

RESIDENTIAL BUILDERS COMMISSION
Synergy Business Park
110 Centerview Drive Kingstree Building, Room 108
Columbia, South Carolina 29210
Wednesday, September 11, 2013

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:

Derrick G. Williams, Chairman called the regular meeting of the Residential Builders Commission to order at 10:00 a.m. Other members present for the meeting included: Frank Clark; Tim Roberts; Caleb Davis; Bryan Dowd; Hal Dillard; and Al Bailey.

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. Clark made a motion to approve the September 11, 2013 Residential Builders Commission Meeting Agenda. Mr. Roberts seconded the motion, which carried unanimously.

Approval of Minutes for the August 14, 2013 Meeting:

MOTION:

Mr. Bailey made a motion to approve the August 14, 2013 meeting minutes. Mr. Dowd seconded the motion, which carried unanimously.

Approval /Disapproval of Absent Members:

No Absent Members

Chairman's Remarks:

Derrick Williams

Mr. Williams reminded everyone that the meeting was being recorded.

Application Reviews:

Mr. Alan Harris

The Commission held an Application Review Hearing regarding Mr. Dale Harris. Mr. Harris was called by conference call before the Commission to present testimony and waived his right to counsel.

MOTION:

Mr. Bailey made a motion to allow Mr. Harris to take the exam. Mr. Clark 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. Hameed Hamoodi

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

MOTION:

Mr. Bailey made a motion to allow Mr. Hamoodi 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. Julian Hunsucker

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

MOTION:

Mr. Davis made a motion to allow Mr. Hunsucker 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.)

Mr. Chauncey Samuel

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

MOTION:

Mr. Dowd made a motion to allow Mr. Samuel to get his license, but must carry a \$5000 Bond. 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.)

Ms. Jan Hawk

The Commission held an Application Review Hearing regarding Ms. Jan Hawk. Ms. Hawk appeared before the Commission to present testimony and waived her right to counsel.

MOTION:

Mr. Clark made a motion to allow Ms. Hawk to get take the test. Mr. Davis seconded the motion, which carried unanimously.

Mr. John Steely

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

MOTION:

Mr. Bailey made a motion to allow Mr. Steely to get license pending outcome of bankruptcy. If Bankruptcy does not get discharged, Mr. Steely must come back in front of the board. Mr. Davis seconded the motion, which did carry unanimously.

MOTION:

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

MOTION:

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

MOTION:

Mr. Bailey withdrew previous motion and made another motion to allow Mr. Steely to have a conditional license for 6 months from the date of signing final order. Mr. Steely will be required to come back before the board. Mr. Davis seconded the motion, which did carry unanimously.

Mr. Gary Winterburn

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

MOTION:

Mr. Bailey made a motion to approve Mr. Winterburn's request for reinstatement. Mr. Davis seconded the motion, which not carry unanimously. Mr. Dillard opposed.

Mr. Jeffrey Tyson

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

MOTION:

Mr. Dowd made a motion to approve Mr. Tyson's request for renewal, but must provide a letter from his probation officer stating Mr. Tyson is in good standing. Mr. Davis seconded the motion, which carried unanimously.

Mr. Garry Lapaz

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

MOTION:

Mr. Bailey made a motion to deny Mr. Lapaz's request for renewal. Must provide a payment plan, satisfaction, or documentation that a payment plan was denied. Mr. Dillard seconded the motion, which carried unanimously.

Approval of Final Orders:

Mr. Robert Bishop-Case#2011-629

The Board held a Final order hearing regarding Mr. Robert Bishop. Jason Bybee, attorney for Mr. Bishop appeared.

MOTION:

Mr. Dillard made a motion to go into executive session. Mr. Dowd 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. Bailey made a motion to uphold Recommendation. Mr. Roberts second the motion, which carried unanimously.

Mr. Fred Gilfillan-Case#2012-142

The Board held a Final order hearing regarding Mr. Fred Gilfillan.

MOTION:

Mr. Bailey made a motion to uphold Recommendation. Mr. Clark second the motion, which carried unanimously.

Mr. Donnie Blackwood-Case#2012-143

The Board held a Final order hearing for Mr. Donnie Blackwood.

MOTION:

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

Administrator's Remarks:

- Recommendation and approval of additional Hearing Officers

MOTION:

Mr. Dowd made a motion to add Al Bailey as an additional Hearing Officer. Mr. Roberts 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 - 363
Closed Cases - 329

Active Investigations - 71

Recommendation of IRC:

MOTION:

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

IRC Resolution Guidelines:

MOTION:

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

Public Comments:

None were made

Date of Next Meeting:

The next Residential Builders Commission meeting will be held Wednesday, October 9, 2013 in room 108.

Adjournment:

Mr. Roberts 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 12:30 p.m.

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