

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARD APPOINTMENT SUMMARY

Meeting Date: August 16, 2016
Department: Planning, Zoning & Building Department
Submitted By: Building Division
Advisory Board Name: Building Code Advisory Board

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Appointment of one new member to the Building Code Advisory Board to complete an unexpired term ending January 13, 2017 and begin a full three (3) year term commencing January 14, 2017 and ending January 13, 2020.


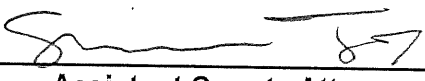
<u>Appoint</u>	<u>Seat</u>	<u>Requirement</u>	<u>Nominated By</u>	<u>Term</u>
Shane Kittendorf	4	Building Official	Building Officials Association of Palm Beach County	8/16/2016 – 1/13/2020

Summary: The Building Code Advisory Board was established by a Special Act of the Florida Legislature in 1974, and amended in 2001. The term of office for Board members is three years with no limit to the number of terms a member may serve. The Building Officials Association of Palm Beach County has nominated Shane Kittendorf to serve as Building Official for District 4 to fill the vacancy created by the retirement of the current District 4 Building Official whose term expires January 13, 2017 and begin a full three year term on January 14, 2017. The Board is comprised of sixteen members: seven Building Officials, one from each commission election district appointed from nominees submitted by the Building Officials Association of Palm Beach County; seven members appointed from nominees submitted by the Construction Industry Management Council of Palm Beach County; one registered architect appointed from nominees submitted by the Palm Beach Chapter of the American Institute of Architects; and one professional engineer appointed from nominees submitted by the Palm Beach Chapter of the Florida Engineering Society. This advisory committee membership has 16 seats, 14 currently filled and 2 vacancies, and a diversity count of Caucasian: 12 (86.00%), Hispanic-American: 1 (7.00%), and Asian-American: 1 (7.00%). The gender ratio (male:female) is 14:0. Countywide (SF)

Background and Justification: The Building Code Advisory Board is authorized to advise local governments concerning adoption of administrative or technical amendments to the Florida Building Code based on local conditions; advise local governments how to improve and standardize construction code enforcement; and advise local governments on evaluation of new and innovative materials, products, systems, or methods of construction for compliance with the Florida Building Code, and any amendments or revisions thereto. Pursuant to Section 553.73(4)(b)7, Florida Statutes, the Board also acts as the countywide compliance review board, notwithstanding the requirements contained in the Statutes to establish such review board by interlocal agreement. In accordance with Section 553.842, Florida Statutes, and the Florida Building Commission's rules, the Board shall have the authority to evaluate new or existing products or systems. Board recommendations and compliance reports concerning new and existing products or systems shall be advisory in nature for the municipalities within Palm Beach County, and shall not form the basis of a local or statewide approval.

Attachments:

- 1. Boards/Committees Application
- 2. Resume
- 3. Current Membership listing from the Boards & Commissions Directory
- 4. Special Act
- 5. Nomination Correspondence from The Building Officials Association of Palm Beach County

Recommended By:  7/12/16
Department Director Date
Legal Sufficiency:  7/21/16
Assistant County Attorney Date

II. REVIEW COMMENTS

A. Other Department Review:

Department Director	Date
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REVISED 06/92
ADM FORM 03
(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARDS/COMMITTEES APPLICATION**

The information provided on this form will be used in considering your nomination. Please COMPLETE SECTION II IN FULL. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.

Section I (Department): (Please Print)

Board Name: Building Code Advisory Board Advisory ☒ Not Advisory ☐

☒ At Large Appointment or ☐ District Appointment /District #: _____

Term of Appointment: 3 Years. From: 01-14-2017 To: 01-13-2020

Seat Requirement: Building Official - District 4 Seat #: 4

☐ *Reappointment or ☒ New Appointment

or ☒ to complete the term of Michael Fichera Due to: ☒ resignation ☐ other

Completion of term to expire on: 01-13-2017

***When a person is being considered for reappointment, the number of previous disclosed voting conflicts during the previous term shall be considered by the Board of County Commissioners:** _____

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Kittendorf Shane Von
Last First Middle

Occupation/Affiliation: Building Code Admenistrater/Building Official

Owner ☐ Employee ☒ Officer ☐

Business Name: City of Boynton Beach

Business Address: 100 E Boynton Beach Blvd

City & State: Boynton Beach, FL Zip Code: 33435

Residence Address: [REDACTED] State Blvd Exempt

City & State: [REDACTED] Beach, FL Zip Code: [REDACTED]

Home Phone: [REDACTED] Business Phone: (561) 742-6350 Ext. 6352

Cell Phone: [REDACTED] Fax: (561) 742-6357

Email Address: KittendorfS@BBFL.US

Mailing Address Preference: ☐ Business ☒ Residence

Have you ever been convicted of a felony: Yes _____ No X

If Yes, state the court, nature of offense, disposition of case and date: N/A

Minority Identification Code: ☒ Male ☐ Female
☐ Native-American ☐ Hispanic-American ☐ Asian-American ☐ African-American ☒ Caucasian

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

<u>Contract/Transaction No.</u>	<u>Department/Division</u>	<u>Description of Services</u>	<u>Term</u>
Example: (R#XX-XX/PO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100

(Attach Additional Sheet(s), if necessary)
OR

NONE

☒

NOT APPLICABLE/
(Governmental Entity)

☒

ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment, Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Ethics training is on-going, and pursuant to PPM CW-P-80 is required before appointment, and upon reappointment.

