

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, May 14, 2024.

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present: Don Bergman; James Matula; Michael Waldrop; Robert Allen; Brandon Nobile; Tina Peterson

Absent: Reed Sudderth; Ryan Collins; Stephen Lyons

Staff Present: Shaun Coss, Assistant Director of Building
Karen Murphy, Executive Assistant

Attendees: Sara Hedges, City Attorney, Open Government (Sunshine Law) Training

4. CONSIDERATION OF ABSENCE(S)

Mr. Sudderth was not present at the meeting and Mr. Collins and Mr. Lyons notified us they were unable to attend as well.

Motion was made by Brandon Nobile, seconded by Robert Allen to excuse the absences of Mr. Collins and Mr. Lyons, a voice vote was taken and the motion passed unanimously.

AYE: Brandon Nobile, Don Bergman, James Matula, Michael Waldrop, Robert Allen, Tina Peterson

Passed

5. APPROVAL OF MINUTES

a.

Approval of April 9, 2024 Meeting Minutes

Motion was made by Michael Waldrop, seconded by Robert Allen to approve the minutes of the April 9th meeting. A voice vote was taken and the motion passed unanimously.

AYE: Brandon Nobile, Don Bergman, James Matula, Michael Waldrop, Robert Allen, Tina Peterson

Passed

6. ADDITIONS OR DELETIONS TO THE AGENDA AND APPROVAL OF THE AGENDA

a.

Annual Open Government Training presented by Sara Hedges, City Attorney

Open Government Training was presented by Sara Hedges, City Attorney.

7. PUBLIC COMMENTS

No members of the public were present.

8. APPLICATIONS TO BE CONSIDERED FOR A CERTIFICATE OF COMPETENCY

a.

Applicant Name	Business Name	Classification Type
Oscar Mendoza	Oscar's Fence, Inc.	Fencing

Motion was made by Brandon Nobile, seconded by Michael Waldrop to approve the application of Mr. Oscar Mendoza, dba Oscar's Fence, LLC. A roll call vote was taken, and the motion passed unanimously.

AYE: Brandon Nobile, Don Bergman, James Matula, Michael Waldrop, Robert Allen, Tina Peterson

Passed

b.

Applicant Name	Business Name	Classification Type
Jason Jack	Triple J AC, LLC	Registered Class B AC Contractor

Mr. Allen indicated that he had a conflict because Mr. Jack was an employee where he worked, so he had to recuse himself from this item. This also created a quorum issue without Mr. Allen. Therefore, Staff pulled Item 8 b., and Mr. Jack's item would be continued to the June 11th meeting. Since his application had no deficiencies, Mr. Jack would be offered the Temporary Certificate of Competency, which enables him to obtain permits until then. Mr. Allen was provided the conflict form for completion.

9. STAFF COMMENTS

There were no staff comments.

10. BOARD COMMENTS

11. ADJOURNMENT

There being no further discussion, Chairman Bergman adjourned the meeting at 9:44 AM.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Allen, Robert Glen		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Board of Examiners of Contractors	
MAILING ADDRESS 111 Yacht View Ln		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Ft Pierce	COUNTY St. Lucie	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED 05/14/2024		NAME OF POLITICAL SUBDIVISION: City of Fort Pierce	
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Robert Allen, hereby disclose that on May 14, 2024:

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, Jason Jack (8b.);
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Jason Jack is a current employee and under my supervision at Grimes A/C.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

5.15.2024

Date Filed

Rob Allen

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.