

**South Carolina Residential Builders Commission
Board Meeting Minutes, Wednesday, April 13, 2005 – 10:00 am
Synergy Business Park, Kingstree Building, Suite 108
Columbia, South Carolina**

MEMBERS PRESENT

**John Curl
Al Bailey
Gale Crawford
Caleb Davis
Oscar Molin
Derrick Williams**

OTHERS PRESENT

**Rick Wilson, Dep. General Counsel
Kent Lesesne, Office of Gen. Counsel
Charles McAlister, Administrator
Christine Driver, Staff
Stacy Johnson, Staff
Amy Alston, Staff
Stan Bowen, Office of OIE
Faye Grainger, Court Reporter**

MEMBERS ABSENT

Stewart Mungo

Public Notice of this meeting was properly posted at the Residential Builders Commission Office, Synergy Business Park, Kingstree Building, Columbia, South Carolina, and provided to any requesting persons, organizations, or news media in compliance with Section 30-4-80 of the S. C. Freedom of Information Act. A quorum was present at all times.

Call to Order

Mr. John Curl, Chairman, called the meeting to order.

Absence of Members:

The Chairman reported that Stewart Mungo asked to be excused from the meeting.

Motion: Mr. Williams moved to excuse Mr. Mungo's absence. Mr. Molin seconded the motion, and with all members present voting favorably, the motion carried.

Approval of Minutes

Motion: Mr. Bailey moved to approve the minutes of the March 9, 2005, meeting with corrections. Mr. Molin seconded the motion, and with all members present voting favorably, the motion carried.

Approval of Recommendations of Investigative Review Committee

Motion: Mr. Bailey moved to approve the recommendations of the Investigative Review

**South Carolina Residential Builders Commission
Board Meeting Minutes, Wednesday, April 13, 2005
Page 2 of 3**

Committee. Ms. Crawford seconded the motion, and with all members present voting favorably, the motion carried.

Approval of Recommendations of Administrative Hearing Officer/Bond Hearing

Motion: Mr. Davis moved to approve the recommendations of the Administrative Hearing Officer/Bond Hearing. Mr. Molin seconded the motion, and with all members present voting favorably, the motion carried.

Request for Reinstatement of License

Lee R. Holmes – Mr. McAlister informed the Commission that on October 3, 2001, it revoked Mr. Holmes license. On March 27, 2002, a second complaint filed against Mr. Holmes was heard before an Administrative Hearing Officer. The Commission approved the recommendation of the Hearing Officer and a bond claim was submitted on behalf of the homeowner. Since that time, Mr. Holmes has made restitution to the bonding company and made the necessary corrections required by the Commission.

Motion: Mr. Bailey made a motion to reinstate Mr. Holmes's license upon examination. Mr. Davis seconded the motion, and with all members present voting favorably, the motion carried.

Mr. McAlister later advised that staff had determined that Mr. Holmes has not been out of practice more than three years and, therefore, is not required to retake the license exam.

Amended Motion: Mr. Bailey made a motion to reinstate Mr. Holmes license without examination. Mr. Davis seconded the motion, and with all members present voting favorably, the motion carried.

Robert W. Hedgepath: Mr. McAlister informed the Commission that Mr. Hedgepath signed an Agreement issued by the Commission, dated September 9, 2004. Mr. McAlister stated that he has met the conditions of the Agreement and all outstanding judgments have been paid.

Motion: Mr. Williams made a motion to terminate the Agreement concerning Mr. Hedgepath's license. Mr. Davis seconded the motion, and with all members present voting favorably, the motion carried.

Application Review

Jarrod C. McCormick – Mr. McAlister informed the Commission that Mr. McCormick called and stated that he would not be able to attend the meeting and requested this matter be postponed, request was granted.

**South Carolina Residential Builder Commission
Board Meeting Minutes, Wednesday, April 13, 2005
Page 3 of 3**

New Business

Mr. McAlister presented to the Commission bill H3008, which the Governor signed on March 21, 2005. This bill changes the statute of repose to eight years. Mr. McAlister wanted to know if the Commission wants to reduce our residential builder's construction standards to eight year to agree with the statute of repose.

After discussion this matter was continued until the next meeting.

Election of Officers for 2005-2006

Motion: Mr. Molin moved to leave the officers as is, Mr. Curl, Chairman, Mr. Williams, Vice-Chairman and Mr. Mungo as Secretary. Ms. Crawford seconded the motion, and with all members present voting favorably, the motion carried.

Unfinished Business

None

Adjournment

There being no further business, the business meeting for April 13, 2005, concluded at 11:00 a.m.

The next scheduled Commission meeting will be held on May 11, 2005, at 10:00 a.m. Synergy Business Park, Kingstree Building, Room 108. (Note: Subject to Change)

Hearings

Mr. John Curl called the hearings to order. Mr. Kent Lesesne represented the State.

<u>Builder</u>	<u>Homeowner</u>	<u>Case #</u>	<u>Order</u>
Clinton Steiert	Herbert Kuehn	2004-433	Revoked / \$500.00 Fine / Call on Bond
Larry Hawkins	Eddie W. Montgomery	2004-483	30 Days / Hire Engineer / \$500.00 Fine
Charles Hopkins	Barbara A. Tripp	2004-551	Revoked / \$5,000.00 Fine Call on Bond
Charles Robertson	John P. Bennett	970205	Continued

Transcripts of these hearings may be obtained from Faye Grainger, Grainger Reporting Services.