



Alabama Electronic Security Board of Licensure
Board Meeting
Tuesday, August 10, 2021, 9:30 a.m.
Homewood Suites, Meeting Room
7800 Eastchase Parkway
Montgomery, Alabama 36117

After a public hearing on the proposed Rule change, John Orr, Chairman, called the meeting to order at approximately 9:32 a.m. at Homewood Suites in Montgomery, Alabama, as posted on the Secretary of State's website and the AESBL website. Mr. Orr asked Janet Robinson, Executive Director, to call the roll. Members present: John Orr, Morgan Garner, and Geoffrey Wilson. Scott Hunter and Seanne' Warrior attended via Zoom. Sheriff Derrick Cunningham had been attending another meeting and joined the meeting at 9:52 a.m.

I. Quorum:

A quorum was present. Peggy Rossmanith from the Alabama Attorney General's Office certified the quorum.

II. Minutes of June 29, 2021, Board Meeting:

Mr. Orr asked members to review the minutes for the June 29, 2021, Special Called Board Meeting. Motion to approve the minutes was made by Mr. Garner. Second by Mr. Wilson. All were in favor. None opposed. Motion carried.

III. Discussion of Relevant Concerns:

There were no concerns at this time.

IV. Permitting of Licensing of Companies for 2020/2021 and 2021/2022 and 2022/2023:

Mr. Orr called for a motion on the eighty-one (81) companies that have been licensed from April 1, 2021, to June 30, 2021.

For 2020/2021—Of the 81 companies, sixteen (16) were licensed for 2020/2021. A motion to approve the licenses of the 16 companies was made by Mr. Garner. Second by Mr. Wilson. All were in favor. None opposed. Motion carried.

For 2021/2022—Of the 81 companies, fifty-four (54) were licensed for 2021/2022. A motion to approve the licenses of the 54 companies was made by Mr. Garner. Second by Mr. Wilson. All were in favor. None opposed. Motion carried.

For 2022/2023—Of the 81 companies, eleven (11) were licensed for 2022/2023. A motion to approve the licenses of the 11 companies, effective January 1, 2022, was made by Mr. Garner. Second by Mr. Wilson. All were in favor. None opposed. Motion carried.

NOTE: During the third quarter of FY2021, twenty-four (24) new companies were licensed.

Permitting of Licensing of Individuals for 2020/2021 and 2021/2022 and 2022/2023:

Mr. Orr called for a motion on the three hundred sixty-five (365) individuals who were licensed with background checks from April 1, 2021, to June 30, 2021.

For 2020/2021—Of the 365 individuals, one hundred thirty-two (132) were licensed for 2020/2021. A motion to approve the licenses of the 132 individuals was made by Mr. Garner. Second by Mr. Wilson. All were in favor. None opposed. Motion carried.

For 2021/2022—Of the 365 individuals, two hundred nineteen (219) were licensed for 2021/2022. A motion to approve the licenses of the 219 individuals was made by Mr. Garner. Second by Mr. Wilson. All were in favor. None opposed. Motion carried.

For 2022/2023—Of the 365 individuals, fourteen (14) were licensed for 2022/2023. A motion to approve the licenses of the 14 individuals, effective January 1, 2022, was made by Mr. Garner. Second by Mr. Wilson. All were in favor. None opposed. Motion carried.

NOTE: During the third quarter of FY2021, two hundred thirty-one (231) new individuals were licensed.

V. Items to Discuss:

A. Vote on Proposed Rule change following the Public Hearing:

A motion was made by Mr. Wilson to accept the Rule change regarding compliance with the Department of Examiners of Public Accounts and an amendment to Exemptions. Second by Mr. Garner. All were in favor. None opposed. Motion carried.

B. Request for Bids for AESBL Administrative Services:

Ms. Rossmanith presented to Mr. Orr the sealed bid received by State Purchasing in response to the RFB for Administrative Services. Only one bid was received and opened by Jennifer Loretz on July 1, 2021. After the bid was opened and reviewed by the Board, a motion was made by Mr. Garner to accept

the bid submitted by RT Management, Inc. Second by Mr. Wilson. All were in favor. None opposed. Motion carried.

C. Proposed Rule Change to Code of Ethics:

Ms. Robinson presented to the Board a proposed Rule change to 304-X-1-.07 Code of Ethics allowing for the AESBL Inspectors to file an Administrative Complaint against licensed companies that do not comply with inspections. A motion was made by Mr. Wilson to approve the proposed Rule change. Second by Mr. Garner. All were in favor. None opposed. Motion carried.

D. ALEA Items:

a) Preliminary Audit Report

Ms. Robinson reported that a Non-Criminal Justice Agency Audit was conducted by ALEA in July 2021 and presented the Board with the preliminary audit report. She informed the Board that she should receive the final report from ALEA by the November board meeting.

b) Access Agreement with ALEA

Ms. Robinson presented the Non-Criminal Justice Agency Access Agreement between ALEA and the AESBL, which allows for access to CHRI and for payment to be made to ALEA for background checks. A motion was made by Sheriff Cunningham to approve the Agency Access Agreement. Second by Mr. Garner. All were in favor. None opposed. Motion carried.

