

RESIDENTIAL BUILDERS COMMISSION

Synergy Business Park
110 Centerview Drive
Kingstree Building
Columbia, South Carolina 29210
Wednesday, November 10, 2021

NOTE: These minutes are a record of the motion and official actions taken by the Board and brief summary of the meeting.

Called to Order:

Timothy W. Roberts, Chairman, called the regular meeting of the Residential Builders Commission to order at 10:00 a.m. Other members present for the meeting included: Hal Dillard, Christy Rhyne, Earl McLeod, and Al Bailey.

Timothy W. Roberts, 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.

Approval of Agenda:

MOTION:

Mrs. Rhyne made a motion to approve the November 10, 2021 Residential Builders Commission Meeting Agenda. Mr. Bailey seconded the motion, which carried unanimously.

Approval of the October 13, 2021 minutes:

MOTION:

Mr. McLeod made a motion to approve the October 13, 2021 minutes with a date correction. Mr. Bailey seconded the motion, which carried unanimously.

Approval /Disapproval of Absent Members:

Mr. Dowd was absent. Mr. McLeod made a motion to approve the absence. Mr. Dillard seconded the motion, which carried unanimously.

Chairman's Remarks:

Timothy W. Roberts

No remarks were made for this meeting.

Initial Applications:

Michael Minotti

The Commission held an application review regarding Michael Minotti. Mr. Minotti appeared before the Commission, and waived his right to counsel.

MOTION: Mr. McLeod made a motion to approve Mr. Minotti to sit for the exam. Mr. Dillard seconded the motion, which carried unanimously.

Joshua Tamburrino

The Commission held an application review regarding Joshua Tamburrino. Mr. Tamburrino appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to approve Mr. Taburrino to sit for the exam. Mr. McLeod seconded the motion, which carried unanimously.

Cyro Freitas

The Commission held an application review regarding Cyro Freitas. Mr. Freitas appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Freitas to sit for the exam. Mr. Dillard seconded the motion, which carried unanimously.

Anthony Sanders

The Commission held an application review regarding Anthony Sanders. Mr. Sanders appeared before the Commission and waived his right to counsel.

MOTION:

Mr. McLeod made a motion to allow Mr. Sanders to sit for the exam subject to certain conditions but subsequently withdrew the motion. Mr. Bailey made a motion to deny Mr. Sanders to sit for the exam. Mr. Dillard seconded the motion, which carried unanimously.

Cameron Smith

The Commission held an application review regarding Cameron Smith's request to waive the Residential Home Inspector Examination. Mr. Smith appeared before the Commission and waived his right to counsel.

Executive Session

MOTION:

Mrs. Rhyne made a motion to go into Executive Session for legal advice. Mr. Dillard seconded the motion, which carried unanimously.

Return from Executive Session

MOTION:

Mr. Dillard made a motion to return from Executive Session. Mrs. Rhyne seconded the motion, which carried unanimously.

MOTION:

Mr. McLeod made a motion to deny Mr. Smith a waiver from the Examination. Mrs. Rhyne seconded the motion, which carried unanimously.

Adrian Gowens

The Commission held an application review regarding Adrian Gowens. Mr. Gowens appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Gowens to sit for the exam. Mr. McLeod seconded the motion, which carried unanimously.

Carol Raborn

Ms. Raborn cancelled her appearance prior to the meeting. The Commission did not take any action.

Eric Stocker

The Commission held an application renewal review regarding Eric Stocker. Mr. Stocker appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Stocker to renew his license. Mr. McLeod seconded the motion, which carried unanimously.

Dan King Plumbing Heating & Air

The Commission held an application renewal review regarding Dan King Plumbing Heating & Air. Mr. King appeared as a representative of Dan King Plumbing Heating & Air before the Commission and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. King to renew his license. Mr. McLeod seconded the motion, which carried unanimously.

Kevin Keller

The Commission held an application review regarding Kevin Keller. Mr. Keller appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Dillard made a motion to allow Mr. Keller to sit for the exam. Mr. McLeod seconded the motion, which carried unanimously.

