

MINUTES of the
CONTRACTORS EXAMING BOARD
REGULAR MEETING
TUESDAY MAY 10, 2016, 9:30 a.m.
MARATHON GOVERNMENT CENTER

1. Call to Order / Roll Call:

Chairman Rudy Krause called the meeting to order at 9:36 a.m.

Present: Mrs. Peggy Bankester, VC Mr. Steve Henson, Mr. Gary Centonze, Mr. Frank Herrada.

Present with no roll call were County Attorney Steve Williams and Board Attorney Thomas Wright.

2. Agenda Changes: None to report.

3. Approval of Agenda:

Motion made by Mrs. Peggy Bankester to approve agenda as written and seconded by Mr. Steve Henson; No nays.

4. Approval of Minutes: Regular Meeting March 8th, 2016

Motion made by Mr. Steve Henson to approve minutes as written seconded by Mrs. Peggy Bankester; No nays.

5. Next Meeting Date: July 12th, 2016

6. Swearing – In of Witnesses to Testify:

Attorney Thomas Wright swore-in all those present to testify at today's meeting at 9:37 a.m.

7. Chairman asked, "Is there anyone from the public present who would like to speak on an agenda item today?"

No response from anyone present.

8. Chairman asked, "Have any Board members been contacted outside the presence of this meeting regarding an agenda item?" If so, would you

Continued:

please disclose the nature of the contact? No response from Board members.

9. New Business: (Part One)

Chairman Rudy Krause commented on the amount of individuals out in the audience in reference to the Agenda items for the day. Maria Partington informed him that two individuals were there for renewals and the rest of the attendees were for Trade applications. Mr. Krause asked the board if they wanted to proceed with applicants, Mr. Gary Centonze did comment on moving forward with New Business cases as previously discussed and leaving applications for last. Mr. Rudy Krause agreed.

a. Introduction of new CEB Member – Mr. Frank Herrada;

Chairman Rudy Krause and Board Members warmly welcomed Mr. Frank Herrada to his First Board Meeting. Mr. Herrada will serve a term expiring March 23, 2019.

b. Application for Renewal/Reinstatement of an Expired Certificate of Competency for Renewal Period October 31, 2015-17; all fees paid; no open/active code cases:

i. Terry Leon Harrelson SP4175; Harrelson Plastering Inc.

Mr. Harrelson addressed the Board regarding his expired certificate of competency. After discussion, motion was made by Mr. Steve Henson recommending the renewal of the certificate of competency, with renewal fee of \$150.00. Motion seconded by Mrs. Peggy Bankester; no nays.

ii. Matthew Allen Weaver SP4007/ SP4010; Lowe/Weaver Enterprises Inc.

Mr. Weaver approached the Board, Mr. Rudy Krause recognized Mr. Weaver had not been previously sworn-in, Attorney Thomas Wright proceeded with the swearing-in. Mr. Matthew Weaver then addressed the Board regarding his expired certificates of competency. After discussion, Mr. Rudy Krause also allowed the renewal request for SP4010 Drilling Auger

Continued:

Contractor License that also expired 2015. Mr. Weaver expressed his own negligence in overlooking the renewal letter. Motion was made by Mr. Steve Henson recommending the renewal of both certificates of competency, with renewal fee of \$150.00 per certificate. Motion seconded by Mrs. Peggy Bankester; no nays.

c. Code Compliance Cases:

- i. CE16030055 Notice to Appear
 Stephen Edward Boyett
 MCC: 6-77 No certificate of competency
 (concrete structural work)

Mr. Boyett failed to appear before the Board and did not have legal representation present. Code Compliance Inspector Lynn Bruno was present to address the County. Good service received at address of record with County on 03-14-2016. After testimony, evidence, and exhibits were taken and entered into evidence with no objections. Mr. Rudy Krause questioned Officer Bruno if the job was red tagged or completed? Officer Bruno informed Mr. Krause the job was very close to completion. The property owner was on site and after receiving information from Officer Bruno has since then applied for required permits. Mr. Gary Centonze stated for the record that Mr. Boyett was not present at this meeting and inquired if Good Service was received in the field? Attorney Steve Williams referenced Petitioners Exhibit 5 with date and signature of Mr. Boyett. Mr. Gary Centonze then referenced the other cases Mr. Boyett has pending with liens imposed. Officer Bruno stated Mr. Boyett is aware of the liens. Mr. Gary Centonze then referenced the owners participation, which Officer Bruno stated they had hired a contractor, results were unsatisfactory and then decided to contact Mr. Boyett for completion of the project. Mr. Gary Centonze questioned Inspector Bruno if she had made contact with the contractor in the field and how was his disposition? She responded, "Yes, absolutely" Mr. Boyett, two individuals and owner were present." She issued citations to the two individuals and Notice to Appear with good service in the field to Mr. Boyett, due to his priors. Motion was made by Mr. Steve Henson recommending finding Respondent IN Violation as cited.

Continued:

Attorney Steve Williams requested moving Petitioners Exhibits 1- 6 as evidence. Motion seconded by Mr. Gary Centonze.

Roll Call; Motion carried unanimously.

Penalty Phase – After discussion by Board and Attorney Steve Williams in reference to Fla. Statue 489.127 (7c) Attorney Williams confirmed new fees are in effect.

Motion made by Mr. Gary Centonze recommending imposing a fine of \$2,500 plus administrative costs of \$179.25, to be paid within 30 days or lien, seconded by Mr. Steve Henson.

Roll call; Motion carried unanimously.

Note: Attorney Thomas Wright made a suggestion for ease of reference in the future to attach a copy of Chapter 6 Sec. 6-201. Disciplinary Proceedings.

e. Motion for Imposition of Fines & Costs / Lien Request for Non-Payment of Citation:

Motion made by Mr. Steve Henson recommending the approval of the imposition of fines and liens including administrative costs and filing fees of CE15100110 and seconded by Mrs. Peggy Bankester. Motion carried unanimously.

