

RESIDENTIAL BUILDERS  
COMMISSION  
Synergy Business Park  
110 Centerview Drive  
Kingstree Building  
Columbia, South Carolina 29210  
Wednesday, February 8, 2023

**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: Al Bailey, Hal Dillard, Christy Rhyne, Bryan Dowd, Earl McLeod and James Graves.

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 for the February 8, 2023 Meeting:**

***MOTION:***

Mrs. Rhyne made a motion to approve the February 8, 2023 Residential Builders Commission Meeting Agenda. Mr. Dowd seconded the motion, which carried unanimously.

**Approval of Minutes for the January 11, 2023 Meeting:**

***MOTION:***

Mr. Bailey made a motion to approve the January 11, 2023 minutes. Mrs. Rhyne seconded the motion, which carried unanimously.

**Approval /Disapproval of Absent Members:**

All members were present.

**Chairman's Remarks:**

***Timothy W. Roberts***

Mr. Roberts reminded everyone that the meeting was being filmed and broadcasted.

**Application Reviews:**

***Adam Robert Kurtz***

The Commission held an application review regarding Adam Robert Kurtz. Mr. Kurtz appeared before the Commission and waived his right to counsel.

***MOTION:***

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

*John K Barillo, Jr*

The Commission held an application review regarding John K Barillo, Jr. Mr. Barillo appeared before the Commission, waived his right to counsel, and presented a witness, his wife, Alexa Barillo, for testimony.

**MOTION:**

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

*Richard Earl Gray, Jr*

Mr. Gray did not attend. The Commission did not take any action.

*Oswald Thomas*

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

**MOTION:**

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

*Omsharan Kenneth*

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

**MOTION:**

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

*Aron Anthony Serio*

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

**MOTION:**

Mr. Bailey made a motion to approve Mr. Serio to sit for the exam. Mr. Dowd seconded the motion which carried unanimously.

*Sean Cartwright*

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

**MOTION:**

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

*Nicole L Dingle*

The Commission held an application review regarding Nicole L Dingle. Ms. Dingle appeared before the Commission and waived her right to counsel.

**MOTION:**

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

*Floyd Michael Maynard*

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

**MOTION:**

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

*Nicholas Picariello*

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

**MOTION:**

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

*Christopher Scott Campbell*

The Commission held an application review regarding Christopher Scott Campbell. Mr. Campbell appeared before the Commission, waived his right to counsel, and presented a witness, Tony Pearson, testimony.

**MOTION:**

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

*Brian Matthew Sloan*

The Commission held an application review regarding Brian Matthew Sloan. Mr. Sloan appeared before the Commission, waived his right to counsel, and presented witnesses, Bruce Timmerman and Daniel Wilson, for testimony.

**MOTION:**

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

*Joshua Taylor Kilpatrick*

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

**MOTION:**

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

*George William Kite*

The Commission held an application review regarding George William Kite. Mr. Kite appeared before the Commission and waived his right to counsel.

**MOTION:**

Mr. Dowd made a motion to approve Mr. Kite to sit for the exam. Mrs. Rhyne seconded the motion, which did not carry unanimously. Mr. Bailey opposed.

*John M Olam*

Mr. Olam did not attend. The Commission did not take any action.

*Cesar Gonzalez*

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

**MOTION:**

Mr. Dowd made a motion to approve Mr. Gonzalez for a Residential Specialty Contractor Registration with the condition that he maintain a \$5000 surety bond on file with the Commission at all times his registration is active, provide the Commission with the outcome of the pending criminal charges, require Mr. Gonzalez to re-appear before the Commission if convicted of the pending criminal charges, and provide a SLED report at each renewal. Mrs. Rhyne seconded the motion, which did not carry unanimously. Mr. McLeod opposed.

*Mark Emanuel Grissett*

The Commission held an application review regarding Mark Emanuel Grissett. Mr. Grissett appeared before the Commission, waived his right to counsel, and presented a witness, Stephanie Massi, for testimony.

**MOTION:**

Mr. Dillard made a motion to approve Mr. Grissett for a Residential Specialty Contractor Registration with the condition that he maintain a \$5000 surety bond on file with the Commission at all times his registration is active. Mr. Bailey seconded the motion, which carried unanimously.

