

**MINUTES OF THE REGULAR MEETING OF
THE CHARLOTTE COUNTY
CONSTRUCTION INDUSTRY LICENSING BOARD
18500 Murdock Circle, Room 119
Port Charlotte, Florida 33948**

February 6, 2014

I. CALL TO ORDER by Erik Howard at 6:00 PM.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL:

Members Present:

**John Damon
Michael Douglass
John Herston
Erik Howard
Carleton Strong
Glenn Siegel, Board Attorney**

Members Excused: Thomas Burns, Stephen Gardiner

Member Absent: None

Staff Present:

**Erin Mullen-Travis, Certified Code Compliance Officer, Licensing Manager
Lorraine Lundblad, Certified Code Compliance Officer, Licensing Investigator
Ira Bender, Certified Code Compliance Officer, Licensing Investigator
Terri Barnett, Certified Code Compliance Officer, Licensing Investigator
Aaron Schulze, Certified Code Compliance Officer, Licensing Investigator
Jim Evetts, Building Official attending FCILB
Joshua Moye, Assistant County Attorney
David White, Clerk**

Staff Excused: None

IV. AGENDA CHANGES – Erin Mullen-Travis, Certified Code Compliance Officer, Licensing Manager informed the board of the following changes:

- A. Roney Temor Continued to 3-6-14**
- B. Randy Allen Challendar Dismissed 2-6-14**

V. NEXT MEETING DATE: March 6, 2014, at 6:00 p.m.

VI. SWEARING IN OF ALL THOSE GIVING TESTIMONY

VII. QUASI-JUDICIAL HEARING

VIII. APPROVAL OF MINUTES: January 9, 2014

MOTION: *Carleton Strong* motioned to accept the minutes. *Michael Douglass* seconded and the minutes were accepted unanimously.

IX. CONSENT – AFFIDAVITS OF NONCOMPLIANCE FINES:

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 \$10.00 for the cost of recording the lien:**

- A. Antonio Trovato – Citation # 3560 & 3561; 510.00 & 510.00 Aaron Schulze
- B. Antonio Trovato – Citation # 3619; 510.00 Aaron Schulze

MOTION: *Carleton Strong* motioned to accept the consent agenda. *John Herston* seconded and the consent agenda was accepted unanimously. After the vote Josh Moye, Assistant County Attorney announced that **Mr. Trovato** was present and that although he did not contest the citations in time, he did appear and that it was up to the board if he would be allowed to speak. *Erik Howard* stated since he did show up that he could address the board for a period of 3 minutes. He stated that since the board had already voted the outcome would not be changed by anything that **Mr. Trovato** said. **Mr. Trovato** addressed the board.

X. TEMPORARY PERMITTING:

- A. Hiram Gonzalez Terri Barnett
d/b/a Advanced Construction Services Group
CGC001773

Mr. Gonzalez has requested a hearing to request temporary reinstatement of his permitting privileges and the right to work in Charlotte County. *Terri Barnett* Certified Code Compliance Officer, Licensing Investigator, provided testimony as stated in the investigative report. **Mr. Gonzalez** was present to give testimony to the board.

MOTION: *John Damon* motioned that the permitting privileges of **Hiram Gonzalez** be temporarily reinstated for the purposes of renewing all expired permits in Charlotte County and he shall be required to appear before the CILB to request permanent reinstatement of his permitting privileges after he obtains the required inspections. *Carleton Strong* seconded and the motion was approved unanimously.

XI. TEST SPONSORSHIP:

- A. Charles P. Satterfield Lorraine Lundblad

Mr. Satterfield has requested a hearing to request a waiver for sponsorship to take the Concrete, Place and Finish and Business & Law exams through Charlotte County. *Lorraine Lundblad* Certified Code Compliance Officer, Licensing Investigator,

provided testimony as stated in the investigative report. **Mr. Satterfield** was present to give testimony to the board.

MOTION: *Erik Howard* motioned to approve the Sponsorship for the Concrete Place and Finish and Business Law Examination. *Michael Douglass* seconded and the motion was approved unanimously.

XII. REAPPEARANCE:

A. Dominique S. Jean **Aaron Schulze**
d/b/a Sunshine Construction and Plastering, Inc.
CRC056954

Mr. Jean has been requested by the board to reappear to update the board on his progress on outstanding permits from Case No. CIL-13-00410. *Aaron Schulze* Certified Code Compliance Officer, Licensing Investigator, provided testimony as stated in the investigative report. **Mr. Jean** was present and gave testimony to the board.

