

June 27, 2016

Sent via: CERTIFIED LETTER & 1st CLASS MAIL

Mr. Frederick C. Braun
D.B.A. Braun Electric
4156 Sussex Ave.
Lake Worth, FL 33461

Re: **3499 S U.S. Hwy. 1**

Dear Mr. Braun:

This pertains to the complaint submitted to the City of Fort Pierce against you, as a contractor, in the above-referenced case and provides you with notice of the hearing that has been schedule on such complaint.

After reviewing such complaint and your response, the Director of Building & Code Enforcement and the Chairman of the Board of Examiners of Contractors have found **probable cause** and have referred such complaint to the Board for hearing which is scheduled for **9:00 a.m. July 12, 2016, in the City Commission Chambers on the 1st floor of City Hall.**

Pursuant to the Rules of Procedure for Disciplinary Matters for the Board, enclosed is the Notice of Alleged Charges form listing the specific charges against you, together with copies of documents related thereto which are being sent to the Board.

The Respondent may be represented by counsel at the hearing, may present relevant evidence, and will be given an opportunity to cross examine witnesses. A copy of the Rules of Procedure for Disciplinary Matters for the Fort Pierce Board of Examiners of Contractors may be obtained upon request from the Department of Building & Code Enforcement.

If you have any further questions, please call Karen Murphy at (772) 467-3188.

Sincerely,


Marc Meyers, CBO, CFM
Building Official

MM/km

Attachments

cc: Board Chairman - Don Bergman
Board Attorney - Jim Messer
Contractor's License File
Complainant

CITY OF FORT PIERCE
BOARD OF EXAMINERS OF CONTRACTORS
NOTICE OF ALLEGED CHARGES

Contractor/Qualifier: Frederick C. Braun d/b/a: Braun Electric
City License No: _____ State License No: EC0001213
Property Owner: Florida Dept. of Agriculture Address of Violation: 3499 S. U.S. Hwy 1
Complainant: City of Fort Pierce

You are hereby notified that the Fort Pierce Board of Examiners of Contractors has scheduled the above referenced matter for hearing on the 12 day of July, 2016 at 9:00 a.m., in the Commission Chambers, City Hall, 100 North US #1, Fort Pierce, FL 34950

The Checked boxes specify the charges being brought against the above named contractor under the Fort Pierce Code of Ordinance, Section 5-52:

- (1) Obtaining a certificate by fraud or misrepresentation.
- (2) Committing fraud or deceit in the practice of contracting.
- (3) Committing incompetency or misconduct in the practice of contracting.
- (4) Committing gross negligence, repeated negligence, or negligence resulting in a significant danger to life or property.
- (5) Abandoning a construction project in which the contractor is engaged or under contract as a contractor. (A project may be presumed abandoned after ninety days if the contractor terminates the project without just cause or without property notification to the owner, including the days.)
- (6) Committing mismanagement or misconduct in the practice of contracting that causes financial harm to a customer. Financial mismanagement or misconduct occurs when:
 - (a) Valid liens have been recorded against the property of a contractor's customer for supplies or services ordered by the contractor for the customer's job; the contractor has received funds from the customer to pay for the supplies or services; and the contractor has not has the liens removed from the property, by payment or by bond, within seventy-five (75) days after the date of such liens;
 - (b) The contractor has abandoned a customer's job and the percentage of completion is less than the percentage of the total contract price paid to the contractor as of the time of abandonment, unless the contractor is entitled to retain such funds under the terms of the contract or refunds the excess funds within thirty (30) days after the date the job is abandoned.
 - (c) The contractor's job has been completed, and it is shown that the customer has had to pay more for the contracted job than the original contract price, as adjusted for subsequent change orders, unless such increase in cost was the result of circumstances caused by the customer, or was otherwise permitted by the terms of the contract between the contractor and the customer.
- (7) Substantial departure from, or disregard, of plans or specifications without consent the owner or his dully authorized representative;
- (8) Knowingly or deliberately disregarding or violating any applicable building codes or laws of the state, county or city;
- (9) Willfully and deliberately engaging in a type or class of contracting for which the contractor is not licensed or registered;
- (10) Being disciplined by any other municipality or county;
- (11) Failing to actively supervise construction projects for which the contractor has applied for and obtained a building permit; or for projects for which the contractor is, by contract; responsible;
- (12) Contracting with persons or firms not having a certificate or competency issued by the city for work or services to be performed within the city when said persons or firms are required by this chapter to possess such a certificate of competency in order to perform the contracted work or services;
- (13) Proceeding on any job without obtaining the applicable building department permits and inspections.
- (14) Being convicted or found guilty, regardless of adjudication, of a crime in any jurisdiction which directly relates to the practice of contracting or the ability to practice contracting.
- (15) Knowingly combining or conspiring with an uncertified or unregistered person by allowing his certificate or registration to be used by the uncertified or unregistered person with intent to evade the provision of this code. When a certificate holder or registrant allows his certificate or registration to be used by one (1) or more business organizations without having any active participation in the operations, management, or control of such business organizations, such act constitutes prima facie evidence of an intent to evade the provisions of this Code.

