

**MINUTES OF THE
NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD**

DATE: July 21, 2016
TIME: 9:00 A.M.
PLACE: Hilton Wilmington Riverside
Wilmington, North Carolina
SUBMITTED BY: Barry Echols
Director

MEMBERS PRESENT:

Ralph Gregory
Larry Proctor
John Thompson
John Sherbin
Courtney Brown

MEMBERS ABSENT:

Jack Ingle
John Walsh

STATE PRESENT:

Director Barry Echols
Deputy Director Don Foster
Investigator Melvin Turner
Field Services Supervisor Phillip Stephenson

Attorney Jeff Gray
ASLB Licensing Asst. Deborah Martin-Johnson

VISITORS:

Dorian Dehnel
Heather Hamilton
Keith Akers
Ray Epperly
Charles Hatch
Lewis Hoffstetler
David Sperber
Patricia Thomson

Ric Gibbey
Tommy Liston
Chuck Olson
Thomas Smith
Christopher Jordan
Robert Stafford
Teresa English
John Thompson

The July 21, 2016 meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chairman Gregory at 9:00 a.m.

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

Mr. Gregory welcomed all guests.

MR. THOMPSON MADE A MOTION TO APPROVE THE MAY 26, 2016 BOARD MEETING MINUTES. SECONDED BY MR. PROCTOR. MOTION CARRIED.

Mr. Brown gave the Grievance Committee report. Mr. Brown reported the Grievance Committee met on July 20, 2016 from 9:00 to 11:00 AM

MR. SHERBIN MADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. PROCTOR. MOTION CARRIED.

Mr. Sherbin gave the Screening Committee report. Mr. Sherbin reported the Screening Committee met on July 20, 2016 from 1:30 to 2:21 PM

MR. PROCTOR MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT AS PRESENTED (WITH CORRECTION OF ADDRESS FOR No. 2). SECONDED BY MR. THOMPSON. MOTION CARRIED.

Mr. Echols gave the registration report.

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

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

16 DOJ 03352 - Teresa Ann English - This contested case was heard before Administrative Law Judge Donald W. Overby on May 24, 2016. The issue is whether she should be denied an alarm registration based on lack of good moral character and temperate habits as evidenced by a conviction of felony Manufacture, Possess Other Substance Schedule I, II, III with Intent to Distribute in York, South Carolina. Ms. English was present.

MR. BROWN MADE A MOTION TO UPHOLD THE ADMINISTRATIVE LAW JUDGE'S DECISION AND APPROVE THE ALARM REGISTRATION FOR MS. ENGLISH.

SECONDED BY MR. PROCTOR. IT WAS NOTED MR. THOMPSON OPPOSED THIS MOTION.

SPECIAL REPORTS AND PRESENTATIONS

Mr. Proctor gave the continuing education report.

1. Advanced Burglar Alarm - The committee recommends approval for 2 CEU's for this course.
2. CPI Security System - Understanding Home Networking Technology 4.5 hrs - This is an on-line course for employees only (through their portal). After discussion the request is being sent back to CPI for possible public access. Deferred for further clarification.

MR. SHERBIN MADE A MOTION TO ACCEPT THE RECOMMENDATION FOR APPROVAL OF COURSE 1 AND DEFER COURSE 2 FOR FURTHER CLARIFICATION. SECONDED BY MR. THOMPSON. MOTION CARRIED.

UNFINISHED BUSINESS

None

OLD BUSINESS

None

NEW BUSINESS

Mr. Gray opened the nominations to elect the new officers for 2016-2017.

MR. BROWN MADE A MOTION TO RE-ELECT MR. RALPH GREGORY AS CHAIRMAN SECONDED BY MR. SHERBIN. MOTION CARRIED. NONE OPPOSED.

MR. BROWN MADE A MOTION TO ELECT MR. SHERBIN AS VICE-CHAIRMAN. SECONDED BY MR. PROCTOR. MOTION CARRIED. NONE OPPOSED.

MR. GREGORY MADE A MOTION TO ELECT MR. PROCTOR AS CHAIRMAN OF THE EDUCATION COMMITTEE. SECONDED BY MR. SHERBIN. MOTION CARRIED. NONE OPPOSED.

Mr. Gregory addressed the financials and suggested appointing someone, such as Mr. Sherbin, to be in charge of a review process to create a Finance Committee.

MOTION BY MR. BROWN TO CREATE A FINANCE COMMITTEE AND THE CHAIR APPOINT THAT INDIVIDUAL. SECONDED BY MR. PROCTOR. MOTION CARRIED.

CHAIRMAN GREGORY APPOINTED JOHN SHERBIN AS CHAIR OF THE NEWLY FORMED FINANCE COMMITTEE.

Chairman Gregory explains that the outgoing Vice Chair Mr. Ingle, is not present due to illness, and asks for the thoughts and prayers of those in attendance to be with him.

