

STATE LICENSING BOARD FOR RESIDENTIAL AND GENERAL CONTRACTORS
General Contractor Division
August 14, 2019
Open Session Minutes

The State Licensing Board for Residential and General Contractors, General Contractor Division met on Wednesday, August 14, 2019, at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia, for the purpose of conducting Board business.

Members present:

Patrick "Tony" A. Pellicano, Division Chairman
Timothy F. Ansley, Division Vice- Chairman
Morgan Wheeler
Charles "Charlie" Garbutt
Aaron McWhorter
Charles David Moody, Jr. via teleconference

Members absent:

Eugene C. Dunwoody, Jr.

Staff present:

Deborah Beard, Executive Director
TiAndria Burke, Board Support Specialist
Ken English, Licensure Supervisor
Patricia Guthrie, Complaint/Compliance Analyst
Demetress Strong, Licensure Analyst
Maximillian Changus, Assistant Attorney General

Visitors:

Rick Borrowick
Jarod Ross Glass
Johann Berenguer
Eric Taylor
Edwin Brewer
Shelley Fuerstenau
Jim Brown
Jennifer Vogel
Rickey Harris
Aaron French
Tiffany Hill
Shelley Fuerstendu

Call Meeting to Order:

At 9:12 a.m., Division Chairman, Pellicano, established a quorum was present and called the meeting to order.

Presentation

Jennifer Vogel and Jim Brown from the EPD presented a PowerPoint on lead-based paint and the asbestos program. They wanted to get more information out about working with lead-based paint and asbestos. They also want to make sure those doing the work are doing it properly and safely. There is a certification required when removing lead-based paint. Their agency wants to be proactive. Individuals often inform them they weren't aware of the EPD certification when applying for their contractor license. Several of the Board members asked questions. During discussion Jennifer Vogel explained a General Contractor is required to have a firm certification if hiring a sub-contractor to do demo and lead based paint is involved. The purpose of the certification is to acknowledge that you as General Contractor knows the sub-contractor has to be certified. The EPD does use a lot of outreach to get their message out, but they would like to work with the Board in getting out information to the residential and general contractors. The General Contractor Division is open to posting information on the Board website.

Approval of Open Session Minutes:

A motion was made by Ansley, seconded by Wheeler, and the Board voted to approve the minutes of the May 22, 2019 meeting. None opposed, motion carried.

Licenses Issued Ratification:

The General Division reviewed the list of applicants that have been previously reviewed and administratively approved by staff and/or by Division Board Members. A motion was made by Wheeler, seconded by Ansley and the General

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Contractor Division voted to ratify 55 General Contractor Company, 55 General Contractor Qualifying Agent, 1 General Contractor Individual, 11 General Contractor Limited Tier Qualifying Agent and 11 General Contractor Limited Tier Company licenses issued from May 1, 2019 through July 31, 2019. None opposed, motion carried.

General Contractor Company

GCCO006340	Amherst Construction, LLC	GCCO006367	LTW Construction LLC
GCCO006341	MAET CONTRACTORS Inc	GCCO006368	Northwest Georgia Housing Authority
GCCO006342	Conti Federal Services LLC	GCCO006369	Graphite Construction LLC
GCCO006343	Utility Metering Solutions LLC	GCCO006370	CLY Construction Inc
GCCO006344	Global Facility Management & Construction, Inc.	GCCO006371	Mihada Construction LLC
GCCO006345	Trane U.S. Inc	GCCO006372	Northeast Remsco Construction Inc
GCCO006346	Square Top Construction Inc	GCCO006373	Design Group Facility Solutions Inc
GCCO006347	MAK Construction Inc	GCCO006374	Duggin Construction Co., LLC
GCCO006348	Michael Joseph LLC	GCCO006375	Ward Humphrey Inc
GCCO006349	APAC - Atlantic Inc	GCCO006376	Shrader & Martinez Construction, USA LLC
GCCO006350	Dasis, LLC	GCCO006377	MasterPro Services, Inc
GCCO006351	McKinley Construction LLC	GCCO006378	ENGIE Services U.S. Inc
GCCO006352	Hillpointe Construction LLC	GCCO006379	Hubbard & Hudson Construction LLC
GCCO006353	Hillpointe Residential LLC	GCCO006380	Lasalle General Contractors Inc (MI)
GCCO006354	The Evergreen Corporation	GCCO006381	Marlin Services, Inc.
GCCO006355	Persons Service Company LLC	GCCO006382	Don And Classic Builder Inc
GCCO006356	Brock Built Homes LLC	GCCO006383	Hell Cat Construction
GCCO006357	Rhombus Services LLC	GCCO006384	Striker Contracting, LLC
GCCO006358	Midland General Contractors, Inc.	GCCO006385	TRC Construction Services Inc
GCCO006359	VCON LLC	GCCO006386	Hyojin America, Inc.
GCCO006360	Dyas Construction Management, LLC	GCCO006387	Marc Jones Construction LLC
GCCO006361	CPM Builders N.A. LLC	GCCO006388	Leflore Construction LLC
GCCO006362	Express Remediation & Reconstruction, LLC	GCCO006389	Mausoleums USA LLC
GCCO006363	Bulley & Andrews LLC	GCCO006390	Disaster America of Georgia LLC
GCCO006364	Bruns-Pak Worldwide Inc	GCCO006391	SITESPAN, LLC
GCCO006365	Cross Miller Management & Construction, LLC	GCCO006392	RHTC Inc
GCCO006366	Devon Industrial Group LLC	GCCO006393	Integra Development Group, Inc.
		GCCO006394	Hilburn Builders Inc

