

LLR - SOUTH CAROLINA MANUFACTURED HOUSING BOARD
Synergy Business Park, Kingtree Building
110 Centerview Drive, Kingtree Building, Room 105
Columbia, South Carolina 29210

MINUTES

Tuesday, March 11, 2014

10:00 A.M.

Mr. David A. Randall, Board Vice-Chairman, announced that the meeting was held in accordance with §30-4-80 of the South Carolina Freedom of Information Act and, by notice, mailed to all requesting persons, organizations, and news media. In addition, notice was posted on the bulletin boards at the main entrance of the Kingtree Building.

WELCOME AND CALL TO ORDER:

Vice-Chairman Randall called the regular meeting of the South Carolina Manufactured Housing Board to order at 9:58 a.m. Other Board members present for the meeting included: Adam Reese, Arthur Newton, Dorothy Edwards, Michael Levy, Patrick Smith and W. Marion Moore.

Staff members participating in the regular meeting included: Sheridon Spoon-Advice Counsel, Roger Lowe-Administrator, Crystal George-Program Assistant, Princess Hodges-Assistant General Counsel, Todd Bond-Investigator, RJ Kirby-Investigator, Gwyn Morris-Investigator, Christa Bell-Deputy Director of OIE, and Tracey Perlman-Assistant General Counsel.

Others present participating in the meeting included: Mark Dillard, Manufactured Housing Institute of South Carolina, Lynn Banda-Cruz, Bill Nock, James McQuage, Joyce McQuage, Corbitt Griffin, J. Bowers, Ed Schater, Fredrick Ravenell, Marty Wright, Jeffrey McLeod and Barbara Bailey-Rakes, Court Reporter.

Approval of Agenda:

Tuesday, March 11, 2014

MOTION:

Mr. Newton made a motion to approve the Tuesday, March 11, 2014 agenda. Mr. Moore seconded the motion, which carried unanimously.

Election of Officers:

MOTION:

Mr. Newton made a motion to keep Randall Altman as Board Chairman. Mr. Moore seconded the motion, which carried unanimously.

MOTION:

Mr. Newton made a motion to keep David Randall as Vice Chairman. Mr. Levy seconded the motion, which carried unanimously.

Approval of Minutes:

Wednesday, January 22, 2014

MOTION:

Mr. Newton made a motion to accept the Wednesday, January 22, 2014 minutes as presented. Ms. Edwards seconded the motion, which carried unanimously.

Approval/Disapproval of Absent Members:

MOTION:

Mr. Newton made a motion to excuse the absences of Mr. Randall Altman, Richard Bagwell, Mr. Shane Ray, and Mr. Wayne Iseman. Mr. Levy seconded the motion, which carried unanimously.

Chairman's Remarks: *Mr. David A. Randall, Vice-Chair for Mr. Randall Altman, Chair*

Mr. Randall thanked everyone for re-electing him and Chairman Altman for another term. Mr. Randall also updated everyone on Mr. Altman's recovery.

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Administrator's Remarks:

Mr. Lowe congratulated Vice-Chairman David Randall on being inducted into the South Carolina Manufactured Housing Hall of Fame. This annual Spring Meeting is scheduled for April 2nd -3rd at the Hilton Hotel in Columbia. Everyone is invited to attend.

Reconsideration of Memorandum of Agreement:

Fredrick Ravenell – MDL 35718

Mr. Ravenell was present and waived his right for counsel. Advice Council acknowledged this proceeding as a ---
- Order.

Hearings

William H. Nock – Case No. 2011-9

Mr. William H. Nock was present and represented by counsel, Young, Esq. The matter before the Board was to determine if William H. Nock aided and abetted the unlicensed practice of Margot Holt. Attorney Young, after presenting his case, recommended that the case be dismissed. Mrs. Dorothy Edwards recused herself from the hearing.

MOTION:

Mr. Newton denied Attorney Young's request. Mr. Smith seconded the motion, which carried unanimously.

MOTION:

Mr. Moore made a motion to go into executive session. Mr. Newton seconded the motion, which carried unanimously.

MOTION:

Mr. Moore made a motion to come out of executive session. Mr. Newton seconded the motion, which carried unanimously. Vice Chair David Randall asked that the record reflect that no action was taken while in executive session except to obtain legal advice from Advice Counsel regarding the current disciplinary matter and to return to public session. Executive session was from 12:21 p.m. to 12:42 p.m.

MOTION:

Mr. Smith made a motion for dismissal. Mr. Moore seconded the motion. Mr. Michael Levy was not in agreement with the vote.

Marty Wright Home Sales – Case No. 2012-60

Mr. Marty Wright was present and waived his right to counsel. The matter before the Board was to determine if Mr. Wright has violated the laws and regulations regarding with regard to fraud.

MOTION:

Mr. Moore made a motion to go into executive session. Mr. Adams seconded the motion, which carried unanimously.

MOTION:

Mr. Newton made a motion to come out of executive session. Mrs. Edwards made a motion to come out of executive session. Vice Chair David Randall asked that the record reflect that no action was taken while in executive session except to obtain legal advice from Advice Counsel regarding the current disciplinary matter and to return to public session. Executive session was from 3:36 p.m. to 4:14 p.m.

MOTION:

Mr. Moore made a motion to publicly reprimand Mr. Wright, placing him on a one year probation period. Mr. Wright was ordered to pay the Complainant five thousand dollars. Mrs. Edwards seconded the motion, which carried unanimously.

Office of Investigation and Enforcement (OIE):

Todd Bond

OIE Status Report – There were 60 complaints received since January 1, 2014. There are currently 15 cases for dismissal, 3 formal complaints, 6 formal complaints with citations, and 1 Letter of Caution. There were 42 inspections.

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Office of General Counsel (OGC):

Princess Hodges

Ms. Hodges reported that there were 6 open cases, 1 pending action, 1 pending CA/MOA, 1 pending hearing and 1 appeal.

Unfinished Business:

Board members did not vote on Agenda item number 4 from the teleconference meeting of Wednesday, January 22, 2014. Absent members included: Randall A. Altman, Richard L. Bagwell, Dorothy W. Edwards, Wayne E. Iseman and Shane Ray.

MOTION:

Mr. Levy made a motion excused the absent members. Mr. Newton seconded the motion, which carried unanimously.

New Business:

Vice Chairman Al Randall requested a breakdown comparing licensing trends of the last three years for insight as to where the industry is headed.

Public Comments:

Mr. Mark Dillard, Manufactured Housing Institute of South Carolina, spoke about the induction to the Manufactured Housing Hall of Fame.

Date of Next Meeting:

Vice-Chairman Randall announced that the next regular meeting will be Tuesday, June 10, 2014

Adjournment:

MOTION:

Mr. Newton made a motion to adjourn the meeting. Mrs. Edwards seconded the motion, which carried unanimously.

There being nothing further, the meeting concluded at 4:24 p.m.

(This proceeding was recorded by a court reporter in order to produce a verbatim transcript, if requested, in accordance with the law.)