☒ By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

☒ By watching the training program on the Web, DVD or VHS on Dec 07 20 15
☐ By attending a live presentation given on _____, 20 _____

AND

☒ By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature:  Printed Name: Shane Kittendorf Date: 12/07/2015

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountyethics.com or contact us via email at ethics@palmbeachcountyethics.com or (561) 233-0724.

Return this FORM to:
Jacquelyn Anderson, Palm Beach County PZB, Building Division
2300 North Jog Road, West Palm Beach, Florida 33411

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: _____ Date: _____

Pursuant to Florida's Public Records Law, this document may be reviewed and photocopied by members of the public.

Revised 01/14/2014

Shane Von Kittendorf

[REDACTED]
[REDACTED] Palm Beach, FL [REDACTED]

[REDACTED] phone (888) 488-0448

[REDACTED]

SUMMARY OF QUALIFICATIONS:

12 years as a State of Florida Licensed Certified General Contractor, 6 years as a Structural Inspector, 5 years licensed as a plans examiner, and 4 years licensed as a Building Code Administrator. Twenty years actively working in the Construction Industry.

HOLD THE FOLLOWING PROFESSIONAL LICENSES AND CERTIFICATIONS:

ICC Certified 8025190: Building Official, Plans Examiner, and Commercial Inspector

State of Florida Licensed Building Official BU 1737

State of Florida Licensed Certified General Contractor CGC1505843

State of Florida Licensed Building Inspector BN6273

State of Florida Licensed Plans Examiner PX3335

State of Florida Licensed Structural Masonry Inspector SMI3002

Certified in Wind Load Calculations

Certified Flood Plain Manager

FEMA (IS-100)

FEMA (IS-200)

FEMA (G-300)

FEMA (G-400)

FEMA (NIMS IS-700)

FEMA (IS-800)

SELECTED ACHIEVEMENTS:

Nominated for Broward County Building Officials Association (BOIEA) Inspector of the Year Award 2010.

"Without a doubt he has gained my respect as being one of the hardest working individuals in Hallandale's team of inspectors" - Tony Gonzalez, Former Building Official

Selected by the Division Director to perform the High School Career Day presentations for the last 4 years covering each department: Planning and Zoning, Code Enforcement, and Building Department services.

STRENGTHS:

Leadership, Management, Supervision, Training, Planning, Development, Troubleshooting.

Excellent knowledge of the Florida Building Code, and Construction Pricing.

Hard working. Able to smoothly communicate with individuals of varying social strata, and capable of diffusing and calming difficult situations.

Ability to multi-task.

Efficient management skills are utilized to encourage and refine staff productivity.

Ability to clearly assess and determine the appropriate course of action on a diverse range of issues.

Team player with a desire to better myself and those around me.

Structural and Architectural Plan Interpretation

Miami-Dade Notice of Acceptance and State of Florida Product Approval Interpretation

Computer Proficient: Microsoft, Excel, HTE 400, CAD, Power Point, etc.etc.

SKILLS:

Multi-specialty Contractor and Carpenter for 20 years. All phases of construction for residential, commercial and industrial properties, in single and multi-story buildings, with skills including but not limited to: Projects and Planning, Interpretation of Architecture and Engineering drawings, Site Layouts, Cost Estimates, Finances and Contracts, Personnel Assessment and Management, Construction Technology, Site Foundations, Plumbing and Electrical, Tie Beams/unimasonry, Framing, Trusses, Sheathing, Doors, Windows, Rough and Finish Carpentry, Trim, Tile, and Cabinetry. Well versed in Fire compartmentation / protection issues, High velocity wind mitigation, Flood plains, different types of roofing systems, and have been involved in educating out-of state Contractors and Design Professionals in Florida.

EDUCATION:

Graduate of Miramar High School 1995

Football Scholarship: University of Findlay, Ohio, majored in Education, attended 3 years - 1000 N. Main Street, Findlay, Ohio 45840

Contractors Institute

Masonry Education Foundation

International Code Council

Department of Business and Professional Regulations (DBPR) Continuing Education Courses

PROFESSIONAL HISTORY AND RESPONSIBILITIES

City of Boynton Beach

May 2015 – Present

Building Official

Work Performed: Deputy Building Official, turned interim building official July 2015. Promoted to Building Official November 2015, other duties include CRS Coordinator, Certified Flood Plain Manager. Responsible for implementing and managing all activities related to setting and ensuring compliance with building standards including plan review, inspections and permit issuance. Develop, implement, train, mentor, and manage other building staff regarding effective procedures and methods for efficient implementation of building practices. Establish a system for uniformity and consistency. Build a team/ family environment. Administer budgets, reports, and communications with the City Manager, Commission, other City staff, Contractors, Architects, Engineers, and the community at large.

