

MINUTES

OF THE

NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: March 24, 2016

TIME: 9:00 A.M.

PLACE: Holiday Inn Raleigh North
Raleigh, North Carolina

SUBMITTED BY: Barry Echols
Director

MEMBERS PRESENT:

Ralph Gregory
Jack Ingle
Larry Proctor
John Thompson
John Sherbin
Courtney Brown

MEMBERS ABSENT:

John Walsh

STAFF PRESENT:

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

Board Secretary Nan Williams
Attorney Jeff Gray

VISITORS:

Larry McClellan
Daniel L. McLeod
Mike Odom
Charles Keith Hatcher
William Earl Bunn
David Gerikouslu
Tony Thompson
Robert Fen
Stephen H. Wheeler

Richard Terrio
Marie E. Buckman
Theodore R. Thomas, II
Chris Broome
David A. Bowman
Lewis Huffstetler
Sean P. Rahilly
Johnnie A. McKoy
Duncan Hubbard

Timothy R. Mangum
Darryl Bray
Thomas Gannon
Jeremy Knowles
Archie Ray
William Johnson
Daniel Massey
Perry Hilderman
Chris Nobling
Steven Tichener
Jonathan Stallings
Kevin Parrish
Wilber G. Robbins

Paul A. Stradley
Terry D. Preiss
Ric Gibbey
Junko Shiraishi
Tommy Whisnant
Wayne Trachtenberg
Raphael Allen
Ricky R. McKinney Sr.
Anita Surratt
Tony Parker
Ken Henke
Wesley Jones
Amanda Jones

The March 24, 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 welcome all guests.

MR. INGLE MADE A MOTION TO APPROVE THE JANUARY 14, 2016 BOARD MEETING MINUTES. SECONDED BY MR. SHERBIN. MOTION CARRIED.

Mr. Sherbin gave the Grievance Committee report. Mr. Sherbin and Mr. Gregory met as the Grievance Committee on March 23, 2016 from 9:20 a.m. to 10:35 a.m.

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

Mr. Ingle gave the Screening Committee report.

MR. INGLE MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT EXCEPT FOR NUMBER TWELVE. SECONDED BY MR. SHERBIN. MOTION CARRIED.

Mr. Ingle advised that Number Twelve on the Screening Committee Report is Mr. Brent Patrick Remole. The committee is requesting to modify their approval from March 23, 2016 for unlicensed activity. Mr. Remole was not present.

MR. INGLE MADE A MOTION TO MODIFY THE APPROVAL FOR MR. REMOLE WITH A CONDITION THAT HE ENTER INTO AND PAY A CONSENT AGREEMENT IN THE AMOUNT OF \$1530.00 FOR UNLICENSED ACTIVITY BEFORE ISSUANCE OF LICENSE. SECONDED BY MR. THOMPSON. MOTION CARRIED.

Mr. Echols gave the registration report.

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

Mr. Gregory introduced Mr. Donald Foster as the new Deputy Director.

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

15 DOJ 05831 - Tony Allen Thompson - This contested case was heard before Administrative Law Judge J. Randall May on September 29, 2015. The issue was whether or not grounds exist to deny an alarm registration for Mr. Thompson for lack of good moral character and temperate habits as evidenced by a conviction of Assault and Battery on a family member in the Commonwealth of Virginia. Mr. Thompson was present.

MR. INGLE MADE A MOTION TO APPROVE THE ALARM REGISTRATION FOR MR. THOMPSON. SECONDED BY MR. BROWN. MOTION CARRIED. IT WAS NOTED MR. PROCTOR OPPOSED THIS MOTION.

15 DOJ 08970 - David Antonio Bowman - This contested case was heard before Administrative Law Judge Donald W. Overby on December 29, 2015. The issue was whether or not grounds exist to deny an alarm registration for Mr. Bowman for lack of good moral character and temperate habits as evidenced by a conviction of felony Forgery in the State of South Carolina. Mr. Bowman was present.

MR. INGLE MADE A MOTION FOR THE ATTORNEY TO TAKE OUT THE LAST SENTENCE IN PARAGRAPH NUMBER THIRTEEN OF THE FINDINGS OF FACT BECAUSE IT IS REQUIRED THAT A PERSON HAVE AN ALARM REGISTRATION IF THEY ARE CONDUCTING SALES IN SOUTH CAROLINA. SECONDED BY MR. SHERBIN. MOTION CARRIED.

MR. INGLE MADE A MOTION TO DENY THE ALARM REGISTRATION FOR MR. BOWMAN. SECONDED BY MR. SHERBIN. MOTION CARRIED.

SPECIAL REPORTS AND PRESENTATIONS

Mr. Proctor gave the continuing education report.

