

Iowa Real Estate Commission
200 East Grand, Suite 350
Des Moines, IA 50309
MINUTES
December 7, 2017

Commissioners present for all or part of the meeting

Terry Duggan, Chair
Dennis Stolk, Vice Chair
Michael Telford
Jan DeMott
Helen Kimes

Commissioners present via telephone for all or part of the meeting:

Elizabeth Hansen

Staff present for all or part of the meeting

Jeff Evans, Executive Officer
Jill Simbro, Education Director
Colleen Goddard, Trust Account Auditor
Lori SchraderBachar, Site Manager
John Lundquist, Assistant Attorney General
Sandy Malek, Investigator
Tracy Lindgren, Background Coordinator
Ashley Thompson, Licensing Specialist

Members of Public in attendance for all or part of the open session of the meeting

Paul McLaughlin, Iowa Association of Realtors, IAR

Call to Order

Duggan called the meeting to order at 9:10 a.m.
Quorum was established.

Motion by Telford to approve the agenda.

Seconded by Kimes.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Approval of Minutes

Motion by Kimes to approve the open session and the closed session October 5, 2017 IREC meeting minutes.

Seconded by DeMott.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Commissioner Reports

None.

Staff Reports

SchraderBachar stated that renewal season had started and recognized Commission staff for doing a good job. Duggan also thanked the staff for their hard work.

Evans reminded the Commissioners that if they expect to be reimbursed for travel expenses, original and itemized receipts will need to be submitted to staff. Evans reported that approximately 1,300 licensees have renewed so far this renewal cycle.

Communications

After discussion on Waiver 17-07 the Commission took no action. The petitioner, who became licensed as a salesperson in Iowa on October 24, 2017 asked the Commission for a waiver of 193E Iowa Administrative Code § 3.1(6) and the required 24-month active salesperson experience under a sponsoring broker to obtain an Iowa real estate broker's license. The petitioner was not in attendance.

Administrative Rules

Motion by DeMott to have staff "Notice of Intended Action" for the changes made to 193E Chapter 6.
Seconded by Stolk.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Public Comment

McLaughlin reported that they will be introducing a new stat program and stated there will be a new education supplier. McLaughlin also reported that the IAR would be introducing a new computer database, Ramco, in April 2018.

Closed Session

Motion by Telford to enter into closed session pursuant to Iowa Code §§ 21.5(1)(a), 21.5(1)(d), 21.5(1)(f) and 543B.15(9) to review pending licensee discipline cases and investigations, including any cases ready for final resolution through closure or consent order.

Seconded by Kimes.

VOTE: Roll call: DeMott, aye; Duggan, aye; Hansen, aye; Kimes, aye; Telford, aye; Stolk, aye

Motion passed unanimously.

The Commission entered into closed session at 9:37 a.m. and arose from there at 11:05 a.m.

Open Session

Motion by Telford to return to open session.

Seconded by DeMott.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Motion by Kimes to accept the signed settlements and/or consent agreements for the cases discussed in closed session and to authorize Duggan (Chair), Stolk (Vice Chair) or Evans (Executive Officer) to sign the accepted, signed Settlement Agreements/Consent Agreements for IREC Case no. 17-095.

Seconded by Stolk.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Motion by Stolk to enter into a Consent Agreement with the Applicants, with Executive Officer Evans signing on behalf of the Commission and then grant licensure when all other licensing requirements have been met for the following cases: 17-228, 17-231, 17-246 and 17-251.

Seconded by Hansen.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Motion by Stolk to find probable cause for the following cases: 17-187, 17-205, 17-208, 17-123, 17-223, 17-229, and 17-250 as discussed in closed session.

Seconded by Kimes.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Motion by DeMott to close the following cases: 17-206, 17-214, 17-215 and 17-227 as discussed in closed session.

Seconded by Telford.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Motion by Hansen to draft a letter for the individual seeking a prelicense determination as discussed in closed session for case No 17-224.

Seconded by Kimes.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Future Meeting Dates

Future IREC meetings are tentatively scheduled as follows:

Investigation Committee

January 31st, 2018
February 28th, 2018

Commission Meetings

February 1st, 2018
March 1st, 2018

Meeting Adjourned

With all agenda items covered, the meeting adjourned at 11:11 am.

These minutes accurately reflect the minutes approved by the Commission at the meeting on:

2-1-18
Date


By: TERRANCE M. DUGGAN, Chair