

**SUMMARY MINUTES OF MEETING – MAY 20, 2003
PINELLAS COUNTY CONSTRUCTION LICENSING BOARD**

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 May 20, 2003.

Members in attendance were:

<u>MEMBERS</u>	<u>CLASSIFICATION</u>
Paul Skipper, Chair	Building
Peter Jon Volmar, Vice Chair	Architect
John C. Burket	General
Brian Deeb	Consumer
Joseph Di Pasqua	Building Official
Kevin Garriott	Building Official
Ernest Hand	Fire Marshal
Bill Holloway	Roofing
Billy Huettig	Electrical
Jack Joyner	Mechanical
Wayne Madascy	Plumbing
Patrick Murphy	Building Official
Francis Sandy Sullivan	Fire Marshal
Thomas Tafelski	Building
Fritz Wolf	Residential

Also attending: Rodney S. Fischer, Exec. Director Dianne Schiller, Administrative Secretary
 Don Crowell, Esq. Members of the Public

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

I. PUBLIC HEARING - Pledge of Allegiance/Roll Call

A. The Board heard testimony from Michael Romano, TECO/People's Gas and Member of the Countywide Board of Adjustment & Appeals – Plumbing, Mechanical & Gas, Division I as proponent for recommendation of a policy for countywide application and enforcement of an added Exception to the 2001 Florida Building Code – Fuel Gas Code, Section 105.6 as follows:

1. Exception: When one of the following items:

- a. Water Heater
- b. Pool or Spa Heater
- c. Furnace

Other appliances as may be approved by the authority having jurisdiction are installed only a final inspection may be made/requested provided the contractor shall not conceal any new work before approval. The contractor shall submit notarized letter to the authority having jurisdiction stating the piping and appliance are free of leakage before requesting inspection. The letter shall contain the permit number and job address. The letter shall be signed by the license holder or authorized person. The appliance may be placed in operation after testing.

At its meeting on May 8, the CBAA-PM&G, Div. I voted to refer the request to the PCCLB for approval as that appeals board does not have jurisdiction over changes to the administrative portion of the code. Member DiPasqua offered to submit the proposed Exception to Section 105.6 before ISI, Suncoast Chapter for their interpretation and return in July before the Board. No further action was taken.

B. As an informational item, effective June 30, 2003, the 2001 Florida Building Code will reference NFPA 70-02 National Electrical Code.

II. CONSENT AGENDA

After consideration, and on a motion by Member Burket and a second by Member Madascy, the Board unanimously accepted/approved the consent agenda as presented with the placement of the informal hearing for Michael Roxburgh (Case C03-25) under the Stipulations part of the agenda. Motion carried. All stipulations are Final Orders of the Board in accordance with Section 120.57(3), Florida Statutes.

III. REGULAR AGENDA

A. Jon Wilbur, Pinellas Tree Service, spoke on behalf of the industry requesting tree service specialty licensing. As this type of work is not directly related to home construction or improvement, Attorney Don Crowell asked the petitioner to contact the County Administrator's office/Board of County Commissioners for further guidance.

B. Timothy Tennant, a Commercial Pool contractor, appeared. After consideration, review, and on a motion by Member Tafelski and a second by Member Joyner, the Board voted to accept the revised Stipulation on Administrative Complaint C03-71, lowering the fine to \$500. Motion carried with Member Deeb and Member Burket voting contra.

C. The Board conducted informal administrative hearings in accordance with section 120.57(2), Florida Statutes. The Respondents either defaulted by not executing an Election of Rights or by not responding and abiding to the agreement regarding the Administrative Complaint, and were therefore scheduled for informal hearings by the Board to resolve the complaints. The actions taken are Final Orders of the Pinellas County Construction Licensing Board. Rodney S. Fischer appeared in the case for the Petitioner.

Alan Begley, an Electrical contractor, did not appear and was not represented. After consideration, review, and on a motion by Member Burket and a second by Member Huettig, the Board voted to accept the allegations of Administrative Complaint C02-804; 931 as Findings of Fact and concluded Respondent violated Section 104 and 105, Florida Building Code 2001 – Building, Section 90-4, National Electrical Code, City of St. Pete Beach City Ordinance and Section 24 (2)(d)(j)(m)(n), Chapter 75-489, Laws of Florida, and imposed the following penalty:

- 1) Administrative fines of \$500 for each of the two Administrative Complaints; and
- 2) Suspension of license C-8431 (ER0015290) for one year, however, suspension is stayed for 30 days and shall become probation if Respondent pays the administrative fines, resolves the outstanding complaints by obtaining after-the-fact permits and final inspections of said work and complies with the City of St. Pete Beach requirement to register with the City.