Any decision of the Board may be appealed. A verbatim transcript of the hearing is necessary for an appeal. Anyone desiring a verbatim transcript shall have the responsibility at his own cost to arrange for same. Please govern yourself accordingly.

St. Lucie County
State of Florida

The forgoing instrument was acknowledged before me this 27 day of June, 2016 by Mark Meyers.

Personally known/Type of Identification _____



Signature of Notary Public

Mark Meyers Building Official 6/27/16 Date

MAYOR
LINDA HUDSON

COMMISSIONERS
RUFUS ALEXANDER III
EDWARD BECHT
TOM PERONA
REGINALD SESSIONS

CITY MANAGER
NICHOLAS MIMMS

BUILDING OFFICIAL
MARC MEYERS

CITY OF FORT PIERCE *Florida*



BUILDING DEPARTMENT

CONTRACTOR COMPLAINT INVESTIGATION

Date: 6/8/2016

Contractor: Braun Electric, Inc.

Property Address: 3499 S US Hwy 1

Background:

- Braun Electric was the sub-contractor for permit 16-1238. The work was completed by, and invoiced by Todd Burns D.B.A. Southland of Brevard. Braun Electric allowed Burns to use his license for permitting.

Findings:

- Todd Burns was not an employee of Braun Electric at the time of the infraction.
- Braun Electric was aware that his license was being utilized for work that Braun Electric did not perform.
- Violations of City Ordinance 5-52 (3)(15) have occurred.

Recommendation:

Investigator's recommendation for a hearing:


Yes No

Signature: 
Shaun Coss

Building Official: Agree Disagree

Signature: 
Marc Meyers

Board Chairman: Agree Disagree

Signature: 
Donald Bergman

EL



CITY OF FORT PIERCE
100 N US 1, FORT PIERCE, FL 34950
PHONE (772) 467-3529 or 467-3724
FAX (772) 467-3849

BUILDING PERMIT

Sub-Contractor Agreement or Change of Sub-Contractor Agreement
(\$20 per sub-contractor)

City of Fort Pierce License No: _____ Permit Number: 16-1238

BRAUN Elec. Has agreed to be the ELECTRICAL sub-contractor for
(Name company acting as sub-contractor) (Type of Construction Trade)

Treasure Coast General Contractors for the property located at 3499 S. US 1
(Name of the Primary Contractor) (Address of job site)

Owner of Property: Sundance Family Farms Job Cost: \$ 10,000.⁰⁰

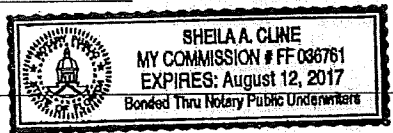
It is understood that if there is any change of status regarding my participation with the above mentioned project, I will immediately advise the City of Fort Pierce Building Department, and have my permit voided.

