

STATE CONSTRUCTION INDUSTRY LICENSING BOARD

Division of Conditioned Air Contractors

December 5, 2018 Meeting

Open Session Minutes

A meeting of the Georgia State Construction Industry Licensing Board, Division of Conditioned Air Contractors was held on Wednesday, December 5, 2018, at the Professional Licensing Board Division, 237 Coliseum Drive, Macon, Georgia for the purpose of conducting Board business.

Members present:

Johnny Lyons, Division Chairman
Kevin Green
Rudy Weaver – via teleconference

Members absent:

Michael Miller, Consumer Member

Staff present:

Deborah Beard, Executive Director
TiAndria Burke, Board Support Specialist
Ken English, Licensure Supervisor
Charita Gates, Licensing Analyst
Amanda Califf, Compliant/Compliance Analyst
David Stubins, Senior Assistant Attorney General

Visitors present:

Matthew Head
Rodney Gracia

Call to Order

At 9:20 a.m., Division Chairman Lyons established that a quorum was present and called the meeting to order.

Discussion

The Acting Division Director, Darren Mickler, addressed the board members regarding the number of outstanding complaints pending their review. These complaints have been out for their review for several months. Mickler discussed with the Board the need to review these complaints because some date back to 2015. Mickler asked the Board members if they were still interested in serving on the Board. Johnny Lyons, the Division Chairman expressed concern of the lack of board members and this has hindered the Board from being able to process complaints in a reasonable time frame. He mentioned that the Board has provided names to Governor Deal, but he hasn't made any new appointments. Lyons mentioned the board members would review the complaints pending their review.

Approval of Open Session Minutes

A motion was made by Lyons, seconded by Green, and the Division voted to approve the minutes of the July 25, 2018, August 17, 2018, November 11, 2018 and November 25, 2018 meetings. None opposed, motion carried.

Ratifications:

Licenses Issued

The Division of Conditioned Air Contractors reviewed the list of applicants which were previously reviewed and administratively approved by Cognizant Board Members. A motion was made by Lyons, seconded by Green, and the Division voted to ratify 43 Conditioned Air Non-Restricted and 14 Conditioned Air Restricted licenses issued from July 1, 2018 – November 30, 2018. None opposed, motion carried.

Conditioned Air Non- Restricted

CN211219	Jerry Carlton Hay	CN211224	Bruce Edward Oglesby
CN211220	Steven Tate Hill	CN211225	David Ray Oglesby, Jr
CN211221	Tamar Niclas Lake	CN211226	Joseph Steven Sands
CN211222	Richard Cameron Mayhue	CN211227	Douglas Kyle Stiles
CN211223	Samuel Patrick McMahan	CN211228	Quang Nhat Tran

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CN211229	Joshua Michael Warnock	CN211245	Michael Thomas Chamblee
CN211230	Kimberlee L Anderson	CN211246	Hunter Carl Clements
CN211231	Dustin Reeves Rowell	CN211247	Nathan Lee Coker
CN211232	Aaron James Anderson	CN211248	Michael L. Davila
CN211233	Auston Robert Albers	CN211249	John Stacy Evans
CN211234	Jerry Lemont Howard	CN211250	Mark Daniel Fuller
CN211235	Christopher Brian Middleton	CN211251	Jennifer Dawn Harbin
CN211236	Michael W Fowler	CN211252	Scott A Johnson
CN211237	Steven R Black	CN211253	John Lyle Kraus
CN211238	Christopher Paul Amaro	CN211254	Marcus Lane Maynor
CN211239	Scott Jeffrey Berger	CN211255	Andrew Michael Navarro
CN211240	William Robert Bates	CN211256	Nakia Tremaine Pringley
CN211241	Jeffrey Ross Bolton, II	CN211257	Horia Cornel Tanase
CN211242	William Thomas Bosurgi	CN211258	Bryan Hampton Twiggs
CN211243	Marc Allan Broughton	CN211259	Ryan Will Valentine
CN211244	Mark Alan Cantrell, Jr	CN211260	Benjamin Cory Zeglevski
CN211261	Charles Bammi Davies		

Conditioned Air Restricted

CR110357	Brad Roy Fisher	CR110365	Reginald Bernard Lowe
CR110358	Chad Nelson Burrows	CR110366	Jeffrey Tyler Marlow
CR110359	Christopher Shane Carter	CR110367	Arturs Stienis
CR110360	Justin Wayne Dees	CR110368	Vu Pham Tran
CR110361	Jeffrey Michael Dungey	CR110369	Alex Brannen Tucker
CR110362	Joseph Merrell Hale, III	CR110370	Matthew Charles White
CR110363	Wesley Ray Hayes		
CR110364	Ritha Kim		

Public Board Orders

A motion was made by Lyons, seconded by Green, and the Board voted to ratify acceptance of the following Board Orders. None opposed, motion carried.

Sutton, Jaquel	Voluntary Cease and Desist
Forrest, Alphonso	Voluntary Cease and Desist
Scott, Rodney	Voluntary Cease and Desist
Koss, Tami	Voluntary Cease and Desist

Continuing Education Provider Requests

A motion was made by Lyons, seconded by Weaver, and the Board voted upon review of the information to accept the following recommendations. None opposed, motion carried.