**City of Boynton Beach, Florida
100 E Boynton Beach, FL 33435**

REFERENCE:

**Andrew Mack Director of Development Services, City of Boynton Beach, FL.
TEL: (561) 742- 6350**

Starting Salary: \$77,000.

Current Salary: \$88,000.

Reason for Leaving:

Present employment

City of Fort Lauderdale

August 2014 - May 2015
Plans Examiner

Work Performed: Plan Examiner of all structural phases, ranging from the basic structural components of a building's exterior envelope to the more complex systems, involving residential high rise and commercial assembly occupancies including flood plain management. I also communicate with owners and contractors daily, helping to answer Code questions, and amicably resolving concerns and complaints.

March 2008 - August 2014
Structural Inspector

Work Performed: Current large projects overseeing are the Beachwalk 32 story Hi Rise, and the 110' Pegasus statue in the Village of Gulfstream. I was responsible for inspecting the super-structure and tenant build-out of a 400,000 square foot development located at the Village of Gulfstream's Horse Track and Casino. As an inspector, I have spent approximately two years on every phase of the multi-million dollar Gulfstream project in Hallandale Beach, personally conducting most of the inspections at each phase.

Work included inspection of all structural phases, ranging from the basic structural components of a building's exterior envelope to the more complex systems, involving residential high rise and commercial assembly occupancies. I also communicate with owners and contractors daily, helping to answer Code questions, and amicably resolving concerns and complaints. Performed a key role in writing a Request for Proposal Bid to prevent privatization of the department, and taking on the leadership role keeping in house staff focused on their task and not being privatized, while continuing to perform all daily Building Department services. Perform high school career day presentations for the last 4 years

Largest project: The Villages of Gulf Stream Park and Casino, Hallandale Beach, FL. PHASE 1.
410,000 S.F.

Project inspections went from slab through super-structure, shell and all tenant improvements; including restaurants, retail and office space, in a fast paced environment.

City of Fort Lauderdale, Florida
700 NW 19th Ave, Fort Lauderdale, FL

REFERENCE:
John Madden Chief Structural Inspector.
City of Fort Lauderdale, FL.
TEL: (954) 828-6325

Starting Salary: \$77,000.
Current Salary: \$79,000.
Reason for Leaving:
Opportunity for growth

City of Hallandale Beach, Florida
400 S. Federal Highway - Hallandale Beach,
FL 33009

REFERENCE:
Raul Alvarez Chief Structural Inspector.
City of Hallandale Beach, FL.
TEL: (954) 457-1375

Starting Salary: \$54,000.
Current Salary: \$71,000.
Reason for Leaving:
I would like to take this opportunity to move forward in my career.

April 2003 - March 2008

Owner/President and General Contractor for Everglades Construction Corp.

Work Performed: Managed daily operations of office and field work. Estimating and bidding on a diverse selection of jobs. Scheduling and overseeing the progress of all phases of residential custom homes. Scheduling and organizing each day multiple crews of up to 30 employees to perform sub-contracting jobs for residential and commercial projects from - slabs, trusses, framing, roofs, structural steel/formwork and whatever work needed to be performed on a daily basis. Communicating with owners, contractors and investors. As a Contractor you are never off the clock.

Everglades Construction Corp.
845 Grissom Road N.W.
Lake Placid, FL 33852
Tel: (863) 441-0448

Starting Salary: \$30,000.
Final Salary: \$55,000.

Reason for Leaving: Economic down-turn in 2008 and had to relocate. Closed Everglades Construction and moved the family down to Miramar, FL. to start new job with the City of Hallandale Beach.

Commercial and residential projects all phases including consulting on land acquisition, architectural design, and completed unit marketing. All phases of construction, from start to finish, including but not limited to bids, scheduling, coordinating, overseeing and inspecting all sub-contractors work.

Representative Construction:

Subway Restaurant - Interior Build Out - Arcadia, FL
Community Center Pavilion - Town of Placid Lakes
Auto Body Museum - Interior Renovation, 72,000 SF - Lake Placid, FL.
Three (3) pharmacies, 3000 - 5000 SF - Wauchula, FL.
RCMA Child Care Center, 4200 SF - LaBelle, FL.
Alan Jay Office Complex, 7000 SF. - Sebring, FL.
Holiday Inn Express, 29,000 SF, Structural Framing, concrete/steel walls, columns and floors (3 story) - Sebring, FL.
Residential Construction:
General Contractor of 25 Homes ranging from 2000 to 4500 SF, priced from \$150,000 - \$350,000. - Highlands County, FL
Shell Contractor for 78 homes with roof pitches ranging from 5/12 to 12/12, with locations in Highlands County, Palm Beach County, DeSoto County, Hardee County, Volusia County.

November 2001 - April 2003
Supervisor of Construction

Work Performed: Hired to take over construction of an abandoned Synagogue, troubleshoot and resolve all issues from the previous contractor. Perform a projected cost analysis for completion of project, hired and supervised all sub-contractors to completion of project. Also supervised multiple residential custom homes located in Lake Placid, FL. and responsible for quality control of sub-contractors and scheduling all phases of construction, with additional hands-on skilled carpentry work as needed.

