

A meeting of the State Construction Industry Licensing Board, Division of Conditioned Air Contractors was held on January 5, 2006, at 237 Coliseum Drive, Macon, Georgia.

The following members were present:

Ken Davis, Chairman
Sally Allen
George Lenaeus

Others present:

Darren Mickler, Executive Director
Cyndi Houser, Applications Specialist/ Board Secretary
Sherry Harrison, Board Secretary
Chuck Miller, Enforcement
Gretchen Dees, Assistant Attorney General
Sonya Williams, Staff Attorney
Jennifer Haskins, Staff Attorney

Chairman Davis declared a quorum was present and called the meeting to order at 9:08 a.m.

Devony Sanford, PLB Licensing Board Information Technology staff member, presented a demonstration of the new features available on our web site to applicants and licensees.

Ms. Allen moved, seconded by Mr. Lenaeus 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/or disciplinary actions. Voting in favor of the motion were division members Davis, Allen, and Lenaeus. The division concluded Executive Session in order to vote on these matters and continue with the public session.

Mr. Lenaeus moved, seconded by Ms. Allen and the division voted to approve the following actions:

Patrick Bagwell, docket number 2006-0086 – To accept signed Consent Agreement for Reinstatement.

Lavrenti Balakhasvili, docket number 2006-0090 – To accept signed Cease & Desist Order.

Randy Beaver, docket number 2006-0098 – To accept signed Cease & Desist Order.

Delfino Castillo, docket number 2006-0094 – To accept signed Cease & Desist Order.

Carlos Gomez, docket number 2006-0091 – To accept signed Cease & Desist Order.

Jawahar (Joe) Kachwala, docket number 2006-0097 – To accept signed Cease & Desist Order.

Gary Kirkland, docket number 2006-0088 – To accept signed Cease & Desist Order.

Johnny Lattimore, docket number 2006-0100 – To accept signed Cease & Desist Order.

Gomez Lopez, docket number 2006-0096 – To accept signed Cease & Desist Order.

Timoteo Lopez, docket number 2006-0095 – To accept signed Cease & Desist Order.

Frederick Dedois Peavy, license number CN209680, docket number 2004-0753- To accept the information that Mr. Peavy has completed the terms of consent order 2004-0753 and return license number CN209680 to active status.

Carl T. Tench, docket number 2006-0105 – To accept signed Consent Order.

Rafael Venancio, docket number 2006-0092 – To accept signed Cease & Desist Order.

Rick Whitmire, docket number 2006-0089 – To accept signed Cease & Desist Order.

<u>CA01542</u>	- To close case.	<u>CA050192</u>	- Request a hearing.
<u>CA01556</u>	- To close case.	<u>CA060004</u>	- To close with letter of concern.
<u>CA030015</u>	- To close case.	<u>CA060007</u>	- Refer to attorney general.
<u>CA030031</u>	- Request a hearing.	<u>CA060010</u>	- To close case.
<u>CA030121</u>	- Request a hearing.	<u>CA060016</u>	- To close case.
<u>CA030125</u>	- To close case.	<u>CA060018</u>	- Refer to attorney general.
<u>CA030074</u>	- Request a hearing.	<u>CA060020</u>	- To close case.
<u>CA040047</u>	- To close case.	<u>CA060021</u>	- Refer to attorney general.
<u>CA040069</u>	- Refer to attorney general.	<u>CA060033</u>	- To close case.
<u>CA040077</u>	- Refer to attorney general.	<u>CA060035</u>	- Request a hearing.
<u>CA040091</u>	- Refer to attorney general.	<u>CA060039</u>	- To close case.
<u>CA050124</u>	- Refer to attorney general.	<u>CA060041</u>	- Request a hearing.
<u>CA050140</u>	- Refer to attorney general.	<u>CA060054</u>	- To close with letter of concern.
<u>CA050141</u>	- Refer to attorney general.	<u>CA060066</u>	- To close case.
<u>CA050145</u>	- Refer to attorney general.	<u>CA060091</u>	- To close case.
<u>CA050148</u>	- Request a hearing.	<u>CA060101</u>	- To close case.
<u>CA050113</u>	- Refer to attorney general.		
<u>CA050162</u>	- To close case.		

Mr. Lenaeus moved, seconded by Ms. Allen and the division voted to approve the following for license based on reciprocity:

CN210152 Carmack, Gary SC
CN210153 Rees, Russell A SC

Ms. Allen moved, seconded by Mr. Lenaeus and the division voted to approve the examination applications as reviewed.

The division took the following actions:

Mr. Lenaeus moved, Ms. Ms. Allen seconded and the division voted to approve the minutes of the November 3, 2005 meeting.

Other items:

The board discussed the requirements to be listed for the heat loss/gain and duct design courses as required by Board Rule 121-2-03. Amended. The courses are to be based on ACCA.

E-mail from Trane of Georgia regarding the required course information for examination applications. A letter will be sent detailing the board's expectations.

There being no further business, Ms. Allen moved, seconded by Mr. Lenaeus with the division voting in favor of the motion to adjourn the meeting at 1:30 p.m..

s/ Cyndi Houser
Board Secretary

June 29, 2006
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 **January 5, 2006**, 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/or examination results**

FURTHER THE AFFIANT SAYETH NOT.

s/ Ken Davis
PRESIDING OFFICER

Sworn and subscribed before me

this 5th day of January 2006

s/ Cynthia K. Houser

Notary Public

My Commission Expires August 21, 2009