(Company acting as sub-contractor)

Qualifiers
Signature: [Signature] Print Name: TODD BURNS

State of Florida, County of BREVARD The foregoing instrument was acknowledged before me
This 25 day of April, 2016, by TODD BURNS who is
Personally known to me or who has produced _____ as identification.

Notary
Signature: Sheila A. Cline [Seal]:



Business Name: BRAUN ELECTRIC INC.

Address: 4156 Sussex Ave Lake Worth, FL 33461

Phone: 321 288-6752 Fax: () _____

To be Signed only when change in sub-contractor (along with all other above areas)

Building Contractor Signature: [Signature] Print Name: Clayton Becker

Company Name (to be removed) Treasure Coast General Contractors

Sub-Contractor (to be removed) Signature: _____ Print Name: _____

Building Official Signature (if applicable): _____

**FLORIDA DEPARTMENT OF STATE
DIVISION OF CORPORATIONS****Detail by Entity Name****Florida Profit Corporation**

SOUTHLAND OF BREVARD, INC.

Filing Information

Document Number	P03000097895
FEI/EIN Number	20-0553221
Date Filed	09/08/2003
State	FL
Status	ACTIVE

Principal Address2840 SUNSET DR
W MELBOURNE, FL 32904

Changed: 04/28/2004

Mailing AddressPO BOX 841
MELBOURNE, FL 32902

Changed: 04/28/2004

Registered Agent Name & AddressBURNS, TODD
2840 SUNSET DR
W MELBOURNE, FL 32904**Officer/Director Detail****Name & Address**

Title PSTD

BURNS, TODD
2840 SUNSET DR
W MELBOURNE, FL 32904**Annual Reports**

Report Year	Filed Date
2014	04/15/2014
2015	04/02/2015
2016	03/23/2016

Document Images

03/23/2016 -- ANNUAL REPORT	View image in PDF format
04/02/2015 -- ANNUAL REPORT	View image in PDF format
04/15/2014 -- ANNUAL REPORT	View image in PDF format
03/04/2013 -- ANNUAL REPORT	View image in PDF format
04/11/2012 -- ANNUAL REPORT	View image in PDF format
04/25/2011 -- ANNUAL REPORT	View image in PDF format
03/31/2010 -- ANNUAL REPORT	View image in PDF format
02/05/2009 -- ANNUAL REPORT	View image in PDF format
02/15/2008 -- ANNUAL REPORT	View image in PDF format
04/02/2007 -- ANNUAL REPORT	View image in PDF format
04/21/2006 -- ANNUAL REPORT	View image in PDF format
04/27/2005 -- ANNUAL REPORT	View image in PDF format
04/28/2004 -- ANNUAL REPORT	View image in PDF format
09/08/2003 -- Domestic Profit	View image in PDF format

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State of Florida, Department of State

ISLEHAM AND OF BREVARD

615 1st St NE
 Melbourne, FL 32901
 321 255 8792

JOB INVOICE

Family Farms 1

INVOICE NUMBER	3350
INVOICE DATE	05/24/2016
TERMS	30
CUSTOMER ID	
PAGE NUMBER	Page 1 of 2

To: Peter Eastman
 Gardner Family Farms
 3499 U.S. 90 W. 1B
 Fort Pierce, FL 34982

LABOR	\$19,432.00
MATERIALS	\$4,014.70
6.5% SALES TAX	\$260.96
PAGE 2 TOTAL	\$12,126.35
OTHER	
TOTAL	\$35,834.01

- 1) This is materials that I have ordered and installed for this job.
- 2) This is the first from 5/22/2016 thru 5/23/2016.
- 3) I have received 35834.01

