

MINUTES
South Carolina Board for Registration of Professional Engineers and Surveyors
9:30 a.m., May 24, 2017
Synergy Business Park, Kingstree Building
110 Centerview Drive, Room 105
Columbia, SC

Call To Order

Chairperson Fallon called the meeting to order at 9:36 a.m.

Statement of Public Notice

Chairperson Fallon stated that public notice of this meeting was properly posted at the South Carolina State Board of Registration for Professional Engineers and Surveyors, Synergy Business Park, Kingstree Building, and provided to all requesting persons, organizations and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

Introduction of Board Members and Other Persons Attending

Board members present included Dr. Dennis Fallon, Ph.D., PE, Chairperson; John P. Johnson, PE, PLS, Vice-Chairman; Dr. Johnston Peeples, Ph.D., PE, Secretary; Timothy Rickborn, PE; Gene L. Dinkins, PE, PLS; Miller L. Love, Jr., PE; and D. Mack Kelly, Jr., PE, PLS. Board member J. Baker Cleveland, III, Esq. could not attend due to work obligations. His absence was approved by the board chair.

Staff members present included Lenora Addison-Miles, Administrator; Britton Jenkins, Program Assistant; Hardwick Stuart, Esq., Advice Counsel; Kate Barroll, Esq., and Erin Baldwin, Esq., Office of Disciplinary Counsel.

Others present included: Angela Musselwhite, Alden Hathaway, Allison King, Marguerite McClam, Adam Jones, Michael Holtsinger, and Andrea Brisbin.

Review and Approval of Agenda

The board reviewed the agenda.

MOTION: To approve agenda. Rickborn/Peeples/approved.

Office of Disciplinary Counsel Report

Mrs. Baldwin presented the ODC report. Mrs. Baldwin reported that there were a total of 10 open cases. Two cases are on the agenda for the May 24th meeting. Five cases have been closed through Consent Agreement and the IRC report.

Disciplinary Hearings

- a. Olsson Associates, Inc. appeared before the board for a Disciplinary Hearing. The firm was represented by Andrea Brisbin. This matter was recorded by a court reporter to provide a verbatim script, should one be necessary.

MOTION: To enter executive session for legal advice. Dinkins/Peeples/approved.

MOTION: To exit executive session. Love/Rickborn/approved.

MOTION: To issue a Certificate of Authorization upon payment of \$12,500 fine. Issue public reprimand. Correct Certificate of Authorization to match firm name that is filed with the South Carolina Secretary of State's Office. Dinkins/Rickborn/approved.

The board cautioned the firm against practicing engineering until the COA is issued.

- b. Jason Cox, on behalf of Cox Surveyors & Associates, LLC, appeared before the board for a Disciplinary Hearing. He was not represented by counsel. He did not have any witnesses. This matter was recorded by a court reporter to provide a verbatim script, should one be necessary.

MOTION: To enter executive session for legal advice. Love/Rickborn/approved.

MOTION: To exit executive session. Kelly/Peeples/approved.

MOTION: To issue a fine of \$2,000 and public reprimand. To issue COA upon payment of fine and applicable fees. Johnson/Love/approved/one opposed.

The board recessed for lunch from 12:02 p.m. to 12:49 p.m.

Application Hearings

- a. Mr. Gregory Desing appeared before the board for an Application Hearing by telephone (in the presence of a Notary Public). He was not represented by counsel. He did not have any witnesses. This matter was recorded by a court reporter to provide a verbatim script, should one be necessary.

MOTION: To close hearing due to medical issues discussed. Rickborn/Love/approved.

MOTION: To exit closed session. Rickborn/Love/approved.

MOTION: To grant PE license. Rickborn/Dinkins/approved.

- b. Mr. Alden Hathaway appeared before the board for an Application Hearing. He was not represented by counsel. He did not have any witnesses. This matter was recorded by a court reporter to provide a verbatim script, should one be necessary.

MOTION: To grant PE licensure. Dinkins/Peeples/approved.

- c. Mr. Michael Gregory Holtsinger appeared before the board for an Application Hearing. He was represented by Walton J. McCleod. He did not have any witnesses. This matter was recorded by a court reporter to provide a verbatim script, should one be necessary.

MOTION: To enter executive session for legal advice. Johnson/Love/approved.

MOTION: To exit executive session. Rickborn/Peeples/approved.

MOTION: To grant PE licensure. Dinkins/Rickborn/approved.

- d. Mr. Tony Barnes, on behalf of Staging Concepts, appeared before the board for an Application Hearing by telephone (in the presence of a Notary Public). He was not represented by counsel. Mr. John Chase served as a witness. This matter was recorded by a court reporter to provide a verbatim script, should one be necessary.

MOTION: To enter executive session for legal advice. Johnson/Peeples/approved.

MOTION: To exit executive session. Peeples/Love/approved.

MOTION: Grant COA for principal office in Minnesota with Mr. Barnes as engineer in responsible charge of that office. Rickborn/Love/approved.

The board cautioned Mr. Barnes to ensure no engineering services are offered from the Fort Mill office. The board added that a branch COA is required prior to providing services from the Fort Mill office. All work needs to identify Staging Concepts on the stamped and sealed documents and not SC Railing Company.

Unfinished Business

- a. The topic of comprehensive review of regulations was discussed during the May 23, 2017 board meeting.

Notice of Next Meeting

The next meeting of the SC Board of Registration for Professional Engineers and Surveyors will be held on Tuesday, July 18, 2017 at the SC Department of Labor, Licensing, and Regulation, Synergy Business Park, Kingstree Building, 110 Centerview Drive, Room 108, Columbia, SC and will begin at 9:30 a.m.

MOTION: To adjourn. Love/Rickborn/approved.

The meeting adjourned at 2:29 p.m.

Respectfully Submitted,



Britton S. Jenkins, Program Assistant