Dakota Dyer

The Commission held an application review regarding Dakota Dyer. Mr. Dyer appeared before the Commission and waived his right to counsel.

MOTION:

Mr. McLeod made a motion to allow Mr. Dyer to sit for the exam. Mrs. Rhyne seconded the motion, which carried unanimously.

Craig Dennis

The Commission held an application review regarding Craig Dennis. Mr. Dennis appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Dillard made a motion to allow Mr. Dennis to sit for the exam. Mr. McLeod seconded the motion, which carried unanimously.

Alphonso Conyers

The Commission held an application review regarding Alphonso Conyers. Mr. Conyers appeared before the Commission and waived his right to counsel.

MOTION:

Mr. McLeod made a motion to allow Mr. Conyers to sit for the exam. Mr. Dillard seconded the motion, which did not carry unanimously. Mr. McLeod, Mrs. Rhyne, and Mr. Roberts approved. Mr. Bailey and Mr. Dillard opposed.

Steve McKoy

The Commission held an application review regarding Steve McKoy. Mr. McKoy appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Dillard made a motion to allow Mr. McKoy to sit for the exam. Mrs. Rhyne seconded the motion, which carried unanimously.

Adrian Moldovan

The Commission held an application review regarding Adrian Moldovan. Mr. Moldovan appeared before the Commission and waived his right to counsel.

MOTION:

Mr. McLeod made a motion to allow Mr. Moldovan to sit for the exam. Mr. Bailey seconded the motion, which carried unanimously.

Jerry Ferguson

The Commission held an application review regarding Jerry Ferguson. Mr. Ferguson appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Ferguson to sit for the exam. Mrs. Rhyne seconded the motion, which carried unanimously.

Adel Nasr

The Commission held an application review regarding Adel Nasr. Mr. Nasr appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Dillard made a motion to deny Mr. Nasr to sit for the exam due to lack of experience. Ms. Rhyne seconded the motion, which carried unanimously.

Ronnie Jackson

The Commission held an application review regarding Ronnie Jackson. Mr. Jackson appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to approve Mr. Jackson to sit for the exam. Mr. Dillard seconded the motion, which did not carry unanimously. Mr. McLeod opposed.

Justin Mysock

The Commission held an application review regarding Justin Mysock. Mr. Mysock appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Dillard made a motion to approve Mr. Mysock to sit for the exam. Mr. McLeod seconded the motion, which carried unanimously.

Patrick Coyle

The Commission held an application review regarding Patrick Coyle. Mr. Coyle appeared before the Commission and waived his right to counsel.

MOTION:

Mr. McLeod made a motion to approve Mr. Coyle to sit for the exam. Mrs. Rhyne seconded the motion, which carried unanimously.

Thomas Chandlee

Mr. Chandlee rescheduled his appearance. The Commission did not take any action.

Jameek Williams

Mr. Williams did not appear. The Commission did not take any action.

Jestin Hatter

The Commission held an application review regarding Jestin Hatter. Mr. Hatter appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Hatter his residential specialty registration. Mrs. Rhyne seconded the motion, which did not carry unanimously. Mr. McLeod opposed.

Roy Tillotson

The Commission held an application review regarding Roy Tillotson's request to be given a fourth opportunity to take the Business Management & Law Section of the Residential Plumber exam within a twelve-month period. Mr. Tillotson appeared before the Commission and waived his right to counsel.

Executive Session

MOTION:

Mrs. Rhyne made a motion to go into Executive Session for legal advice. Mr. Dillard seconded the motion, which carried unanimously.

Return from Executive Session

MOTION:

Mrs. Rhyne made a motion to return from Executive Session. Mr. Dillard seconded the motion, which carried unanimously.

MOTION:

Mr. Bailey made a motion to allow Mr. Tillotson to sit for the Business Management and Law section of the Plumbers exam a fourth time within a 12-month period as a result of extenuating circumstances. If Mr. Tillotson does not pass the exam the fourth time, he will be required to wait the twelve-month period before taking the exam again. Mrs. Rhyne seconded the motion, which carried unanimously.