Frank Lagares, a Roofing contractor, did not appear and was not represented. After consideration, review, and on a motion by Member Volmar and a second by Member Joyner, the Board voted to accept the allegations of Administrative Complaint C02-540; 544 as Findings of Fact and concluded Respondent violated Sections 440.10 and 440.38, Florida Statutes and Sections 23 (1)(a)(b)(d)(f), and Section 24 (2)(a)(d)(j)(m), Chapter 75-489, Laws of Florida, and imposed the following penalty:

- 1) Administrative fine of \$3,000; and
- 2) Revocation of Respondent's Roofing license C-1842 (RC0022965).

Mark Zamparelli, a Class A Air Conditioning contractor, did not appear and was not represented. After consideration, review, and on a motion by Member Burket and a second by Member Murphy, the Board voted to accept the allegations of Administrative Complaint C03-105 as Findings of Fact and concluded Respondent violated Section 104 and 105, Florida Building Code 2001 – Building, and Section 24 (2)(d)(h)(j)(k)(m)(n), Chapter 75-489, Laws of Florida, and imposed the following penalty:

- 1) Suspension of Registration of State License CAC058133 for one year, however, suspension of Registration is stayed for 30 days if Respondent resolves complaint by obtaining an after-the-fact

- permit and final inspection of said work and registers with the City of St. Petersburg.
- 2) Recommendation to CILB that Respondent's license CAC058133 be disciplined.

D. Mr. Fischer announced the mandatory date for all contractors to provide proof of continuing education is set for September 30, 2004. Continuing education will be consistent with the requirements for state contractors, allowing the completion of 7 hours of study the first year to start, and 14 hours every two year period thereafter on such courses as business practices, worker's comp, and workplace safety. On a motion by Member Tafelski and a second by Member Madascy, the Board voted approval of the notice process as set forth. Motion carried.

E. On a motion by Member Burket and a second by Member Holloway, the Board authorized Chairman Skipper to renew the contract with the executive director for the period July 1, 2003 through June 30, 2004 with a 6% salary increase. Current terms and conditions to remain the same.

IV. CORRESPONDENCE & REQUESTS

A. Under New Business, Mr. Fischer reported on the 2004 budget planning meetings, stating the interlocal agreement between the PCCLB and the County mandates our rolling over funds of \$100,000 to the County, as our budget allows. Until the recent raise in renewal fees, we have been unable to meet this mandate in the past two years. As contractor license renewal occurs during the last quarter of the year, it is also necessary to utilize and maintain a reserve fund each year until the last quarter. Discussion ensued as to optional ways to earn additional monies through the raising of citation fines for unlicensed activity and the possibility of the PCCLB receiving a portion thereof. Attorney Don Crowell will be working on a proposal recommending a process to put this in motion.

Under New Business, Mike Deegan of Clearwater Gas Company informed the Board of the progress of Florida Senate Bill 2462 which, if passed, would allow LP Gas contractors, licensed by the Div. Of LP Agriculture and Consumer Services, to perform natural and propane appliance work as part of their scope of work. Because the PCCLB currently licenses Natural Gas Specialty contractors, discussion ensued if that should continue, and/or if state licensed LP Gas contractors should now carry a Natural Gas license with the county or if the PCCLB should require LP Gas contractors to register with the PCCLB. Attorney Don Crowell said he would inquire further on this issue and report back to the Board at the July meeting.

B. The Board received miscellaneous correspondence and reports. Michael Gustafson has given his resignation as a member of the PCCLB Building Examining Committee – the Board was asked for recommendations to fill that vacancy.

The next meeting of the Pinellas County Construction Licensing Board will be held at 201 Highland Avenue, Building 3 in the Largo City Hall Complex on July 15th, 2003 at 1:30 P.M. The meeting was adjourned at 2:55 P.M.