

SOUTH CAROLINA CONTRACTOR'S LICENSING BOARD

Synergy Business Park, Kingstree Building
110 Centerview Drive, Kingstree Building, Room 108
Columbia, South Carolina 29210
Board Minutes

Thursday, July 18, 2019

10:00 a.m.

Mr. Lady, Board Chair, announced that the meeting was held in accordance with §30-4-80 of the South Carolina Freedom of Information Act 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 Kingstree Building.

WELCOME AND CALL TO ORDER:

James Lady, Board Chair, stated that a quorum of board members were present and called the regular meeting of the South Carolina Contractor's Licensing Board to order at 10:00 a.m. Other Board members present for the meeting included: Daniel Lehman, Legrand Richardson, Jr., Lewis Caswell, Kimberly Lineberger, Frank Walker, and Scott Appleton.

Staff members participating in the meeting included: Georgia Lewis (Advice Counsel), Molly Price (Board Administrator), Rhonda Jackson (Program Coordinator), Shakera Thomas (Program Assistant), Erin Baldwin (Office of Disciplinary Counsel), Chris Elliott (Office of Disciplinary Counsel), Maurice Smith (OIE) and Michelle Manni (Court Reporter).

APPROVAL OF AGENDA:

Motion:

Mr. Caswell made a motion to approve the July 18, 2019 agenda. Mr. Lehman seconded the motion, which carried unanimously.

APPROVAL OF ABSENT BOARD MEMBERS:

Mr. Caswell made a motion to approve Mr. White's absence. Mr. Appleton seconded the motion which carried unanimously.

APPROVAL OF MINUTES:

Thursday, April 18, 2019

Motion:

Mr. Lehman made a motion to approve the April 18, 2019 minutes. Ms. Lineberger seconded the motion, which carried unanimously.

ADMINISTRATOR REMARKS:

Molly Price, the new Administrator for the Contractor's Licensing Board, introduced herself to the Board members and stated that she looked forward to working with everyone.

BOARD FINANCIAL INFORMATION AND PSI EXAMINATION INFORMATION

Molly Price, Board Administrator, directed the board to the secure website for review of the documents.

OFFICE OF INVESTIGATIONS AND ENFORCEMENT (OIE REPORT)

Maurice Smith

- ***May 15, 2019 IRC Recommendations for Contractors cases:***

The IRC Committee recommended 10 cases be dismissed, 6 formal complaints, 10 citations, and 4 letter of caution - a total of 30 cases.

- ***June 18, 2019 IRC Recommendations for Contractors cases:***

The IRC Committee recommended 4 cases be dismissed, 3 formal complaints, 3 citations, 2 letter of cautions, and 1 relinquishment - a total of 13 cases.

Motion:

Mr. Appleton made a motion to approve the reports. Mr. Lehman seconded the motion, which carried unanimously

- ***April 3, 2019 IRC Recommendations for Burglar and Fire Alarm cases:***

The IRC Committee recommended 1 case be dismissed – a total of 1 case.

Motion:

Mr. Appleton made a motion to approve the report. Mr. Lehman seconded the motion, which carried unanimously

OFFICE OF DISCIPLINARY COUNSEL (ODC REPORT)

Chris Elliott

Mr. Elliott reported that ODC has 64 open cases, 52 cases pending action, 3 cases are pending memorandum of agreements, 3 cases are pending disciplinary hearings, 3 cases are pending advice action, 0 cases are pending final order hearings and 2 cases are pending final orders. Since April 11, 2019, 6 cases have been closed and there is 1 case on appeal at this time.

HEARING OFFICER RECOMMENDATION – FINAL ORDER HEARINGS:

- ***JORGE BORREGO EVA ELECTRIC INC/JORGE A BORREGO (CASE NO. 2018-198)***

Mr. Walker was the hearing officer in the case and recused himself from the hearing. Jorge Borrego was present and was not represented by legal counsel. Erin Baldwin, Esq. represented the State and requested the Board uphold the Hearing Officer's Recommendations.

Motion:

Mr. Appleton made a motion to accept the Hearing Officer's recommendations. Mr. Lehman seconded the motion, which carried unanimously.

APPLICATION/LICENSE REVIEWS:

WILLIAM HENRY PACE JR. /HOME SECURITY SERVICES LLC (burglar-fire registered employee application pending)

The registered employee application could not be approved at staff level. William Henry Pace Jr. was present and was not represented by legal counsel. Mr. Pace had one witness, Jodie McCall.

Motion:

Mr. Walker made a motion to approve the request. Mr. Caswell seconded the motion, which carried unanimously.

NEW BUSINESS:

- **“Owner Prepared Financial Statement”**

Mrs. Price directed the board to the new owner prepared financial statement for licensees and asked for approval of the document.

Motion:

Mr. Caswell made a motion to accept the new owner prepared financial statement. Ms. Lineberger seconded the motion, which carried unanimously.

- **“Primary Qualifying Party and Qualifying Party”**

Executive Session for legal advice

Executive Session Motion (IN)

Mr. Richardson made a motion to go into executive session to seek legal advice. Mr. Appleton seconded the motion, which carried unanimously.

Executive Session Motion (OUT)

Mr. Appleton made a motion to come out of executive session and back into open session. Ms. Lineberger seconded the motion, which carried unanimously. No votes or decisions were made during executive session.

- **“NASCLA Travel Approval”**

Mrs. Price asked the Board to approve herself and Mr. Walker to attend the 2019 NASCLA Conference.

Motion:

Mr. Caswell made a motion to approve the request. Mr. Lady seconded the motion, which carried unanimously.

DATE OF NEXT MEETING:

Thursday, October 17, 2019; 10:00 A.M., Meeting Room 108, Kingtree Building

The next meeting of the SC Contractor’s Licensing Board will be held Thursday, October 17, 2019, beginning at 10:00 A.M., at the Synergy Business Complex, Kingtree Building, Room 108, in Columbia, SC.

ADJOURNMENT:

The meeting concluded at 12:12 p.m.