

RESIDENTIAL BUILDERS COMMISSION
Synergy Business Park
110 Centerview Drive Kingstree Building, Room 108
Columbia, South Carolina 29210
Wednesday, January 9, 2013

NOTE: These minutes are a record of the motion 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.ljr.state.sc.gov

Called To Order:

Derrick G. Williams, Chairman called the regular meeting of the Residential Builders Commission to order at 10:06 a.m. Other members present for the meeting included: Frank Clark; Caleb Davis; Brian Dowd; Tim Roberts; and Al Bailey; Hal Dillard.

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 person, organizations and news media in accordance with §30-4-80 of the South Carolina Freedom of Information Act.

Approval of Agenda:

MOTION:

Mr. Bailey made a motion to approve the January 9th, 2013 Residential Builders Commission Meeting Agenda. Mr. Dowd seconded the motion, which carried unanimously.

Approval of Minutes for the December 12, 2012 Meeting:

MOTION:

Mr. Clark made a motion to approve the December 12, 2012 meeting minutes. Mr. Roberts seconded the motion, which carried unanimously.

Approval /Disapproval of Absent Members:

All members present

Chairman's Remarks:

Derrick Williams

There were no remarks made.

Application Reviews:

Mr. Clyde Waymer

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

MOTION:

Mr. Davis made a motion to allow Mr. Waymer to take the exam. 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. Charles Wellons

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

MOTION:

Mr. Bailey made a motion to approve Mr. Wellons for drywall, carpentry, and roofing, but placed on probation until April, 2015, and must have up to date bond at all times. 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.)

Mr. Charles Sweat

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

MOTION:

Mr. Dowd made a motion to go into executive session. Mr. Dillard seconded the motion, which carried unanimously.

MOTION:

Mr. Bailey made a motion to come out of executive session. Mr. Clark seconded the motion, which carried unanimously.

MOTION:

Mr. Roberts made a motion to allow Mr. Sweat to get his license, but must have a bond at all times. 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.)

Mr. Jason Ryan

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

MOTION:

Mr. Bailey made a motion to allow Mr. Ryan to take exam. 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. Gregory Tucker

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

MOTION:

Mr. Bailey made a motion to allow Mr. Tucker to take exam. 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.)

Renewal Applications

Mr. Trevis Smalls

The Commission held an Application Review Hearing regarding Mr. Trevis Smalls. Mr. Smalls appeared before the Commission to present testimony and had Thad Doughty represent him as counsel.

MOTION:

Mr. Dowd made a motion to allow Mr. Smalls to get his 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.)

Motion for Reinstatement:

Mr. Steve Tindall

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

MOTION:

Mr. Bailey made a motion to allow Mr. Tindall to reinstate his license, but must repay Aynor Building Supply in full and provide clean Credit report for 2014. Mr. Davis seconded the motion, which carried unanimously.

Approval of Administrators Report and Recommendation:

Mr. Dwayne Black, Case #2010-452

The Board held a Final Hearing regarding Mr. Dwayne Black.

MOTION:

Mr. Bailey made a motion to uphold Recommendation. Mr. Davis seconded the motion, which carried unanimously.

Administrator's Remarks:

Janet Baumberger

Janet Baumberger presented commission for approval to attend the NASCLA mid-year Meeting, March 13th-15th and for the Administrator, Legal Counsel, and Board Members to attend the NASCLA Annual Conference August 26th – 29th and RBC to pay for expenses.

MOTION:

Mr. Davis made a motion to approve both NASCLA Meetings and to allow for the Administrator, Legal Counsel, and Board Members to attend the NASCLA Annual Conference August 26th – 29th and approve RBC to pay expenses. Mr. Bailey seconded the motion, which carried unanimously.

OIE Report – Mr. Todd Bond:

Todd Bond, Chief Investigator of OIE

Mr. Todd Bond, Chief Investigator of Office of Investigation, reported the number of investigations as of today:

Complaints Received - 531

Active Investigations - 124

Closed Cases - 489

Old Business:

Recommendation of IRC:

MOTION:

Mr. Bailey made a motion to approve the Recommendation of the IRC. Mr. Clark seconded the motion, which carried unanimously.

IRC Resolution Guidelines:

MOTION:

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

Public Comments:

There were none

Date of Next Meeting:

The next Residential Builders Commission meeting will be held Wednesday, February 13, 2013 in room 108.

Adjournment:

Mr. Davis made a motion to adjourn the Residential Builders Commission Meeting. Mr. Bailey seconded the motion, which carried unanimously. The Residential Builders Commission Meeting was adjourned at 12:00 p.m.

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