

Virginia Manufactured Housing Board Meeting
Thursday, June 16, 2016

Virginia Housing Center
4224 Cox Road
Glen Allen, VA 23060

Draft Minutes

Members Present

Mr. Ben Flores, Chairman
Mr. David Bridges
Ms. Shawna Cheney (arrived 12:30)
Mr. Walter Cleaton (emergency departure 12:00)
Ms. Cindy Ferreira Tomlin
Mr. James Roncaglione
Mr. Keith Hicks
Mr. Dennis Jones

Staff Present

Ms. Cindy Davis
Ms. Valrae Negley
Mr. Eric Leatherby
Mr. Justin Bell, OAG

The meeting of the Virginia Manufactured Housing Board was called to order by Chairman Ben Flores at approximately 10:15 a.m. A quorum was present.

Mr. Roncaglione made a motion for the election of officers to held after Item G on the agenda. The motion was seconded by Mr. Bridges and unanimously passed.

There was a motion to approve the minutes from the April 14, 2016 Board meeting by Mr. Bridges and seconded by Ms. Tomlin. The motion passed unanimously.

Mr. Keith Hicks was introduced to the Board as its' newest member. Mr. Hicks shared his background with the Board.

There were no Public Comments.

There were no Committee Reports.

Report of the Deputy Director, Cindy Davis – Ms. Davis advised the Board that the Virginia Manufactured Housing and Transaction Recovery Fund Regulations, which the Board had been updating during the past two meetings, are going to be submitted to Work Group 1 at their July 7, 2016 meeting for review. Ms. Davis informed the Board that Mike Maenner had been hired as the new Director of the State Building Codes Office. Ms. Davis welcomed Mr. Eric Olson, Director of the Board for Contractors and his associate who were attending the meeting as guests.

Old Business – Ms. Negley informed the Board that Mr. Terry Tatum had been paid \$22,000 dollars from the Transaction Recovery Fund in accordance with the Final Order that had been issued by the Board. Mr. Bell said this case involving Glen Walker’s failure pay Mr. Tatum as ordered by the Board would be turned over to the Division of Debt Collection in an attempt to recoup the funds paid out of the Recovery Fund.

New Business - Mr. Richard Puckett is applying for renewal of his manufactured home salesperson license. Mr. Puckett has a felony conviction and explained the circumstances of the conviction to the Board and responded to questions from the Board. Mr. Cleaton made a motion to approve Mr. Puckett’s salesperson application. The motion was seconded by Mr. Bridges and passed unanimously by the Board.

New Business – Formal hearing of the consumer complaint case of Ms. Elis Devora vs Budget Homes LLC/Glen Walker – Case #D/T- 2016-01. Mr. Walker, a former licensed Broker, was not in attendance. Ms. Devora was sworn in by Chairman Flores. The Board reviewed Ms, Devora’s complaint and court documents from the Henry County Circuit Court which ruled in favor of Ms. Devora. Ms. Devora responded to questions from the Board with the assistance of a Spanish/English interpreter, Ms. Angela Motes.

Disciplinary Case – A motion was made by Mr. Bridges and seconded by Mr. Cleaton that Mr. Walker be fined \$2,500 dollars. The motion passed unanimously.

Transaction Recovery Case – A motion was made by Mr. Bridges and seconded by Mr. Cleaton that a final order be issued to Mr. Walker, ordering him to reimburse Ms. Devora \$16,000 dollars within 30 days of receipt of the final order. The motion was passed unanimously. A motion was made by Ms. Tomlin and seconded by Mr. Jones that Ms. Devora be paid \$16,000 from the Transaction Recovery Fund if Mr. Walker fails to reimburse Ms. Devora in the thirty day period. The motion was passed with five yea votes and one abstention.

Election of Officers – Chairman: A motion was made by Mr. Flores and seconded by Mr. Bridges that Ms. Tomlin be elected Chairman. The motion was unanimously passed.

Vice Chairman: A motion was made by Mr. Flores and seconded by Mr. Hicks that Mr. Cleaton be elected Vice Chairman. The motion was unanimously passed.

Secretary: A motion was made by Ms. Tomlin and seconded by Mr. Flores that Mr. Leatherby be elected Secretary to the Board. The motion was unanimously passed.

New Business: Discussion continued concerning the review of proposed changes to the Virginia Manufactured Housing Licensing and Transaction Recovery Fund.

Next meeting: The scheduled location, date and time of the next meeting of the Manufactured Housing Board will be as follows:

Location:

Virginia Housing Center
4224 Cox Road
Glen Allen, VA 23060

Date and Time:

Thursday, August 18, 2016
10:00

The Board adjourned at approximately 2:45 p.m.