

RESIDENTIAL BUILDER'S COMMISSION
Synergy Business Park
110 Centerview Drive, Kingstree Building, Room 108
Columbia, South Carolina
Wednesday, August 10th, 2016

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:

Tim Roberts, Chairman, called the regular meeting of the Residential Builders Commission to order at 10:00 A.M. Others members present for the meeting included: Al Bailey, Hal Dillard, Monte Lemmon, Christy Rhyne and Bryan Dowd.

Approval of Agenda:

MOTION:

Mr. Bailey made a motion to approve the August 10th, 2016, Residential Builders Commission Meeting Agenda with the correction of Number 10 Administrator's Recommendation of Bond Claim 2. From Richard Koster Case# 2015-78 to Stewart Sparks Case# 2015-428. Mr. Dowd seconded the motion, which carried unanimously.

Approval of Minutes for the July 13th, 2016 Meeting:

MOTION:

Mr. Dowd made a motion to approve the July 13th, 2016, meeting minutes. Mr. Lemmon seconded the motion, which carried unanimously.

Approval/Disapproval of Absent Members:

MOTION:

Mr. Dowd made a motion to approve the absence of Mr. W. Duvall Spruill. Mr. Lemmon seconded the motion which carried unanimously.

Chairman's Remarks:

Timothy Roberts – Chairman

Mr. Roberts, Chairman reminded everyone that this meeting is being recorded and asked that everyone please clearly. Additionally, he advised all applicants and licensees to direct their questions to the chairman of the board.

** Georgia Lewis served as advice counsel for Stacey Hewson**

Application Reviews:

Renewals:

Greg Keisler-

The Commission held an Application Review Hearing regarding Mr. Keisler. Mr. Keisler appeared before the Commission to present testimony, along with his attorney Mr. Carlos Gibbons.

Motion:

Mr. Bailey made a motion to allow Mr. Keisler's renewal for one year and must reappear next July. Mr. Dillard seconded the motion.

Motion was withdrawn by both Mr. Bailey and Mr. Dillard

Motion:

Mr. Dillard made a motion to go into executive session to receive legal advice regarding the application of Mr. Keisler. Mr. Bailey seconded the motion which carried unanimously.

Motion:

Mr. Dillard made a motion to exit executive session after receiving legal advice regarding the application of Mr. Keisler. Mr. Bailey seconded the motion which carried unanimously.

Motion:

Mr. Dillard made a motion approve the application for renewal for Mr. Keisler allow him to continue for one year under probation with an update with the board regarding the status of the outstanding judgments. Mr. Bailey seconded the motion which did not carry unanimously. Mr. Dowd opposed.

Stacey Hewson came into the meeting to over advice counsel duties from Georgia Lewis.

Thomas Roberts

The Commission held an application review for Mr. Thomas Roberts. Mr. Roberts appeared before the Commission to present testimony, along with his attorney Mr. Walter McLeod.

Motion:

Mr. Bailey made a motion that the renewal be granted and ignore the outstanding judgment. Mr. Lemmon seconded the motion, which carried unanimously.

Owner/Builder Waiver Request:

Joseph Dillon

The Commission held a hearing regarding Mr. Joseph Dillon's request. Mr. Dillon appeared before the commission to present testimony, along with a witness Mr. Christina Dillon, and he waived his right to an attorney.

Motion:

Mr. Dillard made a motion to grant a waiver for the two year waiting period from the disclosure statement. Mr. Bailey seconded the motion, which carried unanimously.

Daniel Soos

The Commission held a hearing regarding Mr. Daniel Soos's request. Mr. Soos did not appear before the commission to present testimony.

Motion:

No motions were made.

Randy Skipper

The Commission held a hearing regarding Mr. Randy Skipper's request. Mr. Skipper appeared before the commission to present testimony, and he waived his right to an attorney.

Motion:

Mr. Bailey made a motion to grant a waiver for the two year waiting period from the disclosure statement. Mr. Lemmon seconded the motion, which carried unanimously.

Application Reviews:

Initial

1. Arnold Silver

The Commission held an Application Review Hearing regarding Mr. Arnold Silver. Mr. Silver appeared before the Commission to present testimony, and he waived his right to counsel.

Motion:

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

Leland Brown Jr.

The Commission held an Application Review Hearing regarding Mr. Leland Brown Jr. Mr. Brown appeared before the Commission to present testimony, and he waived his right to counsel.

Motion:

Mr. Dillard made a motion to enter into executive session to receive legal advice regarding Mr. Brown's application. Mr. Bailey seconded the motion, which carried unanimously.

Motion:

Mr. Bailey made a motion to exit executive session after receiving legal advice regarding Mr. Brown's application. Ms. Rhyne seconded the motion, which carried unanimously.

Motion:

Mr. Bailey made a motion to deny Mr. Brown's request for exam waiver and he is approved to sit for the exam. Mr. Dowd seconded the motion, which carried unanimously.

Thomas Cornforth

The Commission held an Application Review Hearing regarding Mr. Thomas Cornforth. Mr. Cornforth did not appear before the Commission to present testimony.

Motion:

No motions were made.

Dean Barrett

The Commission held an Application Review Hearing regarding Mr. Dean Barrett. Mr. Barrett appeared before the Commission to present testimony, and he waived his right to counsel.

Motion:

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

James Gribben

The Commission held an Application Review Hearing regarding Mr. James Gribben. Mr. Gribben appeared before the Commission to present testimony, and he waived his right to counsel.

