

MINUTES
OF THE
NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: May 22, 2014

TIME: 9:00 a.m.

PLACE: Village Inn Event Center
Clemmons, North Carolina

SUBMITTED BY: Anthony B. Bonapart
Deputy Director

MEMBERS PRESENT:

Mack Donaldson
Brad Smith
June Ray
Larry McClellan
Jack Ingle
Ralph Gregory
John Thompson

MEMBERS ABSENT:

None

STAFF PRESENT:

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

Board Secretary Nan Williams
Training Officer Judy Pittman
Investigator Melvin Turner

VISITORS:

Duncan Hubbard
Paul Stradley

Timothy R. Mangum
Brad Smith

Ken Gremberry
Jason Bates
Chris Davis
Nick Lillington
Tyler Ryals
Charles Austin
Steven Green
Kevin Ratcliffe
Don Childers
Larry McClellan
Jimmy Ford
Stephen Adams
Ken Henke
Bob Stafford
Amanda Scott
David Sperber

Mark Lilly
Tony Morrison
Goide Drumwright
Harold Summ
Bill Stowes
Jeremy Knowles
Darryl Bray
Mark Campbell
Ruth Story
Skip Cashion
Amada Jones
Glenn Robbins
Matthew Zupancik
Chad Essick
Dorian Dehnel
Dominique Pittman

The May 22, 2014 meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chairman Smith.

Mr. Smith advised that Attorney Gray was running late because of traffic.

“In accordance with the State Ethics Law, Mr. Smith 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 before this Board today, please identify the conflict or appearance and refrain from the deliberation and vote in that matter.”

Mr. Smith welcomed all guests.

MR. THOMPSON MADE A MOTION TO APPROVE THE MARCH 22, 2014 MINUTES. SECONDED BY MS. RAY. MOTION CARRIED.

Mr. Smith gave the Grievance report. Mr. Smith and Mr. Donaldson met as the Grievance Committee on May 21, 2014 from 9:00 a.m. to 12:30 p.m. It was noted that Mr. McClellan recused himself from voting on 2013-ASL-017 and 2014-ASL-001.

MR. THOMPSON MADE A MOTION TO APPROVE ALL CASES AS PRESENTED EXCEPT CASES 2013-ASL-017 AND 2014-ASL-001. SECONDED BY MS. RAY. MOTION CARRIED.

MR. THOMPSON MADE A MOTION TO APPROVE CASES 2013-ASL-017 AND 2014-ASL-001. IT WAS NOTED THAT

MR. MCCLELLAN RECUSED HIMSELF FROM VOTING ON 2013-ASL-017 AND 2014-ASL-001. SECONDED BY MS. RAY. MOTION CARRIED.

Ms. Ray gave the Screening Committee report. It was noted that Mr. Donaldson recused himself from voting on his own application #6 on the screening report for a Burglar Alarm License.

MR. THOMPSON MADE A MOTION TO APPROVE ALL APPLICATIONS EXCEPT FOR THE APPLICATION FOR MR. MACK DONALDSON. SECONDED BY MR. INGLE. MOTION CARRIED.

MR. INGLE MADE A MOTION TO APPROVE THE APPLICATION FOR MR. MACK DONALDSON. IT WAS NOTED THAT MR. DONALDSON RECUSED HIMSELF FROM VOTING. SECONDED BY MS. RAY. MOTION CARRIED.

Mr. Bonapart gave the registration report.

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

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

13 DOJ 15507 - Jimmy Wayne Ford - This contested case was heard before Administrative Law Judge Augustus B. Elkins, II on January 24, 2014 in Raleigh, North Carolina. The issue was whether or not grounds exist to deny the application of Mr. Ford for a renewal of his alarm systems registration for lack of good moral character and temperate habits. Mr. Ford was present.

MR. DONALDSON MADE A MOTION TO DENY THE RENEWAL OF HIS ALARM REGISTRATION. SECONDED BY MS. RAY. MOTION CARRIED.

13 DOJ 15507 - Charles Robert Austin, Jr. - This contested case was heard before Administrative Law Judge J. Randall May on September 24, 2013 in Raleigh, North Carolina. The issue was whether or not grounds exist to deny the application of Mr. Austin for an alarm systems registration for lack of good moral character and temperate habits. Mr. Austin was present.

