



**PINELLAS COUNTY  
CONSTRUCTION LICENSING BOARD**

MINUTES

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 November 21, 2006. This meeting was publicly advertised and a quorum was present.

Members in attendance were:

MEMBERS

Thomas Tafelski, Vice Chair  
Rick Dunn  
Gareth Eich  
Kevin Garriott  
Rick Howard  
Jack Joyner  
Michael Keane  
Patrick Murphy  
Robert Nagin  
James Rosenbluth  
James Saul  
Charlie Spitzer  
Sandy Sullivan  
John Tillinghast  
Fritz Wolf

CLASSIFICATION

Building  
Building Official  
Architect  
Building Director  
Swimming Pool  
Mechanical  
General  
Building Official  
Building Official  
Building  
Plumbing  
Electrical  
Fire Marshal  
Roofing  
Residential

Also attending: Rodney Fischer, Exec. Director  
Jason Ester, Esq.

Caroline Jones, Admin. Secretary  
Members of the Public

The meeting was called to order at 1:35 p.m.

I. PUBLIC HEARING - Pledge of Allegiance/Roll Call

There were no public hearings to be heard.

II. CONSENT AGENDA

After consideration and on a motion by Member Spitzer, and a second by Member Eich, 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.

A. Michael F. Brandt, representing Joseph F. Ambrose, a State-Certified Contractor (CGC060341) appeared to address the suspension of Mr. Ambrose. Following discussion and review of background information, Member Wolf moved, seconded by Member Nagin, to dismiss the case and to reinstate Mr. Ambrose. Upon call for the vote, the motion carried unanimously.

### III. REGULAR AGENDA

A. The Board conducted informal administrative hearings in accordance with section 120.57(2), Florida Statutes. The Respondents either elected an informal hearing or defaulted by not executing an Election of Rights 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 cases for the Petitioners.

1. Sharon Trudell, a Pool/Spa Service Contractor (C-5582), appeared and provided testimony in mitigation of Administrative Complaint C05-1056.

Following discussion and input by homeowner/complainant Kathleen Gassner, on a motion by Member Nagin, seconded by Member Joyner, the Board voted, with Vice Chair Tafelski and Member Howard abstaining to accept the allegations of Administrative Complaint C05-1056 as Findings of Fact and concluded Respondent violated Section 24 (2) (d) (h) (j) (m), Chapter 75-489, Laws of Florida, and imposed the following penalty, as amended:

- a) Respondent is reprimanded for misconduct and financial mismanagement; and
- b) Respondent's registration is suspended; however, suspension is stayed if Respondent pays an administrative fine of \$1,000.00; resolves customer's complaints, and provides PCCLB with proof that Respondent completed all repairs within 45 days of the final order.

2. Brian K. Porter, a State Certified Roofing Contractor (CCC1326143), did not appear and was not represented in the case of Administrative Complaint C06-2.

After consideration and review of the case, Member Nagin moved, seconded by Member Rosenbluth, the Board voted to accept the allegations of Administrative Complaint C06-2; as Findings of Fact and concluded Respondent violated Section 24(2) (d), Chapter 75-489, Laws of Florida, and imposed the following penalty:

- a) Respondent is reprimanded for misconduct, i.e. willfully and/or deliberately disregarded and violated applicable building codes or laws of the state, this board, or of any municipality or county of this state; and
- b) Respondent's license is currently suspended for failure to abide by a Final Order; and
- c) Respondent's settlement is increased to \$1,000.00 plus costs with suspension to remain in effect until Respondent settles the complaint.

Member Wolf asked that the dishonored check submitted by Mr. Porter be furnished to the State Attorney's Office.

3. Edward F. McCullough, a Certified Roofing Contractor (C-5113), did not appear and was not represented in the case of Administrative Complaints C06-886; C06-909.

After consideration and review, upon motion by Member Nagin, seconded by Member Joyner, the Board voted to accept the allegations of Administrative Complaints C06-886; 909 as Findings of Fact and concluded Respondent violated Section 24(2) (d) (m), Chapter 75-489, Laws of Florida, and imposed the following penalty as amended:

- a) Respondent is reprimanded for misconduct, aiding and abetting, workers' compensation violation; and
- b) Respondent is assessed an administrative fine of \$1,000.00 per count; and
- c) Respondent's license is immediately revoked, however, 60 days allowed to complete existing permits pursuant to the PCCLB Special Act; and
- d) Reinstatement of Respondent's license only to be considered after resolution of all complaints, payment of outstanding fines, and appearance before the PCCLB.

#### IV. MISCELLANEOUS CORRESPONDENCE & REQUESTS

##### A. Old Business:

- 1) Approval of the appointment of Fire Marshal Jim Warman of Largo Fire Rescue to the Life Safety Review Board.

##### B. New Business:

- 1) Upon motion by Member Nagin, seconded by Member Dunn, the Board approved the adoption of the following position statement regarding Solar Window Film:

The Pinellas County Construction Licensing Board has found that window film does not qualify under the Florida Building Code (Sec.1609.1.4. Protection of Openings or Sec. R301.2.1.2, FRC) as approved hurricane protection (impact resistance) for glass doors, windows, or other glazed openings in a structure.

- 2) PCCLB to replicate action taken by DBPR re contractor suspension/revocation.
- 3) Update regarding Ad Hoc Committee; next meeting to be held December 7.
- 4) PCCLB to utilize travel policy pursuant to Pinellas County guidelines.
- 5) Discussion pertaining to public notice of disciplinary actions taken by the Board.
- 6) Request for refund by Alliance Pools Pavers and Decks denied.
- 7) Update re Laminates "R" US by Assistant County Attorney Jason Ester; upon motion by Member Nagin, seconded by Member Dunn, Board authorizes County Attorney to negotiate

with Laminates “R” US, allow their company to apply for licensure, however, before any licensure is granted, must appear before the Board with an audited financial statement.

- 8) Attorney Ester to review waiting period with regard to county-licensed contractor obtaining state registration.

C. Miscellaneous Correspondence and Reports

- 1) Year to Date Citations – 2006.

D. Public Comment – None.

The next meeting of the Pinellas County Construction Licensing Board will be held on January 16, 2007 at 1:30 P.M. at Building 3, Largo City Hall Complex, 201 Highland Avenue, Largo, Florida.

ADJOURNMENT

The meeting was adjourned at 3:25 P.M.