

MINUTES OF THE MEETING OF THE COLLIER COUNTY
CONTRACTOR LICENSING BOARD

Naples, Florida, June 16, 2010

LET IT BE REMEMBERED, that the Collier County Contractor Licensing Board in and for the County of Collier, having conducted business herein, met on this date at 9:00 A.M. in REGULAR SESSION, at Administrative Building "F", 3rd Floor, Collier County Government Complex Naples, Florida with the following members present:

CHAIRMAN: Thomas Lykos
Richard Joslin
Michael Boyd
Terry Jerulle
Kyle Lantz
Robert Meister (Excused)
Patrick White
Lee Horn
Jon Walker

ALSO PRESENT: Patrick Neale, Attorney for the Board
Robert Zachary, Assistant County Attorney
Michael Ossorio, Contractor Licensing Supervisor
Ian Jackson, License Compliance Officer

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 ensure that a verbatim record of the proceedings is made, which record includes that testimony and evidence upon which the appeal is to be based.

I. ROLL CALL

Chairman Lykos called the meeting to order at 9:00 am

Roll call was taken and a quorum was established

Jon Walker was welcomed as a new member of the Contractor Licensing Board (CLB).

II. ADDITIONS OR DELETIONS:

Mr. Horn noted Craig Bouchard indicated he would not be present for business reasons and asked his item be continued until the next meeting.

Ian Jackson, License Compliance Officer noted the following changes to the Agenda:

Item V. (B) – Deletion of Craig Bouchard.

Item VI. (E) – Addition of Eryk Hardwick.

Item V. (B) – Introduction of new Staff member Tom Keegan

III. APPROVAL OF AGENDA:

Chairman Lykos noted it has been Board Policy to not hear additions to the Agenda for new Applications.

Discussion took place on allowing the item to be placed on the Agenda as there will not be a July meeting.

Mr. Joslin moved to approve the Agenda with the noted additions subject to a brief recess to review Mr. Hardwick's file prior to hearing his Application. Second by Mr. White. Carried unanimously 8-0.

IV. APPROVAL OF MINUTES:

DATE: May 19, 2010

Mr. Lantz moved to approve the minutes of the May 19, 2010 Regular and Workshop meetings. Second by Mr. Joslin. Carried unanimously 8-0.

V. DISCUSSION

(A) End of Month Report – May 2010

Michael Ossorio, Contractor Licensing Supervisor presented the End of Month Report and noted a more detailed Report will be provided at the August meeting.

(B) Craig Bouchard – (removed)

(C) **Introduction of Tom Keegan**

Tom Keegan was introduced as a new employee to the Department. He is a field officer and has transferred from the Code Enforcement Department.

VI. NEW BUSINESS:

(A) **Orders of the Board (Signing)**

Chairman Lykos noted the purpose of the item was for the Chairman to sign Orders for further processing of unpaid citations issued to various parties for violations to the Contractor Licensing Ordinance.

Mr. Joslin moved to approve the Orders of the Board. Second by Mr. Jerulle. Carried unanimously 8-0.

(B) **Gary A. Bloom – Six Month Credit Review**

Mr. Bloom was sworn in

Mr. Bloom stated the CLB approved issuance of his license at the December 2009 meeting subject to a review of his credit report in 6 months. He provided the updated report which indicated improvements to many of his outstanding accounts. He has 2 remaining vehicle loans that went delinquent due to the affects of Hurricane Wilma which he will begin addressing in July of 2010.

Mr. Joslin noted he was Chairman of the CLB at the time of Mr. Bloom's previous hearing and noted he had addressed 9 outstanding accounts and improved his credit score. He has complied with the request of the CLB.

Chairman Lykos reviewed the previous order of the Board which required the Applicant to provide an updated Credit Report in 6 months to determine if his license should be removed from "restrictive status."

Michael Ossorio, Contracting Licensing Supervisor stated Staff recommends Mr. Bloom's license be removed from the "restrictive status."

Mr. Joslin moved for Mr. Bloom's license be now classified as "unrestrictive." Second by Mr. Lantz. Carried unanimously 8-0.

(C) **Charles C. Wiley – Qualify 2nd Entity**

Mr. Wiley was sworn in

Mr. Wiley and David Bryant, Attorney addressed the CLB noting the Application is to qualify a Second Entity (Asphalt Maintenance and Sealcoat, Inc.) to his license (B&W Paving Constructors of SWFL) for Striping and Sealing Asphalt related to his existing asphalt paving operation.

Michael Ossorio stated Staff recommends approval of the Application.

