

MINUTES OF REGULARY SCHEDULED PUBLIC MEETING

This regular meeting of the Alarm and Locksmith Industry Committee scheduled to begin at 9:00 a.m. on the 7th day of May, 2014 was convened in accordance with the Oklahoma Open Meeting Act [25 O.S., 301 et seq.]. Further, an advance public notice that was sent to the Secretary of State's Office of Administrative Rules by Facsimile November 12, 2013, prior to this time today, specifying the time and place of the meeting here convened, preceded this meeting. Notice of this meeting was given at least twenty-four (24) hours prior hereto and no one filed a written request of notice of meetings of this public body to date.

PUBLIC BODY: Alarm and Locksmith Industry Committee

DATE: Wednesday, May 7, 2014

ADDRESS: Oklahoma Department of Labor (ODOL)
3017 N. Stiles
Oklahoma City, OK 73105

CONTACT PERSON: Daryl Bottoms

TELEPHONE: (405) 521-6563

Agenda Item 1:

Call to Order

Meeting was called to order at 9:00 a.m. by Bob Carroll

Agenda Item 2:

Roll Call

Committee members present: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, Zeke Lay, and Bob Carroll.

Members Absent: James Perry.

Staff Present: Daryl Bottoms, Ginger Price, Don Schooler, Alexander Thorne, and Afiya Williams.

A quorum was present.

Agenda Item 3:

Statement of Compliance with the Open Meeting Act

The Statement of Compliance with the Open Meeting Act was read by Daryl Bottoms.

Agenda Item 4:

Approval of minutes for April 2, 2014 Alarm and Locksmith Industry Committee meeting.

Maurice Grant made a motion to approve the minutes from the April 2, 2014 meeting. The motion was seconded by Dennis Bloye. The motion was approved by unanimous consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, Zeke Lay, and Bob Carroll.

Agenda Item 5:
Alarm and Locksmith Program Update

Alexander Thorne shared compliance statistics. 38 Field Contacts and Educational Consultations occurred last month. 14 Citations were issued. 47 Websites were reviewed, 12 were out of compliance. Compliance requirements were discussed with each of them through mail, phone calls, and email. Ten came into compliance. ODOL received 13 complaints; 5 more than the previous month. Bob Carroll asked what area they were in. Alexander Thorne indicated that they were a mix of complaints. Six were Locksmith, three were Burglar Alarm, and four were outside our regulatory authority. Ten of those complaints came from the industry, two were from the public and one was from another agency. Three of those complaints have not yet been resolved.

Zeke Lay thanked Alexander Thorne for the report. Historically, the department has had problems getting enough information for a complaint. Zeke Lay asked if there had been improvement in that area. Alexander Thorne indicated that many complaints are anonymous and the Department has to capture all information during that one contact with the complainant. The Department is asking more questions and has set up an online complaint form that asks many of the questions needed.

Jim Buck pointed out that the Department's educational outreach is helping to increase awareness which is generating more input regarding unlicensed individuals and companies. More targeted complaints will come in as well.

Zeke Lay asked if the Department will post violations of companies. Jim Buck indicated that the specifics of a complaint will not be posted, but the number of substantiated complaints will be posted. Zeke Lay asked if there would be reports of our statistics provided. Jim Buck indicated there would be an annual report provided.

Dennis Bloye asked if the enforcement position had been posted. Alexander Thorne indicated that the position had not been filled. Jim Buck indicated that the position had been re-written, which had taken time, and the position would be reposted in the near future.

Alexander Thorne indicated that the Oklahoma Department of Labor's enforcement efforts are more effective when we have complaints to investigate. Zeke Lay asked if the Public Service Announcements (PSAs) had made a difference in that. Alexander Thorne indicated the contract for the Public Service Announcements was due to be completed in the near future.

Agenda Item 6:
Update on New Appointments to the Alarm & Locksmith Industry Committee

Ron Edwards, representing the Fire Sprinkler Industry, has been appointed to the Committee. Steve Lutz, representing the Burglar Alarm Industry, has also been appointed.

Bob Carroll pointed out that Ron Edwards had been on the Committee before and he welcomed the two appointees.

