



**Arizona State Board of Barbers**  
1400 West Washington, Suite 220  
Phoenix, Arizona 85007  
(602) 542-4498

**AGENDA OF REGULAR MEETING  
OF THE ARIZONA BOARD OF BARBERS**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Arizona Board Of Barbers (Board) and to the general public that the Board will hold a regular meeting open to the public on:

**Monday, November 14, 2016 at 9:30 a.m.**  
**1400 West Washington**  
**Conference Room B-1**  
**Phoenix, Arizona 85007**

Title 2 of the Americans with Disability Act (ADA) prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation by calling Mary Jane Jones at the Board office at 602-542-4498, or the TDD number at 800-367-8939. Requests should be made as early as possible to allow time to arrange the accommodation.

During the course of the meeting, the Board, upon a majority vote of a quorum of the members, may hold an executive session for the purposes of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. § 38-431.03 (A) (3). The executive session will be held immediately after the vote and will not be open to the public.

The agenda is subject to change up to 24 hours prior to the meeting. The Board Chairperson reserves the right to change the order of the items on the agenda, except for matters set for a specific time.

Please be aware that the Board may take action on any item listed on the agenda. Please note that any recommendations listed on the agenda are merely suggested Board actions. These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendations listed on the agenda.

**AGENDA**

The Agenda for the meeting is as follows:

1. Call to Order
2. Roll Call
3. Declaration of Conflicts of Interest Recusal -- A.R.S. § 38-503
4. Review, Discussion and Approval of Board Meeting Minutes

- a. Discussion and approval of the Open Session Minutes from the September 12, 2016 Board Meeting

**5. Call to the Public**

The Board may make an open call to the public during the meeting, subject to reasonable time, place, and manner restrictions, to allow individuals to address the Board on any issue within its jurisdiction. Those wishing to address the Board should fill out a speaker request form. Pursuant to A.R.S. § 38-431.01 (H), members of the Board are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. However, the Board may ask staff to review a matter or may ask that a matter be placed on a future agenda.

**6. Review, Discussion and Possible Action on Formal Hearings.**

Upon a majority vote of a quorum of the members, the Board may hold an executive session pursuant to A.R.S. § 38-431.03(A)(2), for the purposes of discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

- |           |  |   |                       |                        |
|-----------|--|---|-----------------------|------------------------|
| <b>a.</b> | Case No:   | <b>2015-062</b>   | Inspection Report No. | <b>26157 on 8/7/14</b> |
|           | Licensee:  | <b>Gerardo Magdalena</b>  | License No(s):        | <b>1489&amp;1129-E</b> |
|           | Possible Violation(s):<br>By Sam Barcelona<br>Staff Report | <b>For Barber License No. 1489--tools left out; For Establishment License No. 119-E--dirty sinks and overall condition of shop Consent Agreement signed 1-12-2016. \$200 civil penalty was due 3-17-2016. Complaint and Notice of Hearing Notice was delivered and accepted 9-16-2016 at the home address and on 9-17-2016 at the shop address. Ms Eckberg accepted a signed Consent Agreement on 10-17-2016 and the civil penalty is due 12-16-2016.</b> |                       |                        |
-

**b.**

Case No:	<b>2016-064</b>	Inspection Report No.	<b>27928 on 5/20/15</b>
Licensee:	<b>Gerardo Magdalena</b>	License No(s):	<b>1489 &amp; 1129-E</b>
Possible Violation(s): By Sam Barcelona	<b>For Barber License No. 1489 license not posted, inadequate dip sanitizer and dirty neck duster For Establishment License No. 1129-E dirty neck duster</b>		
Staff Report	<b>Consent Agreement signed 1-12-2016. \$410 civil penalty was due 3-17-2016. Complaint and Notice of Hearing was delivered and accepted 9-16-2016 at the home address and at the shop address. Ms Eckberg accepted a signed Consent Agreement on 10-17-2016 and the civil penalty is due 12-16-2016.</b>		

**7. Review, Discussion and Possible Action on Informal Interviews.**

Upon a majority vote of a quorum of the members, the Board may hold an executive session pursuant to A.R.S. § 38-431.03(A)(2), for the purposes of discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

None

**8. Consent Agenda for the Review, Discussion and Possible Action on Investigative Reports: Cases recommended for disciplinary consent agreements.**

The Consent Agenda items may be considered for approval as a single action unless a Board member or any other interested party wishes to remove an item for discussion. If the Board moves to offer a consent agreement to any or all of the following cases, each consent agreement that is accepted is to be returned within 21 days of receipt and the civil penalty is to be due 60 days after the acceptance of the consent agreement, and if the consent agreement is not approved or the civil penalty is not paid, an informal interview will be scheduled.

**a.**

Case No:	<b>2016-011</b>	Inspection Report No.	<b>30097 on 10/9/16</b>
Licensee:	<b>Gerardo Magdalena</b>	License No(s):	<b>1489&amp;1129-E</b>
Possible Violation(s): By Sam Barcelona	<b>For Barber License No. 1489—license not posted; For Establishment License No. 0129-E—unlicensed barber</b>		
Staff Report	<b>Consent Agreement for Barber License No. 4816 with a \$100 civil penalty for not posting a license and a \$160 civil penalty for working with a lapsed license and for Establishment License No. 1129-E a \$500 civil penalty for an unlicense barber for a total of a \$760 civil penalty.</b>		

**9. Report from the Assistant Attorney General – the Board may review and discuss the listed items:**

- 10. Report from the Executive Director – the Board may review and discuss the listed items:**
  - a. Website reviewed
  - b. Results from the changes in the state barber examinations for the last two months
  - c. Proposal for consideration regarding the examinations.
  - d. Building move 1740 W Adams update
  - e. Consolidation of 90/10 Boards update
  - f. School deficiencies as it relates to student hours
- 11. Discussion of items to be placed on a future meeting agenda.**
- 12. Discussion of Future Meeting Dates – January 30, 2017**
- 13. Motion to Adjourn**
- 14. POSTED 11/07/16**