

**MINUTES OF THE COLLIER COUNTY
CONTRACTOR LICENSING BOARD MEETING**

August 16, 2023 Naples, Florida

LET IT BE REMEMBERED that the Collier County Contractor Licensing Board, having conducted business herein, met on this date at 9:00 a.m. in REGULAR SESSION in Administration Building F, 3rd. Floor, Collier County Government Center, Naples, Florida.

MEMBERS: Todd Allen, Chairman
Robert Nester
Terry Jerulle
Matthew Nolton
Kyle Lantz
Richard Joslin
Elle Hunt

ALSO PRESENT:
Timothy Crotts, Contracting Licensing Supervisor
Kevin Noell, Esq., Contractor Licensing Board Attorney
Ronald Tomasko, Esq., Assistant Collier County Attorney
Michael Bogert, Collier County Licensing Investigator
Timothy Broughton, Collier County Licensing Investigator
Sandra Delgado, Operations Supervisor

Any person who decides to appeal this decision of the Board will need a record of the proceedings and may need to ensure that a verbatim record of said proceedings is made, which record includes the testimony and evidence upon which any appeal is to be made.

1. Roll Call

Kyle Lantz was approved leaving at 11:00 a.m. today.
Stephen Jaron, approved absence.

2. Additions or Deletions

None.

3. Approval of Agenda

- **Kyle Lantz:** Approved agenda and made motion
 - **Richard Joslin:** Seconded
- All in favor – aye. (*Carried unanimously, 7-0.*)

4. Approval of the Minutes

- **Terry Jerulle:** Motion to approve
 - **Matthew Nolton:** Seconded
- All in favor – aye. (*Carried unanimously, 7-0.*)

5. Public Comments

None.

6. Discussion

- None.
- At the request of Timothy Crotts, Staff Comments will be discussed after the public hearings.

7. Reports

None.

8. Orders of the Board

(A) 15 Orders

- **Kyle Lantz:** Motion to authorize the Chairman to sign the 15 orders of the Board.
 - **Richard Joslin:** Seconded.
- All in favor – aye. (*Carried unanimously, 7-0.*)

(B) ADMIR SHAQIRI – REVIEW OF EXPERIENCE – GENERAL CONTRACTOR - ADMIRAL GENERAL CONTRACTOR LLC

- **Admir Shaqiri:** Sworn testimony given.
- **Timothy Crotts:** Mr. Shaqiri has submitted an application for the issuance of a registered license as a general contractor, which requires 48 months experience. As part of the review process by staff, Mr. Shaqiri has submitted verification of experiences from the following licensed contractors outlining his experience – PIBGS

from Brooklyn, NY, the details of the work experience was that of flooring, cabinets and general maintenance; Colony Manor, out of Brooklyn, NY, details of the work experience was that of kitchen, bathroom, flooring and removal; Jonathan Castillo homeowner Brooklyn, NY, details of the experience was that of fencing a porch awning with columns, wrought iron and floor installation; Rayon Home Builders of Brooklyn, NY, we received no information. A phone call interview was conducted with Mr. Shaqiri regarding his application and experience. Mr. Shaqiri stated that the majority of his experience consisted of interior renovations of single family homes, including the building of driveways, walkways and roofing. Mr. Shaqiri did tell me that he did have some experience in the renovation of hospitals. Mr. Shaqiri did state he does not have any experience in the construction of high-rise structures, multiple dwelling structures exceeding three floors, or any commercial structures associated with shopping plaza structures. Based upon the information received from Mr. Shaqiri, it is the opinion of staff that Mr. Shaqiri does not meet the requirements under Ordinance 2006-46 section 1.6.1.1 as it relates to the trade of general contractor. Mr. Shaqiri is being referred to the Board under Section 2.5.2 referral the application to the contractors licensing board for decision. Mr. Shaqiri is here to answer your questions regarding his experience.

The 48 months of experience can come from other locations.

- **Todd Allen:** Before I turn this over to let you explain to your experience, what are you hoping to use this license for?
- **Admir Shaqiri:** I am starting to buy properties and want to build new houses. I saw the requirements for the general contractor license and thought I'm a good fit.
- **Todd Allen:** Do you want to build just residential properties?
- **Admir Shaqiri:** Yes. I saw the requirements on the website and it says I would need 48 months of experience in construction. I don't have the high rise building (experience) in New York because it was more interesting for me to work for myself because I had my own company, Daniel Contracting. I was working for myself doing a lot of jobs in construction roofing homes, remodeling in residential and commercial. I used to work for a lot of hospitals and ambulatory centers in New York City doing a lot of interior jobs.
- **Todd Allen:** You've never built a commercial building?
- **Admir Shaqiri:** No. I used to work for another company which was working with commercial buildings and I was a superintendent. I started as a carpenter in that company and I grew more experienced in different buildings – schools and health departments in New York City. I am certificated from OSHA – 30 hours of commercial buildings. I am from Albania and have a mechanical engineering degree from Tirana University.
- **Richard Joslin:** Since you only want to do residential contracting or build residential homes, I would suggest to you that maybe that's the license that you would apply for.
- **Timothy Crotts:** Based upon the information we received from the verification of construction experience, we would say no, even through Mr. Shaqiri's own

admission, most of his experience has been through remodeling, not building from the ground up.

- **Matthew Nolton:** As a general contractor you don't come close to having the experience. You could build a thirty story high rise or a 500,000 square foot commercial building, but you don't have that experience based on your testimony here and based on the information you've provided us.
- **Todd Allen:** What I would recommend you do is consider withdrawing this application and have a conversation with Mr. Crotts on whether there is a different license you can apply for. Maybe you can provide him with some additional materials that would qualify you to build residential. It sounds like you have some of that experience, but I can't support giving you a general contractor license that will allow you to go build that thirty story high rise.
- **Terry Jerulle:** My advice is to work in Florida for a general contractor doing the type of work you want to do and that will give you the experience to become the contractor you want to be.
- **Elle Hunt:** Our building here is different than in New York. Our topography is different, code is different in order to maintain hurricane level resilience for homes. If we were even going to consider a residential contractor license, we'd start talking to you about how to build for hurricane resiliency. And from my understanding you don't have experience even with that.
- **Todd Allen:** I want to confirm, Mr. Shaqiri that you're going to withdraw this application today?
- **Admir Shaqiri:** Yes, I will.

