

VIRGINIA FAIR HOUSING BOARD

MINUTES OF MEETING

March 20, 2019

The Fair Housing Board Meeting was held at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia. The following Board members were present:

Myra Howard, Vice-Chair
Candice L. Bennett
Dean A. Lynch
Stephen Northup
Linda Melton
Valerie L.T. Roth
John Crouse
Larry Murphy (arrived at 10:17 a.m.)

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

Mary Broz-Vaughan, Acting Director
Christine Martine, Executive Director
James Chapman, Board Administrator
Jeffrey Williams, Board Administrator
Liz Hayes, Fair Housing Administrator
Deanda Shelton, Assistant Fair Housing Administrator
Emily Trent, Administrative Assistant
Angela Keefe-Thomas, Fair Housing Investigator
Trudy Miller, Fair Housing Investigator
Donnitria Mosby, Fair Housing Investigator
Dominica McGowen, Fair Housing Investigator
Loraine Schroeder, Fair Housing Investigator

Tom Payne, Senior Assistant Attorney General with the Office of the Attorney General, was present.

Ms. Howard called the meeting to order at 10:03 A.M.

Call to Order

A motion was made by Ms. Roth and seconded by Ms. Bennett to approve the Agenda. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Northup and Roth.

Agenda

A motion was made by Mr. Lynch and seconded by Ms. Bennett to approve the December 12, 2018, Fair Housing Board Meeting minutes. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Northup and Roth.

Minutes

There was no public comment.

Public Comment

Liz Hayes updated the Board on the current investigative case load.

**Fair Housing
Administrator's Report**

In the matter of **FHB File Number 2018-01925, Laura Timberlake and Joseph Timberlake v. Longhill Woods Community Company, Jim Miller, and Roger Ticconi**, the Board reviewed the record which consisted of the Final Investigative Report, Case Analysis and Revised Case Analysis, supplemental information and request for reconsideration. A motion was made by Ms. Roth to reconsider the case, with no second the motion failed.

FHB File Number 2018-01925, Laura Timberlake and Joseph Timberlake v. Longhill Woods Community Company, Jim Miller, and Roger Ticconi

In the matter of **FHB File Number 2019-00236, Gary Newsome v. PRG Real Estate Management, Inc. and Watergate/Treehouse Associates Limited Partnership**, the Board reviewed the record which consisted of the Final Investigative Report, Case Analysis, supplemental Final Investigative Report and revised Case Analysis. Robert D. Perrow, attorney for the respondents, was present and addressed the Board. A motion was made by Ms. Bennett and seconded by Mr. Northup to find no reasonable cause that the respondents discriminated against the complainant by denying or making housing unavailable, refusing to make a reasonable accommodation in rules, policies, practices, or services and retaliation against him for making such a request based on disability. The motion passed unanimously. Members voting "Yes" were: Bennett, Howard, Lynch, Melton, Northup and Roth. Crouse abstained from voting in this matter.

FHB File Number 2019-00236, Gary Newsome v. PRG Real Estate Management, Inc. and Watergate/Treehouse Associates Limited Partnership

Larry Murphy arrived at 10:17 A.M.

Arrival of Board Member

In the matter of **FHB File Number 2018-02372, Livingston Rush v. CHVA, LLC dba Chesterfield Village Apartments and General Services Corporation**, the Board reviewed the record which consisted of the Final Investigative Report, and Case Analysis. Livingston Rush,

FHB File Number 2018-02372, Livingston Rush v. CHVA, LLC dba Chesterfield Village Apartments and General

complainant, and Melissa York, attorney for the respondents, were present and addressed the Board. A motion was made by Mr. Lynch and seconded by Ms. Bennett to find no reasonable cause the respondents discriminated against the complainant by refusing to rent or by refusing to provide a reasonable accommodation based on disability. The motion passed by majority vote. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Northup and Roth. Member voting "No" was Murphy.

In the matter of **FHB File Number 2018-03152, Khaleen Monaro v. The Council of Co-Owners of The Circle Apartments Condominium, Klingbeil, Powell & Alrutz, Inc. and Theresa Richie**, the Board reviewed the record which consisted of the Final Investigative Report, Case Analysis and supplemental Final Investigative Report. A motion was made by Ms. Bennett and seconded by Ms. Melton to find no reasonable cause the respondents discriminated against the complainant by refusing to provide a reasonable accommodation based on disability. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

In the matter **FHB File Number 2019-01192, Chenar and Dana Allen v. Fairfax County Redevelopment & Housing Authority and Megan Mills**, the Board reviewed the record which consisted of the Final Investigative Report, Case Analysis and supplemental Final Investigative Report. A motion was made by Mr. Northup and seconded by Mr. Lynch to find no reasonable cause that the respondents discriminated against the complainant by making discriminatory statements or otherwise making housing unavailable based on national origin. The motion passed unanimously. Members voting "Yes" were: Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth. Bennett abstained from voting in this matter.