Agenda Item 7:

Plain Old Telephone System (POTS) to Voice Over Internet Protocol (VOIP) Changeover

Zeke Lay indicated that 2014 was the original date that all analog phone lines were to change to Voice Over Internet Protocol. That deadline has been pushed back to 2017. The Alarm Industry needs to be ready for what VOIP will mean for people.

Zeke Lay gave history of the 1970's problems. At that time, the issue was poor signal transmission. The issue now is if the system, at either end, does not get a signal, there is no information transmitted. While speaking to someone over VOIP, information lost may not be noticed. However, for an alarm system, information lost will keep the system from communicating with the alarm company. Also, VOIP may be less reliable than the current POTS systems, in part because when there is a loss of power, VOIP lines will not work, whereas POTS lines carry the power for the telephone.

Dan Salts, with the Fire Marshal Association, asked, "Do you see Alarm Companies being liable if those signals cannot get through?" Zeke Lay indicated that most contracts limit the Alarm Company's liability for communication failures. Zeke Lay discussed the technology and differences in more detail.

Jack Sink shared the results of a court case regarding this issue. The Alarm Industry needs to educate its customers on the possible issues associated with VOIP and other technologies and that the customer needs to verify that the system is working. The obligation of the Industry is to the customer.

Bob Carroll said that the Association needs to be looking at this. He indicated that, in dealing with the insurance side, burglars look at this as a benefit. Rooftop burglaries are up because many burglary teams know how to overcome the current alarm systems.

Jack Sink pointed out that the Alarm Industry and Companies have liability regardless of what the contract says because the Court does not have to recognize the limitations to liability if it feels it is adversarial to the customer.

Agenda Item 8:

Legislative Update

SB 1399 was signed by the governor and will go into effect on November 1, 2014. HB3089 was voted down in committee.

There seems to be no issues with the Alarm and Locksmith Act proposed rule changes. November 1, 2014 is when those changes will go into effect.

Bob Carroll asked how SB1399 is stated regarding the disciplines required to be represented on the committee. The disciplines are based on the disciplines listed in the Statute. SB1399 indicates that if a committee member misses more than two meetings in a year, that member can be removed. Jim Buck indicated that, since committee members are appointed by the Governor, it will be up to the Governor's office to determine if an absence is justified (such as for inclement weather).

Agenda Item 9:

Acknowledgement of Departing Alarm and Locksmith Industry Committee Members

Bob Carroll thanked Charles Hudecek and Zeke Lay for their work on the Alarm and Locksmith Industry Committee. He also presented Charles Hudecek and Zeke Lay with certificates from the Commissioner, thanking them for their participation on the Alarm and Locksmith Industry Committee.

Zeke Lay thanked Bob Carroll for his work during and outside Committee meetings. He also thanked the other members of the Committee for their passion and competence. Zeke Lay thanked the Department of Labor for their attitude toward and support of the Alarm and Locksmith Industry.

Charles Hudecek indicated that Zeke Lay covered most everything. He welcomed the two newly appointed Committee members, Ron Edwards and Steve Lutz. He also added his thanks to the Department of Labor for the effort of its employees and responses to requests for information.

Agenda Item 10:

Public Comments

Lowell Roberts indicated he attended a meeting this morning and the new Test Standards are on track to be implemented on July 1, 2014.

Agenda Item 11:

Review of Company Applications

Jim Buck indicated that last month we had Peggy Cooper, who had pulled together the company applications, to answer any questions. As part of cross training, Ginger Price was available this meeting to answer any questions.

a. Fire Pros

Categories: Fire Sprinkler

Manager: Alan Bruch

Edward Hewitt, owner, was present. He has been in the engineered, preengineered and extinguisher suppression system business for 25 years. The manager, Alan Bruch, has been in the Fire Sprinkler Design business for 34 years. The company has 5 employees who are in the process of obtaining their licenses.

Zeke Lay made a motion to approve this application. Lisa Fields seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

b. Security Alarms Fire, LLC.

Categories: Access Control, Closed Circuit Television (CCTV), Commercial Fire Alarm, Burglar Alarm, Nurse Call

Manager: Jeremy Scott

Jeremy Scott was present. This is a new company that is branching off from their parent company.

