

Georgia State Board of Cemeterians
Board Meeting – February 23, 2016
Professional Licensing Boards Division of the Secretary of State
237 Coliseum Drive, Macon, Georgia 31217

Members Present:

- Clift Dempsey, Chair (via teleconference)
- Tim Smith
- William (Micky) Couey
- Richard Parker
- Mike Lawrence (via teleconference)
- Emory Lamar

Members Absent:

- Daniel (Dan) Greene

Staff Present:

- La Trena Tyler-Jones, Executive Director
- Sandy Barboza, Board Support Specialist
- Carla Murray, Licensing Analyst
- Laurie Elander, Licensing Supervisor
- Jeff Stump, Assistant Attorney General (via teleconference)

Others Present:

- Brooke Newby, Senior Attorney II

Note: Visitors are excused during Executive Session unless scheduled for a personal appearance.

OPEN SESSION:

Clift Dempsey, Chair, noted a quorum was present, called the meeting to order at 11:13 a.m., and declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§50-14-1 et seq.

Agenda:

Micky Couey motioned, Tim Smith seconded, and the Board voted unanimously to approve the February 23, 2016 agenda with one change, move Complaints to Open Session following a discussion with Jeff Stump it was determined that complaints should be heard in Open Session.

Minutes:

Tim Smith motioned, Micky Couey seconded, and the Board voted unanimously to approve Open Meeting minutes and the Executive Session minutes of the December 15, 2015 meeting.

Licenses Issued Report:

The Board reviewed the following Report of Licenses Issued: 12-15-2015 thru 02-22-2016 (Total – 10)

License No	Licensee
PA003654	Allen, Donna Lee
PA003655	Chastain, Brandan
PA003656	Nieves, Carmen I
PA003657	Scott, Patricia Mae
PA003658	Griffin, Shirley Marshall
PA003659	Hernandez, Ricardo Ernesto
PA003660	Walton, Lisa Collins
PA003661	Veal, James A
PA003662	Wright, Carolyn L
PC000693	Memorial Park East Funeral Home and Cemetery

Tim Smith motioned, Richard Parker seconded, and the Board voted unanimously to ratify the licenses issued as presented on the report.

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EXECUTIVE SESSION:

Mike Lawrence motioned, Mickey Couey seconded, and the Board voted unanimously to enter in Executive Session at 10:26 a.m. in accordance with O.C.G.A. §§ 43-1-19(h) and 43-8B, to receive information and deliberate on an application and the Attorney General's report.

Application:

Application # 2605985 – Denied W.B.W.

Attorney General's Report:

Pending case: Pine Lawn Gardens - Recommendation to proceed with an injunction.

A question regarding Cedar Ridge was raised. Carla Murray will provide Jeff Stump a copy of a writ demonstrating a lien on the property.

At the conclusion of the Executive Session, the Chair declared the meeting to be "open" pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during Executive Session.

OPEN SESSION:

Complaints:

- Following a motion by Richard Parker and a second by Emory Lamar, the Board voted unanimously to table # ENCE-0095. It was noted the Board has no statutory authority over a contractual dispute. Jeff Stump will review the laws and rules.
- Following a motion by Richard Parker and a second by Mickey Couey, the Board voted unanimously to close # ENCE-0099. No violations were found.
- Following a motion by Tim Smith and a second by Emory Lamar, the Board voted unanimously to send a letter of concern and close # ENCE-0102.
- Following a motion by Tim Smith and a second by Emory Lamar, the Board voted unanimously to table # ENCE-0121 for inspectors to follow up with the owner and complainant to see if the matter has been resolved.
- Following a motion by Mickey Couey and a second by Tim Smith, the Board voted unanimously to close # ENCE-0125 after licensing issues have been resolved. It was noted a cease and desist order should not have been issued without the Board's consent.

Other Business:

Brooke Newby, Senior Attorney II, addressed the Board regarding the required 3-year deposit adjustment. It was clarified that it is the responsibility of the Secretary of State's Office to calculate adjustments based on the Consumer Price Index every 3 years.

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The next meeting of the Georgia Board of Cemeterians previously scheduled for April 26, 2016 will be changed and held Tuesday, April 19, 2016 at 10:00 a.m. via teleconference at 237 Coliseum Drive, Macon, Georgia.

There being no further business, the Chair declared the meeting adjourned at 1:38 p.m.

Minutes recorded by: Sandy Barboza, Board Support Specialist

Minutes reviewed and edited by: La Trenda Tyler-Jones, Executive Director

Richard Parker
Cliff Dempsey, Chair
Richard Parker
With express permission -
La Trenda Tyler-Jones

La Trenda Tyler-Jones
La Trenda Tyler-Jones, Executive Director

These minutes were approved on: 4/19/16

STATE OF GEORGIA

COUNTY OF BIBB

AFFIDAVIT SUPPORTING CLOSING OF PUBLIC MEETING

The Georgia Open Meetings Act, O.C.G.A 50-14-1 et seq., requires that all meetings of an entity covered by the statute must be open to the public unless there is some specific statutory exception which permits the closing of the meeting. If such a meeting is to be closed, the law requires that the presiding person execute a sworn affidavit stating that the subject matter of the meeting or the closed portion thereof was devoted to matters within the statutory exceptions and identifying those specified exemptions relied upon. O.C.G. A. 50-14-4(b). A copy of this affidavit must be filed with the minutes of the meetings in question.

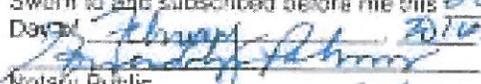
Comes Richard Parker the Chairman identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

1. I am the presiding officer of the Georgia State Board of Cemeterians
2. I am over the age of 18 and in other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and subject to penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On **February 23, 2016** this entity, which is subject to the Open Meetings Act, met. A majority of the quorum of members present voted to close the meeting or a portion hereof of the following indicated reason(s). I hereby certify that that during the closed portion of the meeting, only those subjects indicated below were discussed. I also certify that I have reviewed the exceptions provided under the Open Meetings Act that may permit the closing of a meeting and that, to the best of my knowledge, the reasons I have described in detail below meet the requirements for closing this public meeting.
4. The legal authority for closure of this meeting was: O.C.G.A. 43-1-2(k).
5. The subjects discussed and the underlying facts supporting the closing of this meeting are as follows:

Applications and other personal information submitted by the applicants; information, Favorable or unfavorable, submitted by a reference source concerning an applicant; and Deliberations of the Board with respect to an application, an examination, a complaint, an Investigation, or a disciplinary proceeding

FURTHER THE AFFIANT SAYETH NOT


PRESIDING OFFICER

Sworn to and subscribed before me this 23rd
Day of February 2016

Notary Public
My Commission Expires 12/19/2019

