

April 27, 2012

Transcript of  
**North Carolina Officials Qualifications Board Quarterly Meeting**  
April 24, 2012  
1:00pm  
322 Chapanoke Road, Raleigh, NC 27603  
First Floor Class Room

The following is a transcript from a voice recorder of Agenda Item 5., Staff report, Investigations, given by Suzanne Taylor [re: [http://www.ncdoi.com/OSFM/Engineering/COQB/engineering\\_coqb\\_agendas.asp](http://www.ncdoi.com/OSFM/Engineering/COQB/engineering_coqb_agendas.asp)].

The first report she presented was the complaint investigation of Bruce Crawford and Johnny Glance. The time was approximately 2:30pm. The second voice during this transcript is Hayden Lutterloh, Chairman of the Board.

My comments will be interspersed throughout this transcript if an immediate clarification or comment is required or appropriate, and denoted with [**Editors Note:** ... ].

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Lutterloh: ... Ms. Taylor.

Taylor: Uh, Investigations begun, not completed, we have first two, just need some finishing touches, of the rest, the oldest one is four months old, so, we are getting pretty caught up. The investigations completed in basis and fact.

First one I've got is, uh, Miller verses Crawford and Glance. This involves an marin... uh, a marina, an arena that we built, it's covered, it's got open sides on it, and it was at the state fairgrounds...

[**Editors Note:** It was not built by the North Carolina Officials Qualifications Board, it was built by the Haywood County Agricultural and Activities Center Association, Inc.. It is not at the state fairgrounds facility, but a county fairgrounds facility.]

And what happened on this one, was, they went to open up to use it, then, with a temporary CO. The temporary CO was issued and not a full CO because they didn't have adequate toilet facilities, and also the sprinkler system was not working because the water main wasn't quite correct.

[**Editors Note:** The sprinkler system wasn't working because components of the system had failed and had not been replaced.]

The building inspector, in his judgement, decided that the temporary CO would be okay, it wasn't a life safety matter. However, the jurisdiction then, ran out of money to finish it. It keep getting used, and the temporary CO, which didn't have an expiration date, lasted and lasted, and that was the problem.

[**Editors Note:** Ms. Taylor completely forgot about the ADA components, that were cited in the Complaint Investigation Report].

The other part of the situation was with the fire inspector. It was discovered that he was behind on his fire inspections. He had taken over from a gentleman who had retired. He had since then, and as soon as he became fire inspector, he started trying to get inspections in order, but since then moved the fire inspections back into the building department, so they have more help with it, got it computerized, and they are trying as hard as they can to get that caught up.

As far as the arena goes, that's [unintelligible]. We've recommended and we have a voluntary settlement. And let me preface this also, that this one that Shane and Mr. Strickland, Richard Strickland's investigations. When they went up there and looked at the arena, didn't find anything else that they objected to. No code violations, that they could add to this report.

[**Editors Note: What the ...?** Her presentation and statements contradict the Complaint Investigation Report!]

The fact that it was operating on a temporary CO. When this was brought to Mr. Crawford's attention, told the county we can't be using it, and when we get this in order, so that practice was stopped.

[**Editors Note: What the ... ?** When I brought the temporary CO to Crawford's attention, he told me that the temporary CO could be extended indefinitely.]

Our voluntary settlement that Mr. Crawford has agreed to is to, since this is an administrative thing rather than a code violation, to take one of our [unintelligible] administration classes.

Mr. Glance, since he's getting caught up on and he's just taken over this department, [unintelligible] enough to warrant any kind of voluntary settlement.

Do you have any questions?

Lutterloh: **I'm gonna ask you to repeat yourself. I didn't hear what I think you said compared to what's on the paper that I got in front of me.**

[**Editors Note:** I believe Lutterloh is referring to the Complaint Investigation Report].

Taylor: Ok.

Lutterloh: Tell me what your decision and conclusion was about Mr. Crawford.

Taylor: Mr. Crawford basis and fact seem to warrant an administration class.

Lutterloh: **That's it?**

Taylor: That's it.

Lutterloh: On items three, four and five?

Taylor: Pardon me?

Lutterloh: Items three, four and five.

[**Editors Note:** There may have been another board member speaking at this point, other than Lutterloh.]

Lutterloh: Right, I got them there, I just trying to make sure I heard everything, I didn't quite hear. Alright, now Mr. Glance?

Taylor: That was, uh, he's good. We're good with him.

Lutterloh: He was?

[**Editors Note:** Expression of incredulity].

Taylor: Well, Mr. Strickland was.

Lutterloh: **Alright, that contradicts what's in the report... that I'm reading.**

Taylor: It says "is sufficient to justify", but in talking to Shane and in talking to Strickland, after they did the report, they decided that his need to take a class.

I'm at a disadvantage here, they did the original investigation on this.

Lutterloh: **I think we need to probably talk to one or the other, because the report that you're presenting to us today says that there is sufficient - that violations found by the investigation are sufficient to justify a hearing, to determine. And, I think we're having a conflict here, and I'm not disputing it, since you were not the investigator, I think we need to have, we need to have something that's more specific on this.**

Taylor: Mr. Strickland is in this afternoon, can we get him down here?

Lutterloh: I don't think that we need to do that, I think that what we need to do is that we are going to carry this one until we can get an explanation of where this is and get additional reporting or something. We need something else on paper, more than just him being here.

(Board member) Shall we take action on Mr. Crawford, and then have her come back to us on Mr. Glance?

Lutterloh: I think we can probably take care of Mr. Crawford since it's not a ...

(Board member) ... since we have a voluntary settlement agreement on Mr. ...

Lutterloh: ... and there's not a conflict of what the statements are. I think that we can probably take action with Mr. Crawford.

(Board member) I move that we approve the voluntary settlement agreement with Bruce Crawford as presented.

Taylor (?): Ok.

Lutterloh: My only question is how long does he have to take that?

Taylor: I think I've got six months in here.

Lutterloh: Do we have copies of this?

Taylor: It would be six months from the date of this document.

Lutterloh: So your motion goes with the amount of time it would take to pass law admin [unintelligible] course?

(Board member) Yes sir.

Lutterloh: Alright. Do I have any other discussion concerning this? The bearing on Mr. Crawford's part of the complaint?

Alright, in that case, well, we'll need to take a vote, all in favor of the motion that we accept the voluntary settlement agreement, say aye?

(Board members) Aye!

[**Editors Note:** unanimous].

Lutterloh: Opposed?

(Board members) (silence)

Lutterloh: Alright, thank you. And, we just need to get something clarified on Mr. Glance's ...

(Secretary?) **Did we have a second on that?**

Lutterloh: We need to get that clarified.

(Board member) Do you need a motion on that, Mr. Chairman?

Lutterloh: No. Cause it's just going to sit open.

**[Editors Note:** It does not appear that there was ever a second to the motion for Crawford's approval of the voluntary settlement agreement. The question was raised about the prior vote, not the pending open issue remaining with Glance. I have since called a Point of Order on this issue. Why don't you have your lawyer (NCDOI) review this...]

Taylor: Right, is that something I need to bring to the next meeting ...

Lutterloh: Yes, please...

Taylor: ... in the form of an explanation from them, or ...?

Lutterloh: **Yes, from one and or both of them as to, because again, the report that's been given to us contradicts what's being stated, and you not having been one that's actually did it, we need to hear from them. It needs to be in writing to clarify this, please.**

Taylor: Alright.

Lutterloh: Alright, carry on please...

[end of Crawford/Glance report to board].

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