Supervised construction of: Century Pines Jewish Center; the Synagogue at Century Village, Pembroke Pines, FL.

Richard DiStefano, GC, Inc.
110 Gate Avenue
Lake Placid, FL 33852

REFERENCE:
Richard DiStefano
TEL: (863) 465-6657

Starting Salary: \$25/hourly
Final Salary: \$25/hourly

Reason for leaving: Became a Certified General Contractor and started Everglades Construction.

Single family residential homes, built from ground to completion

September 2001 - November 2001

Assistant Superintendent - Commercial Project Manager

Work Performed: Quality Control of Sub-Contractors, scheduling, Code Compliance and Customer care. Overseeing the interior remodel of two commercial projects in Miramar and Hollywood, FL.

Schaffer Corp.
4100 RCA Blvd. Suite 110
Palm Beach Gardens, FL 33410
Tel: (561) 626-8200

Supervisor: Harry Schaffer

Starting Salary: \$900 weekly
Final Salary: \$900 weekly

Reason for leaving: Was laid-off shortly after 9/11/01 (Plane Crashes into the Twin Towers) Economy slowed down.

August 1999 - September 2001

Construction Project Manager

Work Performed: Residential construction from breaking ground to completion of projects in a fast paced environment. From scheduling jobs, holding weekly meetings with contractors, meeting code compliance requirements and performing customer care services. In charge of front end construction. Oversaw middle and finish stages of construction, to performing plan review and drawing revisions for architectural firms to address adverse field conditions. Performed pre-development plan review for future site developments located in Miramar/Pembroke Pines, FL areas.

Lennar Custom Homes
730 N.W. 107 Avenue
Miami, FL 33172
Tel: (305) 559-1951

Supervisor: Peter Osterman

Starting Salary: \$750 weekly
Final Salary: \$800 weekly

Reason for leaving: Looking to grow and learn more in the commercial field of construction.

1995 - 1998

Commercial Foreman/Punch Out

Work Performed: Part time. Worked all phases of construction during all summers and all breaks while attending college. North Miami, FL.

Webb & Associates, Inc.
1300 N.W. 167th Street - Suite 2
Miami, Florida 33169

***Developers of the 330 acre Sunshine State Industrial Park in Miami, FL.**

*** Developers and Managers of Imeson Distribution Center - in Jacksonville, FL.**

REFERENCE:
William C. Webb III
TEL: (786) 236-0688

Starting Salary: \$15/hr
Final Salary: \$15/hr.

TECHNICAL / PROFESSIONAL ORGANIZATIONAL AFFILIATIONS:

Building Officials Association of Florida (BOAF) - (member)
Broward County Building Officials - (member)

PERSONAL:

Family oriented, married, with two daughters, ages 9 and 21.

Extracurricular activities: Head Coach for Miramar PAL Girls U8 soccer team. I also enjoy Fishing, Golf and virtually any outdoor activity. I have actively trained in the Martial Arts for 19.5 years, and achieved proficiency in Judo, the sport of unarmed combat intended to train and instill discipline in both the body and mind. I am also proficient in Karate and Jiu jitsu. Judo is considered a way to live, a path to follow, which seeks peace and harmony in life and between human beings. I have competed nationally and am ranked as a Third Degree Black Belt. .

I subscribe to integrity, honesty and fairness and a teamwork approach, bringing a professional attitude and a dependably high level of competence to my employment. I believe in maintaining a positive direction and an open door policy with developers, contractors, and citizens. I strive for excellence in all matters of ethical conduct and in the workplace. I place the publics' welfare above all others interests. My responsibility is to safeguard and protect the life, health and welfare of the general public.

REFERENCES:

Tony Gonzalez - Former Building Official for City of Hallandale Beach, Current Operations Manager for City of Miami Beach
Tel: (954)789-9292

William C. Webb III - Commercial Real Estate Broker, Webb & Associates
1300 N.W. 167th Street - Suite 2 - Miami, FL 33169
Tel: (305) 624-8486

Richard DiStefano, General Contractor - Richard DiStefano, G.C Inc.
110 Gate Avenue, Lake Placid, FL 33852
Tel: (863) 465-6657

Mark Nealis, Owner of Nealis Plumbing, Avon Park, FL..
Tel: (863) 443-1714

Richard Kittendorf, Building Official, Miramar, FL
Joined the City of Miramar in 1985, promoted to Building Official in 1987.
Named Building Official of the Year 2007
retired after 22 years of service.
Tel: (954) 347-9633



PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
SPECIFIC BOARD MEMBERS
BUILDING CODE ADVISORY BOARD

SEAT ID	CURRENT MEMBER	ROLE TYPE	RACE CODE	GENDER	BUSINESS / HOME PHONE	SEAT REQUIREMENT	APPOINTED DATE	REAPPOINTED DATE	EXPIRATION DATE
Appointed By : At-Large/Palm Beach County Board of County Commissioners									
1	Roger C. Held Town of Jupiter 210 Military Trl Jupiter FL 33458	Member	CA	M	561-741-2669	Building Official	03/12/2013	01/14/2014	01/13/2017
NOMINATED BY : Building Officials Association of Florida, Palm Beach Chapter									
2	Michael Grimm City of Greenacres 5800 Melaleuca Ln Greenacres FL 33463	Member	CA	M	561-642-2061	Building Official	05/17/2016		01/13/2017
NOMINATED BY : Building Officials Association of Florida, Palm Beach Chapter									
3	Wayne Cameron Village of Palm Springs 226 Cypress Ln Palm Springs FL 33461	Member	AS	M	561-434-5089	Building Official	05/17/2016		05/16/2019
NOMINATED BY : Building Officials Association of Florida, Palm Beach Chapter									
4	Michael C. Fichera City of Boca Raton 201 W Palmetto Park Rd Boca Raton FL 33432	Member	CA	M	561-393-7930	Building Official	02/24/2009	01/14/2014	01/13/2017
NOMINATED BY : Building Officials Association of Florida, Palm Beach Chapter									

* indicates a member having an action pending



PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
SPECIFIC BOARD MEMBERS
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SEAT ID	CURRENT MEMBER	ROLE TYPE	RACE CODE	GENDER	BUSINESS / HOME PHONE	SEAT REQUIREMENT	APPOINTED DATE	REAPPOINTED DATE	EXPIRATION DATE
Appointed By : At-Large/Palm Beach County Board of County Commissioners									
5	Vacant	Member				Building Official			
NOMINATED BY : Building Officials Association of Florida, Palm Beach Chapter									
6	Jacek R. Tomasik Village of Wellington 12300 Forest Hill Blvd Wellington FL 33414	Member	CA	M	561-753-2505	Building Official	10/17/2006	01/26/2016	01/25/2019
NOMINATED BY : Building Officials Association of Florida, Palm Beach Chapter									
7	William C. Bucklew Town of Palm Beach 360 S County Rd Palm Beach FL 33480	Member	CA	M	561-319-0473	Building Official	02/09/2010		02/08/2019
NOMINATED BY : Building Officials Association of Florida, Palm Beach Chapter									
8	Gary W. Kozan Ridgeway Plumbing, Inc. 640 E Industrial Ave Boynton Beach FL 33426	Member	CA	M	561-732-3176 X204	Plumbing Contractor/Plumber	01/01/2004	07/01/2014	06/30/2017
NOMINATED BY : Construction Industry Management Council									

* indicates a member having an action pending



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Appointed By : At-Large/Palm Beach County Board of County Commissioners									
9	Joseph R. Byrne Byrne Roofing, Inc. 1351 Ranchette Rd West Palm Beach FL 33415	Member	CA	M	561-689-9166	Roofer/Roofing Contractor	01/11/2011	02/04/2014	02/03/2017
NOMINATED BY : Construction Industry Management Council									
10	Scott D. Worley Northstar Building Management, LLC 364 S Country Club Dr Atlantis FL 33462	Member	CA	M	561-967-3739	General Contractor	06/22/2004	06/02/2015	06/01/2018
NOMINATED BY : Construction Industry Management Council									
11	* A. Thomas Hogarth School District of Palm Beach County-Building Division 3661 Interstate Park Rd N Riviera Beach FL 33404	Member	CA	M	561-383-2028 X28	Engineer	08/13/2013		08/12/2016
NOMINATED BY : Florida Engineering Society, Palm Beach Chapter									
12	David E. Chase Chase A & EP, pc. 403 S Sapodilla Ave Ste 604 West Palm Beach FL 33401	Member	CA	M	561-514-3549	Architect	06/23/2015		06/30/2017
NOMINATED BY : American Institute of Architects, Palm Beach Chapter									

* indicates a member having an action pending



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Appointed By : At-Large/Palm Beach County Board of County Commissioners									
13	* Donald G. Sharkey Current Connections, Inc. 1620 Hill Ave Mangonia Park FL 33407	Member	CA	M	561-863-0010	Electrical Contractor	06/02/2015		12/03/2015
NOMINATED BY : Construction Industry Management Council									
14	Vacant	Member				Building Contractor			/
NOMINATED BY : Construction Industry Management Council									
15	James B. Carr 15717 113th Trl N Jupiter FL 33478	Member	CA	M	561-575-2578	HVAC Contractor	06/02/2015		06/01/2018
NOMINATED BY : Construction Industry Management Council									
16	Gregory S. Miller 14827 73rd St N Loxahatchee FL 33470	Member	CA	M	561-753-7321	Aluminum Contractor	12/06/2005	07/01/2014	06/30/2017
NOMINATED BY : Construction Industry Management Council									

