

MINUTES  
OF THE  
NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: September 27, 2012  
TIME: 9:00 a.m.  
PLACE: Holiday Inn  
Raleigh, North Carolina  
SUBMITTED BY: Anthony B. Bonapart  
Deputy Director

MEMBERS PRESENT:

Brad Smith  
Mack Donaldson  
Larry McClellan  
June Ray  
John Thompson

MEMBERS ABSENT:

Jack Ingle  
James Taylor

STAFF PRESENT:

Director Terry Wright  
Deputy Director Anthony Bonapart  
Field Services Supervisor Phillip Stephenson

Board Secretary Nan Williams  
Training Officer Judy Pittman  
Attorney Jeff Gray

VISITORS:

Mark Dillon  
Jim Beardsley  
Jesse Tyne  
Travis Deal  
Noah Barefoot  
James Robinson  
Anthony Johnson  
William B. Miller  
Joseph L. McLeod  
Cathy McBride  
Jerry Phillips

Joel Ackereizon  
Kristin Magnuson  
Duncan Hubbard  
Michael Newton  
Jason Jones  
Douglas Owens  
Kenneth Brown  
John McDonald  
Don Childers  
Ben Billingsley  
Matt Rind

Brad Smith  
Alfred W. Brunjes, Jr.  
Donald Brunjes  
Pat Thompson  
Kathryn Weaver

Phil Sessoms  
Robert E. Lee  
Laura Brunjes  
John Thompson  
Joseph Hickman

## CALL TO ORDER

The September 27, 2012 meeting of the North Carolina Alarm Systems Licensing Board was called to order at 9:10 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 introduced and welcomed Mr. John Thompson as a new Board member.

Mr. Smith also welcomed all guests.

**MS. RAY MADE A MOTION TO APPROVE THE MINUTES FROM THE JULY 26, 2012 BOARD MEETING. SECONDED BY MR. DONALDSON. MOTION CARRIED.**

Ms. Ray gave the Screening Committee report. It was noted that Mr. Donaldson recused himself from voting on Number One of the report.

**MR. THOMPSON MADE A MOTION TO APPROVE 2, 3, 4, 5, 6, AND 7. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.**

**MR. MCCLELLAN MADE A MOTION TO APPROVE NUMBER ONE ON THE SCREENING COMMITTEE REPORT. SECONDED BY MR. THOMPSON. IT WAS NOTED THAT MR. DONALDSON RECUSED HIMSELF FROM VOTING ON THIS APPLICATION. MOTION CARRIED.**

Mr. Wright gave the registration report.

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

Mr. Smith gave the Grievance Committee report.

Mr. Smith reported that he and Mr. Donaldson met as the Grievance Committee on September 26, 2012 from 1:00 p.m. to 2:50 p.m.

**MS. RAY MADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.**

Mr. Smith explained why the Board votes on giving someone a cease and desist for unlicensed activity and then refers it to the Screening Committee if they should apply for a license in the future. Mr. Smith advised that by law the Board only has jurisdiction over personnel that are licensed and as a result, the only option available to the Board is to issue the cease and desist order. However, if the individual continues to operate unlicensed after receiving the C&D, the Board could seek a civil injunction. If the individual should apply for a license in the future, the matter is referred to the Screening Committee. The Screening Committee could at that time enter into a Consent Agreement with the individual for the unlicensed activity.

Mr. Gray removed himself as counsel to the Board to present the following final agency decision:

COREY PHILLIP BAUER - 11 DOJ 12477. The case was heard by Administrative Law Judge Joe Webster on November 29, 2011. The issue before the judge was whether the case should be dismissed for petitioner's failure to prosecute this contested case. The judge recommended that the case be dismissed without prejudice.

**MR. MCCLELLAN MADE A MOTION TO ACCEPT THE ADMINISTRATIVE LAW JUDGE'S DECISION TO DISMISS. SECONDED BY MS. RAY. MOTION CARRIED.**

BREAK: 9:30 a.m.  
RECONVENED: 9:50 a.m.

**SPECIAL REPORTS AND PRESENTATIONS:**

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

1. C24 Interactive Programming & Installation - The committee recommends approval for 2 CEU's for this course.
2. False Alarm Prevention for the Alarm Technician - The committee recommends approval for 3 CEU's for this course.

