

VIRGINIA FAIR HOUSING BOARD

MINUTES OF MEETING

December 13, 2017

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:

Andrew Reisinger, Chair
Larry Murphy
Robert Schaberg
Candice L. Bennett
Abigail Spanberger
Dean A. Lynch
Stephen Northup
Linda Melton
John Crouse

The following Board members were absent: Myra Howard
Valerie L.T. Roth

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

Jay DeBoer, 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 and Mona Siddiqui, Assistant Attorney Generals with the Office of the Attorney General, were present.

Mr. Reisinger called the meeting to order at 10:01 A.M.

Call to Order

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

Agenda

A motion was made by Ms. Bennett and seconded by Mr. Schaberg to approve the September 13, 2017, Fair Housing Board Meeting minutes. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy, Northup, Reisinger, Schaberg and Spanberger.

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 2018-00202, Dr. Vivian A. Anderson v. Lue Walton, ARCAP, LC, and SV LC, et al.**, the Board reviewed the record which consisted of the Final Investigative Report, Case Analysis and supplemental Final Investigative Report. Dr. Vivian A. Anderson, complainant, and Jeffrey Marks, attorney for the respondents, were present and addressed the Board. 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 imposing discriminatory terms and conditions based on race. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy, Northup, Reisinger, Schaberg and Spanberger.

FHB File Number 2018-00202, Dr. Vivian A. Anderson v. Lue Walton, ARCAP, LC, and SV LC, et al.

In the matter of **FHB File Number 2017-02227, Bobbie Fisher v. Horizon House Condominium Unit Owners Association, David Clark, Betty Plummer, FirstService Residential DC Metro, LLC, Omar Davis, Don Bachenberg and Phil Pool**, the Board reviewed the record which consisted of the Final Investigative Report and Case Analysis, supplemental Final Investigative Report and revised Case Analysis. Bobbie Fisher, complainant, and Kevin Kernan, attorney for the respondents, were present and addressed the Board. A motion was made by Mr. Murphy and seconded by Mr. Northup to find no reasonable cause that the respondents discriminated against the

FHB File Number 2017-02227, Bobbie Fisher v. Horizon House Condominium Unit Owners Association, David Clark, Betty Plummer, FirstService Residential DC Metro, LLC, Omar Davis, Don Bachenberg and Phil Pool

complainant by offering discriminatory terms and conditions or intimidated, harassed or coerced the complainant based on sex and race. The motion passed unanimously. Members voting "Yes" were: Crouse, Lynch, Melton, Murphy, Northup, Reisinger, Schaberg and Spanberger. Bennett abstained from voting in this matter.

In the matter of **FHB File Number 2018-00063, Jennifer Hernandez v. Northern Virginia Family Services, Inc.**, the Board reviewed the record which consisted of the Final Investigative Report and Case Analysis and supplemental Final Investigative Report. Jennifer Hernandez, complainant, was present and addressed the Board. A motion was made by Mr. Northup and seconded by Mr. Schaberg to find no reasonable cause that the respondents discriminated against the complainant by refusing to rent or otherwise make housing unavailable based on color or disability. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy, Northup, Reisinger and Spanberger. Bennett abstained from voting in this matter.

FHB File Number 2018-00063, Jennifer Hernandez v. Northern Virginia Family Services, Inc.

In the matter of **FHB File Number 2016-02856, Tiffany and Shane Northedge v. KADK, LLC and Kathy MacMillan**, 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 Mr. Murphy to find no reasonable cause KADK, LLC and Kathy MacMillan, respondents, discriminated against the complainant by refusing to rent or by making a discriminatory statement based on familial status. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy, Northup, Reisinger and Spanberger. Schaberg abstained from voting in this matter.

FHB File Number 2016-02856, Tiffany and Shane Northedge v. KADK, LLC and Kathy MacMillan

A motion was made by Mr. Lynch and seconded by Ms. Spanberger to find reasonable cause that the KADK, LLC and Kathy MacMillan, respondents, discriminated against the complainant by refusing to rent and by making a discriminatory statement based on disability. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy, Northup, Reisinger and Spanberger. Schaberg abstained from voting in this matter.

A motion was made by Ms. Bennett and seconded by Mr. Northup to find reasonable cause KADK, LLC, and Kathy MacMillan, respondents, discriminated against the complainant by refusing to rent and by making a discriminatory statement based on gender. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy, Northup, Reisinger and Spanberger. Schaberg abstained from voting in this matter.

In the matter of **FHB File Number 2016-02682, Karen E. Jacobs (formerly Karen Garnett) v. Fore Property Company and Fore Courthouse Seniors, LP**, a motion was made by Mr. Reisinger and seconded by Mr. Murphy to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy, Northup, Reisinger, Schaberg and Spanberger.