(C) JOSE M. JIMENEZ – REVIEW EXPERIENCE – RESIDENTIAL CONTRACTOR – JJ'S INNOVATION QUALITY LLC

- **Jose Jimenez:** Sworn testimony given to Mr. Jimenez and his translator.
- **Timothy Crotts:** Mr. Jimenez appeared before the Board on April 19, 2023, and attempted to get his registered building contractor license. After review by the Board, it was determined that Mr. Jimenez did not possess the required experience and was allowed to withdraw his application in lieu of the order being denied. A copy of the minutes from the April 19, 2023, has been included in your packet for review. Currently, Mr. Jimenez has submitted an application for a residential contractor, which also requires 48 months experience. As part of the experience and as part of the review process by staff, Mr. Jimenez submitted three verifications of construction experience and documents. A review of these documents show the following: (1) Blue Diamond Home Builders – employed from September 2018 to present and speaking with Mr. Lopez, the president of the company, Mr. Jimenez worked 20 to 25 hours a week and was a 1099 employee. The verification of experience that was resubmitted with the residential contractor license has only been slightly modified. (2) Pinnacle Contracting and Framing – employed from March 2017 to present. I spoke with Mr. Diaz, the president of this company. Mr. Jimenez was a part-time employee working two to three years ago. Mr. Jimenez's work was 90% residential. However, Mr. Diaz could not remember any of the work that was performed by just Mr. Jimenez. The

verification of construction experience that was resubmitted again is only slightly modified. (3) Elite Contractors Incorporated reported Mr. Jimenez to have been an employee from February 2010 to present. The information received showed that he had been an electrical employee. There was no mention of any building construction. Based upon the information we received, it is the staff's opinion that Mr. Jimenez does not meet the minimum requirements that's set forth in the Ordinance 2006-46 as it relates to experience under 1.6.1.3 as a residential contractor. Because Mr. Jimenez does not meet the qualifications for the issuance of the residence contractor, Mr. Jimenez is being referred to the Board under section 2.5.2 referral of the application to the Contractor Licensing Board for decision and Mr. Jimenez is here today to answer your questions.

- **Matthew Nolton:** For Pinnacle Contracting, did you say how many hours he worked there a week?
- **Timothy Crotts:** He just said that he worked two to three years. He did not have a number of hours that was shown and the president of the company could not remember the scope of work that he actually performed.
- **Matthew Nolton:** So we can't equate the hours to a certain amount of years experience.
- **Todd Allen:** Mr. Jimenez, now is your opportunity to convince us that you've got the experience to qualify for this license.
- **Jose Jimenez:** He says that he worked for almost six years for Blue Diamond. He started with cleaning the lot and reading the blueprint, pouring concrete for the slab, then the concrete walls, installing carpentry, and doors. He started learning from the bottom up and is capable to do the job. After seeing the job and experience, Blue Diamond gave him a supervisory position over the contractors for more than two years. He currently is supervising a few houses.
- **Matthew Nolton:** How many hours a week does he work at Blue Diamond?
- **Jose Jimenez:** Only 20-25 hours a week for Blue Diamond because he opened his own company to do the same job for whomever else needs him. He is a subcontractor for other companies. He supervises the licensed contractors. He may help but he gets paid as a 1099. Blue Diamond gives him five to six houses during the year. He supervises from the beginning through inspections.
- **Matthew Nolton:** It's clear he has a lot of experience from Blue Diamond, but it's from September of 2018 to now, and it's half time. So at most that's 2.5 years. He needs four years. We need to hear how he got the rest of that experience in years.
- **Timothy Crotts:** Regarding Pinnacle and Mr. Diaz: It was confirmed that he was a part-time employee for two to three years ago, 90% residential work, but he could not remember the scope of work that Mr. Jimenez performed.
- **Richard Joslin:** The problem I have is that the application shows him working from March 2017 to present.
- **Timothy Crotts:** I can only go by what I'm told when I make the phone calls to the owners of the companies. Elite Contractors, when we spoke to him, the work was that of electrical. There was no construction.

Further discussion with regard to Mr. Jimenez:

- Working for Blue Diamond 8-9 years doing electrical work which doesn't come into play for the general contractor license requirements of 48 months experience.
- Did you set trusses, dig the slab, put in grade beams, watch them put on the roof?
- Mr. Jimenez's daughter steps up to the microphone to clarify her father working full time since 2018. But the majority of the earlier years were doing electrical.
(Sworn testimony given.)
- Mr. Jimenez has his own company, JJ's Innovations, and is listed as manager of the company. No license could be found.
- Working without a license or as a 1099 subcontractor?
- **Todd Allen:** Someone like to make a motion?
- **Richard Joslin:** I don't think he qualifies for this license, so I'm going to vote to make a motion to deny.
- **Matthew Nolton:** It sounds like he has a lot of experience. The problem we're having is trying to figure out how many years it equates to.
- **Translator for Mr. Jimenez:** I have worked for Blue Diamond since they started building homes. Mr. Jimenez has worked on 30-40 houses and he's been doing electrical work, but also started getting involved in the construction. He's been with Blue Diamond for over 18 years. He has 6-7 houses in progress now and is supervising the subcontractors.
- **Todd Allen:** Motion to approve his application with a 12 month probationary period. Is there a second?
- **Matthew Nolton:** I'll second that motion.
Aye – four. Elle Hunt and Richard Joslin and Terry Jerulle – nay. (*Disunited vote, 4-3*)

(D) JACOB L. WERTHEIMER – REVIEW OF EXPERIENCE - RESIDENTIAL SWIMMING POOL/SPA CONTRACTOR - POOL LEAK RESCUE LLC

- **Jacob Wertheimer:** Sworn testimony given.
- **Timothy Crotts:** Mr. Wertheimer is here today seeking a residential pool and spa contractor license, which requires 24 months experience. As part of the review process by staff, Mr. Wertheimer has submitted three verifications of experience from licensed contractors, outlining his experience all in the state of Massachusetts. While it appears that Mr. Wertheimer has the required months of experience for the trade, all of Mr. Wertheimer's experience has been in the state of Massachusetts. Based upon the information received from Mr. Wertheimer, it is the opinion of staff that Mr. Wertheimer does not meet the experience required under Ordinance 2006-46 Section 1.6.2.8 as it relates to the trade of residential pool and spa contractor license in regards to the construction knowledge and methods required for construction of pools and spas within the state of Florida. Mr. Wertheimer is being referred to the Board under section 2.5.2 referral the application to the Contractors Licensing Board for decision and he is here today to answer your questions.

