RESIDENTIAL BUILDERS COMMISSION
Synergy Business Park
110 Centerview Drive Kingstree Building, Room 105
Columbia, South Carolina 29210
Wednesday, July 10, 2013

NOTE: These minutes are a record of the motion and official actions taken by the Board and brief summary of the meeting. A transcript of this meeting providing more detail will be available on the Board's website: www.llr.state.sc.gov

Called To Order:
Derrick G. Williams, Chairman called the regular meeting of the Residential Builders Commission to order at 10:02 a.m. Other members present for the meeting included: Frank Clark; Tim Roberts; and Al Bailey; Caleb Davis; Bryan Dowd.

Derrick G. Williams, Chairman, announced that public notice of the meeting was properly posted on the bulletin boards at the main entrance of the Kingstree Building and by notice mailed to all requesting person, organizations and news media in accordance with §30-4-80 of the South Carolina Freedom of Information Act.

Approval of Agenda:

MOTION:
Mr. Clark made a motion to approve the July 10, 2013 Residential Builders Commission Meeting Agenda. Mr. Bailey seconded the motion, which carried unanimously.

Approval of Minutes for the June 12, 2013 Meeting:

MOTION:
Mr. Bailey made a motion to approve the June 12, 2013 meeting minutes. Mr. Clark seconded the motion, which carried unanimously.

Approval /Disapproval of Absent Members:
Hall Dillard was absent from meeting

MOTION:
Mr. Dowd made a motion to approve the absence of Hall Dillard. Mr. Roberts seconded the motion, which carried unanimously.

Chairman's Remarks:
Derrick Williams
There were no remarks made.

Application Reviews:

Mr. Robert Nance

The Commission held an Application Review Hearing regarding Mr. Robert Nance. Mr. Nance was called by conference call before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Roberts to take the exam pending that he must send in a letter of no complaints in the last five years from Maryland. Mr. Roberts seconded the motion, which carried unanimously.

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

Mr. *Dave Pfrommer*

The Commission held an Application Review Hearing regarding Mr. Dave Pfrommer. Mr. Pfrommer appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Pfrommer to take the exam. Mr. Dowd seconded the motion which carried unanimously.

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

Mr. Chauncey Samuel

The Commission held an Application Review Hearing regarding Mr. Chauncey Samuel. Mr. Samuel did not show to present testimony.

Mr. Brian Lee

The Commission held an Application Review Hearing regarding Mr. Brian Lee. Mr. Lee appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Dowd made a motion to allow Mr. Lee to get his license, but must carry a $5000 Bond.. Mr. Roberts seconded the motion, which carried unanimously.

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

Ms. Kristina Hasbrouck

The Commission held an Application Review Hearing regarding Ms. Kristina Hasbrouck. Ms. Hasbrouck did not appear before the Commission to present testimony.

Mr. Kenneth Kirby

The Commission held an Application Review Hearing regarding Mr. Kenneth Kirby. Mr. Kirby appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

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

MOTION:

Mr. Dowd made a motion to come out of executive session. Mr. Roberts seconded the motion, which carried unanimously.

MOTION:

Mr. Davis made a motion to approve the renewal of Mr. Kirby's license, but must provide a payment plan. Mr. Dowd seconded the motion, which did not carry unanimously. Mr. Clark opposed.

Mr. Eric Newton

The Commission held an Application Review Hearing regarding Mr. Eric Newton. Mr. Eric Newton appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Davis made a motion to approve Mr. Newton's request for reinstatement, but must provide a payment plan, or satisfaction. Mr. Roberts seconded the motion, which carried unanimously.

Approval of Owner/Builder Exemption:

Mr. Sean McLeod

The Commission held a hearing regarding Mr. Sean McLeod based on the Owner/Builder Exemption. Mr. McLeod appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Dowd made a motion to approve Mr. McLeod's request for the Owner/Builder Exemption. Mr. Roberts seconded the motion, which carried unanimously.