Brandon Sellers

The Commission held an application review regarding Brandon Sellers. Mr. Sellers appeared before the Commission and waived his right to counsel.

MOTION:

Mrs. Rhyne made a motion to approve Mr. Sellers to sit for the exam with the condition that he remain compliant with his probation. Mr. McLeod seconded the motion, which carried unanimously.

Craig Compton

The Commission held an application review regarding Craig Compton. Mr. Compton appeared before the Commission with counsel, Harrison Saunders.

MOTION:

Mr. Bailey made a motion to allow Mr. Compton his Specialty Registration with the condition that he report the dispositions of the three pending felony cases and if convicted of the felonies or arrested on any other charges, he must make a Commission appearance. Mrs. Rhyne seconded the motion, which did not carry unanimously. Mr. Dillard opposed.

Michael Miller

The Commission held an application review regarding Michael Miller. Mr. Miller appeared before the Commission with counsel, Bryan Letteer.

MOTION:

Mr. Bailey made a motion to approve Mr. Miller to renew his HVAC license. Mr. Dillard seconded the motion, which carried unanimously.

Hearing Officer Recommendations:

1. *Vasily Busko Case No. 2020-28*

Mr. John Curl served as the Hearing Officer.

MOTION:

Mr. Dillard made a motion to adopt the Hearing Officer Recommendation. Mrs. Rhyne seconded the motion, which carried unanimously.

2. *Richard Van Wallace Case Nos. 2019-5 & 2020-389*

Mr. Bailey, who served as the hearing officer, recused himself.

MOTION:

Mrs. Rhyne made a motion to adopt the Hearing Officer Recommendation. Mr. Dillard seconded the motion, which carried unanimously.

3. *Robert Cumbee Case No. 2018-154*

Mr. Bailey, who served as the hearing officer, recused himself.

MOTION:

Mr. Dillard made a motion to adopt the Hearing Officer Recommendation. Mrs. Rhyne seconded the motion, which carried unanimously.

4. *Steven Thomas Case Nos. 2018-51 & 2018-90*

Mr. Roberts, who served as the hearing officer, recused himself.

MOTION:

Mrs. Rhyne made a motion to adopt the Hearing Officer Recommendation. Mr. Dillard seconded the motion, which carried unanimously.

Final Order Hearings Report on Accepted Hearing Officer Recommendations:

Mr. Charlie Gwynne, Office of Disciplinary Counsel

Mr. Charlie Gwynne presented the report to the Commission.

Melvin Fields Case No. 2018-441

Mr. Bailey, who served as the hearing officer, recused himself.

MOTION:

Mrs. Rhyne made a motion to approve the report. Dillard seconded the motion, which carried unanimously.

Administrator's Remarks for Information:

Janet Baumberger, Administrator for the Residential Builders Commission

Ms. Baumberger had no remarks.

OIE Report – Mr. Todd Bond:

Mr. Todd Bond, Chief Investigator of OIE

Mr. Todd Bond presented the OIE report. He reported the number of investigations as of November 10, 2021.

As of November 10, 2021:

Complaints Received – 847 Active Investigations – 212 Closed Cases –948

New Business:

A. Recommendations of the IRC

MOTION

Mr. Bailey made a motion to approve the IRC Resolution Guidelines. Mr. Dillard seconded the motion, which carried unanimously.

B. Resolution Guidelines

MOTION

Mr. Dillard made a motion to approve the IRC Resolution Guidelines. Mrs. Rhyne seconded the motion, which carried unanimously

Old Business:

Mr. Roberts inquired about NASCLA updating the construction standards to a national standard.

Public Comments:

None.

Date of Next Meeting:

The next Residential Builders Commission meeting will be held Wednesday, December 8, 2021.

Adjournment:

Mr. Bailey made a motion to adjourn the Residential Builders Commission Meeting. Mrs. Rhyne seconded the motion, which carried unanimously. The Residential Builders Commission Meeting was adjourned at 4:42pm.

NOTE: These minutes are a record of the motion and official actions taken by the Board and brief summary of the meeting.