

RESIDENTIAL BUILDERS COMMISSION
Synergy Business Park
110 Centerview Drive Kingstree Building, Room 108
Columbia, South Carolina 29210
Wednesday, July 11, 2012

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 10:03 a.m. Other members present for the meeting included: Frank Clark; Caleb Davis; Brian Dowd; Tim Roberts; Hal Dillard; and Al Bailey.

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.

Staff members participating in the meeting included: Ms. Darra Coleman, Advice Counsel; Christa Bell, , Andrew Rogers Assistant General Counsel; Teresa Martin, Administrative Assistant; and Cathy Young, Court Reporter.

Approval of Agenda:

MOTION:

Mr. Bailey made a motion to approve the June 13, 2012 Residential Builders Commission Meeting Agenda. Mr. Roberts seconded the motion, which carried unanimously.

Approval of Minutes for the June 13, 2012 Meeting:

MOTION:

Mr. Bailey made a motion to approve the June 13, 2012 meeting minutes. Mr. Roberts seconded the motion, which carried unanimously.

Approval /Disapproval of Absent Members:

All members present

Chairman's Remarks:

Derrick Williams

There were no remarks made.

Administrator's Remarks:

Janet Baumberger

There were no remarks made.

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 - 240
Closed Cases - 258

Active Investigations - 111

Old Business:

Recommendation of IRC:

MOTION:

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

IRC Resolution Guidelines:

MOTION:

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

Application Reviews:

Mr. Eugene Lappe

The Commission held an Application Review Hearing regarding Mr. Eugene Lappe. Mr. Lappe appeared before the Commission and was represented by counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Lappe to get his license. 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.)

David Jackson

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

MOTION:

Mr. Dowd made a motion to allow Mr. Jackson to get license. Mr. Dillard 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. C M Gallagher

The Commission held an Application Review Hearing regarding Mr. C M Gallagher. Mr. Gallagher appeared before the Commission and was represented by counsel.

MOTION:

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

MOTION:

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

MOTION:

Mr. Davis made a motion to allow Mr. Gallagher to renew his license and gave 90 days to provide a written statement from attorney. 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. Robert Sternberg

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

MOTION:

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

MOTION:

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

MOTION:

Mr. Bailey made a motion to allow Mr. Sternberg to renew his license. 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. Robert Mihaljevic

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

MOTION:

Mr. Davis made a motion to allow Mr. Mihaljevic to renew license and has 30 days to provide credit report. Mr. Bailey 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. Robert Hosey

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

MOTION:

Mr. Dowd made a motion to deny renewal of license. Mr. Clark 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. David Tursi

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

MOTION:

Mr. Bailey made a motion to allow Mr. Tursi to renew his license. 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. John Covert

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

MOTION:

Mr. Bailey made a motion to allow Mr. Covert to renew his license and will need to forward settlement as soon as received. 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.)

Motion for Reinstatement of License

Mr. Gregory Smith.-Case #2009-346

The Commission held a motion for reinstatement Hearing regarding Mr. Gregory Smith. Mr. Smith appeared before the Commission to present testimony and waived his right to counsel

MOTION:

Mr. Dillard made a motion to go into executive session. Mr. Clark 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. Dowd made a motion to deny Mr. Smith's request to reinstate his license. Mr. Davis 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.)

Motion to Reconsider Final Order

Mr. Timothy Andrew Clark-Case#2011-219;2011-135;2011-581.

The Commission held a motion reconsider final order regarding Mr. Andrew Clark. Mr. Clark appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to deny Mr. Clark request to reconsider final order. Mr. Clark 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.)

Final Order Hearings:

Mr. Donald Danford-Case# 2011-264

The Board held a Final Order Hearing regarding Mr. Donald Danford.

MOTION:

Mr. Bailey made a motion to deny motion. Mr. Roberts seconded the motion, which carried unanimously.

MOTION:

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

Mr. Gregory Hall-Case# 2011-406

The Board held a Final Order Hearing regarding Mr. Gregory Hall.

MOTION:

Mr. Davis made a motion to Uphold final order. Mr. Roberts seconded the motion, which carried unanimously.

Mr. Hector Snethen-Case# 2011-336

The Board held a Final Order Hearing regarding Mr. Hector Snethen.

MOTION:

Mr. Bailey made a motion to Uphold final order. Mr. Davis seconded the motion, which carried unanimously.

Mr. Chad Neal-Case# 2011-279

The Board held a Final Order Hearing regarding Mr. Chad Neal.

MOTION:

Mr. Davis made a motion to Uphold final order. Mr. Bailey seconded the motion, which carried unanimously.

Mr. Darrell Padgett-Case#2010-613

The Board held a Final Order Hearing regarding Mr. Darrell Padgett.

MOTION:

Mr. Roberts made a motion to Uphold final order. Mr. Davis seconded the motion, which carried unanimously.

Approval of Bond Claim

Mr. C E Bateson-Case# 2011-1051

The Commission held a motion for calling on the bond Hearing regarding Mr. C.E. Bateson.

MOTION:

Mr. Dowd made a motion calling on the bond. Mr. Roberts seconded the motion, which carried unanimously.

Mr. Saar Dgani-Case# 2011-524

The Commission held a motion for calling on the bond Hearing regarding Mr. Saar Dgani.

MOTION:

Mr. Bailey made a motion calling on the bond. Mr. Dowd seconded the motion, which carried unanimously.

Request for Approval of Home Inspector Course

John H. Ring, American Building Diagnostics & Multi-Spect.,LLC.

The Commission held a motion for approval of Home Inspector course.

MOTION:

Mr. Davis made a motion calling on the bond. Mr. Dowd seconded the motion, which carried unanimously.

Discussion of Residential Specialty Registrants

The Commission held a motion in regards to the residential specialty registrants.

MOTION:

Mr. Clark made a motion to dominate Janet Baumberger to form a committee. Mr. Dowd seconded the motion, which carried unanimously.

Request for Information regarding residential home inspectors:

Elizabeth Sisson, Grand Strand Builders, LLC

MOTION:

Mr. Dowd made a motion to repost on next agenda. Mr. Roberts seconded the motion, which carried unanimously.

Re-election of Officers:

MOTION:

Mr. Clark made a motion to leave Derrick Williams as Chair. Mr. Roberts seconded the motion, which carried unanimously.

Public Comments:

There were none

Date of Next Meeting:

The next Residential Builders Commission meeting will be held Wednesday, August 8, 2012 in room 108.

Adjournment:

Mr. Clark made a motion to adjourn the Residential Builders Commission Meeting. Mr. Roberts seconded the motion, which carried unanimously. The Residential Builders Commission Meeting was adjourned at 3:20 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