*Kyle Jamal Chatmon*

The Commission held an application review regarding Kyle Jamal Chatmon. Mr. Chatmon appeared before the Commission, waived his right to counsel, and presented a witness, Antonio Williams, for testimony.

**MOTION:**

Mr. McLeod made a motion to approve Mr. Chatmon for a Residential Specialty Contractor Registration. Mrs. Rhyne seconded the motion, which carried unanimously.

*Mercelis Deandre Odom*

The Commission held an application review regarding Mercelis Deandre Odom. Mr. Odom appeared before the Commission and waived his right to counsel.

**MOTION:**

Mr. Bailey made a motion to approve Mr. Odom to sit for the exam with the condition that he provide the Commission with the outcome of the pending criminal charges, be required to re-appear before the Commission if convicted of the pending criminal charges and provide a SLED report at each renewal for at least the next five years. Mr. Dillard seconded the motion, which did not carry unanimously. Mr. McLeod opposed.

*Andrea Lynette Bishop*

Ms. Bishop did not attend. The Commission did not take any action.

*Thomas J Furr*

The Commission held an application review hearing regarding Thomas J Furr. Mr. Furr appeared before the Commission and waived his right to counsel.

**MOTION:**

Mr. Bailey made a motion to approve Mr. Furr's request to change classifications before renewal to remove floor covering and painter/wallpaper and add roofing and masonry. Mrs. Rhyne seconded the motion, which carried unanimously.

**Hearing Officer Recommendations:**

*Robert Elam, Office of Disciplinary Counsel*

Mr. Elam presented the report to the Commission.

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

1. *Tony Carnaggio #2021-12*

**Into 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. McLeod made a motion to amend the Hearing Officer Recommendation as follows: no public reprimand, the \$250 fine will be waived, and a non-disciplinary letter of caution will be issued. Mrs. Rhyne seconded the motion, which carried unanimously.

*Rowland Alston, Office of Disciplinary Counsel*

Mr. Alston presented the reports to the Commission.

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

2. *Jordan Cannon #2020-538*

**MOTION:**

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

3. *Gary White #2021-750*

**Into Executive Session**

**MOTION:**

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

**Return from Executive Session**

**MOTION:**

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

**MOTION:**

Mr. Dillard made a motion that the citation was validly issued, but because the violation was unintentional and resulted from a misunderstanding of the law, the Commission would dismiss the citation this one time. Mr. Dowd seconded the motion, which carried unanimously.

4. *Paul Freeman III #2021-963*

**MOTION:**

Mr. Dowd 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:**

*Rowland Alston, Office of Disciplinary Counsel*

Mr. Alston presented the report to the Commission.

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

1. *James Harold Davis #2019-326*
2. *James Anthony Bryant #2021-35*

**MOTION:**

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

**Board Information:**

1. **OIE Report:**

*Todd Bond, Office of Investigations and Enforcement*

Mr. Bond presented the OIE Report. He reported the number of Investigations as of February 8, 2023.

**As of February 8, 2023:**

**Complaints Received – 110; Active Investigations – 199; Closed Cases – 57**

**New Business:**

*Todd Bond, Office of Investigations and Enforcement*

Mr. Bond presented the IRC Report and Resolution Guidelines Report.

1. Recommendation of IRC

**MOTION**

Mr. Dowd made a motion to approve the Recommendation of IRC. Mrs. Rhyne seconded the motion, which carried unanimously.

2. Resolution Guidelines

**MOTION**

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

**Number of Monthly Staff-Approved Applications:**

The Commission reviewed and discussed the monthly staff-approved applications report for the Residential Builders Commission.

**Old Business:**

It was noted that the Commission would like a legislative update to be presented at the next meeting.

**Administrator's Remarks for Information:**

*Janet Baumberger, Administrator for the Residential Builders Commission*

Mrs. Baumberger had no remarks.

**Public Comments:**

None.

**Date of Next Meeting:**

The next Residential Builders Commission meeting will be held Wednesday, March 8, 2023 at 10:00 am.

**Adjournment:**

Mrs. Rhyne made a motion to adjourn the Residential Builders Commission Meeting. Mr. Dowd seconded the motion, which carried unanimously. The Residential Builders Commission Meeting was adjourned at 4:22 p.m.

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