

RESIDENTIAL BUILDERS COMMISSION
Synergy Business Park
110 Centerview Drive Kingstree Building, Room 108
Columbia, South Carolina 29210
Wednesday, June 13, 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 10:07 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: Mr. Jamie Saxon, Advice Counsel; Christa Bell, Georgia Lewis, Andrew Rogers Assistant General Counsel; Teresa Martin, Administrative Assistant; and Cathy Young, Court Reporter.

Approval of Agenda:

MOTION:

Mr. Clark made a motion to approve the May 9, 2012 Residential Builders Commission Meeting Agenda. Mr. Bailey seconded the motion, which carried unanimously.

Approval of Minutes for the May 9, 2012 Meeting:

MOTION:

Mr. Bailey made a motion to approve the May 9, 2012 meeting minutes. Mr. Dowd seconded the motion, which carried unanimously.

Approval /Disapproval of Absent Members:

Mr. Bailey made a motion to approve Hal Dillard absent from the meeting. Mr. Clark seconded the motion, which carried unanimously.

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 - 193
Closed Cases - 152

Active Investigations - 114

Old Business:

Mr. Clark made a motion to approve re-election of board member. Mr. Roberts seconded the motion, which carried unanimously.

Recommendation of IRC:

MOTION:

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

IRC Resolution Guidelines:

MOTION:

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

Consideration of Memorandum of Agreement

Mr. Willie Black

MOTION:

Mr. Dowd made a motion to go into executive session. Mr. Roberts 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. Bailey made a motion to that Mr. Timothy Black pay \$1000 within 90 days and 3 month suspension, also approval of calling on the bond. Mr. Clark seconded the motion, which carried unanimously.

Application Reviews:

Mr. Van Mellen

Mr. Van Mellen did not show

Mr. Robert Gregory
Mr. Robert Gregory did not show

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

MOTION:

Mr. Davis made a motion to allow Mr. Lunsford to take the exam. 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. Joshua Johnson
The Commission held an Application Review Hearing regarding Mr. Joshua Johnson. Mr. Johnson appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Roberts made a motion to allow Mr. Johnson to take the exam. 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. Justin Kramp
The Commission held an Application Review Hearing regarding Mr. Justin Kramp. Mr. Kramp appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Clark made a motion to allow Mr. Kramp to take the exam. 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.)

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

MOTION:

Mr. Clark made a motion to allow Mr. Hartley 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. Darrell Hackney

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

MOTION:

Mr. Bailey made a motion to allow Mr. Roberts 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.)

Motion for Reinstatement of License

Mr. Thomas Ras, Jr.-Case #2009-398 & 2009-600

MOTION:

Mr. Bailey 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.

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

MOTION:

Mr. Dowd made a motion to allow Mr. Hartley to reinstate his license after he made an agreement with the bonding company and to change bond into Mr. Ras's name. 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 Renewal of License

Mr. Charles Justus, Jr.

The Commission held a motion for reinstatement Hearing regarding Mr. Charles Justus, Jr.. Mr. Justus appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Justus to reinstate his license, but to inform us of the outcome of the 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.)

Motion for Examination Waiver

Mr. Stanley Markow

The Commission held a motion for examination waiver Hearing regarding Mr. Stanley Markow. Mr. Markow appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Markow to only take the business/law portion of test.. 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.)

State of Louisiana

The Commission held a motion for examination waiver Hearing regarding the State of Louisiana.

MOTION:

Mr. Bailey made a motion to allow examination waiver. 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.)

State of Massachusetts

The Commission held a motion for examination waiver Hearing regarding the State of Massachusetts.

MOTION:

Mr. Davis made a motion to allow examination waiver. 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.)

Approval of Bond Claim

Mr. Peter Munson-case# 2011-0378

The Commission held a motion for calling on the bond Hearing regarding Mr. Peter Munson. Mr. Munson did not show.

MOTION:

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

Noncompliance with a Commission order

Mr. Anthony Roper-case# 2011-0018

The Commission held a motion for a noncompliance Hearing regarding Mr. Anthony Roper. Mr. Roper did not show.

MOTION:

Mr. Dowd made a motion to suspend license. Mr. Clark seconded the motion, which carried unanimously.

Final Order Hearings:

Mr. Walter Peake-Case# 2011-481

The Board held a Final Order Hearing regarding Mr. Walter Peake.

MOTION:

Mr. Davis made a motion to approve the Hearing Officer's Recommendation regarding Mr. Peake. Mr. Roberts seconded the motion, which carried unanimously.

Mr. Brantley Jones-Case#2011-0244

The Board held a Final Order Hearing regarding Mr. Brantley Jones.

MOTION:

Mr. Bailey made a motion to dismiss the case regarding Mr. Brantley Jones. Mr. Davis seconded the motion, which carried unanimously.

Mr. Christopher Link-Case#2011-443

The Board held a Final Order Hearing regarding Mr. Christopher Link.

MOTION:

Mr. Davis made a motion to approve the Hearing Officer's Recommendation regarding Mr. Christopher Link. Mr. Clark seconded the motion, which carried unanimously.

Paragon General Contracting, Inc.-Case#2011-344

The Board held a Final Order Hearing regarding Paragon General Contracting.

MOTION:

Mr. Davis made a motion to approve the Hearing Officer's Recommendation regarding Paragon General Contracting. Mr. Roberts seconded the motion, which carried unanimously.

Public Comments:

There were several public comments .

Date of Next Meeting:

The next Residential Builders Commission meeting will be held Wednesday, July 11, 2012 in room 108.

Adjournment:

Mr. Dowd made a motion to adjourn the Residential Builders Commission Meeting. Mr. Clark seconded the motion, which carried unanimously. The Residential Builders Commission Meeting was adjourned at 1:40 p.m.

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