In the matter of **FHB File Number 2018-03308, Jackie Eubanks on behalf of Shakeal Rose v. Jerry B. and Martha C. Smith**, the Board reviewed the record which consisted of the Final Investigative Report, and Case Analysis. A motion was made by Mr. Crouse and seconded by Ms. Bennett to find no reasonable cause that the respondents discriminated against the complainant by

Services Corporation

FHB File Number 2018-03152, Khaleen Monaro v. The Council of Co-Owners of The Circle Apartments Condominium, Klingbeil, Powell & Alrutz, Inc. and Theresa Richie

FHB File Number 2019-01192, Chenar and Dana Allen v. Fairfax County Redevelopment & Housing Authority and Megan Mills

FHB File Number 2018-03308, Jackie Eubanks on behalf of Shakeal Rose v. Jerry B. and Martha C. Smith

refusing to rent or otherwise making housing unavailable and/or by discriminating in terms and conditions of a rental based on disability. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

In the matter **FHB File Number 2019-00318, Ashley Barrette v. Deal Properties: Cardinal's Crest LLC and Cardinal's Crest Apartments**, the Board reviewed the record which consisted of the Final Investigative Report, and Case Analysis. A motion was made by Mr. Lynch and seconded by Mr. Northup to find no reasonable cause that the respondents discriminated against the complainant by refusing to rent based on disability. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

FHB File Number 2019-00318, Ashley Barrette v. Deal Properties: Cardinal's Crest LLC and Cardinal's Crest Apartments

In the matter of **FHB File Number 2018-00853, Dwana Jones v. Ashton Square Apartments LP and Realty Management Services, Inc.**, a motion was made by Mr. Lynch and seconded by Ms. Melton to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

FHB File Number 2018-00853, Dwana Jones v. Ashton Square Apartments LP and Realty Management Services, Inc.

In the matter of **FHB File Number 2018-00071, John & Kasey Shea v. Association Community Services West, Inc. and The Villages of Longmeadow Association, Inc.**, a motion was made by Mr. Lynch and seconded by Ms. Melton to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth. A motion was made by Mr. Northup and seconded by Ms. Roth to deny the respondents request that the Board determine that disclosure of the conciliation agreement is not required to further the purposes of the Virginia Fair Housing Law. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

FHB File Number 2018-00071, John & Kasey Shea v. Association Community Services West, Inc. and The Villages of Longmeadow Association, Inc.

In the matter of **FHB File Number 2018-01880, Housing Opportunities Made Equal of Virginia, Inc. v. Harbour Point Condominium Association**, a motion was made by

FHB File Number 2018-01880, Housing Opportunities Made

Mr. Lynch and seconded by Ms. Melton to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

Equal of Virginia, Inc. v. Harbour Point Condominium Association

In the matter of **FHB File Number 2019-00781, Tyrone Trent v. Buckingham M.I. Apartments, LP, and Paradigm Management, LP**, a motion was made by Mr. Lynch and seconded by Ms. Melton to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

FHB File Number 2019-00781, Tyrone Trent v. Buckingham M.I. Apartments, LP, and Paradigm Management, LP

In the matter of **FHB File Number 2019-01127, Sonja Morgan v. Melinda Hite, Jewel Mason and Charlottesville Redevelopment & Housing Authority**, a motion was made by Mr. Lynch and seconded by Ms. Melton to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

FHB File Number 2019-01127, Sonja Morgan v. Melinda Hite, Jewel Mason and Charlottesville Redevelopment & Housing Authority

A motion was made by Mr. Crouse and seconded by Mr. Murphy to approve the March 20, 2019, Fair Housing Education Committee report. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

New Business

Ms. Martine opened the floor for nominations for the positions of Chair and Vice-Chair of the Fair Housing Board. Valerie Roth nominated Myra Howard for the position of Chair. A motion was made by Mr. Dean and seconded by Mr. Northup to close the nominations. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth. With no other nominations, Myra Howard was named Chair by acclamation.