- National Compressor Exchange Continuing Education Course – Approved as submitted.
- Frank Meighan Baker Distributing – Submit course and training outline for review.
- Ralph Wolf – Submit course and training outline for review.

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Probation Termination Requests

A motion was made by Lyons, seconded by Weaver, and the Board voted upon review of the information to approve lifting probation on the following. None opposed, motion carried.

Mustic, Sanel	CR109864
Linder, Thomas	CR110253
Brooks, Sam	CN003833
Richardson, Justin	CR109867

2019 Suggested Reference List

The Board reviewed the 2019 suggested reference list. A motion was made by Weaver, seconded by Green, and the Board voted to accept the 2019 reference list. None opposed, motion carried.

2019 Proposed Board Meeting Dates

The Board reviewed the Division of Conditioned Air Contractors 2019 proposed board meeting dates. A motion was made by Green, seconded by Lyons, and the Board voted to accept the below board meeting dates. None opposed, motion carried.

- March 27, 2019 – 9:00 a.m. in-person meeting – location Professional Licensing Boards Division, Macon, GA.
- July 24, 2019 – 9:00 a.m. in-person meeting - location Professional Licensing Boards Division, Macon, GA.
- December 4, 2019 – 9:00 a.m. in-person meeting – location Professional Licensing Boards Division, Macon, GA.

Request to be Approved Manual Q&N

Ben Decker Manual Q&N - The Board reviewed the information submitted. A motion was made by Lyons, seconded by Green, and the Board voted to accept the Manual Q&N information submitted.

Executive Director's Report

The Executive Director, Deborah Beard, informed the Division of Conditioned Air Contractors of the importance of reviewing applications and complaints. She also discussed the number of applications and complaints currently pending by review by the Board. She explained that complaints have been reassigned to Board Members in an effort to move the cases, but there has been very little movement. Weaver has reviewed a number of his complaints. However, all board members have a number of complaints still outstanding and pending their review. She discussed with the Board if they would like to schedule a meeting in order to review the backlog of complaints. The board members did not want to schedule a meeting. The cases are assigned to Board members for review in the Bridge system. Board Members can review and post notes on their assigned files in Bridge. Beard provided the Board numbers as to the number of complaints received. The Board received 49 complaints from July 1, 2017 to December 4, 2017 and a total of 75 from July 1, 2018 to December 4, 2018. The Board has received 126 complaints for the fiscal year of July 1, 2017 to June 30, 2018 and out of that a total of 99 are still open with the Board.

Beard briefly updated the Board of the ongoing discussion with AMP/PSI regarding the Boards desire to move forward with on-demand testing.

Beard also talked with the Board about applicants who have been approved to sit for the exam, but they do not pass the exam before their application expires. In several cases the individuals will reapply for licensure by exam, but staff does not have authority to move these applicants forward without having to submit them to a Board Member. Beard asked the Board if they would approve staff to send approval letters to applicants who have been previously approved by the Board

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to sit for the exam, if no changes have occurred since initially applying for licensure. A motion was made by Lyons, seconded by Weaver, and the Board voted to allow staff to send exam approval letters to applicants who have previously been approved by the Board to sit for the exam and the applicant submits a new exam application and there are no changes in the arrest/or disciplinary history since initially being approved by the Board.

Executive Session

At 9:56 a.m. a motion was made by Green, seconded by Weaver, and the Division members present voted unanimously to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-2(k), 43-1-19(h), and 50-14-2(1) to review executive session minutes, conduct applicant appearances, review applications, complaints, executive correspondence and the Attorney General’s Report. None opposed, motion carried.

At the conclusion of the Executive Session on Wednesday, December 5, 2018, Lyons declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during executive session.

Open Session

Approval of Executive Session Minutes

A motion was made by Lyons, seconded by Weaver, and the Division voted to approve the executive minutes of the July 25, 2018, August 17, 2018, November 11, 2018 and November 25, 2018 meetings. None opposed, motion carried.

Applicant Appearances

A motion was made by Weaver, seconded by Lyons, and the Division voted to accept the following recommendations on the applicant appearances. None opposed, motion carried.

- 2722982 J.W. - Uphold previous motion.
- 2712432 A.F. - Uphold previous motion.
- 2717051 R.G. - Uphold previous motion.
- 2721655 R.W. - Uphold previous motion.
- 2749136 J.G. - Rescind previous motion and approve to sit for exam and upon passing, may issue license.

Applications Review

A motion was made by Green, seconded by Weaver, and the Division voted to accept the recommendations on the following applications reviewed. None opposed, motion carried.

Approve the following applicant(s) to sit for the exam and upon passing exam, may issue license.

2763557	2772490	2749133	2771006
2757656	2770687	2772041	2771623
2767865	2768264	2771523	2771765
2769434	2741993	2759061	2761028
2772416	2771230	2770336	2771768
2747932	2740728	2748752	2765161

Approve the following applicant(s) for licensure by exam. Applicants have passed the exam.
2751488

Approve the following applicant(s) for licensure by reinstatement.
2757299 2758276

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Approve the following applicant(s) for licensure by reciprocity.

