

The following Board members were present:

Clifford Barber
Bud Crisafulli
Roger Drabyk
David Foley
Patrick Ripton

The following members of staff were present:

Justin Caron, Assistant County Attorney
Dawn Verostic Development Services Manager
Claudine Mickle, Development Services Assistant Manager
Katy Schindler, Development Services Supervisor
Cherronda Juitt, Development Services Supervisor
Maggie Castellano, Licensing Investigator

Call to Order:

Chair *Bud Crisafulli* called to order the September 21, 2022, Brevard County Contractors' Licensing Board meeting.

Approval of Minutes:

David Foley motioned to approve the minutes of the July 20, 2022 Contractors' Licensing Board meetings, second *Roger Drabyk*. Motion carried unanimously.

New Business:

Probationary Appearance

Howard Benziger, Ben Kee Construction, Inc, GC2932

Mr. Benziger was present, along with Vice President of the company, Tristan Benziger, to report on Howards initial three-month probationary status report per the terms of his Stipulated Agreement and Order.

Tristan discussed the progress of outstanding liens to suppliers and homeowners, and informed the Board they have a payment plan secured.

The Board questioned the Benziger's to determine their expectation for payoff to confirm if payoff could be accomplished within one year. Howard in response stated that he has sold his primary residence and has received proceeds within the last four weeks. He further conveyed his goal of paying down the liens in \$15,000 increments totaling \$50,000 over the next three months.

Tristan added he could furnish the Board copies of cashier checks with email confirmation from the representing attorney to provide additional documentation as to the payoff of the liens.

David Foley motioned to amend the probationary status to a monthly reporting period to provide an update on their financial status, lien releases. To schedule Howard to appear in November, with a request to provide an updated report to the board prior to the November meeting. Second, *Roger Drabyk*. Motion carried unanimously.

Applicants That Passed the GITS and Prov Exams

Roger Drabyk motioned to approve, second *Cliff Barber*. Motion carried unanimously.

Incoming Reciprocity Approval

David Foley motioned to approve, second *Patrick Ripton*. Motion carried unanimously.

Public Speaking Session:

No public speakers.

Reports:

Justin Caron, Assistant County Attorney

Provided the Board an update regarding the Order and Stipulated Agreement of Charles Black, Legacy Pools, LLC, as presented at the August 24, 2022 Contractors Licensing Board Meeting. It was confirmed that the license holder, Mr. Charles Black did not sign the amended agreement requested at that meeting. It was later determined that Mr. Black filed for Chapter 11 Bankruptcy, a reorganization of the company.

Justin discussed the findings of the bankruptcy pleadings and advised the Board that creates a "stay in place", meaning the County cannot proceed withholding the permitting privileges of the contractor during the stay.

The Board discussed the areas of concern for both the safety and welfare of the complainants seeking resolution to their complaints, as well as the danger to the public with the open pool. Justin confirmed he would continue to monitor the bankruptcy status on a weekly basis and will confirm once they are able again to proceed with the terms of the stipulated agreement.

Claudine Mickle, Development Services Assistant Manager

No report.

Dawn Verostic, Development Services Manager

Announced the promotion of Claudine Mickle, from Supervisor of Development Services to Assistant Manager.

Bud Crisafulli, Board Chair

No report.

Members of the Board

No report.

Adjourn:

Meeting adjourned at 7:08 PM