

DRAFT

MINUTES OF A REGULAR MEETING OF THE BOARD OF EXAMINERS OF CONTRACTORS OF THE CITY OF FORT PIERCE, FLORIDA, HELD IN THE CITY COMMISSION CHAMBERS, 100 NORTH U.S. #1, FORT PIERCE, FLORIDA, AT 9:00 A.M. ON TUESDAY, October 11, 2016.

1. CALL TO ORDER

Motion was made by Marc Meyers, seconded by Robert Scott Bruhn to approve Mr. Waters as acting Chair for the meeting. A voice vote was taken.

AYE: Holly Theuns, Marc Meyers, James Matula, Kenneth Waters, Reed Sudderth, Robert Scott Bruhn

Passed

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present: Holly Theuns; Marc Meyers; James Matula; Kenneth Waters; Reed Sudderth; Robert Scott Bruhn

Absent: Ralph Fogg; Don Bergman; John Langel; Marvin Grimsley

4. CONSIDERATION OF ABSENCE(S)

Motion was made by Reed Sudderth, seconded by Holly Theuns to excuse the absences of Mr. Bergman, Mr. Langel, Mr. Fogg, and Mr. Grimsley. A voice vote was taken and the motion passed unanimously.

AYE: Holly Theuns, Marc Meyers, James Matula, Kenneth Waters, Reed Sudderth, Robert Scott Bruhn

Passed

5. APPROVAL OF MINUTES

a. Approval of September 13, 2016 Meeting Minutes

Motion was made by Reed Sudderth, seconded by Holly Theuns to approve the minutes of the September 13, 2016 meeting. A voice vote was taken and the motion passed unanimously.

AYE: Holly Theuns, Marc Meyers, James Matula, Kenneth Waters, Reed Sudderth, Robert Scott Bruhn

Passed

6. CONSENT ITEMS

7. APPLICATIONS TO BE CONSIDERED FOR A CERTIFICATE OF COMPETENCY

8. CONTRACTOR COMPLAINT

a. **CONTRACTOR COMPLAINT**

Contractor/Qualifier	Dbas	Competency Card #	State License #
Mark Musgrave	Mark Musgrave, LLC	16-00018078	N/A

Mr. Sudderth wanted it to be on the record that he knows the appellant, Mr. Musgrave in that Mr. Musgrave was a friend of his father's. Mr. Sudderth indicated that they had worked together on a few jobs but felt that this would have no effect on the outcome of the hearing today.

Motion was made by Marc Meyers, seconded by Reed Sudderth to continue Mr. Musgrave's hearing until the permits are taken care of per his action plan of resolving two per month until this matter is resolved.

AYE: Holly Theuns, Marc Meyers, James Matula, Kenneth Waters, Reed Sudderth, Robert Scott Bruhn

Passed

9. **PUBLIC COMMENTS**

10. **STAFF COMMENTS**

- a. REVISIONS TO CHAPTER 5, ARTICLE II ORDINANCE - Being heard by City Commission on November 7, 2016, Marc Meyers to discuss details.

Mr. Waters and other Board members expressed concern that they had not been able to review the document before it was scheduled to be heard by the City Commission on November 7th. Although they agreed that it contains revisions that the Board has been working toward, they wanted the chance to review it thoroughly before moving forward.

Mr. Meyers explained the revision process and what the underlined, and stricken verbiage signified. He was in agreement that the Board needed to agree unanimously. The ordinance was not scheduled to be advertised until October 28. Time frames were discussed with Mr. Messer with regard to reviewing the revisions for minor changes and how to proceed if there was a major change.

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Mr. Sudderth motioned to have a special meeting to discuss both versions (current and proposed) of the ordinance before it is presented to the City Commission on November 7, 2016. Marc Meyers seconded the motion. Mr. Bruhn amended the motion to include that the ordinance be pulled from the November City Commission agenda and be presented at the December City Commission meeting instead.

Mr. Sudderth at this time withdrew this motion.
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Mr. Meyers indicated that staff will try to schedule this as the only item to be heard at the November Board meeting, and that any items that need a hearing will be scheduled for the December meeting.

Motion was made by Robert Scott Bruhn, seconded by Holly Theuns to request that the Board not have a special meeting; that the ordinance be heard at the next Board of Examiners of Contractors meeting and that it be pulled from the November City Commission agenda. Once reviewed and approved by the Board, it would then be placed on the December City Commission agenda.

AYE: Holly Theuns, Marc Meyers, James Matula, Kenneth Waters, Reed Sudderth, Robert Scott Bruhn

Passed

11. BOARD COMMENTS

Mr. Meyers indicated that regarding the Construction Board of Adjustments and Appeals (CBAA), since many of the members are on the CBAA, it has been very difficult to obtain a quorum. He asked the Board to do their best in trying to attend the meetings, otherwise if they feel they cannot attend the meetings as necessary, then it is probably best that other people be on the Board. There are currently no alternates, and there are no provisions in the ordinance for alternates. Two regular meetings and a special meeting could not be held due to lack of a quorum. The members present also on the CBAA agreed to do their best to attend.

12. ADJOURNMENT

There being no further discussion, Chairman Waters adjourned the meeting at 9:50 A.M.