ITEM	DESCRIPTION	QTY
6340	BOOM AREA - WARM Memory PE GREEN W.P.	
6341	BOOM AREA - WARM Memory PE RED W.P.	
6351	Platching Compot 72 10 AHC	1
6342	Terminal Block Barrier 20PCS	62
	96 8"x8"x1/2" JC, Junction Box	5
2280	White 1/2" Heat Shrink Tub	2
2286	Yellow 1/2" Heat Shrink Tub	2
6351	Platching Compot 72 10 AHC	1
6663	Line Voltage Mechanical T stat 24 2TTRC 4MPS	2
6663	Mini Lamps 120MB 3 PH T2 1/2 120V 25W E1	16
1274	1 1/2" EMT Conduit	350
1296	3/4" EMT Conduit	300
2287	1 1/2" Support Strips per 1/2"	125
436	812 THHN Copper Wire 50'	3000
436	86 THHN Copper Wire 50'	250



DATE	DESCRIPTION	HOURS	HOURLY RATE	EXTENDED AMOUNT
5/22/2016	#1 Electricians	8.00	\$68.00	\$544.00
5/22/2016	#5 Electricians	3.00	\$124.00	\$372.00
5/22/2016	#4 Electricians	10.00	\$192.00	\$1,920.00
5/22/2016	#2 Electricians	10.00	\$96.00	\$960.00
5/22/2016	#3 Electricians	11.00	\$124.00	\$1,364.00
5/22/2016	#6 Electricians	11.00	\$248.00	\$2,728.00
5/23/2016	#4 Electricians	11.00	\$248.00	\$2,728.00
5/23/2016	#5 Electricians	10.00	\$248.00	\$2,480.00
5/23/2016	#6 Electricians	10.00	\$124.00	\$1,240.00
5/23/2016	#2 Electricians	11.00	\$96.00	\$1,056.00
5/23/2016	#1 Electricians	12.00	\$82.00	\$984.00

NO STATEMENT SENT - PLEASE PAY THIS AMOUNT ON RECEIPT **\$35,834.01**

MAYOR
LINDA HUDSON

COMMISSIONERS
RUFUS ALEXANDER III
EDWARD BECHT
THOMAS PERONA
REGINALD SESSIONS

CITY MANAGER
ROBERT J. BRADSHAW

BUILDING OFFICIAL
MARC MEYERS



CITY OF FORT PIERCE

Florida

BUILDING DEPARTMENT
P.O. BOX 1480, 100 N. U.S. 1
FORT PIERCE, FLORIDA 34954
772-467-3188; FAX: 772-467-3849

CONTRACTOR COMPLAINT AFFIDAVIT

PERSON OR COMPANY COMPLAINT IS AGAINST: Braun Electric Inc.
ADDRESS OF THE COMPLAINT: 3499 S US Hwy 1 Building 16

MADE BY: (Mr. /Mrs. /Ms.) Mr. Shaun Coss, Building Department Investigator
Address: 100 N US Hwy 1
City: Fort Pierce
Work Phone: 772-467-3151


BEFORE ME, the above signed authority, this day personally appeared to file a complaint against:
Name of Person and/or Company: Frederick C. Braun D.B.A. Braun Electric Inc.
Phone Number: 561-965-0190
Address: 4156 Sussex Ave.
City: Lake Worth State: FL Zip: 33461

IN DETAIL, clearly state your complaint below:

Braun Electric pulled a permit for 3499 S US Hwy 1, Building 16 for electric work. Todd Burns D.B.A. Southland of Brevard, an unlicensed contractor is physically doing the work and invoicing the work. Braun Electric has allowed Burns to use his license for permitting.

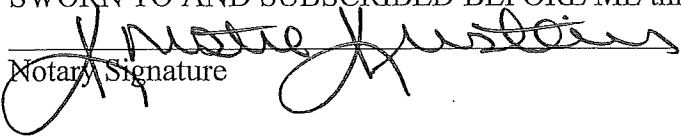
Type of action being requested of the Board:

Disciplinary action.



