

REAL ESTATE APPRAISER BOARD

MINUTES OF MEETING

October 14, 2020

The Real Estate Appraiser Board met at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia. The following Board members were present:

Rickey Stuchell, Chair
Kelvin Bratton, Vice-Chair
Robert Rochester
H. Glenn James
Mark Chapin
Jason Inge
Todd Canterbury

Board members absent from the meeting: Edythe Kelleher
Fred Levine
Heather Placer

DPOR Staff present for all or part of the meeting included:

Mary Broz-Vaughan, Director
Christine Martine, Executive Director
Emily Trent, Administrative Assistant

Elizabeth Peay from the Office of the Attorney General was present.

Mr. Stuchell called the meeting to order at 10:12 A.M.

Call to Order

A motion was made by Mr. Rochester and seconded by Mr. James to approve the agenda. The motion passed unanimously. Members voting "Yes" were Bratton, Canterbury, Chapin, Inge, James, Rochester and Stuchell.

Approval of Agenda

A motion was made by Mr. Chapin and seconded by Mr. Rochester to approve the June 30, 2020, Real Estate Appraiser Board minutes. The motion passed unanimously. Members voting "Yes" were Bratton, Canterbury, Chapin, Inge, James, Rochester and Stuchell.

Approval of Minutes

Mack Strickland addressed the Board regarding the lack of diversity in the appraiser profession and asked the Board to consider adding two hours of Fair Housing continuing education to the mandatory education requirement. No action was taken by the Board.

Public Comment

In the matter of **File Number 2019-02926, John Q. Hatten, Jr.**, the Board reviewed the Consent Order as seen and agreed to by Mr. Hatten. Lindsey Carney, attorney for the respondent, was present and addressed the Board. A motion was made by Mr. Chapin and seconded by Mr. Bratton to accept the proposed Consent Order offer wherein Mr. Hatten admits to a violation of 18 VAC 130-20-180.D (Count 1) of the Board's 2015 Regulations, and a violation of 18 VAC 130-20-180.H (Count 2) of the Board's 2015 Regulations, and agrees to \$150.00 in Board costs, for a total of \$150.00. In addition, for violations of Counts 1 and 2, Hatten agrees to surrender his license within 30 days of the effective date of the Order. The motion passed unanimously. Members voting "Yes" were Bratton, Canterbury, Chapin, Inge and Stuchell.

File Number 2019-02926, John Q. Hatten, Jr.

As the presiding Board member and Board member who reviewed the file, Mr. Rochester and Mr. James did not vote or participate in the discussion in this matter.

In the matter of **File Number 2019-02831, Michael Trull**, the Board reviewed the record which consisted of the investigative file, and exhibits from the Informal Fact-Finding Conference, and the Summary of the Informal Fact-Finding Conference of the presiding Board member. A motion was made by Mr. Bratton and seconded by Mr. Chapin to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and find a violation of 18 VAC 130-20-180.D (Count 1) of the Board's 2015 Regulations. The motion passed unanimously. Members voting "Yes" were Bratton, Canterbury, Chapin, Inge and Stuchell.

File Number 2019-02831, Michael Trull

A motion was made by Mr. Bratton and seconded by Mr. Chapin to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and

impose a monetary penalty of \$200.00 for the violation contained in Count 1, for a total of \$200.00. The motion passed unanimously. Members voting "Yes" were Bratton, Canterbury, Chapin, Inge and Stuchell.

As the presiding Board member and Board member who reviewed the file, Mr. Rochester and Mr. James did not vote or participate in the discussion in this matter.

In the matter of **File Number 2020-00795, Lawrence Kesser**, the Board reviewed the record which consisted of the investigative file, and exhibits from the Informal Fact-Finding Conference, and the Summary of the Informal Fact-Finding Conference of the presiding Board member. A motion was made by Mr. Rochester and seconded by Mr. Chapin to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and find a violation of 18 VAC 130-20-180.D (Count 1) of the Board's 2015 Regulations, find a violation of 18 VAC 130-20-180.E (Count 2) of the Board's 2015 Regulations, and find a violation of 18 VAC 130-20-180.H.1 (Count 3) of the Board's 2015 Regulations. The motion passed unanimously. Members voting "Yes" were Members voting "Yes" were Bratton, Canterbury, Chapin, Inge, Rochester and Stuchell.