Director Echols explained that since HB299 is dead and the lease for ASLB/PPS office expires 12/30/16, he has been discussing with DPS and the current landlord procuring another space. Because of the time limitations the best option is extending the lease at the current location for one (1) year and to do that approval from both Boards prior to that date would be needed. The current lease amount is roughly \$92,000 - \$93,000 yearly. According to the lease it would increase to \$98,000 or \$15.00 psf.

MOTION BY MR. SHERBIN. SECONDED BY MR. PROCTOR TO NEGOTIATE ONE YEAR LEASE NOT TO EXCEED \$100,000. MOTION CARRIED. NONE OPPOSED.

DIRECTOR'S REPORT

Mr. Echols presented the written report and advised as of July 18, 2016, the Alarm Board's balance was \$742,199.99. The Education Fund balance was \$63,095.89. As of July 18, 2016, the Board has 866 licensees and 3,436 registrants.

Mr. Echols reported that the Board Meeting minutes are now up to date on the website.

Mr. Echols reported on the computer and scanning projects. Permittum is scheduled to collect 70 boxes from the office in order to begin the scanning process.

Mr. Echols reported there would be a computer project meeting next week, tentatively Thursday, August 11, 2016, and asked that someone from the Alarm Board be in attendance; someone from the PPS Board will also attend.

Mr. Echols reported that he is working with people from the SBI and FBI to coordinate being able to access the Federal No Fly List. The idea is to be able to screen all applicants, particularly on the PPS side, in order for us to be notified if there is someone actively on the terrorist watch list. While it is questionable as to whether or not they will release that information, this is something that has been requested.

MR. THOMPSON MADE A MOTION TO ACCEPT THE DIRECTOR'S REPORT (WITH CORRECTION TO EDUCATION FUND AMOUNT). SECONDED BY MR. SHERBIN. MOTION CARRIED.

ATTORNEY'S REPORT

CONSENT AGREEMENTS & CIVIL PENALTIES.

1. Eric F. Beatty / Power Home Technologies, LLC - Consent Agreement in the amount of \$7,527.60. Paid in full.
2. Joel C. Garrett / Alert Detection Technologies, Inc. - Civil Penalty in the amount of \$225.00. Payment has not been received.*

*Note: It is doubtful the Board will ever receive this, but the Board does have the right to collect.

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

Mr. Gray reported there is no Alarm Board case scheduled for the July 2016, OAH's hearing date.

LEGISLATION.

Mr. Gray reported that any bill Bills in the Legislature that did not pass in the short session, is now dead. Virtually everything that has been reported prior to this meeting has died with the adjournment of the Session, including HB299. HB299 had the provision allowing the Boards (ASL/PPS) to own real property and also contained a couple of other provisions regarding the Alarm Systems Licensing Board time to appoint a new QA and provision that had to do with out-of-state alarm companies; he reiterated this was all irrelevant now since the bill did not pass.

Mr. Gray reports that he will have a new bill prepared by January which will be very much like HB299, but without the 74D rewrite substitutes included, at least preliminarily due to the 74D Rewrite Committee's ongoing project. There would probably be a separate bill, and not likely that ASLB will be written in with the PPSB.

Senate Bill 469, 361, HB 1007, all died with adjournment.

FINAL AGENCY DECISION

Teresa Ann English

MR. SHERBIN MADE A MOTION TO APPROVE THE ATTORNEY'S REPORT AS PRESENTED. SECONDED BY MR. THOMPSON. MOTION CARRIED.

Mr. Gray stated that Mr. Foster asked for direction as to whether the Board would like for Mr. Gray to pursue legal action against Mr. Garrett / Alert Protection Technologies for the \$225.00

penalty.

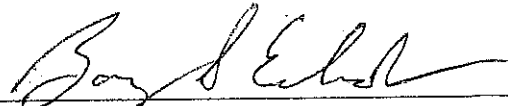
Mr. Thompson stated he believes it will cost more money to pursue the matter. Mr. Gregory suggested sending another certified letter. Mr. Foster agreed.

GOOD OF THE ORDER.

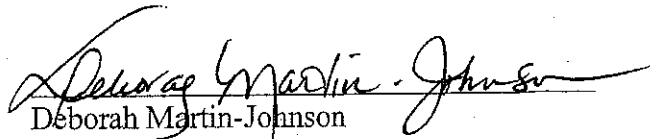
Mr. Gregory informed those in attendance that the 74D Rewrite Committee met on Tuesday, July 18th with (7) seven members from the public and four (4) members from the Board, plus the secretary and Mr. Gray. They made it through about 25% of the Chapter. The next meeting is scheduled for August 11th but will need to check that schedule. He anticipates the next meeting being for a full 8 hours and is optimistic that they can finish in 3-4 meetings.

MR. THOMPSON MADE A MOTION TO ADJOURN. SECONDED BY MR. PROCTOR. MOTION CARRIED.

Meeting Adjourned: 10:15 a.m.



Barry S. Echols
Director



Deborah Martin-Johnson
Reporter