- **Richard Joslin:** Convince me that you can build a swimming pool. What part of the pool construction did you do?
- **Jacob Wertheimer:** Everything from start to finish but none of the tiling just because that was very specific and we did have to subcontract that out. From excavating to tying rebar to pouring shotcrete to doing the finish.
- **Richard Joslin:** Did you ever work with pilings?
- **Jacob Wertheimer:** No, and I know that's a common piece when it comes to especially right on the water table. You want to make sure you've reinforced that when you're building a pool that's going to be affected by hurricanes. We're actually doing repair, so the name of our company is Pool Leak Rescue. We do pool leak detection and repair. We're not actually going into the building side of it.
- **Richard Joslin:** So the bulk of your company is going to be repairing pools and checking for leaks and finding leaks and fixing them. You're not really interested in building pools.
- **Jacob Wertheimer:** No, we don't even have the equipment to build pools. So we bought all our equipment based off of finding leaks detection.
- **Richard Joslin:** I would have a recommendation for you then. There is another license that you can get that will allow you to do what you want to do, which would still allow you to do a lot of repairs on residential pools and do your leak detection as a main body. A pool leak repair is not really a specific type of license, but the pool and spa repair license would be the one that you would want to have. That way you could go and do the leak repairs. You could fix pools.
- **Todd Allen:** One of the concerns we have with your application is that you do have a lot of experience. It just may not be constructing pools in Florida and with our water table issues and the piling issues. But it sounds like you've got more than enough experience to do the pool leak repair. If under the current application, if he were to change it to that, that different license would he need to come back before us?
- **Timothy Crotts:** If he wants to withdraw this application, change the application over to the repair side, I believe that he has more than enough experience for the repair site, just not the building of pools.
- **Richard Joslin:** On this side of the pool, spot repair, you could go and fix the leak in a commercial pool – a leak is a leak, right?
- **Jacob Wertheimer:** Explain to me exactly what (the pool repair) encompasses.
- **Richard Joslin:** What you're going to have is what's called a pool and spa repair and service contractor. It doesn't allow you to build, doesn't allow you to put in a shell or build a pool, but it does allow you to go and fix any pool. OK, repair. Basically, from the interior/exterior, it doesn't matter as long as you don't change the structure you're good to go find a leak. If you have to dig up a trench and find a leak in a return line, you can do that. All the things that you're talking about leaking you can do. On the shell, yes, interior finish repairs. Anything of that nature. If it's already built and you wanted to go put in and add a bench inside that pool, you could do that. Yes, because you're not changing the structure. But as far as tearing out a wall on the pool and then adding like a sun shelf or something of that nature, no. And equipment work, yes, and cleaning, maintenance.

- **Todd Allen:** For our purposes in the record, you want to withdraw this application and resubmit it?
- **Jacob Wertheimer:** Yes.

(E) JOSE A. BETANCOURT PAZ – REVIEW OF EXPERIENCE – DRYWALL CONTRACTOR - J.A.B PAINTING INC.

- **Jose Betancourt Paz:** Sworn testimony given.
- **Timothy Crotts:** Mr. Bentancourt has applied for the license of drywall contractor, which requires 36 months experience. As part of the review process by staff, Mr. Bentancourt has submitted verification experience from the following contractors outlining his experience: Build LLC, which is a state certified general contractor. (1) The dates of work were 2018 to present; scope of the detailed work was that of drywall patching, painting, and minimal trim work. Mr. Bentancourt was listed as a subcontractor not an employee. (2) WKMJ LLC is a state licensed building contractor. Days of work were from 2019 to present. Scope of the work detailed as experience was painting, drywall patching and miscellaneous trim carpentry. Mr. Bentancourt was listed as a subcontractor not an employee. (3) Swyger Construction, which is a state licensed residential contractor. The dates of work were 2016 to present. In a phone interview with this company, Mr. Bentancourt was reported to be a subcontractor, not an employee, but that Mr. Bentancourt had been assisted in the installation of several sheets of drywall when working for this company. Mr. Bentancourt currently holds an active Collier County specialty painting license contractor was issued in 2019. Mr. Bentancourt was required to appear before the Board on June 21, 2023, for a hearing working outside the scope of his painting license. The fines assessed as a result of this hearing have been paid and a copy of the minutes has been included in your packet. Based upon the information we received from Mr. Bentancourt it is the opinion of staff that Mr. Bentancourt does not meet the experience required under Ordinance 2006-46, section 1.6.3.15 as it relates to the trade of drywall contractor. Mr. Bentancourt is being referred to the Board under section 2.5.2, referred to the application to the Contractors Licensing Board for decision. Mr. Bentancourt is here today to answer your questions.

- Discussion ensued regarding an unlicensed contractor doing non-licensed work
- Not condone the work just realize it existed.
- Would we be encouraging it; setting a precedent
- Doing unlicensed work to gain the experience
- His experience with two companies states he only did drywall patching; the third company stated he only hung a few sheets of drywall
- Mr. Bentancourt does not have 36 months of drywall experience
- **Todd Allen:** I am going to make a motion to deny the application.
- **Terry Jerulle:** Second.
All in favor – aye. *(Carried unanimously, 7-0.)*

(F) RAFAEL AGUILAR – REVIEW OF CREDIT – SWIMMING POOL/SPA SERVICING/REPAIR CONTRACTOR (26303)

- **Rafael Aguilar:** Sworn testimony given.
- **Timothy Crotts:** Mr. Aguilar submitted an application for the issuance of a swimming pool and spa service and repair contractor, which requires a minimum credit score 660. Mr. Aguilar appeared before the Contractors Licensing Board June 21, 2023 for review of experience and credit in his attempt to get a residential pool and spa contractor license. As a result of the review, Mr. Aguilar withdrew his application so he could apply for the license he is applying for now. A copy of those minutes has been included in your packet. As part of the application process under Collier County Ordinance 2006-46 2.3.9, Mr. Aguilar was required to submit a personal and business credit report. The credit report submitted was reviewed and appears not to meet the financial responsibility as set forth in section 2.5.1, subsection D, the applicant or qualifier meets the requirement of financial responsibility as set forth in Rule 61G4-15.006 of the State of Florida. A review of the personal credit report submitted by Mr. Aguilar shows the following concern. Credit report shows a credit score of 536, which is below the minimum of 660 required by rule. During the June 21, 2023 license review, Mr. Aguilar's credit report showed a credit score of 525 and an outstanding balance of \$1,352 due to AMEX. Mr. Aguilar has submitted documentation showing that this balance has been paid in full. Based upon the information received, Mr. Aguilar does not meet the minimum requirements set forth in ordinance 2006-46 as it relates to the financial responsibility. Regarding his credit, he is being referred to the Board under section 2.5.2 referral the application to the Contractor Licensing Board for decision. Mr. Aguilar is here to answer your questions.
- **Todd Allen:** He showed you the payoff for the Amex and there's no credit report showing that he owes anybody?
- **Timothy Crotts:** Correct, it's just the credit score itself is below the minimum required.
Recommendation that that the issuance of the swimming pool service and SPA license be granted with a 12 month probationary period, that Mr. Aguilar update his current report after six months showing an improved credit score and no additional credit issues. And Mr. Aguilar submit an updated credit report after 12 months showing a credit score of at least 660 and no additional credit issues. Failure to abide by the Board shall result in Mr. Aguilar having to appear before the Board for additional action that may be required. At any time during this period should Mr. Aguilar be able to show that his credit score has reached a credit score of 660 and there are no other credit issues the probationary period would be removed.
- **Todd Allen:** I'll make a motion.
- **Terry Jerulle:** I'll second the motion.
All in favor – aye. (*Carried unanimously, 7-0.*)

