MARCH 9, 2005

The regular meeting of the Santa Rosa County Building Code Board of Adjustments and Appeals was held March 9, 2005, at 3:00 p.m. in the conference room of the Santa Rosa County Building Inspection Department located at 6051 Old Bagdad Highway, Milton, FL 32583. Board members present were Mr. Danny Holt, Vice Chairman, Mr. Larry Hall, Mr. Charles "Pete" Southerland, and Mr. William J. Blackman.

Building Inspection Department staff in attendance was Mr. Tim Tolbert, Building Official; Mr. Skip Tompkins, Compliance Division Superintendent; Mrs. Rhonda Royals, Deputy Building Official and Mrs. Robyn Leverton, Office Assistant.

Mr. Tom Dannheisser, County Attorney, was not present for the meeting.

Mr. Danny Holt, Vice Chairman, called the meeting to order at 3:05 p.m.

Approval of Agenda:

There were no amendments to the agenda. Mr. Blackman made a motion to accept the agenda. Mr. Hall seconded the motion. The motion carried with a unanimous vote.

Approval of Minutes:

Mr. Southerland made a motion to approve the minutes from the January 12, 2005 meeting. Mr. Hall seconded the motion. The motion carried with a unanimous vote.

Next Meeting:

The next regularly scheduled meeting is Wednesday, April 13, 2005, at 3:00 p.m. in the Building Inspection Department Conference Room.

Old Business (Probable Cause)

Santa Rosa County VS James Ronnie Cawthon d/b/a Southland Pools

Mrs. Royals gave a brief history and an update. Mr. James Ronnie Cawthon's case has been presented to the Board several times for failure to obtain the required inspections. The Board has tabled the case numerous times and at the last meeting directed the Building Department staff to send Mr. Cawthon a letter advising him to get these inspections completed or to send a letter stating the reasons as to why the jobs have not been completed. In addition to sending the letter, Skip Tompkins, Compliance Superintendent, went to one of the jobsites and confirmed that the house was still under repair construction from hurricane damage. Randy Jones, Compliance Investigator, went to the other jobsite; it appears that the pool alarms are still the problem. Randy spoke with the property owner and explained what was required in order to get a final pool inspection passed. In conferring with Mr. Tompkins and Mr. Jones, the Building Department would like to recommend that the Board table the case for another month while we continue to monitor the two projects.

A discussion ensued amongst the Board members, the Building Department Officials, Randy Jones, Santa Rosa County Compliance Investigator, and Mr. Cawthon with Southland Pools. Since it appeared that both properties should be able to pass a final pool inspection within the next month, the Board proceeded with the following action.

Mr. Southerland made the motion to table the case until the next meeting; have Mr. Cawthon appear, once again, as probable cause. The motion was seconded by Mr. Hall. The motion carried with a vote of three to one with Mr. Blackman opposed.

New Business (License Reinstatement)

Tony Poland d/b/a Advanced Construction of Navarre

Mrs. Royals gave the Board a brief update on Mr. Poland. His license was suspended due to non-payment. Discussion ensued between the Board and Mr. Poland.

Mrs. Royals interceded with the following information: in order to have a license reinstated, the building code ordinance states that you can provide written proof of active contracting. The type of written proof would be up to the Board's discretion. Mrs. Royals also pointed out that upon approval of the emergency ordinance, immediately following the storm, proof of maintaining their continued education for each year was another consideration. However, by the time Mr. Poland and our other license reinstatement agenda item, Mr. Broxton, sought for reinstatement, that emergency ordinance had expired.

Discussion again ensued between the Board and Mr. Poland. Over the past several years, Mr. Poland had been roofing for licensed contractors, but had not been actively writing estimates or pulling permits. The question arose as to what was considered 'active contracting'. Mrs. Royals placed a call to Mr. Dannheisser, County Attorney, to assist the Board with the definition of 'active contracting'.

Mr. Danny Holt, Vice Chair, called a recess at 3:40 p.m. Meeting was called back to order at 3:45 p.m.

Mrs. Royals relayed her conversation with Mr. Dannheisser; he stated that it was up to the Board's discretion to determine the type of written proof used to determine active contracting. Mr. Dannheisser also stated that it would not violate the ordinance if the Board wanted to accept proof that he (Mr. Poland) worked for a licensed roofing contractor that supervised him in the roofing trade.

Discussion again commenced amongst the Board, the Building Dept. staff and Mr. Poland.

Mr. Southerland made a motion to reinstate Mr. Poland's license if his continuing education is brought up-to-date, he provides the proof of working for another licensed roofing contractor and he pays the back fees with the county and with the state. Mr. Hall seconded the motion. The motion passed three to one with Mr. Blackman opposed.

New Business (License Reinstatement)

Ralph M Broxton d/b/a East Bay Marine and Construction

Mr. Broxton was present and introduced himself to the Board. Mrs. Royals updated the Board regarding Mr. Broxton's license. He was licensed as a marine contractor which is a locally licensed trade; there is no state registration involved with a marine contractor license. His licensed was suspended in 2001 due to non-payment.

Discussion ensued among the Board and Mr. Broxton. Mr. Broxton has been working for Wesley's Tree and Marine; he did not bring proof of this employment with him.

Mr. Southerland made a motion to table the case for one month so that Mr. Broxton can provide proof of employment with Wesley's Tree and Marine. Mr. Hall seconded the motion. The motion passed unanimously.

Mr. Hall made a motion to adjourn the meeting. Mr. Southerland seconded the motion. The motion carried with a unanimous vote.

The meeting was adjourned at 4:03 p.m.