Dennis Bloye made a motion to approve this application. Zeke Lay seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

c. Guardian of Georgia dba Ackerman Security Systems

Categories: Access Control, CCTV, Commercial Fire Alarm, Monitoring Facility

Manager: Michael Siebert

Monitoring facility is in Atlanta. Michael Siebert was present. 11 years in business in the Atlanta area and Washington, D.C. area. Michael Siebert is the only one currently licensed in Oklahoma. Other employees will be licensed once the company is licensed.

Zeke Lay made a motion to approve this application. Maurice Grant seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

d. RTA, LLC

Categories: CCTV

Manager: Ronald Atkinson

Ron Atkinson was present. He has 25 years in Networking, and 9 years in CCTV. He indicated to do CCTV, a networking background is needed. He does have an OK License.

Zeke Lay made a motion to approve this application. Charles Hudecek seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

e. Tomahawk Security, LLC

Categories: Access Control, CCTV, Residential Fire Alarm and Burglar Alarm

Manager: Josh Lancaster

Josh Lancaster was present. Has a contract with U.S. Monitoring to handle monitoring of the systems. Mr. Lancaster has experience in these fields and wanted to make monitoring affordable for Native Americans.

Zeke Lay made a motion to table this application until next month. Charles Hudecek seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Lisa Fields and Bob Carroll

Agenda Item 13:

Proposed Executive Session

Zeke Lay made a motion to move to executive session. Lisa Fields seconded the motion. The motion passed with unanimous consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, Zeke Lay, and Bob Carroll.

Agenda Item 14:

Adjourn from Executive Session

Charles Hudecek made a motion to adjourn from executive session. Lisa Fields seconded the motion. The motion passed with unanimous consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, Zeke Lay, and Bob Carroll.

Action taken as a result of Executive Session

1. **Gaven Gay** – Zeke Lay made a motion to approve the application of Gavin Gay. Charles Hudecek seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, and Zeke Lay.

Nay: Charles Hudecek

Abstain: Bob Carroll

2. **Leotis Richey** – Zeke Lay made a motion to approve the application of Leotis Richey. Charles Hudecek seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Sean Crain and Bob Carroll

3. **Zach Carlson** – Zeke Lay made a motion to approve the application of Zach Carlson. Charles Hudecek seconded the motion. The motion was declined with majority dissent.

Roll Call:

Nay: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

4. **Michael Cormir** – Zeke Lay made a motion to approve the application of Michael Cormir. Charles Hudecek seconded the motion. The motion was declined with majority dissent.

Roll Call:

Nay: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

5. **Albert Federico** – Zeke Lay made a motion to approve the application of Albert Federico. Charles Hudecek seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Lisa Fields, Maurice Grant, and Zeke Lay.

Nay: Sean Crain, Charles Hudacek.

Abstain: Bob Carroll

6. **Jeremiah Geurian** – Zeke Lay made a motion to table the application of Jeremiah Geurian until the June 2014 Alarm and Locksmith Industry Committee Meeting. Charles Hudecek seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

7. **Ryan Hale** – Zeke Lay made a motion to approve the application of Ryan Hale. Charles Hudecek seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

8. **Andrew Ozias** – Zeke Lay made a motion to approve the application of Andrew Ozias. Charles Hudecek seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

9. **Darrell Thomas** – Zeke Lay made a motion to approve the application of Darrell Thomas. Charles Hudecek seconded the motion. The motion was declined with majority dissent.

Roll Call:

Nay: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

10. **Michael Tirak** — Zeke Lay made a motion to approve the application of Michael Tirak. Charles Hudecek seconded the motion. The motion was declined with majority dissent.

Roll Call:

Nay: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

11. **Jesse Troyna** – Zeke Lay made a motion to approve the application of Jesse Troyna. Charles Hudecek seconded the motion. The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Lisa Fields, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Bob Carroll

12. **James Wallace** — Zeke Lay made a motion to approve the application of James Wallace. Charles Hudecek The motion passed with majority consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crain, Maurice Grant, Charles Hudecek, and Zeke Lay.

Abstain: Lisa Fields and Bob Carroll

Item 15:

Next Meeting date scheduled for May 7, 2014

Agenda Item 16:

Adjournment

Lisa Fields made a motion to adjourn the meeting. Jim Buck seconded the motion. The motion passed with unanimous consent.

Roll Call:

Aye: Dennis Bloye, Jim Buck, Sean Crane, Lisa Fields, Maurice Grant, Charles Hudecek, Zeke Lay, and Bob Carroll.