(G) ADELA SANTOS – SECOND ENTITY APPLICATION – TREE REMOVAL & TRIMMING CONTRACTOR – D SANTOS TREE SERVICE " LLC"

- **Adela Santos:** Sworn testimony given.
- **Timothy Crotts:** Ms. Santos has submitted a second entity application for the trade of tree trimming and removal. Ms. Santos currently holds a valid tree trimming and removal license from Collier County which was issued in 2011. A review of the

current license shows that there have been no complaints against this company. However, Ms. Santos has had issues in not renewing her license by the required date as required by ordinance and has had to pay late fees several times in order to keep this license from going into suspended or cancel status. Since 2011, this has occurred in 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2020, 2021 and 2022. As part of the application, Ms. Santos listed herself as 90% owner with a question mark. In the new company, however, Ms. Santos does not appear as an officer according to the Sunbiz documents included in this packet. Ms. Santos has submitted a second application to submit the qualification for D Santos Tree Service for the aforementioned trade. There is no current license listed for D Santos Tree service at this time.

- **Elle Hunt:** Tell us why you want to qualify a company that you have no ownership interest in.
- **Adela Santos:** I am trying to help my son so he can get his own company going.

Discussion ensued concerning the following:

- Ms. Santos thought she could add her son as a second entity keeping her business separate.
- The son, Dominic, still needs to have his own license.
- Dominic has been in the tree business since approximately the tenth grade or since he was 17 years old. He was given a choice to attend school or a work program. He chose the latter. He worked for A Cut Above on their payroll until he received his diploma – a year and a half or two years. Graduated a year ahead. He then worked for his grandfather, Davie Tree Service.
- Dominic is not book smart and he can't take the test for his license. He's work smart.
- Ms. Santos has issues with keeping her license renewed by the required date and the staff recommends that the second entity be not approved.
- If Dominic had taken the exams and was unable to pass them, that might be something different.
- It doesn't sound like Ms. Santos would be the responsible officer in the second entity.
- If Ms. Santos' license is cancelled then neither of them can work.
- I'm building my own customer base because in Estero, Fort Myers, Cape Coral, we can work without a contractor license.
- **Todd Allen:** Do you want to withdraw your application and resubmit it?
- **Ms. Santos:** Yes, we would like for me to get on his.
- **Terry Jerulle:** I think you should take the test. Can't means won't and to say you can't do something without even trying, it is a failure.
- **Todd Allen:** Mr. Crotts, if he can't pass it, he could still come before us on the application?
- **Timothy Crotts:** Correct. The Board could waive the testing depending on what it is but he has to at least make an effort.

9. Old Business

(A) **ROBERTO SUAREZ SANCHEZ - REVIEW OF CREDIT – SWIMMING POOL/SPA SERVICING CONTRACTOR - ALPHA POOL GUYS WEST COAST, LLC**

- **Roberto Sanchez:** Sworn testimony given to Mr. Sanchez and Attorney Bryan Sherman, Sherman Law Firm.
- **Timothy Crotts:** Mr. Sanchez has submitted an application for the issuance of a swimming pool and spa servicing contractor license, which requires a minimum credit score of 660. This credit issue was reviewed by the Board at the July 19 meeting. During this meeting, it was discovered as part of the personal credit report that Mr. Sanchez showed a large number of charge offs, collection accounts in the amount of \$503,000 and a credit score of 432, which is below the minimum credit score required by rule 61G4-15.006 in the State of Florida of 660. As a result of review by the Board, Mr. Sanchez was granted a temporary 30 day license until today's date at 5:00 PM. Mr. Sanchez was required to appear with his attorney at this meeting to provide a detailed explanation on how the credit worthiness has been negatively impacted in the past, his involvement in the same, and a detailed explanation including a plan and permanent documentation of this action, the steps that he will be taking to improve his credit score, his credit worthiness and to resolve the current debts that he has. A copy of those minutes of the July 19 meeting has been included in your packet. Mr. Sanchez and his attorney are here today to answer your questions.
- **Attorney Sherman:**
 - I am servicing Mr. Sanchez during this probationary period and attending to his delinquent debts. We are trying to negotiate with creditors as they come forward to pursue action against him. One creditor has taken steps to serve in terms of a court appearance and the other creditor we have a response due next week. We are working to negotiate a payment plan with the creditors as Mr. Sanchez is earning income through the next 12 months.
 - Two creditors have filed a lawsuit. The largest creditor has to do with two trailers. That is about \$220,000.
 - No police report has been filed.
 - I understand about the optics and a police report and to defend the case as we move toward a negotiation from a defense standpoint and to try to find leverage. I will continue to discuss this with Mr. Sanchez as we move through the process.
 - There is a certain fear for his personal well being and that did occur so he is afraid for his own personal safety.
 - What's the plan for reconciling – a six month, 12 month, two year plan to put him in a better situation? To continue his efforts to earn income so we can negotiate payment plans. With regard to the trailers, I don't know yet where that one is going in terms of the mitigation action.
 - It is all going to be civil – only monetary and we're going to work through this.
 - With regard to protecting the consumer, Mr. Sanchez does not take deposits and he will only be cleaning pools, no repair or maintenance.
 - I believe within the 12 month period we will have a better understanding of what the future holds or where this is moving as far as the monetary obligations.