FHB File Number 2016-02682, Karen E. Jacobs (formerly Karen Garnett) v. Fore Property Company and Fore Courthouse Seniors, LP

In the matter of **FHB File Number 2018-00459, William Jackson v. Billy Stanley, Serena Stanley, JJBD, LLC and JJBC, LLC**, a motion was made by Mr. Reisinger and seconded by Mr. Murphy to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy, Northup, Reisinger, Schaberg and Spanberger.

FHB File Number 2018-00459, William Jackson v. Billy Stanley, Serena Stanley, JJBD, LLC and JJBC, LLC

In the matter of **FHB File Number 2018-00564, Susan Barton and Tommy Barton v. Darel Crumpler and Bobjack Ltd dba Country Village Mobile Park**, a motion was made by Mr. Reisinger and seconded by Mr. Murphy to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy, Northup, Reisinger, Schaberg and Spanberger.

FHB File Number 2018-00564, Susan Barton and Tommy Barton v. Darel Crumpler and Bobjack Ltd dba Country Village Mobile Park

In the matter of **FHB File Number 2018-00156, Virginia Fair Housing Board v. Palm Leaf Mobile Home Park, Inc. and Linda B. Cole**, a motion was made by Mr. Reisinger and seconded by Mr. Murphy to approve the terms of the conciliation agreement as agreed to by the parties. The motion passed unanimously. Members voting "Yes" were: Bennett, Crouse, Lynch, Melton, Murphy,

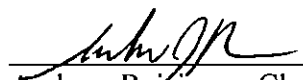
FHB File Number 2018-00156, Virginia Fair Housing Board v. Palm Leaf Mobile Home Park, Inc. and Linda B. Cole

Northup, Reisinger, Schaberg and Spanberger.

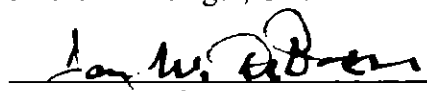
Tom Payne gave the Board a litigation update.

New Business

The Board adjourned at 11:00 A.M.



Andrew Reisinger, Chair



Jay DeBoer, Secretary

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

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

1. Name: Abigail D. Spanberger
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: December 13, 2017
(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

12/13/17

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: December 13, 2017
(Date)

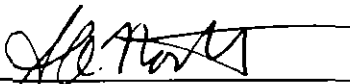
5. I have a personal interest in the following transaction:

(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

12/13/17
Date

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

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

1. Name: Andrew Reisinger
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: December 13, 2017
(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

12-12-17
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: December 13, 2017
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

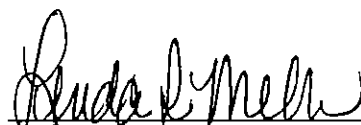
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

12/13/17
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: December 13, 2017
(Date)

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

Agenda #5 (2017-02227) and Agenda #6 (2018-00063)
(Agenda Item)

Nature of Personal Interest Affected by Transaction: Personal Relationships

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

Lorton Station Community Association

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

or

I did not participate in the transactions 5

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


Signature

12-13-17
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: December 13, 2017
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

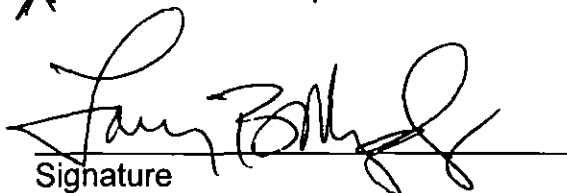
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

12/13/17
Date

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

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

1. Name: Robert W. Schaberg
(Name of Board Member)
2. Title: Board Member
3. Agency: Fair Housing Board
(Name of Board)
4. Meeting/IFF Date: December 13, 2017
(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 W. Schaberg
Signature

12/13/17
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: December 13, 2017
(Date)

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

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

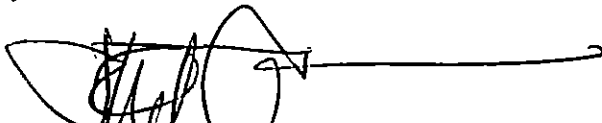
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

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

12.13.17
Date

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: December 13, 2017
(Date)

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

NA
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

NA

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

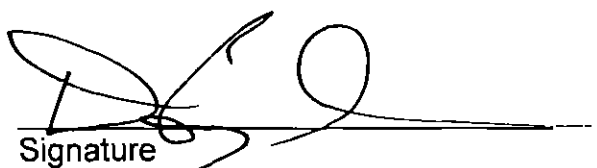
CEO, Va. Assoc of Counties

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

12/13/17
Date