

STATE CONSTRUCTION INDUSTRY LICENSING BOARD
DIVISION OF CONDITIONED AIR CONTRACTORS
Board Meeting: July 17, 2013

The Georgia State Construction Industry Licensing Board Division of Conditioned Air Contractors met on July 17, 2013 at the office of the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia 31217.

BOARD MEMBERS PRESENT:

Ken Davis, Chairman
Johnny Lyons
Kevin Green
Rudy Weaver

BOARD MEMBERS ABSENT:

George Leneaus
Michael Miller, Consumer Member

STAFF PRESENT:

Darren Mickler, Executive Director
Swan LeGrand-Fleming, Licensure Analyst
Charlotte Mason, Licensing Analyst
Annette Wimberly, Complaint Compliance Analyst

ATTORNEY GENERAL REPRESENTATIVE:

Doris Williams-McNeely, Assistant Attorney General

Call to order:

At 9:06 a.m., Chairman Davis called the meeting to order.

Chairman Davis recognized our two new Board members, Rudy Weaver and Kevin Green. Mr. Weaver and Mr. Green were sworn in.

Approval of Open Session Minutes:

Chairman Davis presented a draft of the April 3, 2013 Open Session minutes and asked for any additions or deletions. Mr. Weaver moved to accept the minutes as presented. Mr. Lyons seconded. The motion carried unanimously.

Executive Session:

At 9:22 a.m., Mr. Lyons moved for the Board to enter into Executive Session to deliberate on examination applications, investigative matters and to receive the investigative report. Mr. Weaver seconded. The motion carried unanimously.

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

Appearances:

Applicant #1820737 – Applicant appeared before the Board to exercise his right to appeal denial of his application. After discussion the Board voted to uphold denial of the application. Applicant lacked installation and design experience. The Board requested that applicant obtain (3) three years of additional experience as follows: one year of installation experience, one year of design experience, and one additional year of either design or installation experience.

Open Session reconvened at 11:45 a.m. with the following Board members present – Ken Davis, Johnny Lyons, Rudy Weaver and Kevin Green.

Applications:

Mr. Lyons moved. Mr. Weaver seconded and the division voted to approve the examination results and ratify twenty-four (24) Non-Restricted and seventeen (17) Restricted licenses issued from April 3, 2013 – July 16, 2013.

Approval of Executive Session Minutes:

Chairman Davis presented a draft of the April 3, 2013 Executive Session minutes and asked for any additions or deletions. Mr. Lyons moved to accept the minutes as presented. Mr. Davis seconded. The motion carried unanimously.

Mr. Weaver made a motion to accept the following recommendations regarding investigative cases:

Board Office:

CA130026 – The Board voted to close with a letter of concern. If civil action occurs and respondent is found guilty, then reopen case for sanctions.

CA130042 – The Board made a recommendation to refer to the Attorney General for voluntary surrender order or seek revocation.

CA130081 – The Board voted to closed case as resolved.

CA130051 - Send to AG for a consent order assessing a \$1000.00 fine and full restitution to homeowner.

CA130068 – The Board voted to close with a referral to Alabama.

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Phil Montgomery, Decatur – The Board voted to approve the request to terminate probation status.

Stan Magiera, Buford – The Board voted to approve the request to terminate probation status.

Stacey Johnson, Tenille – The Board voted to accept C & D and close. No action on respondent 2.

Jeffrey Bruce, Rentz – The Board voted to accept C & D and close.

CA130094 – The Board made a recommendation to refer to the Attorney General's Office as additional information and close case.

CA130090 – The Board voted to close with a letter to complainant to file civil suit.

Investigations:

CA120007 - The Board made a recommendation to refer to the Attorney General's Office to obtain C&D or schedule hearing.

CA120051 - The Board voted to close due to no violations.

Ronald A. Joachim, Statenville – The Board voted to accept C & D and close.

Keith Perry, Valdosta – The Board voted to accept C&D and close.

CA130064 – The Board made a recommendation to refer to the Attorney General's Office for a consent order assessing a \$500.00 fine for violating previously issued C&D or schedule hearing.

CA130013 - The Board voted to close with no action.

CA130002 – The Board made a recommendation to refer Respondent 2 to the Attorney General's Office to obtain C&D or schedule hearing.

CA120133 - The Board made a recommendation to refer to the Attorney General's Office to obtain C&D or schedule hearing.

CA120024 - The Board voted to close with no action.

CA120135 - The Board made a recommendation to refer to the Attorney General's Office to obtain C&D or schedule hearing.

CA130011 – The Board made a recommendation to refer to the Attorney General's Office for a consent order assessing a \$500.00 fine for violating previously issued Cease and Desist.

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CA130015 - The Board voted to close with no action.

CA130039 - The Board made a recommendation to refer to the Attorney General's Office to obtain C&D or schedule hearing.

CA130079 – The Board voted to close as case was resolved.

CA130086 - The Board made a recommendation to refer to the Attorney General's Office to obtain C&D or schedule hearing.

CA130095 - The Board voted to close due to no violations.

Benny Cook, Griffin – The Board voted to accept C & D and close.

CA120019 - The Board voted to close due to no violations.

CA120137 - The Board voted to close due to no violations.

James McIntosh, East Point – The Board voted to accept C & D and close.

Neil McLean, Cleveland – The Board voted to accept C & D and close.

CA120123 – The Board voted to close due to no violations.

CA130005- The Board made a recommendation to refer to the Attorney General's Office to obtain C&D or schedule hearing.

Randy Cooper, Seale, Alabama – The Board voted to accept C & D and close.

William McCormack, Norcross – The Board voted to accept C & D and close.

CA130028 – The Board made a recommendation to refer to the Attorney General's Office for a consent order assessing a \$1,000.00 fine for two violations.

CA130074 – The Board made a recommendation to refer to the Attorney General's Office for a consent order assessing a \$500.00 fine for violating previously issued C&D or schedule hearing.

CA130108 – The Board voted to close with no action.

CA130054 – The Board voted to close with no action with respect to Respondents 1 and 2.

CA120104 – The Board made a recommendation to refer to the Attorney General's Office for a consent order assessing a \$1000.00 for 2 instances of violating a previously issued C&D or schedule hearing.

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Joseph Noles, Cochran – The Board voted to accept C & D and close.

CA130098 – The Board voted to close due to no violations.

Ronald Griffin, Carrollton - The Board voted to accept C & D and close.

Mark Dykes, Eastman – The Board voted to accept C & D and close.

Mr. Lyons seconded the motion. The motion carried unanimously.

Attorney General's Status Report:

The Assistant Attorney General reported on cases received from the Board. Mr. Lyons made a motion to accept the Attorney General's report. Mr. Weaver seconded the motion. The motion carried unanimously.

CA060184 – The Board voted to close with no action due to age of complaint.

CA070086 – The Board voted to close with no action due to age of complaint

Brian Stachura, Atlanta – The Board voted to accept C & D and close.

Other Business:

The Board had a discussion on linking licensees with companies.

The Board reviewed a request regarding thermostat replacement.

Adjournment:

There being no further business, at 12:08 p.m., the meeting adjourned.

The next Conditioned Air Board Meeting will be on Wednesday, October 30, 2013 at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia.

Board Chairperson

Executive Director