- Clients pay Mr. Sanchez at the end of the month after cleaning the pools. No one pays up front so customers are not at risk.
- **Todd Allen:** Back to litigation. Are there two lawsuits he's been served?
- **Attorney Sherman:** One of them is a Discover Card. He was not been served with process yet, and from the defense perspective, I don't help prosecute cases for the other side. So you need to wait until you get served.
- **Todd Allen:** The reason I'm asking that is because accepting service of the lawsuit speeds the litigation. Just by accepting service, you're not helping them prosecute the case. What you're doing is you're kicking off the litigation so it can get started. From my perspective, if you don't accept litigation, we're going to be back here 12 months from now still having to come up with a plan, where if you start getting involved in this litigation now and deal with it now, at the end of 12 months you may possibly have a resolution within that 12 month period depending on court schedules.
- **Attorney Sherman:** I'm sure he'll be served soon. The sooner we get into the litigation, the sooner is the settlement. The sooner he has to bring money. We can deal with two or three at a time, but not four or five or six. As he establishes more and more income he can bring payment plans toward the creditors slowly, as is necessary in order to avoid judgments being entered against him. I understand we'd like to resolve them all as fast as possible.
- **Todd Allen:** You have a limited resource to settle a vast majority. A number of these cases, and so you're saying, I can't get involved in a bunch of litigation right now because I don't have the money to settle them all. That's essentially what you're saying.
- **Attorney Sherman:** We also don't know which ones will get tired and go away. I'm trying to pay everybody as necessary as they come forward, but at the same time he should defend himself as properly as he can as well. But we have to settle the debts as best we can. Only two have served him. The Discover charge is still out there and they haven't served him.
- **Timothy Crotts:** Recommend a 24 month probationary license. At the end of every six months from today's date Mr. Sanchez be required to submit a credit report showing the status of the current charge offs and collections to show that his credit score is improving and to show that he has not had any other further credit issues. Staff would also like in the next 30 days to get a written report from Mr. Sanchez and his attorney on exactly how they plan on moving forward over the next 24 months to resolve these issues.
- **Todd Allen:** I agree with that motion; I'm going to add a little bit more to it. At every six months when he submits a credit report I would like for him to submit an update on the course of the litigation that he's actively defending because that'll give us an idea of where those are at.
- **Kevin Noell:** Just for clarity, since he's already had one month of probation, the board can put him on probation for 24 months total. So it would be one year and 11 months.
- **Timothy Crotts:** That temporary license actually expires today at 5:00 PM, so this will be granting a new license as a probationary status and we would ask for 24 months.

- **Kyle Lantz:** He came here originally last month to change his license from one company to another company. And somehow he cancelled his license on the first company unintentionally. I just want to make sure that this license is going to be for the company he wants it to be.
- **Timothy Crotts:** Correct. This will be for the application that he had submitted at the last meeting
- **Kevin Noell:** Mr. Crotts, does that also involve a new license number then that he's going to be issued.
- **Timothy Crotts:** Yes, a new issuance number.
- **Richard Joslin:** In the motion itself, it says that if the credit score doesn't change or show some improvement in the credit score, with this amount of money that's going to be disputed, I don't think it's going to do much for the credit score.
- **Timothy Crotts:** We're looking to see that the credit score doesn't decrease. And that there are no other credit issues that all of a sudden come forward that we haven't been made aware of.
- **Todd Allen:** With the litigation report, we'll have an idea of what's going on with those creditors that are actually chasing him.
- **Todd Allen:** Motion made.
- **Richard Joslin:** Seconds the motion.
All in favor – five.
Terry Jerulle – nay. Matthew Nolton – abstain.
(Disunited vote, 5-2.)

- **Terry Jerulle:** So we're in discussion and I have a problem. I'm not an attorney, but if I'm a creditor and I'm trying to chase somebody for money and if he has a police report that somebody stole something from him it would be easier to solve and I just can't get over the fact that he hasn't filed a police report. I mentioned it last time he was here and his counsel, I also recommended that that he do that. So I'm having a hard time with him not filing a police report. You have to identify that you're not complicit with what happened. It gives us comfort that he's not complicit in this scam.

(B) TERESA QUIROZ – PROBATION REVIEW (CREDIT) - ELITE PAINTERS OF SWFL LLC

- **Teresa Quiroz:** Sworn testimony given.
- **Timothy Crotts:** Ms. Quiroz appeared before the Contractor Licensing Board on September 21, 2022, regarding an application for the issuance of a painting contractor license. Based upon the information received, she did not meet the requirements for financial responsibility under the County Ordinance 2006-46 section 2.5.1 subsection D set forth in Rule 61G4-15.006 of the State of Florida. A copy of the findings, facts and minutes for the September 21, 2022 meeting are included in your packet. A review of Ms. Quiroz credit review shows that on September 21, 2022, the average credit score was 642. A collection debt in the amount of \$2,392 was shown as a charge off by Capital One Bank. On March 3, 2023 credit report, the average credit score was 632. Documentation was provided showing a payment plan which had been

entered into in the amount of \$50.00 per month to resolve the Credit One Bank account. Payments were on time and up to date. The most recent credit score of July 11, 2023, the average credit score was 644. Documentation was provided showing a payment plan had been entered into in the amount of \$20.00 to resolve the Capital One. These payments were on time and up to date. This amount due has been reduced to \$1,892.53 as of the June 20, 2023. Staff does have a recommendation.

While Ms. Quiroz has substantially progressed in lowering the amount due to Capital One Bank, Ms Quiroz's credit report is still below the 660 required by ordinance. It is recommended that the probationary period be extended for 12 months to August 16, 2024. At any time during this probationary period, Ms. Quiroz can submit documentation showing that her credit score has reached the required 660 and that the amount due to Capital One has been paid in full and there are no other credit issues, the probationary status would be automatically removed by staff. Failure to meet these requirements at the end of August 16, 2024 shall result in Ms. Quiroz being required to appear back before the Board to take further action as deemed necessary.

- Matthew Nolton: I would adopt the county's recommendation for a motion.
 - Richard Joslin: I'll second.
- All in favor – aye. (*Carried unanimously, 7-0.*)

(C) SIMON J. AGUIRRE – REVIEW OF EXPERIENCE – RESIDENTIAL CONTRACTOR - RED LEVEL CONSTRUCTION LLC

- **Timothy Crotts:** Mr. Aguirre did not show up. The background was that Mr. Aguirre has appeared before the Board several times. One was due to experience and the credit score. While the credit score has been resolved, Mr. Aguirre was required to appear back today to submit to staff additional information regarding his experience. We have had no contact with Mr. Aguirre. Sandra Delgado, operations supervisor, has actually sent communications to him prior to this meeting requesting the different information. We have received nothing. Staff would recommend that the issuance of the residential contractor license be denied based on Mr. Aguirre experience.

Notice was properly served. He was present at the last hearing, was sent a copy of the finding of facts and the notification prior stating that the Board hearing he was required to submit additional information with the e-mail communications.

