

LLR – MANUFACTURED HOUSING BOARD
Synergy Business Park, Kingstree Building
110 Centerview Drive, Kingstree Building, Room 105
Columbia, South Carolina 29210
MINUTES

These minutes are a record of the motions 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.us/POL/manufacturedhousing.

Tuesday, September 11, 2012

10:20 A.M.

Public Notice of this meeting was properly posted at the Manufactured Housing Board office, 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.

Welcome And Call To Order:

Randall Altman, Chairman called the regular meeting of the Manufactured Housing Board to order at 10:20 a.m. Other members present for the meeting included: Adam Reese, Arthur Newton, Dorothy Edwards, Richard Bagwell, Wayne Iseman, Michael Levy, Patrick Smith, W. Morgan Moore, David Al Randall.

Staff members participating in the meeting included: James Saxon, Advice Attorney; Gary Wiggins, Administrator; Lil Ann Gray, Program Coordinator; Jennie Meade, Program Coordinator; R. J. Kirby, Investigator; Todd Bond, Chief Investigator; and Ms. Suzanne Hawkins, Office of General Counsel.

Other persons in attendance: Kenneth Sowell, Esquire; James P. O'Connell, Esquire; Vickie Scruggs; Stanley Scruggs; Derek Blackwell; John N. Bowers; Bruce Kelly; Mark Dillard

Approval of Agenda:

Mr. Iseman made a motion to approve the Tuesday, September 11, 2012 agenda as presented. Mr. Moore seconded the motion, which carried unanimously.

Approval of Minutes

Mr. Randall made a motion to approve the minutes of the June 12, 2012 meeting as presented. Mr. Smith seconded the motion and the motion carried.

Approval/Disapproval of Absent Members:

All members present

Election of Vice Chair:

After discussion the motion was made by Mr. Randall that the election of the vice chair be postponed until the first meeting of the new year due to the number of new members in attendance. Mr. Bagwell seconded the motion and the motion carried unanimously.

Introduction of New Members:

Since the Board has a number of new members, the Chair asked each member to introduce themselves.

Recognition of Past Members:

The Chair recognized two past members: Mr. Strickland and Ms. Johnson. He stated that he has spoken with Mr. Strickland and asked that he be placed on the agenda for the next meeting.

Chairman's Remarks:

The Chairman apologized for the delay getting started.

Administrators Remarks For Information:

No remarks at this time.

Office of Investigations and Enforcement:

Mr. Bond stated that since the first of the year, forty complaints had been received. Of those forty, thirty-two have been closed. Three are in active investigation; one is pending a bond claim and four are ready to be closed. The inspector, Mr. R.

J. Kirby has conducted 102 dealer lot inspections and that has surpassed by 12 what he did in 2011. Mr. Bond and Mr. Kirby answered questions asked by the members.

Office of General Counsel:

Ms. Suzanne Hawkins introduced Ms. Princess Hodges. Ms. Hawkins continued to state that the only case was the one to be heard at the meeting; and that there were six cases closed in the last year.

Old Business:

None

New Business:

None

Bond Review:

The members reviewed the bond issues given in their notebooks and asked questions on each case to Mr. Wiggins and Mr. Kirby. Of the five bond requests being reviewed, Mr. Smith made the motion to approve the first three with the second made by Mr. Levy. The vote was unanimous. On the fourth case the motion for approval was made by Mr. Bagwell and the second by Mr. Moore. The vote was unanimous. During the discussion on the fifth case, Mr. Randall made a motion to go into Executive Session with a second by Mr. Bagwell. The Board was in Executive Session from 10:47 until 11:14. Mr. Bagwell made the motion to come out of Executive Session with a second from Mr. Levy. Mr. Bagwell then made a motion to approve the bond payment with a second from Mr. Levy. The vote was unanimous.

Application Review Hearing:

Stanley Scruggs

The Board held an Application Review Hearing regarding Mr. Stanley Scruggs. Mr. Scruggs appeared before the Board to present testimony and was represented by counsel, Mr. James O'Connell. Mr. O'Connell asked Mr. Bagwell to be recused as he has had dealings with Mr. Scruggs in the past. Mr. Bagwell recused himself.

MOTION:

Mr. Randall made a motion that the board not approve this license at this time. Mr. Levy seconded the motion and the vote was unanimous.

(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:

Vickie D. Scruggs

The Board held a Motion to Reconsider hearing regarding Ms. Vickie D. Scruggs. Ms. Scruggs appeared before the Board to present testimony and was represented by counsel, Mr. Kenneth Sowell. Mr. Bagwell Recused himself.

MOTION:

Mr. Randall made a motion that the request for reconsideration be denied. Mr. Moore seconded the motion and the vote was unanimous.

Public Comments:

Mr. Mark Dillard, introduced Mr. John Bower and Mr. Gary Blackwell, members of the Manufactured Housing Institute of South Carolina. He stated that the Institute was very supportive of the Board and staff. He also mentioned that on October 19th and 20th there is to be a statewide meeting of the association and invited all to attend. He then asked the Board to pose for a photograph since all members were present.

Mr. Levy wished to remind everyone that October is fire safety month. As of the meeting date, South Carolina has had fifty fire fatalities this year: twenty-one in single-family residences, twenty in manufactured homes, five in apartment. He then talked about maximizing the benefit or positive outcome, going back to basic smoke detectors, operational extinguishers, any type of hood systems or even the cans, and promoting exit drills in the home, at lots or in communities and assuring proper water resources are there and available. At times there are misconceptions about fire hydrants. Some are municipally maintained and others are private hydrants that are the mobile home community with the owner being responsible.

Date of Next Meeting:

The next meeting Manufactured Housing Board is scheduled for Tuesday, December 11, 2012.

Adjournment:

Mr. Iseman moved the meeting be adjourned. Mr. Randall seconded the motion, which carried unanimously. The September 11, 2012, meeting of the South Carolina Manufactured Housing Board was adjourned at 12:05 a.m.