

Broward County Board of Rules and Appeals Meeting Minutes

June 13, 2024

Time: 7:00 PM

Zoom Meeting Information:

<https://broward-org.zoomgov.com/j/1619716988>

Meeting ID: 161 971 6988

I. CALL MEETING TO ORDER

Chairman D'Attile called a published virtual meeting of the Broward County Board of Rules and Appeals to order at 7:00 PM.

II. ROLL CALL

Gregg D'Attile, Chairman
Ron Burr, Vice Chairman
John Famularo
Steven Feller
R. Art Kamm
Daniel Lavrich
Sergio Pellecer
Daniel Rourke
Robert Taylor
David Tringo
Dennis Ulmer
Abbas Zackria

III. APPROVAL OF AGENDA

Mr. Lavrich made a motion, and Mr. Feller seconded the motion to approve the agenda as posted. The motion was carried out by a unanimous vote of 12-0.

IV. APPROVAL OF MINUTES – May 9, 2024, Board Meeting

Mr. Ulmer asked that the title be corrected to minutes instead of agenda. Mr. Lavrich made a motion, and Mr. Feller seconded the motion to approve the May 9, 2024, minutes, as corrected. The motion was carried out by a unanimous vote of 12-0.

V. PUBLIC COMMENT (Except public hearing items on this agenda) - none

Public comments are limited to 3 minutes.

VI. CONSENT AGENDA

1. Certifications – Staff Recommended

CITY OF COCONUT CREEK

Almas, Marcelo D., Chief Structural Inspector

TOWN OF DAVIE

Brower, James, Electrical Plans Examiner (Provisional)

CITY OF DEERFIELD BEACH

Kalil, Jefferson D., Structural Inspector (120-Day Temporary)

Leathead, Jean-Pierre, Structural Inspector (120-Day Temporary)

CITY OF FORT LAUDERDALE

Gebbia, Andrew, Structural Inspector (Provisional)

CITY OF HOLLYWOOD

Gutierrez, Christian, Fire Inspector

CITY OF MIRAMAR

Hilton, Adam P., Assistant Building Official
Montpellier, Matthew, Fire Inspector

CITY OF PARKLAND

Sarmiento, Fabio, Structural Inspector (120-Day Temporary)

CITY OF POMPANO BEACH

Caristo, Joseph C., Jr., Structural Inspector (120-Day Temporary)

COUNTYWIDE

Alexander, Diko, Plumbing Plans Examiner
Da Silva, Vitorino, Structural Plans Examiner
De Armas, Arttie, Structural Plans Examiner
Margulies, Jaime A., Structural Inspector
Margulies, Jaime A., Structural Plans Examiner
Mark, Preston G., Structural Plans Examiner

Mr. Zackria made a motion, and Mr. Tringo seconded the motion to approve the certifications as recommended. The motion was carried out by a unanimous vote of 12-0.

VII. REGULAR AGENDA

1. Update to Board Policy 05-01, Committee Guidelines

a. Staff Report

Dr. Ana Barbosa, Administrative Director, reminded the Board that at last month’s meeting, they requested a more in-depth look at the proposed changes for Board Policy 05-01, Standing Committees and Appointment Guidelines. Policy 05-01 is one of three remaining in staff’s review of all policies. The goal is to have uniformity and eliminate committees that have not met in a number of years. Instead, ad hoc committees would be formed to address any issues. The recommendations were as follows: The Mechanical/Smoke Control Committee would be renamed to the Mechanical Committee. The Roofing and Structural Committees would be combined. Board members would occupy their specific discipline on committees and continue to serve as committee chairs. Also included is a membership list by name and category.

Although he did not object to eliminating some, Mr. Lavrich questioned why the committees’ makeup was being changed. Whether Board members would be on the committees regardless of discipline is unclear. Also, it is not specified that committees would be chaired by a Board member. He strongly opposed combining the structural and roofing committees. In her review of the Board policies, Dr. Barbosa indicated there was a need to update all policies. For example, there was a requirement for committees to meet once a year, and in the past two years, only a handful have met. There would also be more ad hoc committees as they have a purpose and timeline to get things done. Initially, there was some thought that a Board member serving on a committee could not vote as a committee member and as a Board member on the same issue. With the Board Attorney’s ruling that a Board member could vote in both capacities, she moved forward in improving the policy in general. She felt that having committee membership be discipline-specific adds value. Also, having the Consumer Advocate and Representative of the Disabled Community represent very specific populations would add value to committees that only look at technical aspects. She did not consult the committee chairs because their positions and the number of committees they serve are unchanged. Also, incorporating the alternates is valuable.

Mr. Lavrich pointed out that the proposed language does not require Board members to serve on committees. He wanted to table the item and appoint an ad hoc committee to study this more carefully. He suggested that the ad hoc committee consist of past board and committee chairs. He did not see anything wrong with the current committee composition.

- b. Board Questions
- c. Board Action

Mr. Lavrich made a motion, and Mr. Feller seconded the motion to table this item and appoint an ad hoc committee.

Mr. Lavrich volunteered to chair or serve on the ad hoc committee.

In response to Chairman D'Attile, Dr. Barbosa indicated that nothing in Chapter 1 or the Charter addresses the committee subject.

Mr. Burr commented that the committees are an essential part of this Board, and he agreed with Mr. Lavrich's proposal.

The motion was carried out by a vote of 11-1, with Mr. Pellecer voting no.

Mr. Burr made a motion, and Mr. Feller seconded the motion to appoint Mr. Lavrich as chairman of the ad hoc committee to study the committee issue just discussed and appoint people to the ad hoc committee within the next thirty days. The motion was carried out by a unanimous vote of 12-0.

2. Director's Report

Dr. Ana Barbosa referred to Senate Bill 382, which would not require continuing education units (CEUs) for individuals in a discipline for ten years or more. Based on the Board Attorney's opinion, the Board of Rules and Appeals will continue to require CEUs.

Dr. Barbosa referred to the local licensing legislative bill, indicating that enforcement has been extended for a year.

Dr. Barbosa provided an overview of continuing education classes being conducted by the code compliance staff as well as an update on the Building Safety Inspection Program.

In response to Chairman D'Attile, Dr. Barbosa indicated that the next open discussion would be in August.

3. Attorney's Report

Mr. Charles Kramer noted an active case filing but felt it best not to discuss it in this public forum.

4. Committee Reports

5. General Board Member Discussion

6. Adjournment

The meeting adjourned at 7:38 PM.



Gregg D'Attile, Chairman