- **Todd Allen:** We have a recommendation from the county to deny the application. I'll make that motion.
 - **Elle Hunt:** Second
- All in favor – aye. (*Carried unanimously, 7-0.*)

10:47 AM – ten minute break.

Record reflects Mr. Lantz has left; maintained quorum.

10. Public Hearings

(A) DANIEL FEIERTAG – CONTESTING CITATIONS 11927 (CEUL20230005328) & 11928 (CEUL20230005446)

- **Timothy Crotts:** Mr. Feiertag is not here. We have spoken to Mr. Noell, Attorney for the Board, and Mr. Tomasko, Attorney for contractor licensing. Both agree that Victor Bermudas does have the authority to represent Mr. Feiertag and accept any decisions of the Board.

Sworn testimony given to all parties.

- **Todd Allen:** I'll make a motion to open the public hearing.
- **Terry Jerulle:** Second.
All in favor – aye. *(Carried unanimously, 6-0.)*

- **Timothy Broughton:** A copy of the hearing preamble was given to and read by the attorney for the respondent, Mr. Daniel Feiertag . He has signed and dated the copy. I would like to enter the preamble and packet for both citations into evidence at this time.

- **Todd Allen:** Motion that we accept the county's evidence.
- **Richard Joslin:** I'll make a motion.
- **Terry Jerulle:** Second
All in favor – aye. *(Carried unanimously, 6-0.)*

- **Todd Allen:** If I'm not mistaken, Mr. Crotts, he's not contesting liability on this. So we'll make a motion to accept the admission of guilt.
- **Victor Bermudas:** I represent Daniel Feiertag and FBC Home Concept LLC. For the record, Daniel Feiertag is an officer of a holding company that has the ownership of the LLC. Someone else was performing or cited under Feiertag's name. We are not contesting the two citations.
- **Todd Allen:** I have a motion to accept the admission of guilt.
- **Richard Joslin:** I second.
All in favor – aye. *(Carried unanimously, 6-0.)*

- **Todd Allen:** Mr. Crotts, do you have any recommendations on penalties?
- **Timothy Crotts:** For a little background, I have spoken to both attorneys for Mr. Feiertag prior to this meeting today. They understand, along with Mr. Feiertag, the importance of having the required license, what happens and the penalties for working in Collier County without a license. Both attorneys have assured me that Mr. Feiertag is going to move forward with getting his license. These are subsequent citations. On Count one, the staff is going to recommend a \$2,000 fine. On Count two, staff is also going to recommend a \$2000 fine. That is the maximum allowed under the subsequent citations. No investigator cost.
- **Todd Allen:** I'll make a motion to close the public hearing.
- **Terry Jerulle:** Second.
All in favor, aye. *(Carried unanimously, 6-0.)*

- **Victor Bermudas:** Comments:

- The nature of these citations is more about the company that sells the material. Essentially the jobs are sent to contractors to do the work. They need to cut it off.
- The materials have separate contracts so the customer is contracting directly with the contractors, almost like a concierge service, but essentially is it akin to subcontracting.
- What I proposed to Mr. Crotts is twofold: (1) the company that sells the materials can then point the customer to contractors for installation. (2) There are three officers of this holding company and that each get licenses in Collier County but they will still be connecting them with contractors. There's no gray area.
- The general manager is no longer with the company and I believe was the cause of many problems.
- I ask the Board to reduce the fines to \$400 each.
- **Todd Allen:** Motion to vote.
- **Terry Jerulle:** Motion to accept the county's recommendation.
- **Richard Joslin:** I'll second the motion.
All in favor – aye. *(Carried unanimously, 6-0.)*

- **Todd Allen:** By a vote of six in favor and zero opposed, the respondent is found guilty of the violation set forth in Count one and Count two of the administrative complaint. The Board poses the following sanctions against the respondent for Count one the fine of \$2,000 payable within 90 days. For Count two, a fine of \$2,000 payable within 90 days.

(B) NICHOLAS ANTHONY MAZZOLA DBA ABOVE & BEYOND PAINTING AND DECORATING L.L.C. (CEMIS20230005099)

- **Anthony Mazzola:** Sworn testimony given.
- **Todd Allen:** I'll make a motion to open the public hearing.
- **Elle Hunt:** Second.
All in favor – aye. *(Carried unanimously, 6-0.)*
- **Michael Bogert:** A copy of the hearing preamble was given to you and read by the respondent. He has initialed and dated the copy. I would like to enter the preamble and packet for case 2023-15 into evidence at this time.
- **Todd Allen:** Motion to approve the County's evidence.
- **Terry Jerulle:** Second.
All in favor – aye. *(Carried unanimously, 6-0.)*
- **Michael Bogert:** The respondent, Nicholas Anthony Mazzola, a Collier County licensed painting and cabinetry contractor with issuance numbers 201100001275 and 201600000901 respectively, is the qualifier for and the owner of Above and Beyond Painting and Decorating LLC. Mr. Mazzola contracted, received payment and performed three pool gate installations at 5105 Cobble Creek Court without a permit, where one was required during a declared state of emergency related to Hurricane

Ian. Mr. Mazzola is in violation of the Collier County Code of Laws and Ordinances, Section 222012, which states in pertinent part that it is misconduct for a holder of a Collier County certificate of competency to contract to do any work outside the scope of his or her competency, as listed on his or her competency card, and as defined in this Ordinance or as restricted by the Contractors Licensing Board. Mr. Mazzola is also in violation of Collier County Code of Laws and Ordinances, Section 222018, which states in pertinent part that it is misconduct by a holder of a Collier County certificate of competency to proceed on any job without obtaining applicable permits or inspections from the city building and zoning division or the County Building Review and Permitting Department.

■ **Anthony Mazzola:**

- Hired by Carlton Lakes HOA to paint the gates around the pool. Then we were asked to replace the three gates as well.
- Discussion with Ryan Kipper, brother-in-law and part-time worker for Mazzola, decided to call the county and spoke with two individuals, Alicia Morris being one of them. He did explain we were painting contractors.
- Alicia Morris said she didn't think so but spoke with Rob Moore at the county. An email was sent to Mr. Mazzola that you do not need a license to do like-for-like fence gates.
- Believe to have been a miscommunication. We were notified that we did wrong.
- Mr. Mazzola hired a licensed contractor, Premier Fence and Gate, paid them a deposit to pull the permit. The work will be completed by the end of next week.
- We have always called the county to make sure we can do a job. I'm asking that you give a warning.
- We didn't believe we were wrong because we had permission via e-mail.

