

**LLR - SOUTH CAROLINA MANUFACTURED HOUSING BOARD**  
**Synergy Business Park, Kingstree Building**  
**110 Centerview Drive, Kingstree Building, Room 108**  
**Columbia, South Carolina 29210**

**MINUTES**

**Tuesday, March 14, 2017**

**10:00 A.M.**

---

Mr. Randall Altman, Board Chairman announced that the meeting was held in accordance with §30-4-80 of the South Carolina Freedom of Information Act and, by notice, mailed to all requesting persons, organizations, and news media. In addition, notice was posted on the bulletin boards at the main entrances of the Kingstree Building.

**WELCOME AND CALL TO ORDER:**

Chairman Altman called the regular meeting of the South Carolina Manufactured Housing Board to order at 10:17 a.m. Other board members present for the meeting included: Richard Bagwell, Arthur Newton, David Randall, Adam Reese and Patrick Smith.

Staff members participating in the regular meeting included: Hardwick Stuart, Advice Counsel, Kyle Tennis, Disciplinary Counsel, Todd Bond, Chief Investigator, Gwyn Morris, Investigator, Roger Lowe, Administrator and Crystal George, Program Assistant.

Others present participating in the meeting included Senator Mark Dillard, Manufactured Housing Institute of South Carolina, Janeth Vargas (complainant), Mishelin Perez (interpreter for complainant) Con Eargle, South Carolina Manufactured Housing Institute, Robert "Bob" Northgard, CSRA Discount Homes, Tommy R. Foutner, Homz Company, Inc. and Cathy L. Young, Court Reporter.

**Approval of Agenda:**

*Tuesday, March 14, 2017*

**MOTION:**

Mr. Bagwell made a motion to accept the amended Tuesday, March 14, 2017 Agenda. Mr. Randall seconded the motion, which carried unanimously.

**Approval/Disapproval of Absent Members:**

**MOTION:**

Mr. Newton made a motion to approve the following absent members: Dorothy Edwards, Wayne Iseman, Michael Levy and Marion Moore. Mr. Randall seconded the motion, which carried unanimously.

**Election of Officers:**

**MOTION:**

Mr. Randall made a motion to nominate Mr. Randall Altman as chairman. Mr. Smith seconded the motion, which carried unanimously.

**MOTION:**

Mr. Newton made a motion to nominate Mr. David Randall as vice chair. Mr. Bagwell, seconded the motion, which carried unanimously.

**Approval of Minutes:**

*Tuesday, December 13, 2016*

**MOTION:**

Mr. Bagwell made a motion to approve the Tuesday, December 13, 2016 Minutes. Mr. Randall seconded the motion, which carried unanimously.

**Chairman's Remarks:**

Chairman Altman thanked the Board for his re-election as chairman.

**LLR - SOUTH CAROLINA MANUFACTURED HOUSING BOARD**  
**Synergy Business Park, Kingtree Building**  
**110 Centerview Drive, Kingtree Building, Room 108**  
**Columbia, South Carolina 29210**

**MINUTES**

**Tuesday, March 14, 2017**

**10:00 A.M.**

---

**Administrator's Remarks:**

Mr. Lowe reported that the Shipment Report for 2016 show an average of 420 floor shipped to South Carolina.

**Office of Investigations and Enforcement (OIE):**

*Todd Bond, Chief Investigator*

Mr. Bond requested that the Board consider recommending more professional members for IRC. Mr. Dillard, Manufactured Housing Institute of South Carolina will assist.

**OIE Status Report** –There was a total of 19 cases received since January 1, 2017.

**IRC Report** – IRC met March 2, 2017 to discuss 9 cases. IRC recommends 5 cases be dismissed, 2 formal complaints, 1 formal complaint with a Citation and 1 Letter of Caution.

**MOTION:**

Mr. Newton made a motion to accept the IRC Report as presented. Mr. Bagwell seconded the motion, which carried unanimously.

