

A meeting of the State Construction Industry Licensing Board, Division of Conditioned Air Contractors was held on May 13, 2004, at 237 Coliseum Drive, Macon, Georgia.

**The following members were present:**

Ken Davis, Chairman  
Bill Slaughter  
Chandler White  
Margie Clark

**Others present:**

Darren Mickler, Executive Director  
Cyndi Houser, Board Secretary  
Robert Renjel, Board Attorney  
Sally Hatcher, Staff Attorney  
Kyle Floyd, Staff Attorney  
Norman Harris, Legal Services Intern  
Ed Rhodes, Codes Engineer  
Jackie Turner, Enforcement  
Shirley Kersey, Enforcement  
Femi Ajayi, Exam Services  
Tanya Battle, Assistant Division Director

Chairman Davis declared a quorum was present and called the meeting to order at 9:03 a.m.

Mr. Slaughter moved, seconded by Mr. White and the division voted to enter into Executive Session in accordance with O.C.G.A. 43-1-2 (k) and 43-1-19 (h) to deliberate on examination results, reinstatements, investigations, and disciplinary actions. Voting in favor of the motion were division members Davis, Clark, Slaughter, and White.

The board recessed Executive Session at 10:25 a.m. in order to continue with a hearing.

The Honorable Elizabeth Thompson, Hearing Officer, declared the hearing for Seabron Allen Butts opened at 10:30 a.m. The hearing was dosed at 11:35 a.m. The transcript of the hearing is attached as a part of these minutes.

The division returned to executive session at 11:40 a.m. The division concluded Executive Session in order to vote on these matters and continue with the public session.

Richard J. Swanson, President of the Penrich Company d/b/a Georgia Filter Service met with the board to request a determination of what his company would be allowed to do for maintenance on a conditioned air system without being licensed. The board advised that he could not add changing belts to his list of services.

**Mr. White moved, Mr. Slaughter seconded and the division voted to approve the following actions:**

**Seabron Allen Butts, license number CN209550, docket number 2004-0272** – To affirm the decision of the Office of State Administrative Hearings to revoke license number CN209550. A copy of the proceedings are attached to these minutes.

**Matthew Ellison, docket number 2004-0747** - To accept signed Cease & Desist Order.

**Gary Dean Howard, license number CN003149, docket number 2002-0790** – To consider information that Mr. Howard has complied with the terms of the consent order and return license number CN003149 to active status.

**Lester Doss Howard, license number CN005313** – To suspend license number CN005313 for failure to comply with a child support order and further that the suspension shall cease upon receipt by the Division Director of a “Notice of Compliance and Request For Release” from the Department of Human Resources.

**Ayamekhue “John” Igho-Osagie, applicant** – To consider information presented by Mr. Igho-Osagie in his appearance before the board in support of his application.

**Frederick Dedois Peavy, license number CN209680, docket number 2004-0753** – To accept the signed Consent Agreement for Renewal.

**Roosevelt Prise, docket number 2004-0750** – To accept signed Cease & Desist Order.

**Mat Rehklau, docket number 2004-0751** – To accept signed Cease & Desist Order.

**Raymond Robinson, docket number 2004-0749** – To accept signed Cease & Desist Order.

**Keith Guy Simpson, applicant** – To consider information presented to the board by Mr. Simpson in his appearance before the board in support of his application.

**Sebastian Sonny Ukpai, applicant** – To consider information presented to the board by Mr. Ukpai in support of his application.

**Sitha Van, applicant** – To consider information presented to the board by Mr. Van in his appearance before the board in support of his application.

**Loy A. Windham, docket number 2004-0752** – To accept signed Cease & Desist Order.

**4502200629** - To close until respondent is located.

**4502200644** - To close case.

**4502200664** - To close with letter of concern.

**4502020677** - To close with letter of concern.

**CA020684** - To close with letter of concern.

**CA030022** - To close case.

**CA030068** - To request a hearing.

**CA030099** - To request a hearing.

**CA030114** - To request a hearing.

**CA030121** - To refer to the Attorney General.

**CA030127** - To close case.

**CA030128** - To close case.

- CA030141** - To request a hearing.
- CA040003** - To Rockdale County District Attorney
- CA040005** - To close case.
- CA040018** - To close case.
- CA040020** - To close with letter of concern
- CA040022** - To request further investigation
- CA040023** - To request a hearing.
- CA040029** - To close case.
- CA040037** - To close until respondent is located.
- CA040038** - To refer to the Attorney General.
- CA040049** - To request a hearing.
- CA040051** - To close case.
- CA040055** - To request a hearing.
- CA040056** - To close case.
- CA040057** - To request a hearing.
- CA040067** - To close case.
- CA040068** - To close case.
- CA040070** - To close case.
- CA040074** - To close case.
- CA040076** - To close case.

Approve the examination applications as reviewed.

Approve the following for license based on reciprocity:

<b>Non-Restricted Class II</b>	<b>License Number</b>
Anderson Jr., Johnny F. (SC)	CN209987
Distler, Scott Allen (TX)	CN209988
Nottberg, Carl Hall (TX)	CN209989
Read, Andrew A. (TX)	CN209990
Wright, Samuel Walton (SC)	CN209991

**The division took the following actions:**

Mr. Slaughter moved, Mr. White seconded and the division voted to approve the minutes of the March 4, 2004 meeting.

**Other items of business and correspondence discussed were:**

April 2, 2004 letter from Air Sciences requesting clarification of licensure requirements for certain types of work with a conditioned air license. The Board will respond with a letter.

Mr. Mickler reported that Rule 121-2-.03 and 121-6-.04 are ready to post. He also reported that new members may soon be appointed to the board.

There being no further business, Mr. Slaughter moved, seconded by Mr. White with the division voting in favor of the motion to adjourn the meeting at 2:00 p.m.

s/ Cyndi Houser  
Board Secretary

June 24, 2004  
Date approved

s/ Darren Mickler  
Executive Director

s/ Ken Davis  
Division Chairman

s/ Mollie L. Fleeman  
Professional Licensing Boards Division Director

*Attachment*  
**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 matters within the statutory exceptions and identifying those specific exceptions relied upon O.C.G.A. § 50-14-4(b). A copy of this affidavit must be filed with the minutes of the meeting in question.

Comes now Ken Davis, the presiding officer 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 Division of Conditioned Air Contractors.
2. I am over the age of 18 and in all other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On May 13, 2004, this entity, which is subject to the Open Meetings Act, met. A majority of the quorum of the members present voted to close the meeting or a portion thereof for the following indicated reason(s). I hereby certify 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 the closure of this meeting was:  
O.C.G.A. 43-1-2(k)
5. The subject(s) discussed and the underlying facts supporting the closing of this meeting are: Review of applications, reinstatements, investigations and orders and examination results

**FURTHER THE AFFIANT SAYETH NOT.**

S/ Ken Davis  
PRESIDING OFFICER

Sworn and subscribed before me

this 13<sup>th</sup> day of May 2004.

s/ Cynthia K. Houser

Notary Public – My commission expires August 21, 2005