

# STATE LICENSING BOARD FOR RESIDENTIAL AND GENERAL CONTRACTORS

August 15, 2018

## Open Session Minutes

The State Licensing Board for Residential and General Contractors met on Wednesday, August 15, 2018 for the purpose of conducting Board business.

### **Members present:**

#### **Residential Division**

Timothy Andrew “Andy” Cooper, Division Chairman  
Ted Noe, Division Vice Chairman  
William “Bill” Lewis Duck, Jr  
Robert “Bobby” Joseph Cleveland, Jr.

### **Members absent**

#### **Residential Division**

Jarrett McIntosh  
Keely Meredith Nesmith Fennell

#### **General Division**

Carroll Brian Daniel  
Morgan Wheeler  
Timothy F. Ansley  
Stanley Aaron McWhorter – via teleconference  
David Moody – via teleconference

#### **General Division**

Patrick “Tony” A. Pellicano  
Eugene “Gene” Cox Dunwoody, Jr.

### **Administrative Staff Present:**

Deborah Beard, Executive Director  
TiAndria Burke , Board Support Specialist  
Ken English, Licensing Supervisor  
Laura Fremont , Licensure Analyst  
Maximillian Changus, Assistant Attorney General  
LaTrenda Tyler-Jones, Deputy Division Director

### **Visitors**

Charles LeCraw  
Augustine Imoudu  
Robert “Bob” Barnard

### **Call Meeting to Order:**

At 9:10 a.m., Board Chairman, Cooper, established that a quorum was present and called the meeting to order.

### **Open Session Minutes:**

A motion was made by Cooper, seconded by Duck, and the Board voted to approve the minutes of the February 21, 2018 meeting. None opposed, motion carried.

### **Review of Correspondence**

The Board reviewed and discussed correspondence as presented.

- Webster, Sarah – A motion was made by Noe, seconded by Wheeler, and the Board voted based on the information presented a residential or general contractor license is not required. None opposed, motion carried.

### **Discussion of Rules**

Beard informed the Board of the General Contractor Division’s vote on proposed rule changes to Board Rule 553-4-.05 Licensure Requirements For An Individual To Practice As A General Contractor In the Individual’s Own Name Or Doing Business As An Individual In A Trade Name Or As A Sole Proprietorship – General Contractor Limited Tier and Board Ruled 553-4-.06 Licensure Requirements For An Individual Acting As A Qualifying Agent For A Business Organization Seeking to Engage In the Profession Of General Contracting In The Name Of the Business Organization –General Contractor Limited Tier. The Board office has received a memorandum of authority for both rules and may move forward with posting and the scheduling of a public rules hearing. If there are no objections, staff will move forward with posting of the rule. Beard discussed with the Board the need to conduct another State Licensing Board for Residential and General Contractor’s meeting in order to vote on the rule. She informed the Board that the General Contractor Division is scheduled to meet again on October 3, 2018 and asked if the Residential Contractor Division would be willing

# STATE LICENSING BOARD FOR RESIDENTIAL AND GENERAL CONTRACTORS

August 15, 2018

## Open Session Minutes

to move their meeting from October 24, 2018 to October 3, 2018 in order to conduct a public rules hearing and vote on the proposed rule changes. The Residential Contractor Division agreed to move their Division meeting from October 24, 2018 to October 3, 2018. Both the Residential and General Contractor Division are willing to conduct a public rules hearing on October 3, 2018 in order for the Board to vote on the proposed rule changes.

Changus discussed with the Board the current process as it relates to inactive status and disaffiliation. The Board may want to consider revising the rules to ensure licensees who disaffiliate from a company as the qualifying agent have a clear path for further licensure as a qualifying agent. A motion was made by Noe, seconded by Duck, and the Board voted for the Assistant Attorney General, Maximillian Changus and the Executive Director, Deborah Beard along with board staff to develop some proposed rule revisions that would address the disaffiliation process and reentry to the profession within the scope of the law. The Board will review the proposed information and work on finalizing any proposed rule changes.

### **Public Comment**

Robert "Bob" Barnard addressed the Board and stated he was inquiring about a situation for an applicant, Zac Brown. He said Luxe Homes currently has two qualifying agents. One is retiring and one is going out on his own. Ben who currently holds a general contractor license wants to apply to be the Qualifying Agent to build homes. Mr. Barnard stated that an application for a Residential license was submitted and was denied licensure due to not meeting \$150,000 net worth for his company. Mr. Barnard stated the letter received from the staff states that the applicant has to meet the requirements of the license tier. Board Chairman Cooper informed Mr. Barnard to have the individual submit a copy of the denial letter and proof of payment for the application, as the Board has no record of the application he discussed.

### **E.D Report**

The Executive Director, Deborah Beard, discussed with the Board an email she received from the Georgia Department of Insurance as it relates to roofers and a bulletin the Department is working on releasing for those performing roofing services. There is no final document at this time. The Board is willing to post the final to the Board website once received.

### **Executive Session:**

At 9:50 a.m. a motion was made by Daniel, seconded by Cooper, the Board members present, voted 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). None opposed, motion carried.

At the conclusion of the Executive Session on Wednesday, August 15, 2018 Cooper 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.

### **Executive Session Minutes:**

A motion was made by Daniel, seconded by Cooper, and the Board voted to approve the minutes of the February 21, 2018 meeting. None opposed, motion carried.

With no other business to discuss, the State Licensing Board for Residential and General Contractors meeting adjourned at 9:58 a.m. The next scheduled Board meeting will be held on Wednesday, October 3, 2018 at 9:00 a.m.

Minutes recorded by:  
Minutes edited/reviewed by:

**TiAndria Burke**, Board Support Specialist  
**Deborah Beard**, Executive Director

**Timothy Andrew "Andy" Cooper**  
Board Vice- Chairman

**DEBORAH BEARD**  
Executive Director

These minutes were approved on October 3, 2018.