Engineering: **approved**
- 4th course: Beyond Shingles: Selling More than “Just the Shingles”: **approved**
- 5th course: Effective Accident Investigation & Reporting Techniques for the Roofing Industry: **approved**
- 6th course: Essential Employment Policies for Every Roofing Contractor’s Employee Handbook: **approved**
- 7th course: Is the Roof Leak Really the Masonry?: **approved**
- 8th course: Issues Most Commonly Missed by Designers Specifying Roof Assemblies: **approved**
- 9th course: Moisture Infiltration: Causes and Cures: **approved**
- 10th course: NRCA Legal Resources: The Most Important Contract Provisions Roofers Should Include and Exclude in Contracts: **approved**
- 11th course: Principles of Roof System Selection for Negotiated Re-Roofing Projects: **approved**
- 12th course: Recent OSHA Activity and How it Affects Contractor Compliance: **approved**
- 13th course: Reroofing in the Sky: Special Considerations for High-Rise Roof Replacement: **approved**
- 14th course: Stop Selling Products, Start Selling You!: **withdrawn**
- 15th course: Storm Damage Assessment: **approved**

16th course: Today's Asphalt Shingles – Product Performance and Installation Excellence: **approved**
17th course: Top 5 Immigration Issues for Roofers: **approved**
18th course: Top Reasons Roofers Succeed: 8 Risk Management Practices of Elite Roofers:
withdrawn
19th course: What Goes Into Making a Good Shingle Roof Perform?: **approved**
20th course: Wind Resistance of Retrofit Single-Ply Roof Systems Installed Over Structural Metal Panel
Roof Systems: **approved**

JC CODE & CONSTRUCTION CONSULTANTS, INC.

1st course: Roof Pressures Under the 7th Ed. (2020) FBC, Residential: **approved**
2nd course: Roofing Wind Mitigation: **approved**

PDH ACADEMY

1st course: Taking Shelter from the Storm – Building a Safe Room: **approved**
2nd course: The Cost Benefits of Insulated Concrete Forms: **approved**

WEATHERINGIT CORPORATION

1st course: Introduction to Medical-Grade Remediation: **approved**

RULES/PUBLIC/LEGISLATIVE COMMITTEE – Aaron Boyette

Mr. Boyette gave the following report:

61G4-12.0171: Reinstatement of Null & Void Certification or Registration

- Review of draft language
- Date Language approved by board: 10/19
- Date sent to OFARR: 9/27/19
- Rule Development Published: 10/3/19

61G4-12.010: Probable Cause Panel

- Date Language approved by board: 7/12/19
- Date sent to OFARR: 6/20/19 & 9/6/19
- Rule Development Published: 6/27/19
- Notice Published: 9/12/19 (v.45/178)
- Adopted: 10/14/19
- Effective: 11/3/19

61G4-15.001: Qualification for Certification

- Date Language approved by board: 6/14/19
- Date sent to OFARR: 3/20/19
- Rule Development Published: 3/27/19
- Notice Published: 7/22/19 (v.45/141)
- Adopted: 9/10/19
- Effective: 9/30/19

61G4-15.0021: Business Organizations

- Date Language approved by board: 6/14/19
- Date sent to OFARR: 3/20/19

- Rule Development Published: 3/27/19
- Notice Published: 7/22/19 (v.45/141) 7/26/19 & 8/16/19
- Adopted: 9/12/19
- Effective: 10/2/19

61G4-16.001: Written Certification Examination Requirements

- Date Language approved by board: 6/14/19
- Date sent to OFARR: 3/20/19
- Rule Development Published: 3/27/19
- Notice Published: 7/22/19 (v.45/141)
- Adopted: 9/10/19
- Effective: 9/30/19

61G4-15.0014: Apprenticeship

- Date Language approved by board: 10/7/19
- Date sent to OFARR: 10/7/19
- Rule Development Published: 10/15/19

61G4-17.002: Aggravating and Mitigating Circumstances

- Date Language approved by board: n/a
- Date sent to OFARR: 4/19/19
- Rule Development Published: 4/26/19
- Opened for Development

61G4-18.007: Required Records Maintained by Course Providers.

- Opened for Development

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

RECOVERY FUND COMMITTEE- Schelle Wood

Ms. Wood gave the following report:

Normandia vs Cheney: Claim No. 2018-011924: **\$8,810.00**
 DeLuca vs Lail: Claim No. 2017-043631: **\$50,000.00**
 Cencich vs Carlson: Claim No. 2019-036405: **\$5,091.74**
 Everly vs Taylor, Jr.: Claim No. 2018-056343: **\$7,474.00**
 Bodiford vs Wilcox: Claim No. 2018-038770: **60 day continuance**
 Daniels-Lee vs Carlson: Claim No. 2019-033443: **\$4,387.50**
 English vs Thomas: Claim No. 2019-042814: **Denied**
 Gerstenecker vs Pou: Claim No. 2018-057365: **Withdrawn**
 D'Andrea vs Brinson: Claim No. 2019-042887: **\$15,000.00**
 Yanoshita vs Carlson: Claim No. 2019-017809: **\$10,104.23**
 Taylor vs Carlson: Case No. 2019-017008: **\$4,446.88**
 Kurth vs Cheney: Case No. 2018-026161: **\$50,000.00**
 Appleton vs Cooper: Case No. 2019-039652: **\$5,800.00**
 Dupont vs Rubio: Case No. 2019-043591: **\$5,448.22**
 Gandel vs March: Claim No. 2017-048660: **continuance denied, original award upheld**

OLD BUSINESS

Removal of old materials from laptops.

Construction Industry Licensing Board Guidelines

NEW BUSINESS

With no further business the meeting was adjourned at 10:19am.