* indicates a member having an action pending

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CHAPTER 2001-323

House Bill No. 917

An act relating to Palm Beach County; amending chapter 90-445, Laws of Florida, as amended; providing for the uniform implementation, interpretation, and enforcement of building code requirements pursuant to the Florida Building Code; providing and amending definitions; providing for enforcement; providing for repeal of conflicting laws; providing for interpretation of codes and revision; deleting provisions relating to appointments; providing for authority for building code amendments; providing for amending provisions for product and system evaluation, including application fees and revocation and renewal of product and system compliance; providing severability; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Notwithstanding section 136 of chapter 2000-141, Laws of Florida, chapter 90-445, Laws of Florida, is reenacted and amended to read:

Section 1. Purpose.—As provided in section 553.80(1), Florida Statutes, each local government and each legally constituted enforcement district with statutory authority shall regulate building construction and, where authorized in the state agency's enabling legislation, each state agency shall enforce the Florida Building Code, as revised or amended by the state or applicable local government, required on all public or private buildings, structures, and facilities unless such responsibility has been delegated to another unit of government pursuant to section 553.79(9), Florida Statutes. The purpose of this act is to provide for a system to advise the Palm Beach County Board of County Commissioners and local governments regarding the uniform implementation, interpretation, and enforcement of the Florida Building Code. ~~Authority.—The board of county commissioners shall have the power to adopt, for all municipalities and unincorporated areas of Palm Beach County, more recent editions and revisions of the Standard Building, Gas, Mechanical, and Plumbing Codes, as promulgated by the Southern Building Code Congress International, in addition to the National Electrical Code, as promulgated by the National Fire Protection Association. These codes shall be adopted by ordinance, based on the advice of the Building Code Advisory Board of Palm Beach County.~~

Section 2. Definitions.—As used in this act:

(1) “Amendment” means modified requirements to the Florida Building Code ~~model building codes~~ which are adopted by ordinance by any unit of local government pursuant to section 553.73, Florida Statutes.

(2) “Board” means the Building Code Advisory Board of Palm Beach County, unless otherwise specified.

(3) “Building official” means an individual charged with the administration and enforcement of the Florida Building Code ~~several codes adopted~~

~~pursuant to section 1~~, who is a full-time employee of a municipality or the county, in the respective election district in which the jurisdiction is situated.

(4) "Design professional" means an architect or engineer so registered in the State of Florida.

(5) "Florida Building Code" means the code adopted by the Florida Building Commission pursuant to section 553.73(1)(a), Florida Statutes ~~"Model codes" means the Standard Building, Gas, Mechanical, and Plumbing Codes published by the Southern Building Code Congress International and the National Electrical Code published by the National Fire Protection Association.~~

(6) "Revisions" means any modifications to the Florida Building Code model codes as published by the Florida Building Commission applicable code promulgating organization.

~~(7) "Service system" means an electrical, gas, mechanical, plumbing, or other system which provides service to a building, structure, or facility and is regulated by the model codes and any amendments or revisions thereto.~~

~~(7)(8)~~ "Unit of local government" means any one of the municipal governing bodies in Palm Beach County or the Board of County Commissioners of Palm Beach County.

Section 3. Enforcement.—Enforcement of the Florida Building Code model codes adopted pursuant to section 1, and any amendments or revisions thereto, shall be the responsibility of each unit of local government. A unit of local government may provide these services through an interlocal agreement with the county or local government, as provided by section 553.79(9), Florida Statutes law.

~~Section 4. Code enforcement personnel qualifications.—For the purposes of permit review and inspection, qualified plans examiners and inspectors, whose competency shall be determined by each unit of local government, shall be employed and charged with the responsibility of enforcing this act.~~

~~Section 5. Violations.—No building, structure, or service system shall be erected or installed within Palm Beach County in violation of the requirements of the model codes adopted pursuant to section 1 or any amendments or revisions thereto, except that state buildings are exempt from compliance with such model codes.~~

~~Section 4.6. Repeal of laws in conflict.—Any laws, ordinances, or resolutions now in existence in the unincorporated areas of Palm Beach County or in any municipality in Palm Beach County in conflict with this act are hereby repealed.~~

~~Section 7. Enactment of lower standards.—No unit of local government shall enact any law lowering the standards of the model codes adopted pursuant to section 1. However, each unit of local government may adopt ordinances providing amendments to modify or improve the model codes,~~

~~provided such amendments are in compliance with s. 553.73, Florida Statutes.~~

~~Section 8. Code available. Each unit of local government shall have available for public inspection in its principal office three copies of the model codes, together with any amendments or revisions thereto. Amendments must be printed or otherwise suitably duplicated, and copies shall be available for sale at reasonable cost to the public.~~

Section 5.9. Interpretations.—In the event of a dispute in the interpretation of the provisions of the Florida Building Code ~~model codes~~, or any amendments or revisions thereto, a building official, ~~plans examiner, inspector,~~ builder, contractor, owner, architect, or engineer may ask for an opinion from the board's Code Interpretation Committee. The Code Interpretation Committee shall be comprised of each of the building official members of the board. ~~The request for interpretation must come by agreement of Both parties to the dispute~~ must agree to seeking the advisory interpretation from the board. Said ~~procedure~~ opinion may be conducted by telephone or other electronic means. A simple majority of the committee shall sustain an interpretation. Each building official member of the committee shall maintain a written record of the date and parties to the dispute. The interpretation shall not be binding upon the parties to the dispute.

