

RESIDENTIAL BUILDERS COMMISSION
Synergy Business Park
110 Centerview Drive Kingstree Building, Room 108
Columbia, South Carolina 29210
Wednesday, November 14, 2012

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 10:10 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 November 14, 2012 Residential Builders Commission Meeting Agenda. Mr. Roberts seconded the motion, which carried unanimously.

Approval of Minutes for the October 10, 2012 Meeting:

MOTION:

Mr. Clark made a motion to approve the October 10, 2012 meeting minutes. Mr. Bailey seconded the motion, which carried unanimously.

Approval /Disapproval of Absent Members:

All members present

Chairman's Remarks:

Derrick Williams

There were no remarks made.

Administrator's Remarks:

Janet Baumberger

Janet Baumberger presented commission review and approval of modifications to the Board Regulations.

MOTION:

Mr. Bailey suggested that we move forward as we have been doing.

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 - 480
Closed Cases - 319

Active Investigations - 157

Old Business:

Recommendation of IRC:

MOTION:

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

IRC Resolution Guidelines:

MOTION:

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

Consideration of Memorandum of Agreement

Mr. Andrew Atkins

MOTION:

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

MOTION:

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

MOTION:

Mr. Bailey made a motion to accept the memorandum of Agreement. Mr. Davis seconded the motion, which carried unanimously.

Application Reviews:

Mr. Jamie Decker

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

MOTION:

Mr. Bailey made a motion to allow Mr. Decker to take the exam. 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. Michael Miller

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

MOTION:

Mr. Bailey made a motion to allow Mr. Miller to take the exam. 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. Brian Prince

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

MOTION:

Mr. Dowd made a motion to allow Mr. Prince to get his license and suggest that Mr. Prince provide a credit report upon next renewal. 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. Juan Delgado

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

MOTION:

Mr. Bailey made a motion to allow Mr. Delgado to renew 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.)

Mr. Mark Schlueter

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

MOTION:

Mr. Bailey made a motion to allow Mr. Schlueter to get license. 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. Joe Veal

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

MOTION:

Mr. Davis made a motion to allow Mr. Veal to get his license. 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.)

Renewal Applications

Mr. H. Duane Goodwin

The Commission held an Application Review Hearing regarding Mr. Duane Goodwin. Mr. Goodwin appeared before the Commission to present testimony and was represented by counsel, Attorney Holly Patterson.

MOTION:

Mr. Dowd made a motion to allow Mr. Duane Goodwin to renew his license, but required to submit a credit report at next renewal. Mr. Bailey 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. Michael Squirewell

The Commission held an Application Review Hearing regarding Mr. Michael Squirewell. Mr. Squirewell 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. Roberts seconded the motion, which carried unanimously.

MOTION:

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

Motion for Reinstatement:

Mr. Douglas Thompson

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

MOTION:

Mr. Bailey made a motion to allow Mr. Thompson to reinstate his license, but placed on probation and must provide credit report at renewal. Must also provide information on Tax Lien and evidence of a payment plan. Mr. Dillard seconded the motion, which carried unanimously.

Mr. Robert Rosen

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

MOTION:

Mr. Davis made a motion to allow Mr. Rosen to reinstate his license, but placed on probation and must provide credit report at renewal. Mr. Dowd seconded the motion, which carried unanimously.

Mr. Charles Stallsmith

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

MOTION:

Mr. Davis made a motion to allow Mr. Stallsmith to reinstate his license, but placed on probation and must provide credit report at renewal. Mr. Roberts seconded the motion, which carried unanimously.

Mr. Paul Bailey

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

MOTION:

Mr. Roberts made a motion to allow Mr. Bailey to reinstate his license, must provide documents as judgments are satisfied. Mr. Davis seconded the motion, which carried unanimously.

Approval of Administrators Report and Recommendation:

Mr. George Eastergard, Case #2010-201

The Board held a Final Hearing regarding Mr. George Eastergard.

MOTION:

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

Mr. Gregory Hall, Case# 2011-406

MOTION:

The Board held a Final Hearing regarding Mr. Gregory Hall.

MOTION:

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

Request for Modification of Consent Agreement Extension on time to pay Civil penalty:

Mr. Charles Callahan, Case#2011-596

The Commission held a motion for an extension regarding Mr. Charles Callahan. Mr. Callahan appeared before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Davis made a motion that Mr. Callahan not renew until \$1,000 fee is paid. Mr. Clark seconded the motion, which carried unanimously.

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Public Comments:

There were none

Date of Next Meeting:

The next Residential Builders Commission meeting will be held Wednesday, November 14, 2012 in room 108.

Adjournment:

Mr. Roberts made a motion to adjourn the Residential Builders Commission Meeting. Mr. Dillard seconded the motion, which carried unanimously. The Residential Builders Commission Meeting was adjourned at 2:46 p.m.

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