

**MINUTES FROM THE  
ELECTRICAL CONTRACTORS' LICENSING BOARD MEETING  
Holiday Inn Resort Orlando – The Castle  
8629 International Dr.  
Orlando, FL 32819  
May 16, 17 & 18, 2012**

The Board meeting was called to order by Chairman Kenneth Hoffmann at 8:30 a.m.

**PLEDGE OF ALLEGIANCE  
INVOCATION**

**ROLL CALL**

**Members Present**

Kenneth Hoffmann (Chairman)  
Brian Flaherty  
Clarence K. Tibbs  
Robert Bramlett  
Benjamin Smith

**Members Absent**

Timothy Chinchor - Excused  
Noel Thomas (Vice-Chairman) - Excused  
Paul Sandefer - Excused  
David Botknecht - Excused

**Others Present**

Juanita Chastain, Executive Director  
Ruthanne Christie, Government Analyst II  
Deborah Loucks, Esq., Assistant Attorney General  
LeChea Parson, Esq., Assistant General Counsel  
Court Reporter – American Court Reporting, 407-896-1813

**Approval of the Agenda**

**MOTION:** Mr. Tibbs made a motion to approve the agenda.

**SECOND:** Mr. Flaherty.

Motion passed unanimously.

**Disciplinary Cases – LeChea Parson, Assistant General Counsel**

**Kelly, Robert**  
**Impact Signs**  
**License #: ET0000617**  
**Case #: 2011-041906**  
**Informal Hearing**

Tabled to next meeting due to lack of quorum

**Alonso, Guillermo**  
**Alonso Electric**  
**License #: EC13003307**  
**Case #: 2011-049924**  
**Waiver of Rights**

Tabled to next meeting due to lack of quorum

**Lopez De Mesa, Sergio**  
**Saw Technologies**  
**License #: EC2002**  
**Case #: 2011-053146**  
**Waiver of Rights**

Tabled to next meeting due to lack of quorum

**Walker, William**  
**Walker Electrical Contractors, Inc.**  
**License #: ER 13001215**  
**Case #: 20011-026138**  
**Waiver of Rights**

Tabled to next meeting due to lack of quorum

**APPLICATION REVIEW –Brian Flaherty, Chairman**  
Additional Business Applications

See exhibit A for a list of applicants that were present during this portion of the meeting:

The Court Reporter swore in, as a group, the applicants and those persons providing testimony on behalf of the applicant. During the review each applicant and their respective designees were interviewed in turn and answered general questions concerning the business entity they wished to qualify and direct questions concerning their understanding of their responsibilities and obligations as primary qualifying agent.

Mr. Thomas asked of the second business applicants collectively as a group:

~ "Do you understand that you will be legally responsible for every job undertaken by this business?"

~ Do you understand that you will be financially responsible for every job undertaken by this business?"

~ Do you understand that you are required to approve the work done on every job undertaken by this business?"

~ Do you understand that your license is dependent upon how seriously you take these responsibilities?"

Each applicant answered affirmatively to each of the preceding questions.

### **REQUEST FOR VARIANCE OR WAIVER, Deborah Loucks, Esq., Assistant Attorney General**

**Robert Steadman. Rule 61G6-6.017, F.A.C. Duration of Exam Scores**

**Mr. Steadman was not present.**

Mr. Steadman was not present nor represented by counsel.

**MOTION:** Mr. Tibbs made a motion to grant the variance and waiver and extend the validity of the exam scores for a period of 6 months.

**SECOND:** Mr. Flaherty.

Motion passed unanimously.

### **HEARINGS NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT – Deborah Loucks, Assistant Attorney General**

**Richard Alger  
Application Denial**

Mr. Alger was present and sworn in by the court reporter, he was represented by counsel Tim Atkinson, Esq.

**MOTION:** Mr. Tibbs made a motion to reverse the denial and approve the application.

**SECOND:** Mr. Flaherty.

Motion passed unanimously.

**Alberto Hernandez  
Application Denial**

Mr. Hernandez was present and sworn in by the court reporter, he was represented by counsel Tim Atkinson, Esq.