Signature

SWORN TO AND SUBSCRIBED BEFORE ME this 26 day of May, 20 16



Notary Signature



Licensee Details

Licensee Information

Name: **BRAUN, FREDERICK C (Primary Name)**
BRAUN ELECTRIC INC (DBA Name)

Main Address: **4156 SUSSEX AVE**
LAKE WORTH Florida 33461

County: **PALM BEACH**

License Mailing:

LicenseLocation:

License Information

License Type: **Certified Electrical Contractor**

Rank: **Cert Electrical**

License Number: **EC0001213**

Status: **Current,Active**

Licensure Date: **05/21/1991**

Expires: **08/31/2016**

Special Qualifications Qualification Effective

Alternate Names

[View Related License Information](#)

[View License Complaint](#)

1940 North Monroe Street, Tallahassee FL 32399 :: Email: Customer Contact Center :: Customer Contact Center; 850.487.1395

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Under Florida law, email addresses are public records. If you do not want your email address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact the office by phone or by traditional mail. If you have any questions, please contact 850.487.1395. *Pursuant to Section 455.275(1), Florida Statutes, effective October 1, 2012, licensees licensed under Chapter 455, F.S. must provide the Department with an email address if they have one. The emails provided may be used for official communication with the licensee. However email addresses are public record. If you do not wish to supply a personal address, please provide the Department with an email address which can be made available to the public. Please see our **Chapter 455** page to determine if you are affected by this change.


Investigation/Inspection Request Details

Wednesday, May 25, 2016

9:19:48 AM

Filtered to show: [ID]=909

Issue 909: 3499 S US HIGHWAY 1 UNIT 16

Category	Construction Site Complaint	Assigned To	Shaun Coss
Status	Active	Due Date	
Priority	(2) Normal	Opened By	Elizabeth Beck
Attachments	 (0)	Opened Date	24-May-16

Description

BRAUN ELEC CALLED TO COMPLAIN THAT THEY ARE THE ELECTRICAL CONTRACTORS UNDER PERMIT 16-1238, BUT THERE ARE OTHER GUYS THERE DOING THE ELECTRICAL WORK THAT ARE NOT WITH HIS COMPANY. THESE WORKERS ARE DOING WORK UNDER BRAUN ELECTRIC'S LICENSE AND HE WANTS THEM STOPPED.

Comments

BRAUN ELECTRIC INC.

4156 SUSSEX AVE.
LAKE WORTH, FLA. 33461
(561)385-0300
EMAIL: braun.inc@mail.com
WWW.BRAUNELECTRIC.NET

06/06/2016

CITY OF FT. PIERCE BLDG. DEPT.
100 N. U.S. HWY 1
FT. PIERCE, FLORIDA 34954

ATTN: MR. SHAUN COSS - BUILDING DEPT. INVESTIGATOR

RE: CONTRACTOR COMPLAINT AFFIDAVIT
3499 S. BLDG. 16 U.S. HWY 1 FT. PIERCE, FLORIDA 34954

MR. COSS,

I AM IN RECEIPT OF YOUR CONTRACTOR COMPLAINT AFFIDAVIT, DATED: MAY 18, 2016.
A CERTIFIED ORIGINAL OF THIS LETTER WILL BE SENT TO YOUR OFFICE.
THIS IS MY WRITTEN RESPONSE TO THIS COMPLAINT AS SPECIFIED FOR YOUR REVIEW.

AS A RESULT OF THIS ACTION BY YOUR OFFICE AS PER SECTION 5-51 OF THE CITY OF FT. PIERCE, FLA.
THE FOLLOWING MEASURES HAVE BEEN TAKEN:

- 1) THE ELECTRICAL PERMIT FOR THE ABOVE REFERENCED PROJECT HAS BEEN CANCELLED.
- 2) ALL BUSINESS TIES WITH TODD BURNS AKA SOUTHLAND OF BREVARD HAVE BEEN SEVERED.
- 3) ALL SUB-CONTRACTORS HAVE BEEN VETTED FOR COMPLETE COMPLIANCE.
- 4) ALL CUSTOMER'S HAVE BEEN VETTED FOR COMPLETE COMPLIANCE.

