

SOUTH CAROLINA RESIDENTIAL BUILDERS COMMISSION

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

Minutes

Wednesday, February 10, 2010

10:00 a.m.

Called To Order:

Derrick G. Williams, Chairman, called the regular meeting of the Residential Builders Commission to order at 10:00 a.m. Other members present for the meeting included: Frank Clark; Caleb Davis; Hal Dillard; Brian Dowd; and Tim Roberts.

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 persons, 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: Sheridon Spoon, Assistant Deputy General Counsel; Suzanne Hawkins, Staff Attorney; Eddy Lane, Hearing Advisor; Jamie Saxon, Hearing Advisor; Daniel Grigg, Hearing Advisor; Stan Bowen, Administrator, Christine Driver, Administrative Assistant; Charlie Ido, Investigation; Sharon Cook, Investigation; Stephen Deer, Investigation and Jerry Merritt, Investigation.

Others present participating in the meeting included: Calvin Donaldson; Brian Shirley; Tom Dudley; Jean Cleveland; Farmer Cleveland; Jason Teems; Vernon Drayton; Corey Schiff; Harold Taylor; Pat Parish; Dottie Murray; David Beers; Gerald Bird; and Stanley Hunter

Approval of Agenda:

Wednesday, February 10, 2010

MOTION

Mr. Clark moved to approve the Wednesday, February 10, 2010, agenda as previously noticed. Mr. Roberts seconded the motion, which carried unanimously.

Approval of Minutes:

Wednesday, January 13, 2009

MOTION

Mr. Clark moved to approve the Wednesday, January 13, 2010, meeting minutes. Mr. Roberts seconded the motion, which carried unanimously.

Approval/Disapproval of Absent Members:

Mr. Al Bailey received an excused absence.

Chairman's Remarks:

Derrick G. Williams, Chairman

NONE

Administrator's Remarks for Information:

Stan Bowen, Administrator

New Travel Document Requirements - Mr. Bowen presented and informed the Commission with a copy of the new travel document requirements from Comptroller General's Office.

State Ethics Commission 2010 Economic Interest Forms – Mr. Bowen presented the Commission with the State Ethics Commission 2010 Statement of Economic Interests (SEI) Form and informed them that the forms must be completed on-line and received within five days of the April 15, 2010, deadline. Late filing and failing to file will result in penalties starting at One Hundred (\$100.00) dollars.

Advisory Opinions:

Sheridon Spoon, Deputy General Counsel

NONE

SOUTH CAROLINA RESIDENTIAL BUILDERS COMMISSION

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

Minutes

Wednesday, February 10, 2010

10:00 a.m.

Legislative Update:

Robert Selman

NONE

Recommendations of IRC:

MOTION

Mr. Roberts made a motion to approve the recommendations of the Investigative Review Committee. Mr. Dowd seconded the motion, which carried unanimously.

Recommendations of Guidelines:

MOTION

Mr. Roberts made a motion to approve the recommendations of the Investigative Review Committee Guidelines. Mr. Clark seconded the motion, which carried unanimously.

Application Reviews:

Mr. Harold J. Taylor

The Commission held an Application Hearing regarding Mr. Harold Taylor.

MOTION:

Mr. Davis made a motion to approve Mr. Taylor's Residential Specialty Contractors Registration and he shall obtain and continue to maintain during the practice authorization period a surety bond, acceptable to the Commission in the minimum amount of Five Thousand (\$5000.00) Dollars. Mr. Dillard seconded the motion, which carried with one nay vote.

(This proceeding was recorded by a court reporter in order to produce a verbatim transcript if requested in accordance with the law.)

Mr. Vernon N. Drayton

The Commission held an Application Hearing regarding Mr. Vernon N. Drayton.

MOTION:

Mr. Dowd made a motion to approve Mr. Drayton's Residential Specialty Contractors Registration and he shall obtain and continue to maintain during the practice authorization period a surety bond, acceptable to the Commission in the minimum amount of Five Thousand (\$5,000.00) Dollars. Mr. Davis seconded the motion, which carried with two nay votes.