**MOTION:** Mr. Tibbs made a motion to reverse the denial and approve the application.

**SECOND:** Mr. Flaherty.

Motion passed unanimously.

**Gary Smith**  
**Application Denial**

Mr. Smith was present and sworn in by the court reporter.

**MOTION:** Mr. Tibbs made a motion to reverse the denial and approve the application.

**SECOND:** Mr. Bramlett.

Motion passed unanimously.

**LEGISLATIVE REPORT**

Ms. Chastain summarized the legislative changes affecting the Board and informed the Board the Department was preparing implementation plans for the recent legislative changes and she would keep them informed.

**RULES REPORT – Clarence K. Tibbs**

Ms. Chastain asked the board to open rule 61G6-9.001, F.A.C., for development to facilitate recent legislative changes, she will provide proposed language at the next meeting.

**MOTION:** Mr. Tibbs made a motion to have the board opened rule 61G6-9.001, F.A.C., for development due to recent legislative changes.

**SECOND:** Mr. Bramlett

**FINANCIAL BUDGET LIAISON REPORT – Clarence K. Tibbs**

**MOTION:** Mr. Smith made a motion to approve the financial report.

**SECOND:** Mr. Bramlett

**PROBATION COMMITTEE REPORT**

**MOTION:** Mr. Tibbs made a motion to accept the probation reports of Thomas Botlick, Jerry Cavendar, Robert Gralak and Robert Streath.

**SECOND:** Mr. Tibbs.

Motion passed unanimously.

**UNLICENSED ACTIVITY (ULA) REPORT – Paul Sandefer**

No Report.

**EXAMINATION REPORT – Kenneth Hoffmann**

No report.

**ENDORSEMENT REPORT**

No changes.

**RATIFICATION OF APPLICATIONS**

The lists will be attached to the minutes and are hereby incorporated by reference. (Lists are attached as exhibits A, B & C).

**MOTION:** Mr. Tibbs made a motion to ratify the Continuing Education Committee and Initial Application Review results.

**SECOND:** Mr. Bramlett.  
Motion passed unanimously.

See Exhibits A, B & C.

### **APPROVAL OF MINUTES**

No minutes were approved.

### **OLD BUSINESS/ NEW BUSINESS**

Mr. Bob Neely, Executive Director, Alarm Association of Florida gave a presentation to the Board on methods for verifying online attendance that could be used should the Board consider approving online presentation of the 14 hour initial FASA/BASA training.

### **PROSECUTING ATTORNEY'S REPORT – LeChea Parson, Esq., Assistant General Counsel**

Ms. Parson directed the Board's attention to the details of the report which was distributed to the members. The report included case information as of May 15, 2012.

**MOTION:** Mr. Tibbs made a motion to continue prosecution of year old cases.

**SECOND:** Mr. Flaherty.  
Motion passed unanimously.

### **BOARD COUNSEL'S REPORT – Deborah Loucks, Esq., Assistant Attorney General**

Ms. Loucks asked the Board to list any rules they may wish to develop as part of the annual regulatory plan. The Board determined the following rules should be included in the Regulatory plan:

61G6-5.001, 61G6-7.001, 61G6-9.001, 61G6-10.002, 61G6-10.005, 61G6-10.008, 61G6-11.001, 61G6-12.001, 61G6-12.002, 61G6-9.005, F.A.C.

### **PROBABLE CAUSE PANEL PUBLIC CASES**

**Andino, Alberto**

**2011-034389**

**MOTION:** Mr. Tibbs made a motion to close the case without further prosecution.

**SECOND:** Mr. Bramlett.  
Motion passed unanimously.

**Hatt, Phillip**

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**2010-038557**

**MOTION:** Mr. Bramlett made a motion to close the case without further prosecution.

**SECOND:** Mr. Tibbs.

Motion passed unanimously.

**EXECUTIVE DIRECTOR'S REPORT – Juanita Chastain**

Ms. Chastain directed the Board's attention to the enforcement report and the proposed meeting dates which were provided for their information.

**CHAIRPERSON'S COMMENTS – Kenneth Hoffmann**

Mr. Hoffmann thanked the members and staff for their preparation.

**Adjournment.**