XIII. DISCIPLINE CASES:

A. Melinda Dollar
d/b/a Prichard Air
f/k/a All Seasons Comfort Specialists
State Certified Air Conditioning Contractor
License No. CAC1817013
Case No. CIL-13-00461

Lorraine Lundblad

CHARGE 1: Florida Building Code 109.3 and 109.5 Adopted by Charlotte County Code 3-2-23: The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code. **(7 Count)**

CHARGE 2: Charlotte County Code 3-2-47 (b)(4) 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. **(7 Counts)**

CHARGE 3: Charlotte County Code 3-2-47 (b) (20) Failing to obtain inspection including but not limited to final inspection. **Florida Building Code 109.3 and 109.5** Adopted by **Charlotte County Code 3-2-23:** The building official upon notification from the permit holder or his or her agent, shall make the following inspections, and shall either release that portion of the construction or shall notify the permit holder or

his or her agent of any violations which must be corrected in order to comply with the technical codes. The building official shall determine the timing and sequencing of when inspections occur and what elements are inspected at each inspection. Additionally, it shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code **(7 Counts)**

Lorraine Lundblad Certified Code Compliance Officer, Licensing Investigator, provided testimony as stated in the investigative report. **Ms. Dollar** was present and gave testimony to the board. **Joshua Moye**, Assistant County Attorney stated that there was some people who might want to speak and **Chairman Howard** asked the audience if there was anyone that could provide pertinent testimony to the case. **Bruce Anderson** started to provide testimony to the board. He was interrupted by **Erik Howard** who said what he was saying was not pertinent to this case. **Joshua Moye** commented that there was a public meeting speaking requirement, that if anyone wants to give testimony regarding the current case, they may do so if the board approves and the board can limit speaking to 3 to 5 minutes but it has to be by motion of the board. **Erik Howard** motioned to limit the testimony to 3 minutes, **John Herston** seconded and the board passed the motion unanimously. **Bruce Anderson** provided testimony and provided a copy of said testimony to be entered into the board record. **Jeremy Self**, General Manager Pritchard Air provided testimony to the board. **Steven Turcotte**, previous owner of All Seasons Comfort provided testimony to the board. **Joshua Moye** cautioned that the board to make their decision based on the facts in the case and the evidence based on the case presented today, not potential issues that could come up. **Phyllis Cattarin** provided testimony to the board

MOTION: Carleton Strong made the motion that **Melinda Dollars'** permitting privileges and the right to work as a contractor in Charlotte County be **Revoked** and that she be ordered by the CILB to renew only the permits listed in the notice within 30 days. Per the Florida Building Code, **Melinda Dollar** must obtain final inspections of all outstanding permits within 6 months or in accordance with the Florida Building Code

It is further ordered that a case along with a copy of this Board's order be sent to the Department of Business and Professional Regulation with the recommendation that the FCILB order **Melinda Dollar** to renew the required permits as listed in the notice and obtain final inspections on all permits she has obtained in Charlotte County and that the FCILB discipline the license of **Melinda Dollar** by suspension, revocation, or by placing on probation.

If **Melinda Dollar** fails to comply with the requirements in the Boards order it is the recommendation that this Board send a copy of the Boards order along with a follow up report to the state FCILB with the recommendation that the State Certified Air Conditioning Contractor's license of **Melinda Dollar** be revoked. **John Damon** seconded the motion and it was approved unanimously.

- XVI. CITIZEN INPUT – Bubba Howard** wished the board a good Valentine's Day. Steven Turcotte, founder and previous owner of All Seasons Comfort made a statement to the board in reference to a breach of ethics by the current owners of Pritchard Air f/k/a All

Seasons Comfort Specialist.

- XVII. REPORT FROM THE LICENSING DIVISION MANAGER- Erin Mullen-Travis:**
Introduced the new Community Development Director **Ty Harris** formerly of the County Attorney's office.
- XVIII. REPORT FROM THE BUILDING OFFICIAL- James Evetts –.**Excused
- XIX. REPORT FROM THE ASSISTANT COUNTY ATTORNEY- Joshua Moye –**
announced that this would be his last meeting with this board as he would be taking over the position that was vacated by **Mr. Harris**. Replacing **Mr. Moye** is **Nirupa Netram**, with an undergraduate and law degree from Stetson University, was a Senior Trial Court Staff Attorney for numerous years, an interim Magistrate for a little bit, currently in private practice and starting at the end of the month.
- XX. BOARD ATTORNEY COMMENTS- Glenn Siegel-.None**
- XXI. REPORT FROM CONSTRUCTION INDUSTRY LICENSING BOARD MEMBERS-**
Erik Howard stated that **Steven Gardiner**, one of our board members was in the hospital and asked that we keep him in our prayers.
- XXII. 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

MOTION: Carleton Strong made the motion to adjourn. **Michael Douglass** seconded the motion and it was approved unanimously. The meeting was adjourned at 7:46 PM.

Charlotte County
Construction Industry Licensing Board
Minutes of February 6, 2014

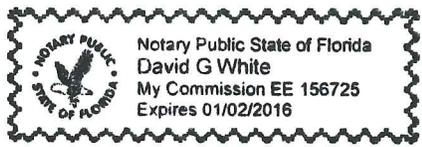
Read and approved by: 
Erik Howard, Chairman

Date: March 6, 2014

STATE OF FLORIDA
COUNTY OF CHARLOTTE

The foregoing instrument was acknowledged before me this 6th day of March, 2014 by Erik Howard who is personally known to me and who did not take an oath.


Signature of Notary



I hereby attest and affirm that the minutes of the February 6, 2014 Construction Industry Licensing Board meeting are true and accurate to the best of my ability. Complete files of all cases as well as taped recordings of all proceedings of this hearing are kept in the Building Construction Services and Contractor Licensing Division and are available to the public. Copies of the tapes are available upon request for a minimal fee.


David White, Administrative Assistant II/Clerk
Construction Industry Licensing Board
Community Development Department
Contractor Licensing Division