■ **Michael Bogert:** On May 31, 2023, Collier County Code Enforcement reported an unpermitted pool gate installation at 5105 Cobble Creek Court, done by a county licensed contractor. The contractor's licensing case, CEMIS 20230005099, was opened on June 7 to investigate further. Upon investigation it was discovered on April 27, 2023 Above and Beyond Painting and Decorating LLC submitted an invoice to Edgewater at Carlton Lakes Commons Association to clean and paint all fencing and gates and to remove and replace 3 new pool fence gates with new hardware door openers and springs to auto close the gate. The agreed upon amount was \$4,039 for that entire contract. The amount quoted on the contract for the gate removal and new gate installation was \$2,189. There was an initial deposit of 2,019.50 it was paid on May 8 to Above and Beyond Painting and Decorating LLC. Previously on May 19 with the code enforcement case that was opened, Fred Clum, the Collier County chief building official, determined a permit was required for the pool gate installation. On June 7, when I opened up my case, I also went out and observed the new pool gate installations at the same address. On the same day I did a review of the county records and revealed that no building permits were applied for or even issued for the new pool gate installation. So I issued a stop work order. On June 28, 2023, during a phone call with the respondent, Mr. Mazzola, did confirm that Above and Beyond

Painting and Decorating, LLC had contracted with Edgewater at Carlton Lakes for the \$2,189 to remove and install the three pool fence gates. He also did mention about the phone calls to the county and specifically with Alicia Morris. One of the things that I would just like to put into context, I do have Alicia Morris in the audience. You can speak to the context of the e-mail, but just a couple of points of interest. Before we get there is the invoice date is April 27 of this year. The install date was in the beginning of May prior to the complaint coming on May 12. There was that initial deposit on May 8. Code enforcement went out and confirmed the install on the 15th of May. The e-mail and conversations with Alicia Morris did not occur until May 22, so it's after the contract and after the installation. Robert Moore's response as well and Fred Clum, the chief building official, eventually had to put another final determination for the permitting as well. At this time, the county would call Alicia Morris up to talk about the context of the e-mail.

- **Alicia Morris:** Sworn testimony given.
- **Alicia Morris:** I work for the Collier County contractor licensing front staff. I received a phone call May 22 and the person whom I don't recall his name and unsure he said his name, but he did not state their company name. If they did I would have looked up to see what type of license they had to see if they can actually do the work. I did tell him to let me ask Robert Moore because the person did say that it was for residential. So Robert Moore is a residential reviewer. So that's why I had asked him if they were doing a like-for-like residential gate or fence, and if it needed a permit. Robert Moore wrote back and said no they do not. So I told the person on the phone what Robert Moore said. The person on the phone asked me to put that in writing. He gave me his e-mail. He did not state his company name because if he did, I would have been able to tell him you're a painting contractor, you cannot do a fence.
- **Todd Allen:** My concern is that if you're giving somebody incorrect information or incomplete information, you're going to get an incomplete result.
- **Michael Bogert:** I will reiterate again they were invoiced April 27. The install was the beginning of May prior to any complaint. And the documented conversations didn't happen until May 22 with that context.

One final statement, the install by Above and Beyond, the gates were actually installed incorrectly and not to code. They swung in instead of out. There are some replacement gates as a part of the new contractor's job and permit. So there is financial harm to the HOA in the amount of that \$2,189 because they had to get them all replaced again.

- **Timothy Crotts:** Staff would like to make a closing argument in regards to count two, the permit issue. We feel that the county has proven beyond a reasonable doubt that the phone call made to Alicia Morris clearly stated that the question asked about the replacement of the gate was for residential only. There was no indication made that this was being done for an HOA or commercial. Ms. Morris deals with details every day with the information she was given, and knew she went to a residential plan reviewer to ask this question. Had it been known it was commercial, she would have gone to the commercial plan reviewers or the chief deputy. Based upon the

- respondent's information today, this is hearsay on his behalf and we feel that we have proven beyond a reasonable doubt that Count one and Count two do exist.
- **Todd Allen:** Motion to close the public hearing.
 - **Richard Joslin:** Second.
All in favor – aye. (*Carried unanimously, 6-0.*)

 - **Todd Allen:** Now we have to consider whether or not he's guilty of the two Counts. Does anybody have any thoughts or motions they would like to make?
 - **Matthew Nolton:** I'll make a motion we find the respondent guilty on both Counts.
 - **Richard Joslin:** I'll second the motion.
 - **Todd Allen:** All in favor for guilt on Count one and Count two?
All in favor – five.
Elle Hunt – nay.
(*Disunited vote, 5-1.*)

 - **Timothy Crotts:** On Count one, County is going to recommend a \$1,000 fine to be paid within 60 days. Failure to pay the full amount of the fine within 60 days shall result in the automatic revocation of the respondent's license. That the respondent's license be placed on a 12 month probation period if no issues occur within the 12 month probation period, the probation shall be automatically removed by staff. On Count two, a \$1,000 fine to be paid within 60 days. Failure to pay the full amount within 60 days will result in the automatic revocation of the respondent's license. A 12 month probation to run concurrently with Count one. If no issues occur within the 12 month probationary period, the probation shall be removed by staff and we would like to address the issue of restitution.

- Restitution is to be paid to the Edgewater at Carlton Lakes Commons Association in the amount of \$2,189 to be paid within 30 days. Failure to pay the full amount within the 30 days shall result in the respondent's license being automatically revoked.
- **Terry Jerulle:** Not in favor of restitution.
 - **HOA Employee,** Edgewater at Carlton Lakes Commons. Sworn testimony given.
Further discussion ensued:
 - Hired to paint the fence not to replace the gates.
 - Above and Beyond offered to replace the gates due to it being easier than painting them.
 - The verbal original contract was for painting but then the gates were added.
 - There was a 50% deposit for the license gate company after the fact. The other 50% of the work has yet to be done.
 - No documentation from the HOA regarding the original agreement.
 - Mr. Mazzola and the HOA president, Pam, agreed to each pay half for the replacement of the new gates.
 - **Terry Jerulle:** I'd like to make a motion per Mr. Crotts' recommendation, the \$1,000 and 60 days to pay it, along with the 12 month probation for both Counts, with no restitution. (Clarification, if the fine is not paid within 60 days, the license shall be automatically revoked.)
 - **Todd Allen:** Second.

All in favor – four.

Elle Hunt and Matthew Nolton – nay.

(Disunited vote, 4-2.)

