

STATE CONSTRUCTION INDUSTRY LICENSING BOARD
DIVISION OF CONDITIONED AIR CONTRACTORS
Teleconference Meeting: April 2, 2014

The Georgia State Construction Industry Licensing Board Division of Conditioned Air Contractors met on April 2, 2014, via teleconference, 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 (in person)

BOARD MEMBERS ABSENT:

Rudy Weaver
Michael Miller, Consumer Member

STAFF PRESENT:

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

ATTORNEY GENERAL REPRESENTATIVE:

Doris Williams-McNeely, Assistant Attorney General

Call to order:

At 9:02 a.m., Chairman Davis called the meeting to order.

Approval of Open Session Minutes:

Chairman Davis presented a draft of the November 5, 2013 Open Session minutes and asked for any additions or deletions. Mr. Lyons moved to accept the minutes as presented. Mr. Leneaus seconded. The motion carried unanimously.

Executive Director's Report:

Mr. Mickler discussed the board being familiar with the bill that passed to remove the Accountancy Board from the Secretary of States' office and moving them to the State Accountancy office. He also discussed GELSA getting the Low Voltage Bill amended.

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Executive Session:

At 9:03 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. Leneaus seconded. 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 10:03 a.m. with the following Board members present – Ken Davis, Johnny Lyons, George Leneaus, and Kevin Green.

Applications:

Mr. Leneaus made a motion. Mr. Davis seconded and the division voted to approve the examination results and ratify 13 Non-Restricted and 8 Restricted licenses issued from November 5, 2013 – April 1, 2014.

Approval of Executive Session Minutes:

Chairman Davis presented a draft of the November 5, 2013 Executive Session minutes and asked for any additions or deletions. Mr. Lyons moved to accept the minutes as presented. Mr. Green seconded. The motion carried unanimously.

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

Board Office:

CA130096- Send to AG for a consent order for respondent to make restitution to complainant for failure to honor 10 year parts and labor warranty showing on original contract, 24 months of probation, \$500 fine, 4 hrs. of additional CE's on licensing laws and rules and provide letter of satisfaction from customer.

CA140001- Issue license with no sanction.

CA130099- Close with no action.

CA140019- Renew CN license with LOC and close.

CN208265- Robert Purdue- Approve request to terminate probation and return to active status.

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CN003284- Jack D. Johnson- Approve request to terminate probation and return to active status.

CR109953- Christopher Pruitt- Approve request to terminate probation and return to active status.

CA140029- Close with no action.

CA140032- Request to close as resolved.

CA140037- Send to legal for a consent order for renewal placing the license on probation concurrent with criminal history.

CA140056- Send to legal for a consent order for reinstatement of CN license placing the license on probation concurrent with South Carolina probation.

Investigations:

CA130053- Jerry Malcolm Smith, Harlem- Accept Voluntary Surrender of CR license upon receipt and close.

CA140005- Close with no action.

CA130036- Close due to no violations.

CA130104- Refer to AG to obtain C&D or schedule hearing.

CA130029- Close with LOC.

CA130031- Gary Watts, Brunswick- Accept C & D and close.

CA130120- Close with no action.

CA140007- Refer to AG to obtain C&D or schedule hearing.

CA130065- Close due to no violations.

CA140034- Close with no action.

CA130043- Tabled.

CA130089- Close and flag license in case licensee ever tries to reinstate license, the board has made a recommendation for this complaint/licensee.

CA140011- Close due to no violations.

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CA130078- Close due to no violations.

CA130087- Close due to insufficient evidence gathered.

CA130118- Close with no action.

CA130067- Close with no action.

CA130072- Close with no action.

CA140009- Close due to no violations.

CA140014- Ricardo Morgan, d/b/a J & R Appliance and Repair, Fayetteville- Accept C & D and close.

CA130124- J.C. Purvis, Marshon- Accept C & D and close.

CA140050- Jarrett Spencer, Forest park- Accept C & D and close.

Legal:

CA140002- Diarra Jackson, Accept consent order for CR licensure placing the license on probation for 2 yrs. due to criminal history and close. Docket no. 2013-1518.