(This proceeding was recorded by a court reporter in order to produce a verbatim transcript if requested in accordance with the law.)

Mr. Brian Shirley

The Commission held an Application Hearing regarding Mr. Brian Shirley.

MOTION:

Mr. Davis made a motion to grant Mr. Shirley permission to sit for the Residential Electrical Examination once he provides proof acceptable to the Commission that the judgment of One Thousand Five Hundred (\$1,500.00) Dollars has been rectified. Mr. Dillard seconded the motion, which carried with one nay vote.

(This proceeding was recorded by a court reporter in order to produce a verbatim transcript if requested in accordance with the law.)

Mr. Corey Schiff

The Commission held an Application Hearing regarding Mr. Corey Schiff.

SOUTH CAROLINA RESIDENTIAL BUILDERS COMMISSION

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

Minutes

Wednesday, February 10, 2010

10:00 a.m.

MOTION:

Mr. Davis made a motion to approve Mr. Schiff's Residential Specialty Contractors Registration once he provides proof acceptable to the Commission that his child support obligations are current. Mr. Dillard 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. David S. Beers

The Commission held an Application Hearing regarding Mr. David Beers.

MOTION:

Mr. Roberts made a motion to approve Mr. Beers' Specialty Contractors Registration and he shall obtain and continue to maintain during the practice authorization period a surety bond, acceptable to the Commission in the minimum amount of Five Thousand (\$5,000.00) Dollars. 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.)

Approval of Hearing Officer's Recommendation for Citations:

Mr. Stephen Cramer – Citation #1255

The Commission held a Citation Hearing regarding Mr. Stephen Cramer.

MOTION:

Mr. Dowd made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Stephen Cramer for citation #1255. 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. Mark Hammerle – Citation #1254

The Commission held a Citation Hearing regarding Mr. Mark Hammerle.

MOTION:

Mr. Davis made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Mark Hammerle for citation #1254. 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. Jason Yodice – Citation #1087

The Commission held a Citation Hearing regarding Mr. Jason Yodice.

MOTION:

Mr. Davis made a motion to approve to Hearing Officer's Recommendation for Citation against Mr. Jason Yodice for citation #1087. 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.)

SOUTH CAROLINA RESIDENTIAL BUILDERS COMMISSION

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

Minutes

Wednesday, February 10, 2010

10:00 a.m.

Mr. Shawn Leddy – Citation #1088

MOTION:

Mr. Roberts made a motion to approve Hearing Officer's Recommendation for Citation against Mr. Shawn Leddy for citation #1088. 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. Jason Resnick – Citation #1049

The Commission held a Citation Hearing regarding Mr. Jason Resnick.

MOTION:

Mr. Davis made a motion to approve the citation against Mr. Jason Resnick for citation #1049. 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. Evan Therrell – Citation #2296

The Commission held a Citation Hearing regarding Mr. Evan Therrell.

MOTION:

Mr. Roberts made a motion to approve the citation against Mr. Evan Therrell for citation #2296. 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. Niles Clark, III – Citation #1015

The Commission held a Citation Hearing regarding Mr. Niles Clark, III.

MOTION:

Mr. Davis made a motion to approve the citation against Mr. Niles Clark, III for citation #1015. Mr. Dillard 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. Bobby Craig – Citation #1282

The Commission held a Citation Hearing regarding Mr. Bobby Craig.

MOTION:

Mr. Dowd made a motion to approve the citation against Mr. Bobby Craig for citation #1282. 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. Wade Peeples – Citation #1237

The Commission held a Citation Hearing regarding Mr. Wade Peeples.

MOTION:

SOUTH CAROLINA RESIDENTIAL BUILDERS COMMISSION

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

Minutes

Wednesday, February 10, 2010

10:00 a.m.

Mr. Roberts made a motion to approve the citation against Mr. Wade Peebles for citation #1237. 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. Mark Brody – Citation #1325

The Commission held a Citation Hearing regarding Mr. Mark Brody.

MOTION:

Mr. Davis made a motion to approve the citation against Mr. Mark Brody for citation #1325. 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.)