- **Todd Allen:** Upon consideration of all the testimony received under oath, evidence received and arguments presented by the parties during the public hearing, the Board issues the following findings and conclusions. Service of the administrative complaint and notice was sufficiently provided and in compliance with the applicable law. The respondent is the holder of the license as set forth in the administrative complaint, the respondent was present at the hearing and not represented by Council. The Board has jurisdiction over the respondent and subject matter raised in the administrative complaint. The respondent has committed the violations as set forth in Count one and Count two of the administrative complaint. Therefore, by a vote of four in favor and two opposed, the respondent is found guilty of the violations set forth in Count one and Count two of the administrative complaint and the Board imposes the following sanctions against the respondent for Count one: A fine of \$1,000, payable within 60 days. If the fine is not paid within the 60 days, there will be a revocation of the license and there will be a 12 month probationary period; for Count two there will be a fine of \$1,000 paid within 60 days. If it's not paid within the 60 days, there will be a revocation of the license and there will be a 12 month probation period; Count 2 to run concurrent with Count one, and I will note for the record that the penalties and sanctions were voted four in favor, two opposed. And this concludes the order of the Board on this matter.

(C) 2023-16 VINORA D. WALLACE DBA WALLACE CUSTOM CABINETRY, LLC (CEMIS20230006190)

- **Vinora Wallace:** Sworn testimony given to all parties.
- **Todd Allen:** Motion to open the public hearing.
- **Terry Jerulle: Second**
All in favor – aye.

- **Michael Bogert:** A copy of the hearing preamble was given to and read by the respondent. She has initialed and dated the copy. I would like to enter the preamble and packet for case #2023-16 into evidence at this time.
- **Todd Allen:** Motion to admit the packet in evidence.
- **Richard Joslin:** Motion to admit the evidence.
- **Matthew Nolton: Second**
All in favor – aye.

- **Michael Bogert:** Vinora Wallace, Collier County licensed cabinetry contractor with issuance number 202000000618 is the qualifier for and one of the owners of Wallace Custom Cabinetry LLC. Ms. Wallace contracted, received payment and performed interior renovations that included electrical, plumbing, flooring and tiling at 148 Cypress Way E Unit 5 without a permit, where one was required during a declared state of emergency due to Hurricane Ian. Ms. Wallace is in violation of the Collier County Code of Laws and Ordinances and Section 222012, which states in pertinent part that it is misconduct for a holder of a Collier County certificate of competency to

- contract to do any work outside the scope of his or her competency, as listed on his or her competency card, and as defined in this ordinance or as restricted by the contractors licensing board. Ms. Wallace is also in violation of Collier County Code of laws and ordinances Section 222118, which states in pertinent part that it is misconduct by a holder of a Collier County certificate of competency to proceed on any job without obtaining applicable permits or inspections from the city building and zoning division or the county building review and permitting.
- **Vinora Wallace:** I am guilty and I accept responsibility.
 - **Todd Allen:** Makes motion to accept Ms. Wallace’s finding of guilt as to Count one and Count two.
 - **Richard Joslin:** Second the motion.
All in favor – aye.

 - **Todd Allen:** Made motion to close the public hearing.
 - **Elle Hunt:** Second.
All in favor – aye.

 - **Timothy Crotts:** On Count one, staff is going to recommend a \$3,000 fine to be paid within 60 days. Failure to pay within 60 days will result in the automatic revocation of the license, that the license be placed on a 12 month probationary period. In regards to Count two, a \$1,000 fine to be paid within 60 days. Failure to pay the fine within 60 days would result in the automatic revocation of said license. Twelve months probation to run concurrent with Count one. And Count one is based on the number of trades that were worked outside the scope of their current license. No restitution.
 - Discussion:
 - No prior violations.
 - Project is near completion and a general contractor has been hired and permitted to fix minor work and get it inspected.
 - Pool safety is a life safety issue with more people drowning in Florida. That was a \$1,000 fine and this is three. At least there were gates.
 - Norris Wallace, husband, speaks on Mrs. Wallace behalf. We’ve learned from our mistake.
 - **Todd Allen:** I'm going to make a motion. I want to explain why I'm making it first, so I'm going to make a motion that we levy a \$1,000 fine for Count one, 60 days to pay. If it's not paid within the 60 days the license will be revoked and there will be a 12 month probation. Count two will be a \$1,000 fine payable within 60 days. If it's not paid within the 60 days the license will be revoked and a 12 month probation to run concurrent with Count one. I see this differently as from the last case. The last case, he entered into an agreement to split the costs with the homeowner and in this case, they're telling us they're bearing the burden of fixing their mistake. That's admirable to me, and I don't think we need to make it worse. I think they learned the lesson. So that's why I'm making that motion.
 - **Elle Hunt:** I’ll second.
 - **Terry Jerulle:** I like the fact that they admit wrongdoing. I like the fact that they've already hired somebody and put in for a permit.

All in favor – aye. *(Carried unanimously, 6-0.*

- **Todd Allen:** Upon consideration of all the testimony received under oath, evidence received and arguments presented by the parties during the public hearing, the Board issues the following findings and conclusions. Service of the administrative complaint notice was sufficiently provided and in compliance with the applicable law. The respondent is the holder of the license as set forth in the administrative complaint, the respondent was present at the hearing and not represented by Council. The Board has jurisdiction over the respondent and subject matter raised in the administrative complaint. The respondent committed the violations that set forth in Count one and Count two of the administrative complaint. Therefore, by a vote of 6 in favor and zero opposed, the respondent is found guilty of the violations as set forth in Count one and Count two of the administrative complaint and the Board imposes the following sanctions against the respondent. For Count one, there will be a fine of \$1,000 paid within 60 days. If the fine is not paid within the 60 days, the license will be revoked and there will be a 12 month probationary period on the license. For Count 2, there will be a another \$1,000 fine with a 60 day probation, 60 days to pay the fine and if the fine is not paid the license will automatically be revoked and there will be a 12 month probationary period to run concurrent with Count one.

Discussion:

Timothy Crotts: This is Kevin Noell’s last meeting as the attorney for the Contractors Licensing Board. Patrick Neal will be taking his place starting with the September 20 meeting. Ronald Tomasco as the assistant county attorney and he will be taking the place of Colleen Kerins.

11. Next Meeting Date

September 20, 2023

- **Todd Allen:** Motion to adjourn.
All in favor – aye.

There being no further business for the good of the County, the meeting was adjourned at 12:07 PM.

Collier County Contractor Licensing Board

Todd Allen, Chairman

These minutes were approved by the Chairman of the Contractor Licensing Board

on 9-20-2023, (check one) as submitted or as amended _____.