Linda Melton nominated Larry Murphy for the position of Vice-Chair. A motion was made by Mr. Lynch and seconded by Mr. Northup to close the nominations. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth. With

no other nominations, Larry Murphy was named Vice-Chair by acclamation.

Tom Payne gave the Board a litigation update.

A motion was made by Mr. Northup and seconded by Ms. Bennett to adopt the following resolution to honor the years of dedicated service by former Board Member Andrew Reisinger to the Board: **Resolution**

RESOLUTION IN HONOR OF

Andrew Reisinger

WHEREAS, **Andrew Reisinger**, has faithfully and diligently served as a member of the Fair Housing Board since 2010; and

WHEREAS, **Andrew Reisinger**, has devoted generously of his time, talent and leadership to the Board; and

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

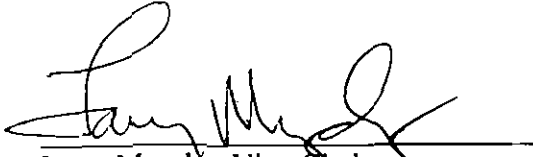
WHEREAS, the Fair Housing Board wishes to acknowledge its gratitude and deepest appreciation for devoted service of a person who is held in high esteem by the members of the Board and the citizens of the Commonwealth.

NOW THEREFORE BE IT RESOLVED, by the Fair Housing Board this twentieth day of March, 2019 that **Andrew Reisinger** be given all honors and respect due him for his outstanding service to the Commonwealth and its citizens and the Fair Housing 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: Bennett, Crouse, Howard, Lynch, Melton, Murphy, Northup and Roth.

The Board adjourned at 11:03 A.M.



Larry Murphy, Vice-Chair



Mary Broz Vaughan, Acting Secretary

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

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

1. Name: Dean A. Lynch
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: March 20, 2019
(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

3/20/19

Date

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

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

1. Name: Myra Howard
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: March 20, 2019
(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.

Myra Howard
Signature

3.20.19
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: John H. Crouse
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: March 20, 2019
(Date)

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

FHB 2019-00236
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

Former client

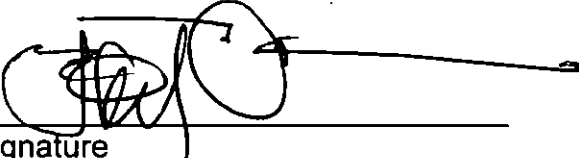
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

3.20.19
Date

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

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

1. Name: Valerie L. T. Roth
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: March 20, 2019
(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:

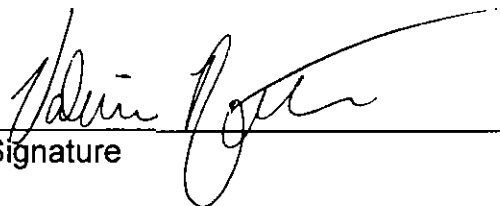
I am able to participate in this transaction fairly, objectively, and in the public interest.

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

3/20/19

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

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

1. Name: Stephen A. Northup
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: March 20, 2019
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

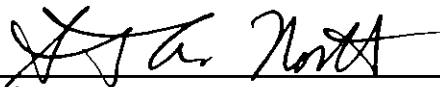
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

3/20/2019
Date

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

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

1. Name: Linda R. Melton
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: March 20, 2019
(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.

Linda R. Melton
Signature

3/20/19
Date

STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT

TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government

1. Name: Candice L. Bennett
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: March 20, 2019
(Date)

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

#4 Case ~~2018~~ - 2018-01192
(Agenda Item)

Nature of Personal Interest Affected by Transaction: GSH (employer)
is governed by contract approval with FCRTA

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

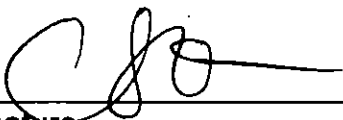
Good Shepherd Housing + Family Service

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

3/20/19
Date

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

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

1. Name: Larry B. Murphy
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: March 20, 2019
(Date)

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

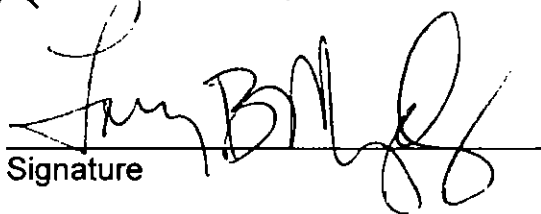
(Agenda Item)

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

3/20/19
Date