

MINUTES
OF THE
NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: March 21, 2013

TIME: 9:00 a.m.

PLACE: Holiday Inn-Crabtree Valley
Raleigh, North Carolina

SUBMITTED BY: Anthony B. Bonapart
Deputy Director

MEMBERS PRESENT:

Brad Smith
Mack Donaldson
John Thompson
James Taylor
June Ray

MEMBERS ABSENT:

Larry McClellan
Jack Ingle

STAFF PRESENT:

Deputy Director Anthony Bonapart
Field Services Supervisor Phillip Stephenson
Attorney Jeff Gray

Board Secretary Nan Williams
Training Officer Judy Pittman

VISITORS:

Chris Shelton
Ed Pait
James Robinson
Ronald Baxley
Joseph Cloactre
Pam Steed
Jack Dix
Duncan Hubbard
Michael Gardner
Stetson Hammer
Jason Poindexter

Robert Underwood
John Thompson
Danny Sealey
Jason Lindquist
Ralph Gregory
Kenneth Swaringer
Stephen Wheeler
Jerry Harmon
Jason White
James Wood
Christopher Broome

Brad Smith
Dorian Dehnel
Donald C. Smith
Gerald Bagley
Richard Harpster
Ken Henke
Don Childers

Bryan Mayhew
Joshua Bruce
Stephen Tarr
Stacy Jackson
Brian Blalock
Ian Lamberth

The March 21, 2013 meeting of the North Carolina Alarm Systems Licensing Board was called to order at 9:00 a.m. by Mr. Smith.

In accordance with the State Ethics Law, Attorney Jeff Gray read the following information. "It is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matter coming to this Board today, please identify the conflict or appearance of conflict and refrain from any deliberation and vote in that particular matter."

Mr. Smith welcomed all guests.

MR. TAYLOR MADE A MOTION TO APPROVE THE MINUTES FROM THE JANUARY 17, 2013 BOARD MEETING. SECONDED BY MS. RAY. MOTION CARRIED.

MR. TAYLOR MADE A MOTION TO APPROVE THE MINUTES FROM THE FEBRUARY 6, 2013 SPECIAL MEETING. SECONDED BY MS. RAY. MOTION CARRIED.

Ms. Ray gave the Screening Committee report.

MR. TAYLOR MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. DONALDSON. MOTION CARRIED.

Mr. Bonapart gave the registration report.

MS. RAY MADE A MOTION TO APPROVE THE REGISTRATION REPORT AS PRESENTED. SECONDED BY MR. THOMPSON. MOTION CARRIED.

Mr. Smith and Ms. Ray met as the Grievance Committee on March 20, 2013 from 9:00 a.m. to 1:10 p.m. The following individuals were present: Mr. Ralph Gregory, Mr. Tom West, Mr. Nathan Wilcox, Mr. Jason Lindquist, Mr. Brad Botteron, Mr. Matt Hale, Ms. Jane Broadhurst, Ms. Deborah Hobbs, Mr. Michael Leclere, Mr. Timothy Burns, and Mrs. Stephanie Burns.

Mr. Ralph Gregory addressed the Board regarding the recommendation of the Grievance Committee on March 20, 2013. Mr. Smith read the complaint #2012-ASL-045 from the

Grievance Report. Mr. Gregory does not think the rule applies to his situation because it was not any change in the monitoring or service. He does not think he needs to send the notifications by certified mail. Mr. Gregory stated the only change was the change in equity.

MR. TAYLOR MADE A MOTION TO GO INTO CLOSE SESSION. SECONDED BY MR. THOMPSON. MOTION CARRIED.

CLOSED SESSION: 9:20 a.m.
RECONVENED: 9:35 a.m.

Mr. Smith stated that the Board conferred with the attorney and that the recommendation will stand.

MR. TAYLOR MADE A MOTION THAT THE BOARD AGREES WITH THE GRIEVANCE COMMITTEE'S RECOMMENDATION ON 2012-ASL-045 AS STATED. SECONDED BY MR. DONALDSON. MOTION CARRIED.

Mr. Smith continued with the Grievance Report recommendations.

MR. TAYLOR MADE A MOTION TO APPROVE THE GRIEVANCE REPORT AS PRESENTED. SECONDED BY MR. THOMPSON. MOTION CARRIED.

Mr. Gray recused himself as counsel to the Board and presented two final agency decisions.

12 DOJ 03457 - CARLITO SOLER - This contested case was heard before the Honorable Administrative Law Judge Joe Webster on August 28, 2012 in Raleigh, North Carolina. The issue was whether or not grounds exist to deny the application of Mr. Carlito Soler for an alarm system registration permit for lack of good moral character and temperate habits as evidenced by a conviction for felony, 4th degree grand larceny in 1998 in Westchester County, NY. Mr. Carlito Soler was not present.

MR. DONALDSON MADE A MOTION TO APPROVE HIS REGISTRATION. SECONDED BY MR. TAYLOR. MOTION CARRIED.