**MS. RAY MADE A MOTION TO APPROVE THESE COURSES AS PRESENTED. SECONDED BY MR. DONALDSON. MOTION CARRIED.**

Mr. Smith reported on the False Alarm Reduction and Enhanced Verification Committee. The committee met with 2 representatives from police departments and a representative from the NC Electronic Security Association to gain a better understanding of the false alarm process and to listen to concerns of the various agency representatives. Mr. Smith advised that the Board does not have the authority to require enhanced verification. Some studies have shown that making a second call to the home owner or company representative helps reduce false alarms. The Board

will work with the NC Electronic Security Association and law enforcement to educate the public and industry on this important issue. The industry needs to do more outreach on this subject to include offering Enhanced Verification to customers.

Mr. Smith reported on the out of state criminal record check committee meeting. The initial three year appointment expires on June 30, 2012. The Board is currently drafting an RFP in preparation for bidding. The committee met on Tuesday and recommended one change to the RFP to extend the appointment to three (3) years and requested that the applicable administrative rule be included in the body of the RFP. The appointment may be renewed for two subsequent one year terms by mutual written agreement of the parties.

#### UNFINISHED BUSINESS

None

#### OLD BUSINESS

None

#### NEW BUSINESS

None

#### DIRECTOR'S REPORT

Mr. Wright presented the written report and advised as of June 29, 2012, the Alarm Board balance was \$207,804.31. The Education Fund balance was \$48,574.39. As of September 24, 2012, the Board has 935 licensees and 6,942 registrants.

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

Mr. Wright asked the Board to consider switching the times that the screening and grievance committees meet each month. The staff would like to have the Grievance Committee meet first in the morning at 9:00 a.m. and the Screening Committee meet in the afternoon at 1:30 pm. Having the Grievance Committee meet in the morning will give more time to hear the cases. The change would also allow screening to act on licensees that were connected to a grievance matter that was settled that morning by grievance.

**MR. THOMPSON MADE A MOTION TO CHANGE THE COMMITTEE TIMES EFFECTIVE JANUARY 2013. THE GRIEVANCE COMMITTEE WILL MEET AT 9:00 A.M. AND THE SCREENING COMMITTEE WILL MEET AT 1:30 P.M. SECONDED BY MR. DONALDSON. MOTION CARRIED.**

#### ATTORNEY'S REPORT

Mr. Gray reported on the following consent agreements:

1. Gordon K. Handy/Surveillance Consulting - Consent Agreement of \$6,005.76 has been executed and paid in full.
2. William Jayson Waller/ISI Alarm NC, Inc. - Consent Agreement of \$1,305.60 has been executed and paid in full.
3. Eric Franklin Beatty/Power Home Technologies, Inc. - Consent Agreement of \$23,133.60 has been executed and paid in full.
4. Michael Sean Crowley/Harmonic Solutions, LLC - Consent Agreement of \$4,488.00 has been executed and the first of six payments of \$748.00 has been paid. (Final payment due February 1, 2013.)

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

Mr. Gray advised that the public hearing on the Board's pending administrative rules were held on July 18, 2012. No members of the general public or the industry attended and no comments were received. The Board needs to adopt 12 NCAC 11 .0102, 12 NCAC 11 .0201, 12 NCAC 11 .0301 and 12 NCAC 11 .0307 as published in the North Carolina Register.

**MS. RAY MADE A MOTION TO ADOPT THE RULES AS PUBLISHED. SECONDED BY MR. THOMPSON. MOTION CARRIED.**

Mr. Gray advised that the following individuals have agreed to serve on the False Alarm Reduction and Enhanced Verification Committee: Ron Jackson, President of the NC Electronic Security Association, Colleen Kochanek, General Counsel, NC Electronic Security Association, Andy Felton, industry representative, Dee Dee Smith, City of Raleigh Police Department and Sherry Covey, City of Fayetteville Police Department. Board member representatives are Chairman Brad Smith and members Larry McClellan, James Taylor, and Jack Ingle. The committee held its first meeting on September 25, 2012.

GOOD OF THE ORDER

**MR. DONALDSON MADE A MOTION TO ADJOURN. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.**

Meeting Adjourned: 10:25 a.m.

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Anthony Bonapart  
Deputy Director

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Nan Williams  
Reporter

