

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

**February 5, 2015**

**CALL TO ORDER**

**Tom Burns** called the meeting to order at 6:00 pm.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**Members Present:**

Pamela Alexander  
Thomas Burns  
John Damon  
Stephen Gardiner  
Erik Howard  
Carleton Strong  
Glenn Siegel, Board Attorney

**Members Excused:**

Charles Hackbarth

**Staff Present:**

Erin Mullen-Travis, Certified Code Compliance Officer, Licensing Manager  
Ira Bender, Certified Code Compliance Officer, Licensing Investigator  
Lorraine Lundblad, Certified Code Compliance Officer, Licensing Investigator  
Ben Bailey, Interim Building Official  
Pooja Patel, Assistant County Attorney  
Sandra Williamson, Administrative Assistant I  
Keith Morgan, Administrative Assistant II

**NEXT MEETING DATE**

March 5, 2015

**APPROVAL OF MINUTES**

**Carleton Strong** moved to approve the minutes of January 8, 2015. The motion was seconded by **Stephen Gardiner** and was passed unanimously with a minor spelling change on page 2.

**SWEARING IN OF ALL THOSE GIVING TESTIMONY**

**Sandra Williamson** administered oath to those who gave testimony.

**AGENDA CHANGES**

**Erin Mullen-Travis** read into the record the agenda changes.

**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:**

None

**CONTESTING CITATION**

None

**REINSTATEMENT**

David Dahlquist  
d/b/a Benjamin Franklin  
State Certified Plumbing Contractor  
License No. CFC1426641  
Case No. CIL-14-00383

Lorraine Lundblad

**David Dahlquist** has requested permanent reinstatement of his permitting privileges and the right to work in Charlotte County.

**Lorraine Lundblad** Certified Code Compliance Officer provided testimony as stated in the investigative report. **David Dahlquist** was present and provided testimony to the board.

**MOTION:** *John Damon* motioned that the permitting privileges and the right to work in Charlotte County of **David Dahlquist** be temporarily be reinstated for the sole purpose of renewing all the expired permits as outlined in the Notice of Violation. Once the permits have received the required final inspections **David Dahlquist** shall not be required to appear again before the Board to request permanent reinstatement of his permitting privileges. Additionally **David Dahlquist** is to be placed on probation for one (1) year with the understanding that if **David Dahlquist** violates the Florida Statutes, Florida Building Code or Charlotte County Code regulating the construction industry, he will be brought before the Board for additional sanctions. **Carleton Strong** seconded, and the motion was approved unanimously.

**LICENSE REVIEW**

None

**EXMANINATION**

Ryan Martins - **CANCELLED**

Ira Bender

**Ryan Martins** has requested a waiver of his credit report, in order to obtain sponsorship for examination for a certificate of competency in the category of local pool/spa contractor.

On February 4, 2015, **Ryan Martins** sent the inspector a letter stating he wanted to cancel his appearance before the Board.

**OLD BUSINESS**

Jeffrey S. Davis  
d/b/a PGA, LLC  
Local Aluminum/Concrete Contractor  
License No. AAA005762  
Case No. CIL-14-00325

Lorraine Lundblad

*Jeffrey Davis* and his attorney, *Russell Kirshy*, were present to provide the Board with an update on the expired permits. Due to the fact that *Jeffrey Davis*' has outstanding contracts open, his attorney asked the Board to grant temporary permitting privileges. A discussion to place regarding the open contracts and the progress that *Jeffrey Davis* has made on the expired permits.

**MOTION:** *Erik Howard* made the motion that *Jeffrey Davis*' temporary permitting privileges until March 5, 2015. *Jeffrey Davis* must reappear before the Board on March 5, 2015, to provide the Board with an update on all outstanding permits. The motion was seconded by *Stephen Gardiner* with one (1) opposing vote *John Damon*.

