

STATE CONSTRUCTION INDUSTRY LICENSING BOARD
DIVISION OF CONDITIONED AIR CONTRACTORS
Board Meeting: July 16, 2014

The Georgia State Construction Industry Licensing Board Division of Conditioned Air Contractors met on July 16, 2014, at the office of the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia 31217.

BOARD MEMBERS PRESENT:

Ken Davis, Chairman
George Leneaus
Johnny Lyons
Kevin Green

BOARD MEMBERS ABSENT:

Rudy Weaver
Michael Miller, Consumer Member

STAFF PRESENT:

Darren Mickler, Executive Director
Somer Stafford, Board Support Specialist
Charlotte Mason, Licensing Supervisor
Hope Floyd, Licensing Analyst
Annette Wimberly, Complaint Compliance Analyst

ATTORNEY GENERAL REPRESENTATIVE:

David Stubins, Assistant Attorney General

Call to order:

At 9:04 a.m., Chairman Davis established a quorum and called the meeting to order.

Approval of Open Session Minutes:

Chairman Davis presented a draft of the April 2, 2014 Open Session minutes and asked for any additions or deletions. Mr. Leneaus moved to accept the minutes as presented. Mr. Lyons seconded the motion. The motion carried unanimously.

Executive Director's Report:

Mr. Mickler announced the new staff members, Somer Stafford- Board Support Specialist and Ava Walker- Licensing Analyst.

Mr. Mickler reminded the board members of the importance of not getting involved unnecessarily in complaint cases.

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Executive Session:

At 9:05 a.m., Mr. Leneaus moved for the Board to enter into Executive Session to deliberate on examination applications, investigative matters and to receive the investigative report. Mr. Lyons and Mr. Green seconded it. The motion carried unanimously.

The following Board members were present during Executive Session – Ken Davis, Johnny Lyons, George Leneaus and Kevin Green.

Open Session reconvened at 12:14 a.m. with the following Board members present – Ken Davis, Johnny Lyons, George Leneaus, and Kevin Green.

Applications:

Mr. Leneaus made a motion to approve the examination results and ratify 32 Non-Restricted and 15 Restricted licenses issued from April 2, 2014- July 15, 2014. Mr. Lyons seconded the motion and the division voted to approve the licenses.

Approval of Executive Session Minutes:

Chairman Davis presented a draft of the April 2, 2014 Executive Session minutes and asked for any additions or deletions. Mr. Lyons moved to accept the minutes as presented. Mr. Green seconded the motion. The motion carried unanimously.

A motion was made by Mr. Lyons, seconded by Mr. Leneaus, and the Board voted unanimously to accept the following recommendations involving investigative cases:

Board Office:

Applicant 1765295/CA060171 & CA070083- Board voted to deny reinstatement of CR license due to numerous previous complaints and unresolved complaint cases.

CR108847- William Aaron- Approved request to terminate probation.

CA140022- Close with no action due to no violations.

CA140020- Close with no action due to no violations of Georgia codes.

CA140055- Refer to legal services for a consent order for renewal placing the license on probation for renewal period 11/30/13 to 11/30/15 for failing to report conviction and provide documentation in a timely manner.

Applicant 2323763/CA140057- Applicant for CN examination and licensure with criminal history. Approved for CN examination and upon passing the exam to issue

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license with no sanctions and close case.

Applicant 2448416/CA140059- Applicant for CN examination and licensure with criminal history. Approved for CN examination and upon passing the exam to issue license with no sanctions and close case.

Applicant 2390771/CA140060- Applicant for CN examination and licensure with criminal history. Approved for CN examination and upon passing the exam to refer to legal services for a consent order for licensure placing the license on probation for 2 years.

CA140062- Application for CN renewal with criminal history. Refer to legal services for a consent order for renewal placing the license on probation for 24 months.

Investigations:

CA090017/CN002588 Samuel Arnold- Board voted to initiate suspension of license due to licensee's non-compliance with consent order.

CA120022- Refer to AG for a consent order for unprofessional conduct and multiple complaints assessing a \$1000.00 fine and 24 months probation.

CA140011- Close with no action due to no violations.

CA140049- **Wayne Bozeman, Americus**- Accept C & D and close.

CA140042- **Jesse Burney, Lithonia**- Accept C & D and close.

CA130122- **Alton Tavaras Johnson, Marietta**- Accept C & D and close.

CA140046- **Joseph Gaumond, Conyers**- Accept C & D and close.

CA140047- Close with no action due to no violations.

CA140038- Close due to no evidence to support allegations of assisting unlicensed practices.

CA130009- Close with a letter of concern to licensee regarding unlicensed practices and unprofessional conduct.

CA140039- Refer to the AG to obtain a Cease and Desist order or schedule hearing due to respondent refused to sign Cease and Desist order for investigations.

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CA140041- Refer respondent 1 to AG for advice on options for considerations of Board actions regarding unlicensed practices and close case on respondent 2 due to no connection to respondent 1.

CA140043- Refer respondent 1 to AG assessing a \$1000.00 fine for violating a previously issued C & D and respondent 2 to the AG for a consent order for assisting unlicensed practices assessing a \$1000.00 fine and 8 hrs. of CE's in licensing laws in addition to the required 8 hrs. for renewal.

CA140045- Refer to the AG to obtain a Cease and Desist order or schedule hearing due to respondent refused to sign Cease and Desist order for investigations.

CA130107- Refer to AG to obtain C & D or schedule hearing due to respondent uncooperative with investigations.

CA140025- Close due to minor issue and no service contract from 2010, 2011 or 2012.

CA130120- Refer to AG for revocation of CN license due to falsifying renewal coupon from 2007 to 2013 by answering "no" to the arrest/conviction question.

CA140023- Refer to AG for advice regarding HB251.

CA140016- Refer respondent 1 to AG for assisting unlicensed practices assessing a \$200.00 fine and obtain 4 hrs. of CE's in licensing laws. This is in addition to the required 8 hrs. of CE's required for renewal. Refer respondent 2 back to investigations to obtain C & D or obtain documentation that the company has a FT/W2 paid employee as the qualifying agent.

CA130123- Refer to AG to obtain a Cease and Desist order or schedule hearing due to respondent refused to sign a Cease and Desist order for investigations.

Legal:

No report.

Assistant Attorney General:

CA110089- Approved request to close case due to respondent has paid fine of \$1500.00.

CA120001- Close due to complainant unresponsive per AG memo.

CA110112- Close due to complainant unresponsive per AG memo.

CA130096- Close due to complainant did not provide requested documents to the Board in order for AG to proceed to hearing.

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CA140007- Close due to AG closed case due to insufficient evidence. No memo in file.

Other Business:

Beginning July 16, 2014, a policy was put into effect that grants the Professional Licensing Board's staff authority to contingently terminate probation upon board's approval for license holders that have satisfied their criminal probation period.

The Board reviewed a CEU Inquiry and agreed to accept hours toward licenses and certificates to count toward continuing education hours.

Adjournment:

There being no further business, at 12:51a.m., Mr. Leneaus moved to adjourn. Mr. Lyons seconded. The motion carried unanimously.

The next Conditioned Air Board Meeting will be on Wednesday, October 29, 2014 at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia.

Board Chairperson

Executive Director

Date

Date