1. Security and the Internex of Things - The committee recommends approval for 2 CEU's for this course.
2. Commercial Integration - The committee recommends approval for 2 CEU's for this course.
3. Commercial Applications for Alarm Panels - The committee recommends approval for 2 CEU's for this course.
4. CCTV Essentials - The committee recommends approval for renewal for 2 CEU's for this course.
5. Access Control Essentials - The committee recommends approval for renewal for 2 CEU's for this course.
6. Adapter Alternatives Using COAX, Fiber, & UTP for IP - The committee recommends approval for 2 CEU's for this course.
7. Maximize Scalable Feature Rich, IP Video Surveillance for Small Systems - The committee recommends approval for 2 CEU's for this course.
8. Perimeter/Outdoor Protection - The committee recommends approval for renewal for 2 CEU's for this course.
9. NX Series Modular Controls - The committee recommends approval for renewal for 2 CEU's for this course.
10. Simon XT - The committee recommends approval for renewal for 2 CEU's for this course.
11. Select the Right Networking Gear - The committee recommends approval for 2 CEU's for this course.

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

UNFINISHED BUSINESS

None

OLD BUSINESS

None

NEW BUSINESS

Mr. Gregory presented Mr. Larry McClellan with a plaque for his service. Mr. Gregory thanked him for his passion and hard work while he served on the Board.

Mr. Proctor asked the industry members present whether or not they liked the online courses better or the classroom courses. The industry liked the online courses better.

Mr. Sherbin stated he attended a meeting with Permittium along with the staff to discuss the scanning and new computer system. The Board needs to approve the budget and the contract. Mr. Ingle stated the Board should not approve this until they have reviewed the contract.

MR. PROCTOR MADE A MOTION TO SUPPORT STAFF AND LEGAL COUNSEL'S REVIEW OF THE CONTRACT AND TO MOVE FORWARD. SECONDED BY MR. SHERBIN. MOTION CARRIED. IT WAS NOTED MR. INGLE OPPOSED THIS MOTION.

DIRECTOR'S REPORT

Mr. Echols presented the written report and advised as of March 31, 2016, the Alarm Board's balance was \$702,134.51, The Education Fund balance was \$62,027.25. As of March 22, 2016, the Board has 954 licensees and 7610 registrants.

Mr. Echols welcomed the new Deputy Director, Donald Foster.

Hopefully, the new scanning project and computer project will be starting very soon. Mr. Echols is still looking for commercial property for a new office. Mr. Echols stated that House Bill 299 still needs to be passed so that a building could be purchased instead of leasing if the Board still wanted to purchase a building in conjunction with the Private Protective Services Board.. Mr. Echols stated that a cost analysis would be done comparing leasing and purchasing a building.

MR. INGLE MADE A MOTION TO ACCEPT THE DIRECTOR'S REPORT AS PRESENTED. SECONDED BY MR. SHERBIN. MOTION CARRIED.

BREAK: 10:25 a.m.
RECONVENED: 10:35 a.m.

ATTORNEY'S REPORT

1. Homer O. Weaver/Safe Home Security, Inc. - Consent Agreement in the amount of \$183.60 for a registration violation. Paid in full.
2. Ryan J. Newcomer/Alliance Security, Inc. - Consent Agreement in the amount of \$3,672.00 for registration violations. Paid in full.
3. Michael J. Stewart/Arm Alarm, LLC - Consent Agreement in the amount of \$550.80 for registration violations. Paid in full.

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

In a surprise move, a proposed bill was circulated at the Joint Legislative Administrative Procedures Oversight ("Joint APO") Committee Subcommittee on Occupational Licensing Boards at its meeting on Thursday, March 17, 2016. This bill is an off-shoot of the Legislative Program Evaluation Division's Report on Occupational Licensing Agencies which Mr. Gray has reported on to the Board and a bill from last session instructing Joint APO to further study the issue.

It would, if passed, eliminate the Alarm Systems Licensing Board and the entire regulatory system for the industry. In turn, the Department of Public Safety will, in its discretion, be authorized to register installers (but only installers; no business license.)

This is only a “draft” and it has not been introduced. It has already gotten a lot of questions from legislators that sit on the Subcommittee and will get even more. The Subcommittee Chair acknowledged that there would be changes, but he intended to submit it to the full Joint APO for its consideration.

House Bill 299 is still pending which would allow Boards to buy property instead of leasing.

A number of other bills of interest either directly effecting the Board, or tangentially effecting it have been introduced this Session. We will wait to see what happens.

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

GOOD OF THE ORDER

The next NC Electronic Security Association meeting will be held May 4-5, 2016 in Concord, North Carolina. Mr. Echols will be attending.

Mr. Echols stated that discussions have been held in regard to hosting the next IASIR Conference in November or December this year.

MR. THOMPSON MADE A MOTION TO SUPPORT NORTH CAROLINA IN HOSTING THE NEXT IASIR CONFERENCE. SECONDED BY MR. INGLE. MOTION CARRIED.

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

Meeting Adjourned: 11:05 a.m.

Barry S. Echols
Director

Nan Williams
Reporter

