

**CITY OF LAKE CITY
MINUTES
CONTRACTOR'S BOARD OF EXAMINERS AND APPEALS
APRIL 8, 2010**

1) Roll Call: The roll was called as follows:

Mr. Adel	- present	Mr. George	- present
Mr. Hemes	- present	Ms. Gruel	- present
Ms. Allum	- present	Mr. Brown	- present
Mr. Robedeau	- excused absence		

Also present were Mr. Brown, Board Attorney (substituting for Mr. Norris), Sandra Caslow, and Mike Renfroe, Code Enforcement Officers.

2) Review and approve the minutes of the March 11, 2010 meeting. Ms. Allum made the motion to approve the minutes as written. Mr. Hemes seconded the motion. Minutes of the March 11, 2010 meeting were approved unanimously.

3) OATH: Mr. Adel reminded CEO Caslow she was still under oath.

4) OLD BUSINESS:

A. CEO Sandra Caslow - CASE NUMBER 09-52400350, Kenneth E. Ault, 863 NW Dixie Ave., Lake City, FL, violation of City Code Section 22-131(a)(12) permitting.

January 14, 2010 – Case was heard by Board. Board found Mr. Ault in violation of Section 22-131(a)(12), assessed the reduced penalty of \$150.00, to be paid within 30 calendar days from receipt of the order.

February 11, 2010 – Board's Order was sent Certified Mail, return receipt requested, and first class mail.

Above referenced items submitted for the record.

April 7, 2010 – Fine paid, case closed.

5) NEW BUSINESS:

A. CEO Sandra Caslow – Case # 10-52400047, Robert Taylor, 4316 W. US Highway 90, Lake City, FL, violation of City Code Section 22-131(b)(6), unlicensed contracting, and 22-131(b)(9), permitting.

March 4, 2010 – CEO Caslow received information that an unlicensed contractor has constructed a wall in the upstairs of this building.

March 4, 2010 – Property was inspected by CEO Caslow with Troy Crews, Chief Building Inspector, Asst. Fire Chief Frank Armijo, Russ Lambert and Sharon Philman, Investigators

with DBPR. A wall had been constructed in the conference room without a permit.

A slide show of the violation was presented to the Board.

The investigation revealed that Robert Taylor had been painting for the business owner, and was asked to construct a dividing wall in the conference room. He was unaware of the requirement for a contractor and a permit due to being a painter.

A licensed contractor has submitted an application and completed the project.

March 12, 2010 – A Notice of Violation and a Notice of Hearing was issued to Mr. Taylor, certified mail, return receipt requested.

March 17, 2010 – Notice was signed for by Mr. Taylor.

Copies of all above referenced items were submitted for the record.

April 2, 2010 received letter from Mr. Taylor that he is not contesting the violations and a memo from Mr. Larry Lee, Building Director, that there are no disputed issues of material fact as stated in the Notice. Copies submitted for the record.

Recommended Action:

- Find in violation of Section 22-131(b)(6), assess a reduced penalty of \$250.00 and in violation of Section 22-131(b)(9), assess a reduced penalty of \$150.00 for a total of \$400.00 to be paid within 30 calendar days from receipt of Order.

Ms. Allum made a motion to find Mr. Taylor in violation of Section 22-131(b)(6) and Section 22-131(b)(9) and impose the recommended action. Mr. Hemes seconded the motion. A roll call vote was taken and the motion carried unanimously.

B. CEO Sandra Caslow – Case # 10-52400048, Richard Lynard Dicks, 1445 SW Main Blvd., Suite 135, Lake City, FL, violation of City Code Section 22-131(b)(6), 3 counts unlicensed contracting and Section 22-131(b)(9), 3 counts permitting.

March 4, 2010 – CEO Caslow received information that there was major remodeling taking place without permits at the above location. The location was inspected along with Troy Crews, Chief Building Inspector, Asst. Fire Chief Frank Armijo, Russ Lambert and Sharon Philman, Investigators with DBPR.

Inspection revealed there had been structural, electrical, and plumbing work performed without permits.

Copies of the Fictitious Name Detail and Corporate ownership were submitted for the record.

Richard Lynard Dicks, owner of Hot Spot Tanning Salon was contacted and subsequently arrived on scene. Mr. Dicks stated that he would not implicate anyone in any wrong doing

and would assume all liability associated with the unlicensed and unpermitted construction activity. Mr. Dicks was given a verbal Order to stop work.

A slide show with explanation was presented to the Board.

March 8, 2010 - a written Stop Work Order issued to Mr. Dicks with a copy being given to the property owner.

Copies submitted for the record.

Mr. Dicks received his copy of the Order on March 10, 2010 and the owner received a copy on March 9, 2010.

March 12, 2010 – NOV/NOH was issued to Mr. Dicks, which he received March 17, 2010. Copies submitted for the record.

March 26, 2010 – CEO Caslow received a letter from Mr. Dicks stating that he is not contesting the NOV.

March 30, 2010 – CEO Caslow received a memo from Mr. Larry Lee, Building Director, that there are no disputed issues of material fact as stated in the Notice. Copies submitted for the record.

Recommended action:

- Find Mr. Dicks in violation of City Code Section 22-131(b)(6), unlicensed contracting, plumbing, electrical, and structural, assess reduced penalty of \$250.00 for each count, to be paid within 90 calendar days from receipt of the Order. Total fines \$750.
- Find Mr. Dicks in violation of Section 22-131(b)(9), performing work without a permit, plumbing, electrical, and structural, assess reduced penalty of \$150.00 for each count, to be paid within 90 calendar days from receipt of the Order. Total fines - \$450.

Mr. Hemes asked CEO Caslow why the time to pay the fines was 90 days instead of the normal 30 days. Ms. Caslow advised that the total amount of the fines was \$1200, which was considerably higher than normal. In addition, Mr. Dicks had complied with all the requirements given to him, including hiring an engineer and a licensed contractor, therefore her recommendation was to give him some extra time to pay the fines.

Mr. George made a motion to find Mr. Dicks in violation and allow 90 days for payment of the fines. Ms. Gruel seconded the motion. A roll call vote was taken and the motion carried unanimously.

6) WORKSHOP QUESTIONS: NONE

Close hearing of Contractor's Board of Examiners and Appeals reconvene hearing of Code Enforcement Board.

Deborah R. Adams
Contractor's Board Secretary

5-13-10
Date Approved

Minutes were typed by Debbie Adams.