**DISCIPLINE CASES**

A. Scott M. Warram - **DISMISSED**  
d/b/a Scott Warram, LLC  
State Certified Plumbing Contractor  
License No. CFC1427018  
Case No. CIL-14-00352

Lorraine Lundblad

B. David M. Emerle - **DISMISSED**  
d/b/a Blue Parrott Electric, Inc.  
License No. ER0015267  
Case No. CIL-14-00347

Ira Bender

C. Leo Pfliger - **CONTINUED**  
d/b/a Leo Pfliger Construction, Inc.  
State Certified Building Contractor  
License No. CBC057279  
Case No. CIL-14-00434

Lorraine Lundblad

D. Brian M. Marshall  
f/k/a Fireline Restoration, Inc.  
State Certified General Contractor  
License No. CGC060580  
Case No. CIL-14-00515

Ira Bender

*Brian Marshall* had sent a written request that his case be continued until his release from the correctional center. *Erin Mullen-Travis* gave brief history to the Board on this case.

**MOTION:** *Pam Alexander* made the motion to deny the request to continue this case. The motion was seconded by *Carleton Strong* and was approved unanimously.

*Ira Bender* Certified Code Compliance Officer, Licensing Investigator, provided testimony as stated in the investigative report. *Brian Marshall* was not present to give testimony to the board.

**CHARGE 1:** Florida Building Codes 110.3 and 110.5 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 violation 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. It shall be the duty of the holder of the building permit to 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 requires by this code. **(4 Counts)**

**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. **(4 Counts)**

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

**MOTION:** *John Damon* made the motion that *Brian Marshall's* permitting privileges and the right to work as a contractor in Charlotte County be permanently **REVOKED** and that this case along with a copy of the Board's Order be prepared and sent to the Florida Construction Industry Licensing Board with the recommendation that *Brian Marshall's* state contractor's license be **REVOKED**. The motion was seconded by *Carleton Strong* and was approved unanimously.

- E. Tommy Bowman - **DISMISSED** Ira Bender  
d/b/a TNT Metal Building, Inc.  
State Certified Specialty Contractor  
License No. SCC131149818  
Case No. CIL-14-00439
- F. Carmine Maietta - **DISMISSED** Ira Bender  
d/b/a Primo Pools & Spa by Mario, LLC  
Certified Pool/Spa Contractor  
License No. CPC1457729  
Case No. CIL-14-00482

- G. Mario Maietta - **DISMISSED**  
d/b/a Primo Pools & Spa by Mario, LLC  
Certified Pool/Spa Contractor  
License No. CPC1457430  
Case No. CIL-14-00489

Ira Bender

**CITIZEN INPUT**

None

**REPORT FROM THE LICENSING DIVISION MANAGER**

*Erin Mullen-Travis* advised that board terms follow Florida Construction Industry Licensing Board rules. A discussion took place regarding staff levels and potential new hires.

**REPORT FROM THE INTERIM BUILDING OFFICIAL**

None

**REPORT FROM THE ASSISTANT COUNTY ATTORNEY**

None

**BOARD ATTORNEY COMMENTS**

None

**REPORT FROM CONSTRUCTION INDUSTRY LICENSING BOARD MEMBERS**

- A. Discuss absentee of Board members.

The Board reviewed the documents provided in their packets. *Erin Mullen-Travis* advised that John Herston and Mike Douglass have resigned from the Board and the Commission office is advertising for replacements.

**ADJOURNMENT**

*Tom Burns* made the motion to adjourn and *Erik Howard* seconded the motion and it was approved unanimously at 6:35 pm.

**CHARLOTTE COUNTY  
CONSTRUCTION INDUSTRY LICENSING BOARD  
MINUTES OF FEBRUARY 5, 2015**

Read and approved on March 5, 2015:

\_\_\_\_\_  
Charles Hackbarth, Vice-Chairman of the Charlotte  
County Construction Industry Licensing Board

ATTEST:

\_\_\_\_\_  
Sandra Williamson  
Administrative Assistant I  
Community Development Department  
Contractor Licensing Division

***Complete files of all cases, as well as taped recordings of all proceedings of this meeting, are kept in the Community Development Department and are available to the public.***

***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.***