



**PINELLAS COUNTY  
CONSTRUCTION LICENSING BOARD**

MINUTES

MARCH 22, 2005

The regular bimonthly meeting of the Pinellas County Construction Licensing Board was held at 201 Highland Avenue, Building 3 in the Largo City Hall Complex on March 22, 2005.

Members in attendance were:

MEMBERS

Thomas Tafelski, Vice Chair  
Wayne Butler  
Gareth Eich  
Kevin Garriott  
David Habib  
Bill Holloway  
Jack Joyner  
Milton Massanet  
Patrick Murphy  
Michael Nadeau  
Robert Nagin  
Fred Oppenheimer  
Danny Sandlin  
James Saul  
Charlie Spitzer  
Sandy Sullivan  
Fritz Wolf

CLASSIFICATION

Building  
Fire Marshal  
Architect  
Building Official  
Building  
Roofing  
Mechanical  
Building Official  
Building Official  
Building Official  
Building Official  
Aluminum  
Building Official  
Plumbing  
Electrical  
Fire Marshal  
Residential

Also attending: Rodney Fischer, Exec. Director  
Don Crowell, Esq.

Dianne Schiller, Admin. Secretary  
Members of the Public

The meeting was called to order at 1:30 p.m.

I. PUBLIC HEARING - Pledge of Allegiance/Roll Call

There were no public hearings.

II. CONSENT AGENDA

Correction was made to the Minutes of the March 22, 2005 Board Meeting under Informal Hearings/Robert Dobson Case, Administrative Complaint C04-948 as follows: In Paragraph 2, Respondent is to continue to obtain two final inspections a week through the City of St. Petersburg until all 71 inspections have been completed. After consideration, and on a motion by Member Nagin and a second by Member Joyner, the Board unanimously accepted/approved the consent agenda as

presented. All stipulations are Final Orders of the Board in accordance with Section 120.57(3), Florida Statutes. Motion carried.

### III. REGULAR AGENDA

A. The Board conducted informal administrative hearings in accordance with section 120.57(2), Florida Statutes. Both cases were tabled from the prior meeting in order to ascertain specific information. The actions taken are Final Orders of the Pinellas County Construction Licensing Board. Rodney S. Fischer appeared in the cases for the Petitioners.

1. Edward F. McCullough, a Roofing contractor (C-5113, RC0061335), appeared and provided testimony in mitigation of Administrative Complaint C04-629 per Board request from the previous meeting. He stated work is in progress for completion and a final inspection is forthcoming. Pending outcome, Mr. McCullough was asked to appear before the May 17, Board Meeting and the case was continued until that time.
2. Robert W. Dobson, Sr., a Commercial Pool contractor (C-2578, RP0023937), did not appear to provide testimony in mitigation of Administrative Complaint C04-948, as continued from the January 18, Board Meeting.

After consideration and review of complaint, and on a motion by Member Nadeau and a second by Member Garriott with the motion carrying, regarding Administrative Complaint C04-948, the Board voted to accept the allegations of Administrative Complaint C04-948 as Findings of Fact and concluded Respondent violated Section 24 (2)(d)(j)(m)(n), Chapter 75-489, Laws of Florida, and imposed the following penalty:

- a) Respondent's license as a Commercial Pool contractor C-2578 (RP0023937) is hereby revoked for one year, however revocation is stayed until August 31, 2005. If Respondent completes/ obtains closure on the 71 open permit and final inspections through the City of St. Petersburg, and any fines are paid as required herein, the revocation shall not take effect.
- b) Respondent's permitting privileges are rescinded immediately except to allow completion of existing permits or closure of expired permits.
- c) Respondent is assessed administrative fines of \$1,000 per each of the 71 counts, however, Respondent is allowed until August 1, 2005 a reduction of these fines by \$1,000 each to occur with the closure of each of the open permits and inspections. Respondent is to submit monthly business activity reports to this Board.
- d) Revocation of the license as stated above is to occur on August 31, 2005 if 100% of all 71 open permits and inspections have not been completed, with the administrative fines applicable paid as stated above. Respondent has 30 days following the August 31<sup>st</sup> deadline to pay all administrative fines. Respondent may apply to this Board for reinstatement of his license after one year, pending proof of rehabilitation and payment of all outstanding administrative fines.

B. Executive Director Fischer informed the Board due to the extensive remodeling and reconstruction issues dealing with substantial improvement within Pinellas County on an ongoing basis, the Federal Management Agency (FEMA), Region IV has requested the PCCLB provide third-party review in the permitting of large remodeling projects regarding substantial improvement in an effort to establish uniformity and keep within the National Flood Insurance program guidelines throughout the communities. After discussion as to liability and under the advisement of Attorney Don Crowell, it was recommended we not assume this responsibility as it was not within the delegation of our authority within our special act unless by amended by the legislative process.

#### IV. CORRESPONDENCE & REQUESTS

- A. As all local technical amendments not incorporated into the new Florida Building Code will be rescinded effective July 1, 2005, the various Countywide Boards of Adjustment and Appeals will be meeting to review and bring all applicable local technical amendments to the May 17<sup>th</sup> Board Meeting for approval or disapproval.
- B. Mr. Fischer drew the Board's attention to a letter received from Attorney Brian Deeb in the case of Henry Kyle for aiding and abetting an unlicensed person in contracting whereby a salesperson provided the customer with an estimate for work. On a motion by Member Murphy and a second by Member Nagin and on advice of Attorney Don Crowell, the PCCLB will follow the state law regarding all persons entering in contracts are required to be either a licensed contractor or an employee of a licensed contractor.
- C. The Board was informed of the upcoming Charter Review meeting which will conduct its business and include the discussion as to whether the PCCLB should be absorbed into the County as a dependent district. The Board accepted miscellaneous reports along with the annual report on PCCLB Investigator activity.
- D. Executive Director David Bombaugh of the Independent Electrical Contractors, Florida West Coast Chapter spoke on creating a special journeyman license category for residential electrical journeyman who have been through the stringent training required by an apprenticeship program. As this was not an issue for the PCCLB to decide, Mr. Bombaugh was referred to the Countywide Board of Appeals – Electrical.

The next meeting of the Pinellas County Construction Licensing Board will be held on May 17, 2005 at 1:30 P.M. at Building 3, Largo City Hall Complex, 201 Highland Avenue, Largo, Florida.

The meeting was adjourned at 3:15 P.M.