File Number 2020-00795, Lawrence Kesser

A motion was made by Mr. Chapin and seconded by Mr. Rochester to accept the recommendation contained in the Summary of the Informal Fact-Finding Conference and impose a monetary penalty of \$100.00 for the violation contained in Count 1, and \$100.00 for the violation contained in Count 3, for a total of \$200.00. The motion passed unanimously. Members voting "Yes" were Bratton, Canterbury, Chapin, Inge, Rochester and Stuchell.

As the presiding Board member, Mr. James did not vote or participate in the discussion in this matter.

The Board reviewed the Board financial statement as presented. No action was taken by the Board.

Administrative Issues

A motion was made by Mr. Rochester and seconded by Mr. James to accept the proposed change to the regulations as

presented and to file an exempt regulatory action. The motion passed unanimously. Members voting “Yes” were Bratton, Canterbury, Chapin, James, Inge, Rochester and Stuchell.

A motion was made by Mr. Chapin and seconded by Mr. Bratton to adopt the following resolution to honor the years of dedicated Board service by former Board Member Janel E. Hofler:

Resolutions

RESOLUTION IN HONOR OF

Janel E. Hofler

WHEREAS, Janel E. Hofler, has faithfully and diligently served as a member of the Real Estate Appraiser Board since 2016; and

WHEREAS, Janel E. Hofler, has devoted generously of her time, talent and leadership to the Board; and

WHEREAS, Janel E. Hofler, has endeavored at all times to render decisions with fairness, good judgment, and in the best interest of the Board; and

WHEREAS, the Real Estate Appraiser Board wishes to acknowledge its gratitude and deepest appreciation for devoted service of a person who is held in high esteem by the members of the Board and the citizens of the Commonwealth.

NOW THEREFORE BE IT RESOLVED, by the Real Estate Appraiser Board this fourteenth day of October, 2020 that Janel E. Hofler be given all honors and respect due her for her outstanding service to the Commonwealth, citizens and the Real Estate Appraiser Board; and

BE IT FURTHER RESOLVED, that this Resolution be presented to her and be made a part of the official minutes of the Board so that all may know of the high regard in which she is held.

The motion passed unanimously. Members voting “Yes”

were Bratton, Canterbury, Chapin, Inge, James, Rochester and Stuchell.

A motion was made by Mr. Chapin and seconded by Mr. Bratton to adopt the following resolution to honor the years of dedicated Board service by former Board Member Chris King:

RESOLUTION IN HONOR OF

Chris King

WHEREAS, Chris King, has faithfully and diligently served as a member of the Real Estate Appraiser Board since 2016; and

WHEREAS, Chris King, has devoted generously of his time, talent and leadership to the Board; and

WHEREAS, Chris King, has endeavored at all times to render decisions with fairness, good judgment, and in the best interest of the Board; and

WHEREAS, the Real Estate Appraiser Board wishes to acknowledge its gratitude and deepest appreciation for devoted service of a person who is held in high esteem by the members of the Board and the citizens of the Commonwealth.

NOW THEREFORE BE IT RESOLVED, by the Real Estate Appraiser Board this fourteenth day of October, 2020 that Chris King be given all honors and respect due him for his outstanding service to the Commonwealth, citizens and the Real Estate Appraiser Board; and

BE IT FURTHER RESOLVED, that this Resolution be presented to him and be made a part of the official minutes of the Board so that all may know of the high regard in which he is held.

The motion passed unanimously. Members voting "Yes" were Bratton, Canterbury, Chapin, Inge, James, Rochester and Stuchell.

A motion was made by Mr. Chapin and seconded by Mr. Bratton to adopt the following resolution to honor the years of dedicated Board service by former Board Member Rex McCarty:

RESOLUTION IN HONOR OF

Rex McCarty

WHEREAS, Rex McCarty, has faithfully and diligently served as a member of the Real Estate Appraiser Board since 2016; and

WHEREAS, Rex McCarty, has devoted generously of his time, talent and leadership to the Board; and

WHEREAS, Rex McCarty, has endeavored at all times to render decisions with fairness, good judgment, and in the best interest of the Board; and

WHEREAS, the Real Estate Appraiser Board wishes to acknowledge its gratitude and deepest appreciation for devoted service of a person who is held in high esteem by the members of the Board and the citizens of the Commonwealth.

NOW THEREFORE BE IT RESOLVED, by the Real Estate Appraiser Board this fourteenth day of October, 2020 that Rex McCarty be given all honors and respect due him for his outstanding service to the Commonwealth, citizens and the Real Estate Appraiser Board; and

BE IT FURTHER RESOLVED, that this Resolution be presented to him and be made a part of the official minutes of the Board so that all may know of the high regard in which he is held.