General Contractor Qualifying Agent

GCQA006338	Scott D Stevens	GCQA006349	Daniel William Smedley
GCQA006339	Jaime Sanclemente	GCQA006350	Kelly Michael Mahoney
GCQA006340	Andrew Carlow Weber	GCQA006351	Kelly Michael Mahoney
GCQA006341	Lance Joseph Davis	GCQA006352	William F McCorkle
GCQA006342	Lee Allen Mizel	GCQA006353	Paul Stevens
GCQA006343	Michal K Banik	GCQA006354	Jeffrey Allen Brock
GCQA006344	David Kent Brundage	GCQA006355	Paul David Wright
GCQA006345	Kenesia Tenai Cade	GCQA006356	Brent M Johnson
GCQA006346	Marqus Jamaar McDuffie	GCQA006357	Justin Lee Gallagher
GCQA006347	Robert Byron Royal	GCQA006358	Jacob Daniel Dyas, Sr
GCQA006348	Donald Roger DeBoy	GCQA006359	Javier A Villa

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GCQA006360	Ronald Miles	GCQA006377	Jacob Daniel Hudson
GCQA006361	Philip Sheridan Schwarz	GCQA006378	Marc Stephen Jones
GCQA006362	Joshua Anton Tiner	GCQA006379	Steven Joseph Palermo
GCQA006363	Odelle Brent Crossley	GCQA006380	Brandon Thomas Butler
GCQA006364	Richard Robert Ryan	GCQA006381	Glenn A Landry
GCQA006365	Barry Scott Samples	GCQA006382	Matteo Follis
GCQA006366	Leighton Hall Lippert	GCQA006383	Joshua John Wilkins
GCQA006367	John David Winnenberg	GCQA006384	Brian N. Davis
GCQA006368	Lonnie Ray Young	GCQA006385	Jung Hyeon Mun
GCQA006369	Kelly Jerome Carter	GCQA006386	Marco J Leflore
GCQA006370	George Anthony Gutierrez	GCQA006387	Robert E DeBeltrand
GCQA006371	Delwin Delaney	GCQA006388	Richard Mikel Unzueta
GCQA006372	Jesus Misael Tovar	GCQA006389	Darrin R Prock
GCQA006373	Michael E Humphrey	GCQA006390	Jeff K Hairston
GCQA006374	Justin Mitchell Elder	GCQA006391	Marcus Joshua Mizrachi
GCQA006375	John G Awad	GCQA006392	John Engle
GCQA006376	Craig Michael Campbell		

General Contractor Individual

GCI000414 Srinivas V Gundala

General Contractor Limited Tier QA

GCLT-QA000613	Robert Calabrese, Jr	GCLT-QA000616	Michael Wayne McDorman
GCLT-QA000614	Jason Blaine Strickland	GCLT-QA000617	George Robin Ellis
GCLT-QA000615	Samuel Eugene Petrie	GCLT-QA000618	Robert E Manley
GCLT-QA000619	Alexander Carroll, III	GCLT-QA000622	Jonathan Brad Bullington
GCLT-QA000620	Amos Paton Brown, Jr	GCLT-QA000623	Scott Wayne MacDonald
GCLT-QA000621	James Nelson Wright		

General Contractor Limited Tier CO

GCLT-CO000612	Velocitel LLC	GCLT-CO000619	PBrown Builders, LLC
GCLT-CO000613	JBS Construction Consultants LLC	GCLT-CO000620	Drive 923 LLC dba RES Contracting and Mechanical
GCLT-CO000614	BCCM Construction Group, Inc.	GCLT-CO000621	PWR, LLC (New York)
GCLT-CO000615	LG Construction & Development LLC	GCLT-CO000622	Harvest Constuction and Remodeling, Inc
GCLT-CO000616	The Ellis Group LLC GA		
GCLT-CO000617	RE Manley Construction LLC		
GCLT-CO000618	Plumb Square Consulting and Construction LLC		

Probation Termination Requests

A motion was made by Wheeler, seconded by Moody, and the Board voted to approve lifting probation. None opposed, motion carried.

