

AGENDA

**CHARLOTTE COUNTY CONSTRUCTION INDUSTRY LICENSING BOARD
Administration Center, County Commission Meeting Room #119
18500 Murdock Circle, Port Charlotte, Florida 33948-1094**

December 1, 2011, 6 p.m.

The Charlotte County Commission meeting room (Room #119) is accessible to the physically disabled. However, if you need assistance or require auxiliary aids and services please contact our office at 941-743-1392. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Desk. If Sound Enhancement Units are insufficient for you, please contact our office TTY # 941-743-1234.

- I. **CALL TO ORDER**
- II. **PLEDGE OF ALLEGIANCE**
- III. **ROLL CALL**
- IV. **AGENDA CHANGES**
- V. **NEXT MEETING DATE:** January 5, 2011, at 6:00 p.m.
- VI. **SWEARING IN OF ALL THOSE GIVING TESTIMONY**
- VII. **QUASI-JUDICIAL HEARING**
- VIII. **APPROVAL OF MINUTES:** November 3, 2011
- IX. **CONSENT – AFFIDAVITS OF NONCOMPLIANCE FINES: None**
All matters listed under this item are considered to be routine and action will be accomplished by one motion without separate discussion of each item. If discussion is desired by a member of the Board, that item(s) will be removed from the Consent Agenda and considered separately. **Each case has been assessed with an additional \$18.50 for the cost of recording the lien.**
- X. **CONTESTING CITATION: None**
- XI. **OLD BUSINESS:**
 - A. **Clifford Hall**
J & M Heating and Cooling
Case No. CIL-11-00302 **Paul Martineau**

Mr. Hall is requesting permanent reinstatement of his license.

 - B. **Timothy R. Baldwin**
d/b/a T Baldwin Environmental Service
License No. CGC049747
Case No. CIL-11-00425 **Paul Martineau**

Mr. Baldwin was to report back to the Board on the status of the jobs on the expired permits and what course of action he was going to take to clear up the expired permits.

XII. LICENSE REVIEW:

- A. Timothy Brady**
Tim Brady Concrete Inc.
License No. AAA09515
Local Clear and Fill Contractor

Wendy Pacheco

Mr. Brady has requested a hearing for a waiver of the contractor's examination for Clear and Fill to renew his license. Grandfathered License Expired.

- B. Zelph Ridgeway**
License No. AAA006613
Local Ceramic Tile and Marble Contactor

Erin Mullen-Travis

Mr. Ridgeway has requested a hearing for a waiver of the contractor's examination for Ceramic Tile and Marble to renew his license. Grandfathered License Expired.

XIII. DISCIPLINE CASES:

- A. Charles Frank Bean III**
d/b/a Premier Remodeling
License No. RB29003279
Case No. CIL-11-00417

Erin Mullen-Travis

Continued to February, 2012

- B. Morgan Randolph**
d/b/a Morgan Randolph, Inc.
State Certified Building Contractor
License No. CBCA09038
Case No. CIL-10-00518

Paul Martineau

Continued to January, 2012

- C. Wendell W. Weller**
d/b/a Weller Roofing and Aluminum
State Certified Roofing Contractor
License No. CCC057997
Case No. CIL-11-00329

Paul Martineau

CHARGE 1: Florida Statute 489.129 (1)(j) – Disciplinary Proceedings -Abandoning a construction project in which the contractor is engaged or under contract as a contractor. A project may be presumed abandoned after 90 days if the contractor terminates the project without just cause or without proper notification to the owner, including the reason for termination, or fails to perform work without just cause for 90 consecutive days. **(2 Counts)**

CHARGE 2: Florida Statutes Chapter 489.129 (1)(m) – Disciplinary Proceedings – Committing incompetency or misconduct in the practice of contracting. **(2 Counts)**

Misconduct as defined in part by the American Heritage Dictionary is:
1. Behavior not conforming to the prevailing standards or laws, impropriety.
2. Dishonest or bad management, especially by persons entrusted or engaged to act on another's behalf.

CHARGE 3: Charlotte County Code 3-2-47 (b)(4) – Disciplinary Action – Willful or deliberate disregard and violation of any lawful order of the board, any provisions of Charlotte County Code, Chapter 3-2, Chapter 3-9, any provisions of any code adopted pursuant to this chapter or any state law regulating the construction industry, including Chapter 489 and Part I of Chapter 455. **(2 Counts)**

CHARGE 4: Charlotte County Code 3-2-47 (b)(20) – Disciplinary Action – Failing to obtain inspections including but not limited to final inspections. **(2 Counts)**

XIV. CITIZEN INPUT

XV. REPORT FROM THE LICENSING DIVISION MANAGER

XVI. REPORT FROM THE BUILDING OFFICIAL

XVII. REPORT FROM THE ASSISTANT COUNTY ATTORNEY

XVIII. BOARD ATTORNEY COMMENTS

XIX. REPORT FROM CONSTRUCTION INDUSTRY LICENSING BOARD MEMBERS

Election of Board Chairman and Vice Chairman

XX. ADJOURNMENT

Any person who decides to appeal a decision of this Board will need a record of the proceedings pertaining thereto, and therefore may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.