Section 6.10. Appointments.—

(1) The Board of County Commissioners of Palm Beach County shall appoint the Building Code Advisory Board of Palm Beach County and supply it with a meeting place, office supplies including stationery, legal counsel, technical staff, mechanical recording of its meetings, written transcripts of the minutes of its meetings, secretarial service, and storage space for its records. The board shall have 16 members, composed of 7 building officials, 1 from each commission election district, appointed from nominees submitted by the Building Official's Association of Palm Beach County; 7 members appointed from nominees submitted by the Construction Industry Management Council of Palm Beach County; 1 member who shall be a registered architect appointed from nominees submitted by the Palm Beach Chapter of the American Institute of Architects; and 1 member who shall be a professional engineer appointed from nominees submitted by the Palm Beach Chapter of the Florida Engineering Society. ~~By January 1, 1991, the Board of County Commissioners of Palm Beach County shall appoint the four new members, two for 1 year terms and two for 3 year terms. Thereafter, All appointments shall be for a term of 3 years, and each member shall serve until his or her successor is appointed. If a vacancy should occur before a term has expired, the Board of County Commissioners shall appoint a new member within 60 days to complete the unexpired term.~~

(2) Members shall be required to attend all regular and special meetings of the board. The chair ~~chairman~~ of the board shall notify the Board of County Commissioners when a member accumulates three consecutive absences from the regular meetings or when a member fails to attend 50 percent of all meetings of the board during any 12-month period. On such notification, the member shall be removed by the Board of County Commis-

sioners, and the Board of County Commissioners shall appoint a new member within 60 days to complete the unexpired term. The board shall hold meetings open to the public at least once in every calendar quarter, adopt rules and ~~procedures~~ procedure, and elect a ~~chair~~ chairman and vice ~~chair~~ chairman. A quorum of the board shall be 10 members, with a concurring vote of 9 members required to approve any action.

Section 7. Authority.—~~The purpose of the advisory board is authorized to:~~

- (1) Advise ~~units of~~ local governments regarding:
 - (a) ~~Future editions of the model codes and subsequent recommendation to the board of county commissioners concerning countywide adoption.~~
 - (b) ~~Recommendations on the adoption of~~ administrative or technical amendments to the Florida Building Code ~~model codes~~ based on local conditions.
- (2)(c) Advise local governments how construction code enforcement can be improved and standardized.
- (3)(d) Advise local governments how to prevent the recurrence of disputes.
- (4)(e) Advise local governments on evaluation of new and innovative materials, products, systems, or methods of construction for compliance with the Florida Building Code ~~model codes~~ adopted pursuant to section 1, and any amendments or revisions thereto.
- (5) Act as the countywide compliance review board, pursuant to section 553.73(4)(b)7., Florida Statutes, notwithstanding the requirements contained therein to establish such review board by interlocal agreement.

~~Section 8.11.~~ Product and system evaluation.—

(1) The board shall have the authority to evaluate ADMINISTRATION. ~~Palm Beach County and each unit of local government within Palm Beach County shall have the option to direct inquiries concerning new or existing products or systems in accordance with section 553.842, Florida Statutes, and the Florida Building Commission's rules adopted thereunder to the board. The board shall act as a clearing house for new or different products or systems, by evaluating them based on the current model codes and any amendments or revisions, being recommended for adoption by the board. The board is authorized to may issue evaluation and compliance reports for products and systems found to be in compliance, as provided by policies established by the board. Recommendations and compliance reports of the board concerning new and existing products or systems shall be advisory in nature for the municipalities within Palm Beach County and shall not form the basis of a local or statewide approval pursuant to section 553.842, Florida Statutes.~~

(2) STANDARDS.—The evaluation of new and innovative materials, products, systems, or methods of construction shall be based on the Florida

~~Building Code model codes adopted pursuant to section 1, and any amendments or revisions thereto. The types of construction, materials, systems, or methods of design referred to in the Florida Building Code model codes, and any amendments or revisions thereto, shall be considered standards of performance, quality, and strength. New or different types of construction, materials, or methods of design shall be at least equal to these standards for the corresponding use intended. For the purposes of determining compliance, the product's quality, strength, effectiveness, fire resistance, durability, safety, and control of installation shall be guides for consideration.~~

(3) The board is authorized to establish policies and procedures necessary to conduct evaluation efforts, such as, but not limited to, applications, fees, renewals, and revocations. ~~APPLICATION PROCEDURE.—~~

~~(a) Applications for evaluation and compliance determination shall be made in accordance with the policy and procedures established by the board. If the application is for a type of structure or system, the application shall be accompanied by plans prepared by a design professional, together with supporting engineering calculations supporting the design. Applications for components, materials, or devices shall be accompanied by drawings, tests, and calculations, prepared by an engineer registered in the State of Florida, or other proof supporting the design.~~

~~(b) The board may employ the use of consultants to examine applications. A~~ The consultant shall be a design professional with specific qualifications in the particular that area of product or system analysis for which he or she is employed.