- Massey, Robert – GCQA001319
- McAdams, Billy – GCQA004240

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Review Petition for Rule Variance

Outlaw, Nathan – The Board reviewed and discussed the Petition for Rule Variance form submitted. A motion was made by Garbutt, seconded by McWhorter, and the Board voted to deny the request for failure to meet the standard required in O.C.G.A. § 50-13-9.1(c). The Board does not find that the purposes of the underlying statutes upon which the rule is based have been achieved by the other specific means which are set forth in the petition. Further, in order to grant a variance, you are required to demonstrate that strict application of the rule creates a substantial hardship to you. "Substantial hardship" means a significant, unique, and demonstrable economic, technological, legal, or other type of hardship to the person requesting the variance which impairs the ability of the person to continue to function in the regulated practice or business. The Board determined that you failed to demonstrate such a substantial hardship. None opposed, motion carried.

Discussion

The Board discussed the qualifications for licensure as listed in O.C.G.A. § 43-41-6 most specifically experience and project. The discussion included the limited tier classification and the net worth difference from a General Contractor. The Board was informed of the different types of experience and projects which are being submitted. In some instances, applicant are applying for the General Contractor license after being unable to qualify for the Residential Light Commercial license. The Board discussed the qualifications as stated in the law and rules. Applicants are to complete their application and identify their experience and project in which they would like the board to consider when their application is reviewed. The applicant has three different options when selecting what experience they would like the board to consider when they apply. Tiffany Hill informed the Board she assists several applicants who submit applications and a lot of them submit experience which is not clearly commercial projects. She reported she has reviewed the minutes, laws, and rules and hasn't found anything which states what size the project must be to qualify for the General Contractor license. She stated a number of the applicants are looking to be licensed in other states and the NASCLA exam works best for them when reciprocating to other states. A number of applicants who work for an unlicensed contractor on multiple projects. The Board explained applications are reviewed in accordance with the requirements in the law and the rules, and based on the information submitted by the applicant. Each application is reviewed based on its own merit and may be reviewed on a case by case basis.

Review of Open Correspondence

A motion was made by Ansley, seconded by Garbutt, and the Board voted to accept the following recommendations. None opposed, motion carried.

- Maliel, Matthew – Refer the O.C.G.A. § 43-41-9(b).

Executive Director's Report:

Deborah Beard, presented her Executive Director's Report. She introduced the new staff members, Patricia Guthrie and Demetress Strong. The Division Director transitioned Regina Thompson to the Licensing and Renewal Department effective May 13, 2019. She informed the Board the rules which were adopted at the January meeting were approved by the Governor's Office and are now available on the Secretary of State's website. The revised applications which were reviewed and approved by Cognizant Board Members are available on the Board website. Beard provided the Board with the number of applications processed from July 2018 – through July 2019.

Executive Session

At 10:25 a.m. a motion was made by Dunwoody, Jr., seconded by Wheeler, and 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) to review executive session minutes, applications, complaints, executive correspondence, and the Attorney General's Report. None opposed, motion carried.

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At the conclusion of the Executive Session at 2:00 p.m. on Wednesday, August 14 , 2019, Pellicano 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 Ansley, seconded by McWhorter, and the Board voted to approve the executive session minutes of the May 22, 2019 meeting with changes. None opposed, motion carried.

Review of Applications

A motion was made by Ansley, seconded by McWhorter and the Board voted to accept the following recommendations on the applications reviewed. None opposed, motion carried.

Approve the following applicants to sit for the exam and upon passing required exam, may issue license.

2809347	2748689	2818756
2818740	2821020	2798474
2813097	2775037	2810823
2816016	2813088	2784041

Approve the following applicants to sit for the exam and upon passing required exam, may issue licensure by reciprocity.

2806485

Approve the following applicants for licensure by prior approval.

2805419	2811201	2806480
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Approve the following applicant for licensure by exam.

2802958

Approve the following applicant for licensure with a Consent Agreement for Licensure as a General Contractor Limited Tier Qualifying Agent to include a \$200 fine for non-compliance of Board Rule 553-11-.02, failure to notify board of disaffiliation from company. Fine to be paid within 30 Days of docketing.

2801673

Approve the following applicant for an extension.

2735743

Send a deficiency letter to the following applicants to submit additional information.

2808724	2793730	2810445
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Deny the following applicants for licensure, does not meet qualifications for licensure in accordance with O.C.G.A § 43-41-6.

2812998	2799041
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Ratify the reinstatement of the following applicant(s).

2808970

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review all the facts together. The information provided by an applicant should provide the Board an understanding of their experience and show if they were engaged in the field. The Board reiterated each application is reviewed based on its own merit. Applicants who don't submit experience and projects which clearly rise to the level of commercial contracting they are reviewed on a case by case basis by board members and if necessary by the full board.

With no other business to discuss, the General Contractor Division meeting adjourned at 2:19 p.m.

The next meeting is scheduled for Wednesday, November 6, 2019 at 9:00 a.m.

Minutes recorded:

TiAndria Burke, Board Support Specialist

Minutes edited and reviewed by:

Deborah Beard, Executive Director

Patrick "Tony" Pellicano

DEBORAH BEARD

Division Chairman

Executive Director

These minutes were accepted on November 1, 2019.