E. Listing of Licensed Individuals on AESBL website:

Ms. Robinson presented a sample report of licensed individuals and inquired if said report can be listed on the AESBL website along with licensed companies. A motion was made by Mr. Orr to allow for a report of licensed individuals to be listed on the AESBL website. Further, the report shall include the following categories: Name, employed by, office location, license number, position, and expiration date. Second by Sheriff Cunningham. All were in favor. None opposed. Motion carried.

F. Huntsville Alarm and Security:

Tori Lewis, AESBL Licensing Coordinator, reported correspondence between herself and Donovan Wright of Huntsville Alarm and Security. Because Mr. Wright had not satisfied all licensing renewal requirements by July 31, 2021, the previously reduced fine would revert to the original amount of \$1,000.00. A motion was made by Mr. Orr for Ms. Rossmanith to issue a cease and desist letter to Mr. Wright through the Attorney General's Office. Second by Sheriff Cunningham. All were in favor. None opposed. Motion carried.

G. Exemptions:

Mrs. Lewis and Deborah Speigner, AESBL Compliance Auditor, presented three companies inquiring about licensing exemption:

- a) Ideacom of the Gulf Coast is currently licensed and will expire December 31, 2022. A motion was made by Mr. Orr to table the discussion until the November 9, 2021, board meeting for further information and to allow for a representative from the company to be

present to answer questions from the Board. Second by Sheriff Cunningham. All were in favor. None opposed. Motion carried.

- b) Semper Vigiles acknowledged that they do have access to customer passcodes, and therefore, the Board acknowledged that the company and its monitoring employees will need to be licensed with the AESBL.
- c) Junction Roadside does advertise for lockout service, and therefore, the Board acknowledged that the company and its owner will need to be licensed with the AESBL.

VI. Executive Session:

A motion was made by Mr. Orr to enter Executive Session to discuss a recommendation and a report submitted to the Board. Second by Sheriff Cunningham. A roll call vote was taken: Mr. Orr voted to approve, Sheriff Cunningham voted to approve, Mr. Garner voted to approve, and Mr. Wilson voted to approve. The Board disconnected from the Zoom call, and Mr. Hunter and Ms. Warrior did not participate in Executive Session. Assistant Attorney General Peggy Rossmanith declared at 10:42 a.m. that the Board in Executive Session until approximately 11:15 a.m.

Mr. Orr declared at 11:12 a.m. that the Board was out of Executive Session and back in General Session. The Board reconnected on the Zoom call, but Mr. Hunter and Ms. Warrior were no longer on the call.

A motion was made by Mr. Orr to revoke the company license for Alarm Direct Incorporated (ADI), and the individual license for Tra Tommy Nyugen due to failing to report probationary status to the Board as required by 304-X-1-.09(1)(b). Additionally, notification of revocation will be made by Ms. Rossmanith through the Attorney General's Office. Second by Sheriff Cunningham. All were in favor. None opposed. Motion carried.

A motion was made by Mr. Orr to accept the recommendation from Judge Randy Sallé regarding the Administrative Hearing he presided over on July 26, 2021, in Glen Edward Malone II v. AESBL. Second by Sheriff Cunningham. All were in favor. None opposed. Motion carried.

VII. AESBL Budget for Fiscal Year 2021:

Ms. Robinson presented a report reflecting deposits and payments made in the third quarter of FY2021.

AESBL FY2022 Operations Plan:

Ms. Robinson presented a report that reflected the Operations Plan that was submitted to the Executive Budget Office on July 22, 2021.

VIII. Other Business:

A. Board Member Terms Expiring:

Ms. Robinson informed the Board that both Scott Hunter and Seanne' Warrior's terms will expire September 30, 2021. Mr. Hunter has served two terms and will expire while Ms. Warrior has served one term and is eligible for reappointment.

B. Scheduling Institutional Licensing Committee Meeting:

Ms. Robinson informed the Board that she would be scheduling the committee meeting in September.

C. Possible Online Payment Portal:

Ms. Robinson reported that she had contacted Alabama Interactive about an online payment portal for licensees to pay their fees directly online. There would be zero cost for the Board as this service is paid via the 3.5% processing fee charged.

D. Monthly Emails for Renewal Reminder:

Ms. Robinson presented to the Board a flyer that would be emailed on a monthly basis to all companies up for renewal as a reminder that they would need to submit by December 31, 2021.

E. Next Scheduled Board Meeting: Tuesday, November 9, 2021

Adjourn:


Motion to adjourn was made by Sheriff Cunningham. Second by Mr. Garner. All were in favor. None opposed. Motion carried. The Board adjourned at 11:22 a.m.

The Board reconvened general session at 11:47 a.m. to discuss an additional item. Ms. Robinson called the roll. Members present: John Orr, Sheriff Derrick Cunningham, Morgan Garner, and Geoffrey Wilson. A quorum was present. Ms. Rossmanith certified the quorum.

A motion was made by Mr. Orr to issue cease and desist orders to companies that remained unlicensed and on the fine lists assessed at the May 11, 2021, board meeting. Cease and desist orders will be issued by Ms. Rossmanith through the Attorney General's Office. Second by Sheriff Cunningham. All were in favor. None opposed. Motion carried.

Motion to adjourn was made by Sheriff Cunningham. Second by Mr. Garner. All were in favor. None opposed. Motion carried. The Board adjourned at 11:57 a.m.

Approved by the Board on November 9, 2021.



John D. Orr, Sr., Chairman



Janet Robinson, Executive Director