The meeting was called to order by Paul Del Vecchio, Chair, at 8:30 a.m.

BOARD MEMBERS PRESENT
Paul Del Vecchio, Chair
Raymond Holloway, Vice-Chair
Jacqueline Watts
Edward Weller
Peggy Bailey
Joan Brown
Lee-En Chung
Joe Cook
Carl Engelmeier
James Flaherty
Michelle Kane
Lorie Clark
Barry Kalmanson
Don Wilford
Mark Pietanza
Robert Stewart
Thomas Thornton

BOARD MEMBERS ABSENT
None

OTHERS PRESENT
Diane Guillemette, Board Counsel
April Hammonds, Acting Chief Prosecuting Attorney
G.W. Harrell, Executive Director
Stacey Merchant, Government Analyst II
Andy D. Janecek, Government Analyst I

Ms. Bailey gave the invocation. Mr. Flaherty led the Pledge of Allegiance.
REVIEW OF MINUTES

• Final Action – October, 2006

The board voted unanimously to approve these minutes.

EXECUTIVE DIRECTOR’S REPORT

Mr. Harrell reviewed the complaint statistics with the board.

Mr. Harrell also provided board member training at this time.

CHAIRMAN’S REPORT

Mr. Del Vecchio wished everyone safe and happy holidays.

PROSECUTING ATTORNEY’S REPORT

Mr. Creehan gave the following report:

As of October 2006, there were 381 cases in Legal, 185 cases set for Probable Cause, 268 cases had probable cause found/Administrative Complaints found and 158 were ready for Default. There were 157 cases with Stipulations executed/Informal Hearings requested, 128 cases with Formal Hearings requested and 6 cases were referred to DOAH. There were 74 cases awaiting Final Orders, 20 cases in settlement negotiations, 0 cases under Appeal and 0 cases was reopened.

The board voted unanimously to ratify the Local Disciplinary Orders.

RECOVERY FUND ATTORNEY’S REPORT

There were Recovery Fund Hearings at this meeting.

ATTORNEY GENERAL’S REPORT

Richard Haines – Request for Informal Hearing

Mr. Haines was not present for this hearing.

Ms. Guillemette presented this case stating that Mr. Haines’ application to qualify an additional business entity was denied at the August meeting of the board. The denial was based on brokering.

After discussion the board voted unanimously to uphold the previous denial.

Oak River Builders – Request for Informal Hearing (CE)

Michael Rimoldi was present for this hearing.

Ms. Guillemette presented this case stating that Oak River Builder’s application for a continuing education course was denied at the August meeting of the board. The denial was based lack of a course description and timeline.

After discussion the board voted unanimously to uphold the previous denial.
Ricky Morgan – Request for Informal Hearing

Mr. Morgan and his attorney were present for this hearing.

Ms. Guillemette presented this case stating that Mr. Morgan’s application for swimming pool/spa servicing contractor was denied at the March meeting of the board.

After discussion the board voted unanimously that this petition was untimely.

Donnie Pickford – Request for Informal Hearing

Mr. Pickford was not present for this hearing.

Ms. Guillemette presented this case stating that Mr. Pickford’s application for initial roofing contractor was denied at the August meeting of the board.

After discussion the board voted unanimously to uphold the previous denial.

Orestes Semino – Request for Informal Hearing

Mr. Semino and his attorney Lee Weintraub were present for this hearing.

Ms. Guillemette presented this case stating that Mr. Semino’s application for roofing contractor was denied at the August meeting of the board.

After discussion the board voted unanimously to send this application back to the application review committee in January 2007.

Richard Walcott – Request for Informal Hearing

Mr. Walcott was not present for this hearing.

Ms. Guillemette presented this case stating that Mr. Walcott’s application for Class B air conditioning contractor was denied at the July meeting of the board.

After discussion the board voted unanimously to uphold the previous denial.

Diego Saldana – Request to Reinstate Null and Void License

Mr. Saldana was not present for this hearing.

Ms. Guillemette presented this case stating that Mr. Saldana is requesting that the board reinstate his null and void license.

The license went delinquent on August 31, 2004 and null and void on August 31, 2006.

After discussion the board voted unanimously to deny this request.