~~(c) The board may establish policies and procedures for the processing and review of requests for evaluation and compliance, including programs designed to monitor manufacturing, fabrication, or performance. The board or its designee may require calculations, tests, or opinions from design professionals, nationally recognized testing laboratories, or approved quality and assurance programs.~~

~~(d) The data shall be analyzed and evaluated for meeting the applicable performance standards. After receiving an evaluation report, the board shall issue a written recommendation on the appropriateness of the product or system for use in Palm Beach County. All decisions or reports shall be forwarded to:~~

- ~~1. The product control file.~~
- ~~2. The applicant.~~
- ~~3. The local building departments.~~

~~The written recommendations of the board shall be advisory only. It is the responsibility of each applicant, contractor, or owner to submit individual permit applications for construction or installation to the appropriate unit of local government for specific approval or rejection.~~

~~(4) FEES.—A \$500 minimum initial application fee shall be paid by the applicant at the time of filing. In addition, the applicant shall be responsible for any cost the board may incur. Resubmissions after unfavorable recommendations shall not require an additional initial filing fee unless final action had been taken by the board. However, the applicant shall be required to pay any additional cost incurred by the board prior to final action.~~

~~(5) DISPOSITION OF FEES AND EXPENSES.—All moneys collected by the board shall be received, deposited, expended, and accounted for pursuant to law. The expenses of the advisory board, consulting fees, testing fees, and all other necessary and appropriate fees shall be paid by the board from the moneys collected.~~

~~(6) DISAPPROVAL.—Applications recommended for disapproval, during any phase of the review process, shall be returned to the applicant in writing, stating the reasons for the recommendation of disapproval.~~

~~(7) REVOCATION.—~~

~~(a) At any time during the valid term of a compliance report, the recommendation may be revoked and become null and void for any of the following reasons:~~

~~1. Nonconformance with the model codes adopted pursuant to section 1, and any amendments or revisions thereto, or any subsequent updates to such standards which occur after the date of acceptance.~~

~~2. Deviation from the design on which the recommendation of acceptance was based, due to change, omission, or substitution.~~

~~3. Use of the product, components, system, or method not within the scope of the recommendation of acceptance.~~

~~4. Unsatisfactory performance when subjected to actual conditions.~~

~~5. Appearance of intolerable effects such as, but not limited to, toxicity when associated with other materials.~~

~~(b) Notification of revocation shall be provided to all persons having received the recommendation of acceptance. Revocations based on subparagraph (a)1. or subparagraph (a)2. may be considered for reinstatement if the original applicant submits:~~

~~1. Revised drawings, calculations, test reports, or other information to the satisfaction of the board.~~

~~2. Payment of a \$50 review fee.~~

~~3. Payment of additional costs incurred by the board.~~

~~Submittals for revisions shall bear the revised date and shall be processed as a new application. Revised reports recommended for approval shall be identified to indicate the revised date; however, the submittal shall maintain the same expiration date.~~

~~(8) RENEWAL. One year from the date of acceptance and every year thereafter, or upon the adoption of new codes, amendments, revisions, or standards, the board shall ask the original applicant whether he desires the evaluation and compliance report to be renewed. Failure of the applicant to respond within 30 days shall cause the report or approval to be automatically canceled. An applicant desiring the report or approval to be renewed shall submit a \$200 fee. The applicant shall also be responsible for any additional cost incurred by the board prior to final action.~~

Section 2. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared severable.

Section 3. This act shall take effect upon becoming a law.

Approved by the Governor June 5, 2001.

Filed in Office Secretary of State June 5, 2001.



June 29, 2016

Board of County Commissioners
Palm Beach County
C/O Jacquelyn Anderson, Building Division
2300 N. Jog Road
West Palm Beach, FL 33411



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RE: BCAB Nominee – Shane Kittendorf, CBO – District 4 BCAB

Dear Commissioners:

I am pleased to report to you, that, during the June 23, 2016 meeting of the Building Officials Association of Palm Beach County (BOAPBC), the BOAPBC membership voted unanimously authorizing the chapter Officers and Directors to nominate Shane Kittendorf, CBO, Building Official of the City of Boynton Beach, for your consideration, to serve as the District 4 Representative on the Building Code Advisory Board of Palm Beach County (BCAB) to fill the vacancy created by retiring Building Official Michael Fichera.

The Officers and Directors of the Association have carefully reviewed Mr. Kittendorf's references and record of service in support of construction code administration, and believe that his skill and experience in the enforcement of building codes makes him an asset to the District he serves, and as well as the County at large.

The membership, officers, and directors of our association respectfully ask for your favorable consideration of this nominee. We also remain grateful to the Commission for its continued support of consistent, strong, and equitable construction code enforcement in Palm Beach County and its 39 municipalities. We recognize, as the Commission Members do, that consistent and diligent enforcement of current construction codes protects the lives and property of the citizens of and visitors to Palm Beach County, along with helping to keep down the high cost of property insurance in our County.

Faithfully,

Michael Fox, CBO
2016 President

Chapter of
The Building Officials Association of Florida
Since 1974



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