THESE MEASURES ARE AS BOTH YOU AND I KNOW, SEEM OBVIOUS COMMON SENSE. I ASSURE YOU
THAT THERE WAS NO PRE-MEDITATED INTENTION TO SUBVERT ANY ORDINANCES THAT CAUSED THIS
SITUATION. HOWEVER, I AM NOT GOING TO WASTE YOUR TIME WITH ANY EXCUSES, ONLY MY
ASSURANCES THAT THE BAD JUDGEMENT I USED WILL NOT HAPPEN AGAIN. THIS, YOU HAVE MY WORD.

I AM HONESTLY APOLOGIZING TO YOU, YOUR STAFF AND EVERYONE ELSE FOR THE TIME AND
EFFORTS THAT WILL BE TAKEN BECAUSE OF THIS SITUATION. BRAUN ELECTRIC INC. WILL
COMPLETELY CO-OPERATE WITH YOU ON EVERY ASPECT OF YOUR REVIEW. PLEASE DO NOT
HESITATE TO CALL OR CORRESPOND, AS I WILL BE AVAILABLE TO YOU ANYTIME.

SINCERELY,



BRAUN ELECTRIC INC. - PRES.

RECEIVED
JUN 10 2016
Building Department

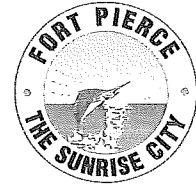
MAYOR
LINDA HUDSON

COMMISSIONERS
RUFUS ALEXANDER III
EDWARD BECHT
THOMAS PERONA
REGINALD SESSIONS

CITY MANAGER
NICHOLAS C. MIMMS, P.E.

BUILDING OFFICIAL
MARC MEYERS

CITY OF FORT PIERCE
Florida



BUILDING DEPARTMENT
P.O. BOX 1480, 100 N. U.S. 1
FORT PIERCE, FLORIDA 34954
772-467-3188; FAX: 772-467-3849

May 27, 2016

Sent via: **CERTIFIED LETTER & 1st CLASS MAIL**

Mr. Frederick C. Braun
D.B.A. Braun Electric, Inc.
4156 Sussex Ave
Lake Worth, FL 33461

Re: 3499 S US Hwy 1, Building 16

Dear Mr. Braun:

This letter is to inform you that a complaint has been filed with the City of Fort Pierce against you, as the holder of a Contractor's Certificate of Competency, and/or as a contractor certified by the State of Florida. Attached is a copy of the complaint affidavit that has been filed with the Building Department.

You may submit to the Director of Building and Code Enforcement a written response to this complaint within 15 days of the date of this letter. Per Section 5-51 of the City of Fort Pierce Code of Ordinances, the Director of Building & Code Enforcement and the Chairman of the Board of Examiners of Contractors shall review the complaint for probable cause.

If no probable cause is found, the complaint shall be denied and will not be referred to the Board of Examiners of Contractors. A copy of the complaint and the findings will be placed in your contractor's license file. The complainant shall have no right of appeal.

Where probable cause is found, the complaint shall be referred to the Board for a hearing. You will be sent a Notice of Alleged Charges and notified of the date, time, and place of the hearing.

If you have any further questions, please call my Assistant at (772) 467-3188.

Sincerely,

Marc Meyers
Building Official, CBO CFM

MM/km
Attachment

cc: Board Chairman - Don Bergman; Board Attorney -- James Messer; Contractor's License File; Complainant



3499 S.Bldg. 16 U.S. Hwy 1

Frederick Braun

to:

scoss

06/07/2016 01:32 PM

Hide Details

From: "Frederick Braun" <braun.inc@mail.com>

To: scoss@city-ftpierce.com

1 Attachment



Ft.Pierce.pdf

Mr.Coss,

Please find attached:

1) Response to the Contractor Complaint Affidavit.

Note: The original has been sent to you via certified return mail.

Thank You,

Fred Braun

Braun Electric Inc.

Frederick C. Braun - Pres.

(561)385-0300

<http://www.braunelectric.net/>