Reconsideration of Commission Order:

Mr. Gerald Bird

The Commission held a Reconsideration of Commission Order Hearing regarding Mr. Gerald Bird.

MOTION:

Mr. Davis made a motion, to deny Mr. Bird's request for reconsideration. Mr. Dillard 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.)

Appeal of Hearing Officer's Report and Recommendations for a Citation:

Mr. Doyan Anderson – Case 2009-279

The Commission held an Appeal of Hearing Officer's Report and Recommendation for a Citation Hearing regarding Mr. Doyan Anderson. Mr. Clark requested to be recused because he was the Hearing Officer.

MOTION:

Mr. Roberts made a motion to uphold the Hearing Officer's Recommendations for a Citation and reduce the fine to One Thousand (\$1,000.00) Dollars, regarding Mr. Doyan Anderson for case number 2009-279. 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.)

Approval of Hearing Officer's Recommendation for Bond Claim:

Mr. Stephen Crocker

MOTION:

Mr. Davis made a motion, to approve the Administrator's Recommendation for Bond Claim against Mr. Stephen Crocker. 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.)

SOUTH CAROLINA RESIDENTIAL BUILDERS COMMISSION

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

Minutes

Wednesday, February 10, 2010

10:00 a.m.

Mr. Larry Durham

MOTION:

Mr. Davis made a motion, to approve the Administrator's Recommendation for Bond Claim against Mr. Larry Durham. 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. Shannon Davidson

MOTION:

Mr. Dowd made a motion, to approve the Administrator's Recommendation for Bond Claim against Mr. Davidson. 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.)

License Reinstatement:

Mr. David E. Cleveland

The Commission held a License Reinstatement Hearing regarding Mr. David E. Cleveland.

MOTION:

Mr. Clark made a motion, to reinstate Mr. Cleveland's Residential Electrical License. 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.)

Administrative Hearing:

Jamie Saxon and Daniel Grigg, were the Hearing Advisors. Mrs. Suzann Hawkins represented the State.

Mr. Patrick Allen Parish – Case #2008-533

The Commission held an Administrative Hearing regarding Mr. Patrick Allen Parish.

MOTION:

Mr. Dowd made a motion to uphold the Hearing Officer's Recommendations. 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. Rod Falin, Sr. – Case # 2008-667

Jamie Saxon and Daniel Grigg, were the Hearing Advisors. Mrs. Suzann Hawkins represented the State.

The Commission held an Administrative Hearing regarding Mr. Rod Falin, Sr. Mr. Falin was not present.

MOTION:

Mr. Bailey made a motion to uphold the Hearing Officer's Recommendations. Mr. Dowd seconded the motion, which carried unanimously.

SOUTH CAROLINA RESIDENTIAL BUILDERS COMMISSION

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

Minutes

Wednesday, February 10, 2010

10:00 a.m.

(This proceeding was recorded by a court reporter in order to produce a verbatim transcript if requested in accordance with the law.)

Mr. Calvin B. Donaldson- Case #2008-722

Jamie Saxon and Daniel Grigg, were the Hearing Advisors. Mrs. Suzann Hawkins represented the State.

The Commission held an Administrative Hearing regarding Mr. Calvin Donaldson.

MOTION:

Mr. Bailey made a motion to uphold the Hearing Officer's Recommendations. 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.)

Hearing:

Eddy Lane, Hearing Advisor and Mrs. Suzann Hawkins represented the State. Mr. James Smith, Esquire represented Mr. Squirewell.

Michael Squirewell – Case No.: 2006-656; 2006-692; 2007-296; and 2007-415

The Commission held a Hearing regarding Mr. Michael Squirewell.

MOTION:

Mr. Bailey made a motion to uphold the Hearing Officer's Recommendations. 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.)

Public Comments:

NONE

Date of Next Meeting:

The next meeting of the Commission is scheduled for Wednesday, April 14, 2010, in conference room 108.

Adjournment:

Mr. moved the meeting be adjourned. Mr. seconded the motion, which carried unanimously. The February 10, 2010, meeting of the South Carolina Residential Builders Commission adjourned at 6:30 p.m.