**Office of Disciplinary Counsel (ODC):**

*Kyle Tennis*

**ODC Report** – There are 8 cases open, 6 pending new OIE case, 2 pending board action, and 2 closed cases.

**MOTION:**

Mr. Bagwell made a motion to accept the ODC's Report as presented. Mr. Newton seconded the motion, which carried unanimously.

**Unfinished Business:**

**No Unfinished Business.**

**New Business:**

**Disciplinary Hearing**

*Case No.: 2016-64 – Homz Company, Inc., Tommy Fortner – MDL. 35094*

Mr. Tommy Ray Fortner was present and without counsel. The purpose of this hearing was to determine whether disciplinary action should be taken against Homz Company, Inc.'s license. Respondent, as well as, the State provided testimony. Mr. Fortner agreed to sign a Memorandum of Agreement.

**MOTION:**

Mr. Randall made a motion to go into executive session for legal advice. Mr. Bagwell seconded the motion, which carried unanimously.

**MOTION:**

Mr. Newton made a motion to come out of executive session. Mr. Bagwell seconded the motion, which carried unanimously. Executive session was from 11:59 to 12:16. No votes was taken during this time.

**MOTION:**

Mr. Randall made a motion to place Mr. Fortner on one year's probation and administer a fine of \$500 per violation for a grand total of \$2,000 to be payable within 90 days of the Order and to accept the Memorandum of Agreement as received. Mr. Newton seconded the motion, which carried unanimously.

**LLR - SOUTH CAROLINA MANUFACTURED HOUSING BOARD**  
**Synergy Business Park, Kingtree Building**  
**110 Centerview Drive, Kingtree Building, Room 108**  
**Columbia, South Carolina 29210**

**MINUTES**

**Tuesday, March 14, 2017**

**10:00 A.M.**

---

***Case No.: 2016-35 – Robert Northgard d/b/a CSRA Discount Homes – MDL. 35655***

Mr. Robert Northgard was present and without counsel. The purpose of this hearing was to determine whether disciplinary action should be taken against *Robert Northgard d/b/a CSRA Discount Homes*' license. Testimony was heard from Respondent, Complainant and the State.

**MOTION:**

Mr. Randall made a motion to take a recess before the hearing. Mr. Newton seconded the motion, which carried unanimously.

**MOTION:**

Mr. Newton made a motion to resume the meeting. Mr. Reese seconded the motion, which carried unanimously. Recess was from 12:18pm to 12:31pm.

**MOTION:**

Mr. Bagwell made a motion to go into executive session for legal advice. Mr. Newton seconded the motion, which carried unanimously.

**MOTION:**

Mr. Bagwell made a motion to come out of executive session. Mr. Newton seconded the motion, which carried unanimously. 12:44 to 1:02

**MOTION:**

Mr. Randall made a motion to go into executive session for legal advice. Mr. Smith seconded the motion, which carried unanimously. No votes was taken. Executive session was from

**MOTION:**

Mr. Newton made a motion to come out of executive session. Mr. Bagwell seconded the motion, which carried unanimously. Executive session was from 1:40 pm to 2:21 pm.

**MOTION:**

Mr. Randall made a motion that Respondent pay \$500 per violation for a total of \$2000, 30-days probation beginning with date of service of this order and to pay the Complainant \$16,000, in certified funds, within 30 days of Order. If at the end of the 30 days, if all these have not been met, the license will be revoked and staff is asked to file a bond claim for \$16,000 with Respondent's bond company. Mr. Bagwell seconded the motion, which carried unanimously.

**Public Comments:**

**None**

**Adjournment:**

**MOTION:**

Mr. Randall made a motion to adjourn the meeting. Mr. Newton seconded the motion, which carried unanimously. There being nothing further, the meeting adjourned at 2:32 pm.

***(These proceedings were recorded by a court reporter in order to produce a verbatim transcript, if requested, in accordance with the law.)***