Motion:

Mr. Dowd made a motion to deny Mr. Gribben's request for exam waiver. Ms. Rhyne seconded the motion, which carried unanimously.

Gregory Drummond

The Commission held an Application Review Hearing regarding Mr. Gregory Drummond. Mr. Drummond did not appear before the Commission to present testimony.

Motion:

No motions were made.

Mitchell Baker

The Commission held an Application Review Hearing regarding Mr. Mitchell Baker. Mr. Baker appeared before the Commission to present testimony, and he waived his right to counsel.

Motion:

Mr. Dowd made a motion to allow Mr. Baker to sit for the exam. Ms. Rhyne seconded the motion, which carried unanimously.

Randal Kemling

The Commission held an Application Review Hearing regarding Mr. Randal Kemling. Mr. Kemling appeared before the Commission to present testimony, and he waived his right to counsel.

Motion:

Ms. Rhyne made a motion to allow Mr. Kemling to sit for the Exam. Mr. Bailey seconded the motion, which carried unanimously.

David Belcher

The Commission held an Application Review Hearing regarding Mr. David Belcher. Mr. Belcher appeared before the Commission to present testimony, along with a witness Mr. Thomas Simpson and he waived his right to counsel.

Motion:

Mr. Bailey made a motion to approve Mr. Belcher's specialty registration. Mr. Lemmon seconded the motion, which carried unanimously.

Renewals:

Marcus Stanley

The Commission held an Application Review Hearing regarding Mr. Marcus Stanley. Mr. Stanley appeared before the Commission to present testimony, he presented a witness Ms. Sherella Stanley, and he waived his right to counsel.

Motion:

Mr. Bailey made a motion to approve Mr. Stanley's renewal with the condition he continue to make monthly payments under the payment plans with Thomas Supply and ABC Supply Co and he must provide the Commission with an update on the Etcetera Enterprises, Inc at the next renewal in 2018. Mr. Dowd seconded the motion, which carried unanimously.

Charles Strickland III

The Commission held an Application Review Hearing regarding Mr. Charles Strickland III. Mr. Strickland appeared before the Commission to present testimony, and he waived his right to counsel.

Motion:

Mr. Dillard made a motion to allow Mr. Strickland to renew his license with the condition that within 12 months he must provide a resolution regarding the judgment to the Administrator. Mr. Lemmon seconded the motion, which did not carry unanimously. Mr. Lemmon opposed.

Richard Miller

The Commission held an Application Review Hearing regarding Mr. Richard Miller. Mr. Miller appeared before the Commission to present testimony, and waived his right to counsel.

Motion:

Mr. Dowd made a motion to allow Mr. Miller to renew his license once he provides in writing the outcome of mediation from mediator or his attorney. Mr. Dillard seconded the motion, which carried unanimously.

Reinstatement

Glen Meldin III

The Commission held an Application Review Hearing regarding Mr. Glen Meldin. Mr. Smothers appeared before the Commission to present testimony, and he along with his counsel Mr. Gary Finklea. Mr. Dowd recused himself from the hearing.

Motion:

Mr. Dillard made a motion to enter into executive session to receive legal advice regarding Mr. Medlin's application. Ms. Rhyne seconded the motion, which carried unanimously.

Motion:

Mr. Bailey made a motion to exit executive session after receiving legal advice regarding Mr. Medlin's application. Ms. Rhyne seconded the motion, which carried unanimously.

Motion:

Mr. Lemmon made a motion to reinstate the license with the condition that he provides an update to the administrator of the status of the outstanding judgment by way of payment plans or 1099c. Ms. Rhyne seconded the motion, which did not carry unanimously. Mr. Bailey opposed.

Mr. Dowd returned to the meeting.

Final Order Hearings:

David Zimmer Case# 2015-235

The Board held a Final Order hearing regarding Mr. David Zimmer.

MOTION:

Mr. Bailey made a motion to uphold the Hearing Officer's Recommendation. Ms. Rhyne seconded the motion, which carried unanimously.

Mr. Bailey recused himself for the next three hearings and left the meeting.

William Douglas Jr Case# 2013-258

The Board held a Final Order hearing regarding Mr. William Douglas Jr.

MOTION:

Mr. Dillard made a motion to uphold the Hearing Officer's Recommendation. Mr. Lemmon seconded the motion, which carried unanimously.

Justin Brown Case# 2014-199

The Board held a Final Order hearing regarding Mr. Justin Brown.

MOTION:

Mr. Dowd made a motion to uphold the Hearing Officer's Recommendation. Ms. Rhyne seconded the motion, which carried unanimously.

Timothy Allison Case# 2014-147

The Board held a Final Order hearing regarding Mr. Timothy Allison.

MOTION:

Mr. Lemmon made a motion to uphold the Hearing Officer's Recommendation. Mr. Dillard seconded the motion, which carried unanimously.

Administrator's Recommendation for Bond Claim:

John Parker Case# 2014-510

The Commission held a hearing regarding the administrator's recommendation for Bond Claim in the case of Mr. John Parker. Mr. Parker was present and presented a witness Ms. Kristin Lenshol. He waived his right to counsel.

MOTION:

Public Comments:

No comments were made

Date of Next Meeting:

The next Residential Builders Commission meeting will be held Wednesday, September 14th, 2016, in room 108.

Adjournment:

Mr. Lemmon 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 3:01pm.

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