

RESIDENTIAL BUILDERS COMMISSION
Synergy Business Park
110 Centerview Drive Kingstree Building, Room 108
Columbia, South Carolina 29210
Wednesday, March 14, 2018

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: Hal Dillard, Christy Rhyne, Monte Lemmon, and Al Bailey.

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:

MOTION:

Ms. Rhyne made a motion to approve the March 14, 2018 Residential Builders Commission Meeting Agenda. Mr. Dowd seconded the motion, which carried unanimously.

Approval of Minutes for the February 14, 2018 Meeting:

MOTION:

Mr. Bailey made a motion to approve the February 14, 2018 meeting minutes with the correction to show that the hearing officers recused themselves from the hearings where they served as the hearing officer. Ms. 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 this meeting is being recorded and asked that everyone please speak clearly. Additionally, he advised all applicants and licensees to direct their questions to the Chairman.

Disclosure Statement Waiver Request:

John Ficalora

The Commission held a hearing regarding Mr. Ficalora's request for a waiver of the disclosure statement under the owner/builder exemption. Mr. John Ficalora appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Dowd made a motion to approve Mr. Ficalora's request for a waiver. Mr. Dillard seconded the motion, which carried unanimously.

Jeff Buckley

The Commission held a hearing regarding Mr. Buckley's request for a waiver of the disclosure statement under the owner/builder exemption. Mr. Jeff Buckley appeared before the Commission and waived his right to counsel.

MOTION:

Mr. Dowd made a motion to approve Buckley's request for a waiver. Mr. Bailey seconded the motion, which carried unanimously.

Himelda Ruis Camacho

The Commission held a hearing regarding Ms. Himelda Ruis Camacho's request for a waiver of the disclosure statement under the owner/builder exemption. Ms. Himelda Ruis Camacho appeared before the Commission and waived her right to counsel. Ms. Camacho's daughter Jessica Ibarra served as a translator for Ms. Camacho.

MOTION:

Mr. Dillard made a motion to approve Ms. Ruis Camacho's request for a waiver. Mr. Bailey seconded the motion, which carried unanimously.

Application Reviews:

Anthony M Mishler.

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

MOTION:

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

Morgan Milner

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

MOTION:

Mr. Bailey made a motion to deny Mr. Milner's request at this time due to lack of experience. Mr. Dowd seconded the motion, which carried unanimously.

Kenneth Myers

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

MOTION:

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

Dwayne Deleston

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

MOTION:

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

Andrew Elrod

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

MOTION:

Ms. Rhyne made a motion to enter in executive session to receive legal advice regarding the application of Mr. Elrod. Mr. Bailey seconded the motion, which carried unanimously.

MOTION:

Mr. Bailey made a motion to exit executive session after receiving legal advice regarding the application of Mr. Elrod. Mrs. Rhyne seconded the motion, which carried unanimously.

MOTION:

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

Sidney Rampy

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

MOTION:

Mr. Bailey made a motion to enter allow Mr. Rampy to sit for the exam. Ms. Rhyne seconded the motion which carried unanimously.

Gregory Brewer

Mr. Gregory Brewer did not appear before the Commission.

MOTION:

No motions were made.

Theofanis Sotirolou

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

MOTION:

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

Michael Eoff

The Commission held an application review regarding Michael Eoff. Mr. Eoff appeared before the Commission and was represented by Counsel, Mr. Will Parker, Esq.

MOTION:

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

MOTION:

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

MOTION:

Mr. Dillard made a motion to deny Mr. Eoff's request for registration. Mr. Lemmon seconded the motion, which carried unanimously.

Derek Darby

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

MOTION:

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

Jeffrey L. Marine

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

MOTION:

Mr. Dillard made a motion to enter into executive session to receive legal advice regarding Mr. Marine's license. Mr. Dowd seconded the motion, which carried unanimously.

MOTION:

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

MOTION:

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

Final Order Hearings:

Mr. Bobby Atkins case # 2016-525

The Board held a Final Order hearing regarding Mr. Bobby Atkins.

MOTION:

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

Mr. William Marcus Brown case# 2016-599

The Board held a Final Order hearing regarding Mr. William Marcus Brown.

MOTION:

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

Mr. Corie Johnson case# 2017-195

The Board held a Final Order hearing regarding Mr. Corie Johnson. Mr. Johnson was not present. Mr. Bailey served as the hearing officer in the case and recused himself due to his service as the hearing officer.

MOTION:

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

Mr. L W Sumpter case # 2016-478

The Board held a Final Order hearing regarding Mr. LW Sumpter. Mr. Sumpter was not present. Mr. Bailey served as the Hearing office in the case and recused himself due to his service as the hearing officer.

MOTION:

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

Mr. Sidney Ringo case # 2017-63

The Board held a Final Order hearing regarding Mr. Sidney Ringo. Mr. Ringo was present. Mr. Bailey served as the hearing officer in the case and recused himself due to his service as the hearing officer.

MOTION:

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

Mr. Rebecka Ann Tipton

The Board held a Final Order hearing regarding Mr. Rebecka Ann Tipton. Mr. Bailey served as the hearing officer in the case and recused himself due to his service as the hearing officer.

MOTION:

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

*Mr. Bailey returned to the meeting.

Mr. Marcus Cromedy case# 2016-147 and 2016-465

The Board held a Final Order hearing regarding Mr. Marcus Cromedy. Mr. Roberts served as the hearing officer in the case and recused himself due to his service as the hearing officer. .

MOTION:

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

*Mr. Roberts returned to the meeting.

Proposed Bond Form Changes

MOTION:

Mr. Bailey made a motion to make no changes to the December 15, 2016 bond form. Mr. Lemmon seconded the motion, which carried unanimously.

Administrator's Remarks:

No remarks made.

OIE Report – Mr. Todd Bond:

Todd Bond, Chief Investigator of OIE

Mr. Todd Bond, presented the OIE report. Mr. Todd Bond reported the number of investigations for the number of investigations totals to date:

Complaints Received - 144

Active Investigations – 253

Closed Cases – 150

New Business

A. Recommendations of IRC

MOTION:

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

B. Resolution Guidelines

MOTION:

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

Old Business:

Update on Regulations:

Grandfather amendment and the addition of Gas piping and Solar Panels came out of subcommittee and now will go to the full LCI committee.

Public Comments:

No comments were made.

Date of Next Meeting:

The next Residential Builders Commission meeting will be held on Wednesday, April 11, 2018 in room 108.

Adjournment:

Mr. Dowd made a motion to adjourn the Residential Builders Commission Meeting. Mr. Lemmon seconded the motion, which carried unanimously. The Residential Builders Commission Meeting was adjourned at 1:25 p.m.

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