Under Board discussion the following was noted:

- Mr. Wiley's license was revoked in 1996 and re-instated in 1997.
- In May of 2009 he was found in violation of the Contractor Licensing Ordinance with penalties resulting.

Mr. Bryant, Attorney addressed the infractions noting:

- The license revocation in 1996 was due to an administrative error where the license renewal form was sent to his Naples address, not Illinois where he was residing at the time. The license was re-issued.
- The 2009 violation for operating without proper license was settled by the Board.

Patrick Neale, Attorney for the Board noted the May 2009 violation was settled by the Board with a \$1000 fine and 1 year probation. Based on the record, Mr. Bloom has successfully completed his probation and any fines would need to be paid prior to issuance of his license.

Mr. Joslin moved to approve Mr. Bloom's request to Qualify a Second Entity. Second by Mr. Walker. Carried unanimously 8-0.

(D) Peter Spiska - Qualify 2nd Entity

Mr. Spiska was sworn in.

Mr. Spiska addressed the Board noting he is requesting to Qualify a Second Entity (Marblest and Granite, LLC.) to his license (Marble Granite Direct, Inc.) for installation of Marble and Granite countertops related to his existing cabinet and countertop business.

Michael Ossorio noted Staff recommends approval of the Application.

Mr. Joslin moved to approve the Application. Second by Mr. Boyd. Carried unanimously 8-0.

Break: 9:35am

Reconvened: 9:40am

(E) Eryk Hardwick – Request Waiver of Testing Requirements for Residential Contractor License

Mr. Hardwick was sworn in.

Ian Jackson, License Compliance Officer provided an overview of the Application noting:

- Mr. Hardwick was originally issued a Residential Contractors License in Collier County in 2001. He also obtained the proper licensing with the State of Florida.
- The license expired in 2005.

- He subsequently acquired a DeSoto County Residential Contractor License.
- To date, he has completed all steps necessary in retaining his certifications with the State of Florida.
- He is requesting the testing requirements for issuance of a Collier County Residential Contractors License be waived.

Michael Ossorio noted:

- Beyond the required testing, the re-instatement requires him to pay any necessary County and State of Florida back fees for the previous 3 years.
- Re-instatement also requires he pass the necessary Residential Contractor and Business Procedure Tests unless a waiver of tests is granted.
- In 2005 he successfully completed the required test, but did not follow through and finalize re-issuance of his license.
- He has paid the necessary fees to the State of Florida.

Staff recommends approval of the Request for Waiver for testing.

Under Board discussion the following was noted:

- Mr. Hardwick should update his application with additional reference phone numbers.
- The credit report filed with the application indicates an account went to collection in May of 2010.

Mr. Hardwick noted the account in question was related to a medical bill of \$540 and he his addressing the issue.

Mr. Lantz moved to waive all testing requirements for Eryk Hardwick for his Residential Contractors License application. Second by Mr. White. Carried unanimously 8-0.

VII. OLD BUSINESS:

None

VIII. PUBLIC HEARINGS:

None

IX. REPORTS:

The Board determined the July 18, 2010 meeting would be cancelled with the next meeting being August 18, 2010.

Michael Ossorio noted:

- Any Board members with comments on the amendments proposed for the Contractor Licensing Ordinance be emailed to Staff.
- **Mr. Boyd's** term is expiring and requires re-application to the Board of County Commissioners (BCC).

- “Code of Ethics” documents were provided for Board members. If members have any questions, please contact Contractor Licensing Staff or Ian Mitchell, the BCC Manager.

Mr. White noted, as a matter of procedure, he will be consulting the County Attorney regarding any possible conflicts with the CLB and a Board he sat on which was awarded a Tourist Development Council Grant.

Mr. Lantz recommended a question be added to the Contractor License Application which requires an applicant to disclose if they have ever had a license denied, revoked, found in violation, issued with conditions, etc. (or similar wording.)

Mr. Joslin reported the public should be aware of a possible scam regarding “Corporate Minutes Filing for the State of Florida” being perpetrated by individuals through the mail.

X. NEXT MEETING DATE:

**Wednesday July 21, 2010 - W. Harmon Turner Building, 3rd floor
(Commissioners Meeting Room) - 3301 E. Tamiami Trail, Naples, fl 34112
(Courthouse Complex) – *Cancelled***

Next Meeting August 21, 2010.

There being no further business for the good of the County, the meeting was adjourned by the order of the Chair at 9:48 AM.

COLLIER COUNTY CONTRACTOR LICENSING BOARD

Chairman, Thomas Lykos

These Minutes were approved by the Board/Chairman on _____,
as presented _____, or as amended _____.