CA140037-Garrick Charles Ballard- Accept consent order for CR renewal due to criminal history placing the license on probation concurrent with criminal probation and close. Docket no. 2014-0459

Assistant Attorney General:

CA090017- Samuel W. Arnold, Atlanta- Accept consent for aulp placing the license on probation for 24 months, assessing a \$1000.00 fine and 4 hrs of additional CE's on CA contractors law. Docket no. 2014-0256. A C & D was previously issued to respondent 2 during the initial investigation.

CA130022- Ronnie White, Covington- Accept C & D and close. Docket no. 2013-2738.

CA120080- Frederick Peavy, McDonough- Accept consent order for substandard work placing the license on probation for 36 months, assess a fine in the amount of \$1000.00 and complete eight hours of continuing education in duct design and installation, wiring and code standards and pay full amount of judgment in the amount of \$2730.50 within eighteen months of docketed order.

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CA120109- Frederick Peavy, McDonough- Accept consent order for substandard work placing the license on probation for 36 months, assess a fine in the amount of \$1000.00 and complete eight hours of continuing education in duct design and installation, wiring and code standards and pay restitution in the amount of \$2500.00 within eighteen months of docketed order.

CA120113- Frederick Peavy, McDonough- Accept consent order for substandard work placing the license on probation for 36 months, assess a fine in the amount of \$1000.00 and complete eight hours of continuing education in duct design and installation, wiring and code standards and pay restitution in the amount of \$3294.00 within 18 months of docketed order.

CA130060- Henry A. Butts- Accept consent order for aulp assessing a \$500.00 fine and placing the license on probation for 12 months and close. Docket no. 2013-1495.

CA130064- David Vaughan- Valdosta- Accept consent order to cease and desist and close. Respondent violated previously issued C & D. \$500.00 assessed. Fine paid. Docket no. 2014-0305.

CA120127- Justin Richardson, Cartersville- Accept consent order for substandard work in both cases and close. Order dictates that respondent pay restitution to complainant in this case (and he has) and then assesses a \$2500.00 fine and 36 months of probation. Docket no. 2013-0243.

CA130028- Ronald G. Lowery (Southern Season Cooling and Heating, Inc) - Accept consent order for substandard work assessing a \$1000.00 fine and close. Docket no. 2013-1510.

CA130074- Alister Lindsay Pereira, Atlanta- Accept consent order to cease and desist. Violated previously issued C & D. \$500.00 fine assessed. Docket no. 2013-2580. Fine paid.

CA130121- Nathan Moore, Stone Mountain- Accept C & D and close. Docket no. 2014-0301.

CA130019- Ryan L. Siddell, Thomasville- Accept consent order for aulp assessing a \$500.00 fine and 12 months of probation and close. Docket no. 2014-0484. Other respondent issued C & D and accepted at November meeting.

CA100072- As a result of AG memorandum, the Board voted to close the case with no action.

CA130039- Leon Owens, Decatur- Accept C & D and close. Docket no. 2013-1153.

CA120135- Roy Smith, Lithonia- Accept C & D and close. Docket no. 2013-1154.

CA110088- Dontize Hughes- Accept order of dismissal.

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CA120104- Cedric Lemon- Close with no action.

CA130006- As a result of AG memorandum that the respondent is now deceased, the board voted to close the case.

CA120083- As a result of AG memorandum of insufficient evidence, the board voted to close the case.

CA130051- As a result of AG memorandum of insufficient evidence, the board voted to close the case.

Other Business:

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

Ken Davis discussed creating a curriculum with an outline for requirements to teach an installation course verses service.

Darren will have a report at the April 15th meeting for how many people actually have taken the test more than 3 times.

The Board discussed holding a face to face meeting on April 15, 2014 and for the members to bring laptops to get further acclimated with EpiWare.

Adjournment:

There being no further business, at 10:12 a.m., Mr. Laneaus moved to adjourn. Mr. Davis seconded. The motion carried unanimously.

The next Conditioned Air Board Meeting will be on Wednesday, April 15, 2014 at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia.

Board Chairperson

Executive Director