Frank Stellino – Request for Early Termination of Probation

Mr. Stellino was present for this hearing.
Mr. Stilleno was placed on 2 years of probation for disciplinary cases 2002-015706 and 2003-003092.

Mr. Stilleno is asking the board to terminate his probation early.

After discussion the board voted unanimously to deny this request.

Santiago Bolivar – Request for Reinstatement of Stay of Suspension

Mr. Bolivar was present for this hearing.

Mr. Bolivar was put on probation as a condition of licensure pursuant to his Notice of Intent to Deny from February 2005.

Mr. Bolivar missed his first scheduled meeting of February 2006 and his stay of suspension was lifted.

Mr. Bolivar is requesting his stay of suspension be reinstated.

After discussion the board voted unanimously to reinstate his stay of suspension upon payment of $200. It was also noted that Mr. Bolivar will have 2 unsatisfactory appearances.

Mario Delfiacco – Request for Reinstatement of Stay of Suspension

Mr. Delfiacco was not present for this hearing.

Mr. Delfiacco was placed on probation as a condition of licensure.

The stay of suspension was lifted at the August 2005 meeting of the board.

Mr. Delfiacco is requesting his stay of suspension be reinstated.

After discussion the board voted unanimously to reinstate his stay of suspension with 2 unsatisfactory appearances.

Carrie Frazier – Request for Reinstatement of Stay of Suspension

Ms. Frazier was not present for this hearing.

Ms. Frazier was placed on probation by final order of February 2004.

The stay of suspension was lifted after 3 unsatisfactory appearances.

Ms. Frazier is requesting her stay of suspension be reinstated.

After discussion the board voted unanimously to deny this request.

Adam Harden – Objection to NOID and Demand for Issuance of Default License

Mr. Harden was present.

Ms. Guillemette presented this case stating that Mr. Harden filed an “objection to ‘Notice of Intent to Deny’ and Demand for issuance of default license”.
Mr. Harden first appeared before the application review committee in July 2006, at a hearing in which he waived the 90 requirement and agreed to continue the application.

In August 2006, he appeared again and the committee recommended that the license be denied based on failure to pay restitution associated with a prior order.

After discussion the board voted unanimously to deny this request.

**COMMITTEE REPORTS**

**APPLICATION REVIEW COMMITTEE**

Ms. Watts gave the following report:

**Applications approved**
- Peter Alexsy
- Michael Blanton – with 2 years probation.
- Jesus Cancio – as a residential contractor.
- Dennis Donnelly
- Brian Horton
- John Massaro – with 2 years probation.
- Thomas Parish
- Dean Scharn – with 6 years probation.
- Simon Shellis – with 4 years probation.

**Applications continued**
- Mario Delfiacco – to July 2006 General Session.

**Applications denied**
- Joseph Benton
- Lynard Bolden
- Daniel Clifford
- Zulema Cruz
- Frank Diaz
- Ronald Fontes
- Sixto Gavilanes
- Edward Gleason
- Miguel Guerrero
- Chad Hagerty
- Daniel Hofer
- Alain Lassus
- James Maddox
- Francisco Milian
- Lillian Morejon
- Henry Oliver
- Juan Orozco
- Eugene Rice
- David Thorson

**Application withdrawn**
- Jack Bass
- Michael Boney
- Charles Fox
- Paul Kubiak
The board voted unanimously to accept the recommendations of this committee.

PROBATIONS COMMITTEE

Mr. Del Vecchio gave the following report:

**Douglas Aird**, (CGC047330)
Result: Satisfactory

**Jeffrey Braley**, (CBC032098)
Result: Satisfactory

**Sheron Elizabeth Bush**, (SC C13056761)
Result: Satisfactory

**Jesse Carr**, (CBC13022)
Result: Satisfactory

**Henry K. Cavaliere**, (CBC1251258)
Result: Satisfactory

**Charles R. Coleman**, (CC C024429)
Result: Satisfactory

**Robert E. Cross**, (CB C053668)
Result: Satisfactory

**Michael Curry**, (RC 0032319)
Result: Unsatisfactory

**Fabricio Emmanuelli**, (CB C1254049)
Result: Unsatisfactory

**Carl Evans**, (CAC58389)
Result: Stay Lifted - Failure to Appear

**Timothy Fierro**, (CG C017826)
Result: Satisfactory

**Dennis Hardy**, (CP C029643)
Result: Stay Lifted - Failure to Appear

**Donald K. Heminger**, (CR C058539)
Result: Satisfactory

**Robert Laurence**, (CBC56772)
Result: Satisfactory

**Jose Lima**, (CA C1813817)
Result: Satisfactory
William F. Lock, (CGC1506127)
Result: Unsatisfactory

Kenneth McKenna, (CP C1456482)
Result: Satisfactory

Thomas Mendez, (CGC46376)
Result: Satisfactory

Clifton Meyer, (CGC4154)
Result: Satisfactory

John Olin Milstead, (CAC033632)
Result: Satisfactory

Francois Page, (CB C059159)
Result: Satisfactory

Michael Sawdo, (CG C1509901)
Result: Satisfactory

Robert Allen Saylor, (CG C021753)
Result: Unsatisfactory

Mark E. Schmidtter, (CC C029601)
Result: Unsatisfactory

Louis Sclease, III, (CG C036233)
Result: Continued to May, 2007

Manuel Scoulos, (CA C058176)
Result: Unsatisfactory

Joseph Sumlin, (SC C045055, CG C059044)
Result: Satisfactory

Gary Turner, (CG C1510831)
Result: Satisfactory

Christopher J. Webster, (CCC036988)
Result: Unsatisfactory

Mark K. Weller, (CB C057574)
Result: Satisfactory

The board voted unanimously to accept the recommendations of this committee.

**ADDITIONAL ENTITY COMMITTEE**

Mr. Pietanza gave the following report:

Applications approved
David Baker – upon payment of a $10,000 assessment.
Kirk Blackburn
William Boulton
David Bradley
John Buczynski
Elisa Caplan Hight
Gary Conti
Nathan Dechelbor
Allen Duyn
Sean Harmon
Tommy Henderson – upon payment of $4,800 assessment.
Gerald Holland
Bing Charles Kearney, Jr.
Harry Kirmeyer
Mark Kundrat
Frank Malle
Richard Marsh
Robert Martin
Gary McCumber
James Miley
John Nash
Michael O'Keefe
John Palmer
John Reich
Lorena Riff – upon payment of $10,000 assessment.
Ron Ritter
Ramon Rodriguez
Steven Schreiver
Al Scotti
Alan Sefall
Carmen Sueiro
Andrew Thomas
David Valerio
George Waller
Vernon Williams

Applications denied
Christopher Anzalone – lack of required experience in 4 or more stories.
Randy Castricone – inability to supervise work.

The board voted unanimously to accept the recommendations of this committee.

RULES REVIEW COMMITTEE

Mr. Kalmanson gave the following report:

The following rules have been developed:

61G4-18.001(2) – this would require 3 of the 14 continuing education hours be devoted to laws and rules.

61G4-16- This would require a Laws and Rules examination.
The following rules have been noticed:

61G4-15.001(5) Qualifications

61G4-16.009 Examination and Reexamination

61G4-12.017 Voluntary Relinquishment and Revocation

61G4-17.001 Normal Penalty Ranges

The following rules have been adopted:

61G4-18.001 Bond for FRO

61G4-15.0021(3)(b)

61G4-16.0031 Practical examination for swimming pool specialty contractors

61G4-12.009 Fees

The board voted unanimously to accept the recommendations of this committee.

EXAMS/CE/PUBLIC AWARENESS COMMITTEE

Mr. Holloway gave the following report:

EXISTING PROVIDER – NEW COURSES

LORMAN BUSINESS CENTER, INC. (0000837)

FLORIDA WOOD COUNCIL (0000980)
1st Course: Using Sheathing Panels to Resist Uplift & Sheare – approved.
2nd Course: Benefits of Building a Structure using Treated Lumber – approved.
3rd Course: Code Compliance to Resist Wind – approved.
5th Course: Practice of Residential Renovation
6th Course: Building & Designing Using Green Material

PINCH A PENNY, INC. (0001014)
1st Course: Swimming Pool Suction Entrapment - approved.
2nd Course: Sales Tax for the Swimming Pool Contractor approved.
3rd Course: Legal Issues in the Workplace – approved.
4th Course: Advanced Water Chemistry & Troubleshooting – approved.
5th Course: Credit Card & Data Security – denied.
7th Course: Basic Internet for Contractors – denied.
8th Course: Internet Portals for Contractors – denied.
9th Course: eCommerce for Contractors – denied.
10th Course: Swimming Pool Salt Chlorine Generators – approved.
11th Course: How to Make a Million Dollars Serving Pools – approved.
13th Course: Introduction to the Department of Transportation Regulation for the
Pool Industry – approved.
14\textsuperscript{th} Course: Introduction to Swimming Pool & Spa Automation – approved.
15\textsuperscript{th} Course: Basic Hydraulics for Swimming Pools – approved.
16\textsuperscript{th} Course: Swimming Pool Pumps and Filters – approved.