It was noted Mr. Smith recused himself from voting in this matter.

MR. GREGORY MADE A MOTION TO GO INTO CLOSED SESSION. SECONDED BY MR. THOMPSON. MOTION CARRIED.

CLOSED SESSION: 9:45 a.m.

RECONVENED: 9:50 a.m.

MR. DONALDSON MADE A MOTION TO APPROVE THE ALARM REGISTRATION. SECONDED BY MR. GREGORY. MOTION CARRIED.

Mr. Gray reported that Mr. Martise L. Jones did not appear at the last meeting and he did not receive service by certified mail and is not present at this meeting. There was no attachment of this case in the attorney's report.

DOMINQUE RAY PITTMAN - There was no attachment of this case in the attorney's report because Mr. Pittman appeared at the meeting and Mr. Gray did not bring the official notice of the case. Mr. Pittman requested that his case be heard.

MR. DONALDSON MADE A MOTION TO APPROVE THE REQUEST OF MR. PITTMAN AND HEAR HIS CASE. SECONDED BY MR. THOMPSON. MOTION CARRIED.

MS. RAY MADE A MOTION TO APPROVE THE ALARM REGISTRATION. SECONDED BY MR. GREGORY. MOTION CARRIED.

SPECIAL REPORTS AND PRESENTATIONS

Mr. McClellan gave the following report from the Continuing Education Committee:

1. Introduction to Network Security Cameras - The committee recommends approval for renewal for 3 CEU's for this course.
2. The Connected Home - The committee recommends approval for 2 CEU's for this course.
3. Dual 824 - The committee recommends approval for renewal for 2 CEU's for this course.
4. Linear Access - The committee recommends approval for renewal for 2 CEU's for this course.
5. Linear Axnet - The committee recommends approval for renewal for 2 CEU's for this course.
6. Linear Accessbase 2000 - The committee recommends approval for renewal for 2 CEU's for this course.
7. CT100 Thermostat Technical Training - The committee recommends denial for this course because it is unrelated to ASLB focus and procedures.
8. Linear Video Surveillance Basic - The committee recommends approval for 2 CEU's for this course.
9. Linear Video Surveillance Advanced - The committee recommends approval for 4 CEU's for this course.
10. HD100 IR Video Camera Technical Training - The committee recommends approval for 1 CEU for this course.
11. 2-Gig & Z-Wave Network Technical Training - The committee recommends approval for

- 2 CEU's for this course.
12. Emerge E3:Installation and Programming Technical Training - The committee recommends approval for 4 CEU's for this course.
 13. Identifying Business Opportunity in Electronics Access Control - The committee recommends denial for this course because it is more directed for sales.
 14. Credentials - The committee recommends approval for 1 CEU for this course.
 15. Smartcards - The committee recommends approval for 1 CEU for this course.
 16. Troubleshooting Basic Tools & Techniques - The committee recommends approval for 1 CEU for this course.
 17. IP Video Lenses & Lighting - The committee recommends approval for 1 CEU for this course.
 18. IP Convergence & CCTV Integration - The committee recommends approval for 1 CEU for this course.
 19. Basic First Aid Procedures - The committee recommends approval for 1 CEU for this course.
 20. Basic Individual Safety - The committee recommends approval for 1 CEU for this course.
 21. Customer Service in the Security Industry - The committee recommends approval for 3 CEU's for this course.
 22. IP Networking for Security: Network Protocols - The committee recommends approval for 1 CEU for this course.
 23. IP Networking for Security: Network Hardware - The committee recommends approval for 1 CEU for this course.
 24. IP Video: Video Compression and Transmission - The committee recommends approval for 1 CEU for this course.
 25. IP Video Overview - The committee recommends approval for 1 CEU for this course.
 26. IP Video: Software Applications - The committee recommends approval for 1 CEU for this course.
 27. IP Video: Legal Issues - The committee recommends approval for 1 CEU for this course.

MR. INGLE MADE A MOTION TO APPROVE THE COURSES AS PRESENTED. SECONDED BY MR. GREGORY. MOTION CARRIED.