2768928	2756109	2725694
2759366	2768634	

Request additional information for further review.

2767930	2772034
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Deny the following applicant(s) licensure by exam for failure to meet qualifications for licensure, due to lack of experience.

2684758	2772315	2772296	2772261
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Request the following applicant(s) to submit additional information, as discussed.

2767930	2772034
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Verify the license type held is equivalent to Georgia non-restricted license.

2769438

The following application(s) were tabled for review.

2771522	2758273	2772071	2772038
2772433	2771738	2768437	2755890
2761025	2772059	2749129	2734303
2772047	2771621	2772430	2773961
2767373	2757311	2772438	2732206
2768934	2772053	2772074	
2772376	2754069	2768723	

Complaints (Legal and Discipline cases)

(CA= Conditioned Air Contractor Investigative Case Number)

A motion was made by Lyons, seconded by Weaver, and the Board voted to accept the recommendation(s) on the below cases reviewed. None opposed, motion carried.

Refer to the Attorney General's Office for a Cease and Desist Order.

CA170078

Refer to Investigations for additional information.

CA170093

Close with a letter of concern.

CA180097

Obtain additional information and upon receipt refer further review.

CA170111	CA170098
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Close the following case(s) with no action and send letter regarding business registration.

CA180003

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Close the following case(s) with no action and send letter to Gwinnett Building Official.

CA180124

Close the following case(s) with no action.

CA170038	CA190019	CA180009	CA170101
CA180123	CA190015	CA180109	

Close the following case(s) with no violation.

CA180008	CA180027	CA180121
CA170120	CA180120	

Close case with insufficient evidence.

CA190018	CA180026
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Accept Voluntary Cease and Desist Order and close case.

CA170108	CA180061
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Table the following cases for review.

CA160012	CA170116	CA180066	CA180104
CA160058	CA170121	CA180067	CA180105
CA160086	CA180002	CA180068	CA180106
CA160090	CA180011	CA180069	CA180107
CA160108	CA180012	CA180070	CA180108
CA170003	CA180013	CA180071	CA180110
CA170006	CA180015	CA180072	CA180111
CA170031	CA180019	CA180073	CA180112
CA170040	CA180020	CA180074	CA180113
CA170049	CA180024	CA180076	CA180114
CA170052	CA180030	CA180077	CA180115
CA170057	CA180031	CA180078	CA180117
CA170059	CA180035	CA180080	CA180118
CA170069	CA180037	CA180081	CA180119
CA170072	CA180038	CA180082	CA180122
CA170079	CA180039	CA180083	CA180125
CA170081	CA180041	CA180084	CA180126
CA170083	CA180042	CA180085	CA180127
CA170084	CA180043	CA180086	CA190001
CA170086	CA180044	CA180087	CA190002
CA170088	CA180045	CA180088	CA190003
CA170092	CA180046	CA180092	CA190004
CA170104	CA180047	CA180095	CA190005
CA170105	CA180058	CA180096	CA190006
CA170106	CA180059	CA180099	CA190007
CA170107	CA180060	CA180100	CA190008
CA170110	CA180062	CA180101	CA190009
CA170112	CA180063	CA180102	CA190010
CA170115	CA180064	CA180103	CA190011

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CA190012	CA190030	CA190044	CA190059
CA190013	CA190031	CA190045	CA190060
CA190014	CA190032	CA190046	CA190061
CA190016	CA190033	CA190047	CA190062
CA190017	CA190034	CA190048	CA190063
CA190020	CA190035	CA190049	CA190064
CA190021	CA190036	CA190050	CA190065
CA190022	CA190037	CA190051	CA190066
CA190023	CA190038	CA190052	CA190067
CA190025	CA190039	CA190053	CA190068
CA190026	CA190040	CA190054	CA190069
CA190027	CA190041	CA190056	CA190070
CA190028	CA190042	CA190057	
CA190029	CA190043	CA190058	

Review of Executive Correspondence

A motion was made by Lyons, seconded by Weaver, and the Division voted to accept the following recommendation on executive correspondence.

1032835 D.W. - Licensee may allow license to lapse if no longer working in Georgia.

Attorney General's Status Report

A motion was made by Weaver, seconded by Green and the Board voted to accept the Attorney General's Status Report and following recommendations. None opposed, motion carried.

CA190024 – Hearing to be schedule before OSAH.

CA160050 – Close case with no action and refer to consumer protection unit.

CA170028 – Refer back to Investigations for valid address.

With no other business to discuss, the meeting adjourned at 3:11 p.m.

The next regularly meeting will be held on March 27, 2019 at 9:00 a.m.

Minutes recorded:

TiAndria Burke, Board Support Specialist

Minutes reviewed and edited by:

Deborah Beard, Executive Director

JOHNNY LYONS

Division Chairman

DEBORAH BEARD

Executive Director

These minutes were approved on March 27, 2019.