SCOTSMAN ICE SYSTEMS         (0001097)
1\textsuperscript{st} Course: Prodigy Ice Machines Value – approved.

HANLEY WOOD EXHIBITIONS        (0003200)
1\textsuperscript{st} Course: QuickBooks: Understanding Income, Job-related Costs, Overhead & Profit – approved.
2\textsuperscript{nd} Course: Introduction to Using QuickBooks for Managing your Business – approved.
3\textsuperscript{rd} Course: Interfacing Access Safety with Concrete Construction – approved.
4\textsuperscript{th} Course: Fall Protection Solutions for Masonry, Concrete and Precast Projects – approved.
5\textsuperscript{th} Course: Developing and Determining the Value of Your Safety Program – approved.
6\textsuperscript{th} Course: Accident Investigation and Analysis – approved.
7\textsuperscript{th} Course: OSHA – What You Don’t Know Could hurt you – approved.
8\textsuperscript{th} Course: Controlling the Costs of Workers Compensation – approved.
9\textsuperscript{th} Course: Troubleshooting Construction of Slabs on Grade and Pavements – approved.
10\textsuperscript{th} Course: Residential Cast-in-Place Concrete New Contractor-friendly Code – denied.
11\textsuperscript{th} Course: Steel Reinforcement Advancements and Lessons Learned in the Field – approved.
12\textsuperscript{th} Course: NO YELLING: The Nine Secrets of Leadership You Must Know to Win in Business – denied.
13\textsuperscript{th} Course: Preparing an Accurate and Profitable Construction Estimate - approved.
14\textsuperscript{th} Course: Time Management for the Construction Industry – approved.
15\textsuperscript{th} Course: Increasing Profitability with Computer Estimating – approved.
16\textsuperscript{th} Course: How to Find, Hire and Keep Great Employees! – denied.
17\textsuperscript{th} Course: Financial Secrets Your Numbers Can Tell You to Help Build Profit – approved.
18\textsuperscript{th} Course: Human resources for Small Construction Companies – approved.
19\textsuperscript{th} Course: Construction Contract Terms and Conditions: Protect Your Bottom Line – approved.
20\textsuperscript{th} Course: Tips, Techniques & Traps Dealing with Cross-Cultural Workforce – denied.
22\textsuperscript{nd} Course: Where is All the Money Going? Automating Time and Attendance – denied.
23\textsuperscript{rd} Course: Project Manager’s Guide to Financial Stuff – approved.
24\textsuperscript{th} Course: Follow the Money – Job Cost and Accounting Fundamentals – approved.

KELLY S. WINSLOW            (0003742)
1\textsuperscript{st} Course: A Contractors Guide to Moisture Entry Prevention during Construction – approved.

NEW PROVIDERS WITH COURSES

LYNAM & CO., INC – denied.
1\textsuperscript{st} Course: Medical Gas Installer Certification Course – denied.

TRIFECTA CONSTRUCTION SOLUTIONS - approved.
1\textsuperscript{st} Course: Six Concepts of Green Development – approved.
2\textsuperscript{nd} Course: Six Concepts of Building Green – approved.
3\textsuperscript{rd} Course: Building Green: Trends, Implementation and Case Studies – approved.
**EXISTING PROVIDER – COURSE RENEWALS & NEW COURSES**

**FL ASSOCIATION OF PLUMBING HEATING COOLING CONTRACTORS (000932)**

1st Course: Vanguard’s Piping Systems Installation Training (# 0007685, Expires 08/14/2005) – approved – for general credit only.

2nd Course: Service Plumbing-Modern Equipment Technology and Application (# 0000375, Expires 11/01/2003) Note: Credit use has been changed so we must treat this as new Course (NEW) – approved – general credit only.