The motion passed unanimously. Members voting "Yes" were Bratton, Canterbury, Chapin, Inge, James, Rochester and Stuchell.

Mr. James addressed the increasing volume of applications, the processing time for application review and scheduling

New Business

examinations. He also discussed developing programs to increase diversity and discrimination issues. No action was taken by the Board.

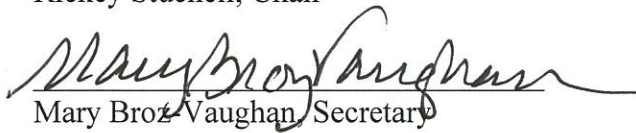
Mr. Rochester discussed seller concessions in residential appraisals. No action was taken by the Board.

There being no further business, the meeting adjourned at 11:21 A.M.

Adjourn



Rickey Stuchell, Chair



Mary Broz Vaughan, Secretary

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Mark Chapin
(Name of Board Member)
2. Title: Board Member
3. Agency: Real Estate Appraiser Board
(Name of Board)
4. Meeting/IFF Date: October 14, 2020
(Date)

5. I have a personal interest in the following transaction:

None
(Agenda Item)

Nature of Personal Interest Affected by Transaction: —

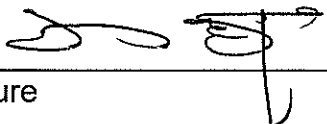
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.


Signature

10/14/20
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Jason Inge
(Name of Board Member)
2. Title: Board Member
3. Agency: Real Estate Appraiser Board
(Name of Board)
4. Meeting/IFF Date: October 14, 2020
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

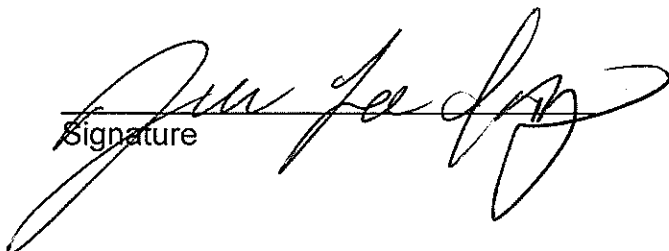
I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.

Signature



Date

10/14/2020

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Robert Rochester
(Name of Board Member)
2. Title: Board Member
3. Agency: Real Estate Appraiser Board
(Name of Board)
4. Meeting/IFF Date: October 14, 2020
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.

Robert D. Rochester
Signature

10/14/2020
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: H. Glenn James
(Name of Board Member)
2. Title: Board Member
3. Agency: Real Estate Appraiser Board
(Name of Board)
4. Meeting/IFF Date: October 14, 2020
(Date)

5. I have a personal interest in the following transaction:

NONE
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

NONE

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

Certified General Real Estate Appraiser

I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.

H. Glenn James
Signature

14 Oct 2020
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Kelvin Bratton
(Name of Board Member)
2. Title: Board Member
3. Agency: Real Estate Appraiser Board
(Name of Board)
4. Meeting/IFF Date: October 14, 2020
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

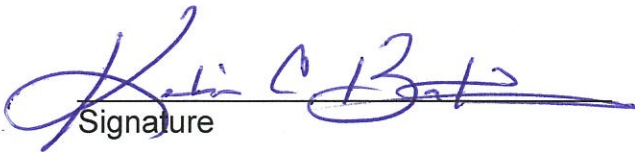
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.


Signature

 10/15/2020
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Richard "Rickey" D. Stuchell
(Name of Board Member)
2. Title: Board Member
3. Agency: Real Estate Appraiser Board
(Name of Board)
4. Meeting/IFF Date: October 14, 2020
5. I have a personal interest in the following transaction:

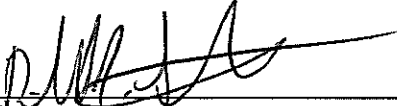
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

- I am able to participate in this transaction fairly, objectively, and in the
public interest.
or
 I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.


Signature

10/14/20
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Todd Canterbury
(Name of Board Member)

2. Title: Board Member

3. Agency: Real Estate Appraiser Board
(Name of Board)

4. Meeting/IFF Date: October 14, 2020
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I **do not** have a personal interest in any transactions taken at this meeting.

Todd Canterbury
Signature

10/14/20
Date