Approval of Final Orders:

Mr. Johnny Lattimore-Case#2011-563

The Board held a Final order hearing regarding Mr. Johnny Lattimore.

MOTION:

Mr. Bailey made a motion to uphold Recommendation. Mr. Roberts second the motion, which carried unanimously.

Mr. Nathan Seppala-Case#2011-540

The Board held a Final order hearing regarding Mr. Nathan Seppala.

MOTION:

Mr. Clark made a motion to uphold Recommendation. Mr. Roberts second the motion, which carried unanimously.

Mr. Michael Hayes-Case#2012-3

The Board held a Final order hearing for Mr.Michael Hayes.

MOTION:

Mr. Bailey made a motion to uphold Recommendation. Mr. Dowd seconded the motion, which carried unanimously.

Mr. Davis requested to reopen discussion on Michael Hayes to discuss new information. Mr. Dowd seconded the motion, which carried unanimously.

MOTION:

Mr. Bailey made a motion to reduce the fine to $500 and has 60 days to pay, everything else in order stays the same. Mr. Roberts seconded the motion, which carried unanimously.

Memorandum of Agreement:

Mr. Joseph Arbitrio

The Commission held a hearing regarding Mr. Joseph Arbitrio . Mr. McLeod appeared before the Commission to present testimony and Mr. Peter Shahid appeared as counsel for Mr. Arbitrio.

MOTION:

Mr. Bailey made a motion to allow Mr. Arbitrio to get his license, but must pay $250 for 40-59-110 and $250 for 40-1-110. Once fines are paid we can remove restrictions. Mr. Davis seconded the motion, which carried unanimously.

Administrator's Remarks:

- Inactive license for over 3 years

MOTION:

Mr. Bailey made a motion, you must submit application by June 30th, then allowed 90 days to get additional information needed. After 90 days, you must reapply. Mr. Davis seconded the motion, which carried unanimously.

- Exam requirements for Builders applying for the Residential Electrical, Plumbing, and HVAC license.

MOTION:

Mr. Bailey made a motion, that if you have a Residential builders license, and need additional licenses, you can waive the exam and pay the fees and get the licenses needed. Mr. Davis seconded the motion, which carried unanimously.

- Clarification of Grandfather license requirements for lapsed license.

MOTION:
Mr. Bailey made a motion to go into executive session. Mr. Clark seconded the motion, which carried unanimously.

MOTION:
Mr. Bailey made a motion to come out of executive session. Mr. Roberts seconded the motion, which carried unanimously.

MOTION:
Mr. Bailey made a motion, that if you have a Grandfather license and it expires over 3 years, you must reapply and take the exam. Mr. Roberts seconded the motion, which carried unanimously.

OIE Report – Mr. Todd Bond:

Todd Bond, Chief Investigator of OIE

Mr. Todd Bond, Chief Investigator of Office of Investigation, reported the number of investigations as of today:

Complaints Received - 282 **Active Investigations** - 84
Closed Cases - 300

Recommendation of IRC:

MOTION:
Mr. Roberts made a motion to approve the Recommendation of the IRC. Mr. Davis seconded the motion, which carried unanimously.

IRC Resolution Guidelines:

MOTION:
Mr. Dowd made a motion to approve the IRC Resolution Guidelines. Mr. Clark seconded the motion, which carried unanimously.

Public Comments:

Mark Nix thanked everyone for all the hard work and support

Date of Next Meeting:
The next Residential Builders Commission meeting will be held Wednesday, August 14, 2013 in room 108.

Adjournment:
Mr. Dowd made a motion to adjourn the Residential Builders Commission Meeting. Mr. Davis seconded the motion, which carried unanimously. The Residential Builders Commission Meeting was adjourned at 1:00 p.m.

NOTE: These minutes are a record of the motion and official actions taken by the Board and brief summary of the meeting. A transcript of this meeting providing more detail will be available on the Board's website: www.llr.state.sc.gov