3rd Course: Common Financial Errors that Lead Contractors to Failure (NEW) – approved.

4th Course: Fundamentals of Project Management (NEW) – approved.

5th Course: Contractor’s Business Tactics (NEW) – approved.


7th Course: Natural Gas 101 for the Residential Plumber (NEW) – approved.

**AMERICAN FOREST & PAPER ASSOCIATION (AF&PA) (0001094)**


3rd Course: Designing for Permanence (Name Change) (#0001807, Expired 07/15/2001) approved.


12th Course: Exterior Architectural Coating & Finishes (NEW) – approved.

13th Course: Ask the Experts: Panel Discussion on Wood Products and Certification (NEW) – approved without business practices.

14th Course: Wood Forming Solutions for Concrete Construction (NEW) – approved.

15th Course: What You Need to know about Paints & Coating for Wood Products (NEW) – approved.

16th Course: The Meaning of Sustainable Construction (NEW) – approved without business practices – approved without business practices.

17th Course: Specifying Treated Southern Pine for Marine Applications (NEW) – approved without business practices – approved without business practices.

18th Course: Methods and Examples of Timber Frame Construction (NEW) – approved without business practices.
The board voted unanimously to accept the recommendations of this committee.

RECOVERY FUND/FINANCE COMMITTEE

Ms. Brown gave the following report:

Claimant v. Contractor; Claim No. 00-C0062 - APPROVED - $25,000.00
Bernabei v. Lighthouse Bldg Co.; Claim No. 00-C0105 - APPROVED - $25,000.00
Moscinski v. Bultema; Claim No. 02-C0021 - APPROVED - $25,000.00
Korakakos v. Infante; Claim No. 02-C0201 - APPROVED - $3,600.00
Bullard v. Molloy; Claim No. 03-C0169 - APPROVED - $8,395.00
Stamp v. Newborn; Claim No. 2004-002195 - APPROVED - $18,329.32
Propis v. Weiss; Claim No. 2004-012188 - APPROVED - $25,000.00
Terry v. Molloy; Claim No. 2004-013496 - APPROVED - $25,000.00
Beyreis v. Walsh; Claim No. 2004-013512 - APPROVED - $6,083.36
Benatar v. Walsh; Claim No. 2004-025855 - APPROVED - $1,544.19
Cook v. Walsh; Claim No. 2004-038324 - APPROVED - $7,957.25
Luck v. Midgett; Claim No. 2004-041322 - APPROVED - $25,000.00
Hoell v. Spurlin; Claim No. 2004-048897 - APPROVED - $13,824.00
Fewox v. Walsh; Claim No. 2004-048944 - APPROVED - $5,153.73
Derespina v. Mavis; Claim No. 2004-056976 - APPROVED - $10,067.67
Perez v. Mavis; Claim No. 2004-060579 - APPROVED - $2,133.32
Fontana v. Brown; Claim No. 2005-000154 - APPROVED - $2,659.00
Bester v. Mavis; Claim No. 2005-002030 - APPROVED - $788.60
Gifford v. Adamczyk; Claim No. 2005-009496 - APPROVED - $25,000.00
Hudak/Graham v. Anthony; Claim No. 2005-013879 - APPROVED - $25,000.00
Lundquist v. Staggs; Claim No. 2005-021190 - CONTINUED
Donnelly v. Bruttell; Claim No. 2005-030080 - APPROVED - $7,127.00
Weaver v. Fredrick; Claim No. 2005-032510 - APPROVED - $20,019.70

List of Denials
Lyons v. Irvin; Claim No. 02-C0065 - APPROVED - $17,975.00
Burton v. Mathews (unlicensed); Claim No. 02-C0159 - DENIED WITH PREJUDICE
Poole v. Lighthouse Bldg Co.; Claim No. 03-C0235 - DENIED WITH PREJUDICE
Strohm v. Knight; Claim No. 2004-038351 - DENIED WITH PREJUDICE
Gosser v. Angiulo; Claim No. 2005-008797 - APPROVED - $9,320.00
The board voted unanimously to accept the recommendations of this committee.

EXECUTIVE REVIEW ITEMS

There were no items for review at this meeting.

With no other business to discuss the meeting was adjourned at 12:10 p.m.