

MINUTES

South Carolina Real Estate Commission

Wednesday, September 21, 2011

10:00A.M.

Synergy Business Park, Kingtree Building, Conference Room 105

110 Centerview Drive, Columbia, South Carolina 29210

1. Meeting Called to Order:

Tony Cox, Chairman, called the regular scheduled meeting of the South Carolina Real Estate Commission to order at 10:18a.m. Board members participating in this meeting included:

Chair, Tony Cox – District 1

Vice Chair, Manning Biggers – District 5

Sarah Takacs – District 2, via conference call

Carl Edwards – District 3

Evelyn Young – District 4

Buccie Harley – District 6

Dianna Brouthers – At-Large Member

Hamlin O’Kelly – Public Member

Johnathan Stackhouse – Public Member, via conference call

Staff members participating during the meeting included Jay Pitts, Administrator; James Saxon, Advice Counsel; Tracey McCarley, Education Coordinator; Beau Tiller, Education Manager; Christa Bell, General Counsel.

2. Public Notice:

Chairman Cox announced that public notice of this meeting was properly posted at the S.C. Board of Environmental Certification Office, Synergy Business Park, Kingtree Building, and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

3. Pledge of Allegiance and Invocation:

The Pledge of Allegiance was led by Chairman Cox.

4. Absences:

There were no absences.

5. Approval of the August 17, 2011 Meeting Minutes:

MOTION:

Mr. Harley made a motion to approve the August 17, 2011 meeting minutes. Mr. O’Kelly seconded the motion which carried unanimously.

6. Old Business:

Proposed Legislation – Legislative Task Force

David Crigler introduced the members of the Legislative Task Force and thanked them for their efforts. Mr. Crigler explained the original and amended summary of proposed changes to legislation. Discussion ensued.

MOTION:

Mr. Edwards made a motion to table a vote on the legislative changes until next meeting. A roll-call vote was taken. In favor of the motion: Mr. Harley, Ms. Brouthers, Ms. Young, Mr. Edwards, Mr. Biggers, and Mr. Cox. The motion carried to table vote until next meeting.

7. New Business:

a. Election of Officers – Jay Pitts

The offices of Chairman, Vice Chairman, and Secretary are open for election.

MOTION:

Mr. Edwards made a motion to nominate Mr. Cox for the office of Chairman. Mr. Harley seconded the motion which was carried unanimously.

MOTION:

Ms. Young made a motion to nominate Mr. Biggers for the office of Vice Chairman. Mr. Edwards seconded the motion which was carried unanimously.

MOTION:

Mr. Edwards made a motion to nominate Ms. Young for the office of Secretary. Ms. Brouthers seconded the motion which carried unanimously.

b. License Renewal Cycles – Jay Pitts

Mr. Pitts explained past and present renewal cycles and the possibility of changing renewals back to a two-year cycle. Nick Kremydas, CEO of SC Realtors, also presented information concerning renewal cycles. Discussion ensued.

8. Motion for Reconsideration:

Chrissie E. Goodman

The Commission held a reconsideration hearing regarding Ms. Goodman. Ms. Goodman appeared before the Commission to present testimony and waived her right to Counsel.

Christa Bell, General Counsel, presented the State's position on this case.

MOTION:

Mr. Biggers made a motion to go into executive session. Mr. Edwards seconded the motion which was carried unanimously.

MOTION:

Mr. Edwards made a motion to return to public session. Mr. Biggers seconded the motion which was carried unanimously.

MOTION:

Ms. Young made a motion to deny Ms. Goodman's reconsideration. Mr. Biggers seconded the motion which was carried unanimously.

(This proceeding was recorded by a court report in order to produce a verbatim transcript if requested in accordance with the law.)

9. Disciplinary Hearing:

David G. Wertan

The Commission held a Disciplinary Hearing regarding Mr. Wertan. Mr. Wertan was not present. Notice to appear was mailed to Mr. Wertan and via regular and certified mail. The certified letter was returned to LLR. The regular mail was not returned to LLR.

Christa Bell, General Counsel, presented the State's case to the Board. Complainant, Mr. Weatherford, presented testimony regarding this case.

MOTION:

Ms. Young made a motion to go into executive session. Mr. Edwards seconded the motion which carried unanimously.

MOTION:

Ms. Young made a motion to return to public session. Mr. Biggers seconded the motion which carried unanimously.

MOTION:

Ms. Young made a motion to impose penalties and probation. Mr. Edwards seconded the motion which carried unanimously. See final order for details.

An order will be drafted and sent to Mr. Wertan.

(This proceeding was recorded by a court report in order to produce a verbatim transcript if requested in accordance with the law.)

10. Date of Next Meeting:

The date of the next Real Estate Commission meeting is October 19, 2011 at 10:00A.M.

11. Adjournment:

MOTION:

Mr. Harley made a motion to adjourn the meeting of the SC Real Estate Commission. Mr. Biggers seconded the motion which was carried unanimously.

The meeting of the SC Real Estate Commission adjourned at 1:45P.M.