UNFINISHED BUSINESS

None

OLD BUSINESS

None

NEW BUSINESS

Mr. McClellan stated that he has received complaints by dealers about people going into neighborhoods wearing Honeywell uniforms. One of the customers called Honeywell and Honeywell stated they did not have anyone going out to people's homes.

Mr. Smith stated that everyone has to be registered with their job duties and these individuals would need to be registered. Mr. Gray commented that the staff does investigate these complaints including the summer workers coming into the state to do door to door sales.

MR. MCCLELLAN MADE A MOTION THAT THE STAFF NOTIFY THE INDUSTRY MAKING THEM AWARE OF THIS PROBLEM. SECONDED BY MR. DONALDSON. MOTION CARRIED.

Mr. Gray stated that his contract is up for renewal.

MR. DONALDSON MADE A MOTION TO RENEW MR. GRAY'S ATTORNEY'S CONTRACT. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.

Mr. Bonapart read a letter from the NC Electronic Security Association which was asking the Board to create a task force to modify 74D. Mr. Smith stated that the Board would be open to working with the association to discuss changes.

MR. DONALDSON MADE A MOTION TO FORM A COMMITTEE TO REVIEW 74D WITH THE ASSOCIATION. THE COMMITTEE WILL INCLUDE ALL BOARD MEMBERS. SECONDED BY MR. GREGORY. MOTION CARRIED.

The following are the new meeting dates for 2015.

January 21-22, 2015 - Raleigh
March 25-26, 2015- Raleigh
May 20-21, 2015 - Clemmons
July 22-23, 2015 - Boone
September 23-24, 2015 - Raleigh
November 18-19-, 2015 - Raleigh

MR. MCCLELLAN MADE A MOTION TO ACCEPT THE DATES FOR 2015. SECONDED BY MR. DONALDSON.

MR. DONALDSON MADE A MOTION TO ACCEPT THE LOCATIONS FOR 2015. SECONDED BY MR. GREGORY. MOTION CARRIED.

DIRECTOR'S REPORT

Mr. Bonapart presented the written report and advised as of April 30, 2014, the Alarm Board's balance was \$565,353.38. The Education Fund balance was \$55,401.27. As of May 19, 2014, the Board has 952 licensees and 6750 registrants.

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

ATTORNEY'S REPORT

1. Charles Bellia/The Security Shop - Consent Agreement in the amount of \$2,101.20 paid in full.
2. Steven Howell/Gray Security Services - Consent Agreement in the amount of \$4,039.20 was executed and the first of three monthly payments of \$1,346.40 has been paid.
3. Jay Savoie/Locktite of Georgia - Consent Agreement in the amount of \$4,528.80 has not been executed or paid.

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

At the July, 2013 meeting, the Board voted to amend 12 NCAC 11 .0105 to make it a violation to provide false information to the Board's approved third party out of state criminal history record check provider. The rule amendment was approved at the Board's March 20, 2014 meeting and approved by the Rules Review Commission on May 15, 2014. It is effective June 1, 2014.

At the January 16, 2014 meeting, the Board approved a proposed rule change to 12 NCAC 11 .0201(a)(6) to delete the requirement that the applicant provide a credit history since it is more practical for the Board investigators to do so. This rule amendment was approved at the Board's March 20th meeting. It has been filed.

Mr. Gray stated that he has contacted the Attorney General's Office and requested an Advisory Opinion on two issues. The first issue was in regard to local governments attempting to require alarm systems business licensees to obtain an electrical permit for commercial and or residential installations. The second issue was a recent requirement in Mecklenburg County that any installation costing \$30,000.00 or more must be supervised by a licensed General Contractor. He hopes to have an opinion by the July meeting.

Mr. Gray stated that all school systems now require to have panic buttons installed. The Board voted that one must be licensed or registered to install these at the special meeting held in March.

GOOD OF THE ORDER

Mr. Don Childers thanked Mr. Bonapart for attending the trade show held by the NC Electronic Security Association.

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

Meeting Adjourned: 11:30 a.m.

Anthony Bonapart
Deputy Director

Nan Williams
Reporter