12 DOJ 09944 - TRAVIS LEE STEVENS - This contested case was heard before the Honorable Administrative Law Judge Donald W. Overby on December 11, 2013 in Raleigh, North Carolina. Mr. Gray stated that Mr. Stevens had appeared before the Office of Administrative Hearings and that this proposal needs to be corrected. Mr. Stevens was not present at the Board meeting.

MR. DONALDSON MADE A MOTION TO APPROVE HIS REGISTRATION. SECONDED BY MR. TAYLOR. MOTION CARRIED.

Mr. Smith stated that Mr. McClellan has an excused absence.

SPECIAL REPORTS AND PRESENTATIONS

Ms. Ray gave the following report from the Continuing Education Committee:

1. CCTV Site Survey - The committee recommends approval for renewal for 2 CEU's for this course.
2. Guide to CCTV Lighting - The committee recommends approval for renewal for 2 CEU's for this course.
3. Advanced CCTV Integration: IP and Access Control - The committee recommends approval for renewal for 2 CEU's for this course.
4. Convergence of IP & Analog Cameras in DVR Environment - The committee recommends approval for renewal for 2 CEU's for this course.
5. Emerge Essential-Quick Install - The committee recommends approval for 3 CEU's for this course.
6. PERS-A Security Business Opportunity - The committee recommends approval for 2 CEU's for this course.
7. Linear IP Based Access Control - The committee recommends approval for 2 CEU's for this course.
8. Surge Protection Solutions for Electronic Security & Life Safety Systems - The committee recommends approval for renewal for 2 CEU's for this course.

MR. TAYLOR MADE A MOTION TO APPROVE THE COURSES AS PRESENTED. SECONDED BY MR. THOMPSON.

UNFINISHED BUSINESS

None

OLD BUSINESS

None

NEW BUSINESS

Mr. Gray submitted his contract to the Board for their review. He stated no changes have been made to the agreement.

MS. RAY MADE A MOTION TO APPROVE THE ATTORNEY'S CONTRACT FOR THE PERIOD OF JULY 1, 2013 THROUGH JUNE 30, 2014. SECONDED BY MR. TAYLOR. MOTION CARRIED.

DIRECTOR'S REPORT

Mr. Bonapart presented the written report and advised as of January 31, 2013, the Alarm Board balance was \$296,925.91. The Education Fund balance was \$50,561.64. As of March 18, 2013, the Board has 936 licensees and 6761 registrants.

MS. RAY MADE A MOTION TO ACCEPT THE DIRECTOR'S REPORT AS PRESENTED. SECONDED BY MR. TAYLOR. MOTION CARRIED.

ATTORNEY'S REPORT

Mr. Gray reported on the following consent agreements:

1. George Bish/Secure Watch (now Secure Automation) - Consent Agreement of \$232,988.40 has been executed and the licensee is currently paying a monthly installment amount of \$19,415.70.
2. Michael S. Crowley/Harmonic Solutions, LLC - Consent Agreement of \$4,488.00 has been executed and paid in full.
3. Tracy Adams/Pye-Barker Fire & Safety, Inc. - Consent Agreement of \$6,099.60 has been executed and paid in full.
4. Gary W. Colvin/IE Smart Systems, LLC - Consent Agreement of \$1,530.00 has been executed and paid in full.

The schedule of hearings in the Office of Administrative Hearings was attached to the Attorney's Report.

RULES

1. There are no rules pending.
2. On January 1, 2013, Mr. Gray filed the Board's 2013 Rules Modification and Improvement Program Report. This is intended to evaluate current rules and their associated requirements to determine if any are not necessary and report progress on these actions.
3. On February 15, 2013, Mr. Gray filed the Board's 2013 Rules with Economic Impact Report. This report includes a summary of rules with local government impact adopted by agencies in the previous fiscal year what rules they are proposing to adopt in the following fiscal year.

PENDING BILLS EFFECTING THE ALARM BOARD

1. There are five bills that have been filed in the General Assembly effecting all occupational and professional licensing boards including this one.
 - *SB 32, Periodic Review and Expiration of Rules
 - *SB 33, Use of Criminal History Records by Licensing Boards
 - *SB 36, APA Technical/Clarifying Changes (This bill is identical to HB 165)
 - *SB 37, PEED Study Occupational Licensing Board Agency (This bill is identical to HB 166)
 - *HB 74, Periodic Review and Expiration of Rules (This bill is identical to SB 34, except the word "substantive" modifies the word "changes" in the amendment to GS 150B-21.2

(1).

MR. THOMPSON MADE A MOTION TO ACCEPT THE ATTORNEY'S REPORT AS PRESENTED. SECONDED BY MS. RAY. MOTION CARRIED.

GOOD OF THE ORDER

MS. RAY MADE A MOTION TO ADJOURN. SECONDED BY MR. THOMPSON. MOTION CARRIED.

Meeting Adjourned: 10:10 a.m.

Anthony Bonapart
Deputy Director

Nan Williams
Reporter