Motion made by Mrs. Peggy Bankester recommending the approval of the imposition of fines and liens including administrative costs and filing fees of CE15040102 and seconded by Mr. Steve Henson. Motion carried unanimously.

Add: Inspector Lynn Bruno requested to address the Board in reference to Mr. Michel Valdes previously heard case CE16010120. Inspector Bruno requested approval from the Board in reference to penalty of Mr. Michel Valdes who was found in violation on March 8th, 2016. Mr. Valdes contacted Inspector Bruno due to mothers illness having difficulty with fine of \$2,500.00 in one lump sum. Attorney Thomas Wright, Steve Williams and Mr. Steve Henson were in agreement that installment payments or an extension would be acceptable. Mr. Steve Henson then addressed the

Continued:

Board with approval for a recommendation of an extension of 90 days to be imposed. Start date April 4, 2016. County imposed fine of \$2,500.00 and \$210.66 for Administrative costs on March 8th, 2016.

Motion made by Mr. Steve Henson for 90 day extension from the date original payment was due. (April 7, 2016) for \$2,500.00 in fines and \$210.66 for Administrative costs due to County (by July 6, 2016) and was seconded by Mr. Gary Centonze.

Motion carried unanimously.

10. Staff Reports

Nothing to report by Staff Members.

Attorney Steve Williams provided an update and information in reference to previous Code change package. He requested that if any other additions or changes would like to be looked into, now is the time. Mr. Steve Henson suggested holding off on any decisions at this time. Board approved to revisit in a future Board meeting.

11. Old Business

Read into record.

Note: Chairman Rudy Krause offered Attorney Thomas Wright and Attorney Steve Williams option to excuse themselves for New Business (Part Two) New Trade Application Reviews. Both Mr. Wright and Mr. Williams remained.

Due to some late arrivals Attorney Thomas Wright proceeded with a second swearing-in 10:21 a.m.

12. New Business: (Part Two)

a. Construction Trades Application Review for Verification of Experience:

- i. Tony Franco Di Maio / Tile & Marble / Approved Steve Henson
- ii. Brad Patrick Kelley / Building Contr. / Reciprocity Collier County / Approved by Gary Centonze
- iii. Carl Dalbert Reid / Sign Erection, non-electrical / Approved Frank Herrada
- iv. Philip Hahn Courtney / Fence Erection/ no show/ Approved Rudy Krause
- v. Timothy Lee Davis / Painting & Decorating / Approved Peggy Bankester

Continued:

- vi. Thomas Gerald Ruddy / Cabinet & Millwork / Approved to test after July 1, 2016. (2yr. complete) / Gary Centonze
- vii. Lorenzo Cardenas / Aluminum Contractor / Approved by Peggy Bankester
- viii. Rachel Elizabeth Thompson / Landscape / Approved by Frank Herrada
- ix. Carlos Alberto Rosado / Tile & Marble / Reciprocity Collier County Approved to Test (Terrazo included) / Approved by Steve Henson
- x. Jesse Stoneberger / Plumbing Contractor / Approved Rudy Krause
- xi. Jesse Stoneberger / Mechanical Contractor / Denied by Gary Centonze
- xii. Patrick John Daly / Paving Engin. Class II(d) / Reciprocity Broward / Approved on condition of proof of experience / by Frank Herrada

Add-On of Additional Applicants for review not on Agenda:

- i. Curtis Tucker / Painting & Decorating / Reciprocity Broward County / Approved Rudy Krause
- ii. Santiago Mederos / Landscape & Masonry / Approved Gary Centonze
- iii. Jeremy Kobosko / No Show / Moved July 12, 2016 Agenda
- iv. Roger Drouin / No show / Moved July 12, 2016 Agenda
- v. Jerry Phelps / Drywall / Approved Frank Herrada

Add-On of Application for Renewal/Reinstate of an Expired Certificate of Competency not on Agenda:

- i. Robert Allen SP3133/ 2015-2017 Renewal
Motion made by Mr. Gary Centonze for renewal fee \$150.00 seconded by Mr. Steve Henson; no nays.
- ii. Jose Zepeda SP3908 / 2015-2017 Renewal
Motion made by Mr. Steve Henson for renewal fee \$150.00 seconded by Mrs. Peggy Bankester; no nays.

13. Decision was made by Chairman Rudy Krause he would re-read all approved applications into record for a second time for audio recording, due to the large amount of applicants on the Agenda and walk-ins approved for review not on Agenda.

Mr. Steve Henson read into record applicants that requested to be added as extras on Agenda. Applicants were not present at meeting to request reciprocity. Board approved reschedule to attend on July 12, 2106.

Jeremy Kobosko / Glazing Contractor / Reciprocity

Roger Drouin / Masonry / Reciprocity

Note: Chairman Rudy Krause requested the need to contact Mr. Frank Toppino and Mr. Charles Miller for the next scheduled CEB Meeting on July 12, 2016. Mr. Gary Centonze and Mrs. Peggy Bankester will not be able to attend.

Mr. Gary Centonze requested to revisit the need for additional members and the lack of applicants. Mr. Steve Henson requested the reaching out to Commissioner Murphy for assistance of interested applicants in the Upper Keys Areas. Requesting a layperson and/or electrical contractor.

14. Meeting adjourned at 11:32 a.m.

Maria Partington
Contractor Licensing Coordinator/ CEB Liason

APPROVED by the Contractors Examining Board of Monroe County, Florida, at a regular meeting held on ___ day of _____, ____.
[] "as submitted or [] "as amended."

