

Iowa Real Estate Commission
200 East Grand, Suite 350
Des Moines, IA 50309
MINUTES
May 3, 2018

Commissioners present for all or part of the meeting

Terry Duggan, Chair	Jan Demott
Dennis Stolk, Vice Chair	Helen Kimes
James Clingman	

Commissioner present via telephone for all or part of the meeting

Michael Telford

Staff present for all or part of the meeting

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

Call to Order

Duggan called the meeting to order at 9:00 a.m.
Quorum was established.

Motion by Stolk to approve the agenda.

Seconded by DeMott.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Election of Officers

Motion by Stolk to nominate Duggan as Chairman of the Commission.

Seconded by Kimes.

VOTE: Aye: Clingman, DeMott, Kimes, Stolk, Telford. Nay: None Abstaining: Duggan

Motion passed.

Motion by Kimes to nominate Stolk as Vice-Chairman of the Commission.

Seconded by Telford.

VOTE: Aye: Clingman, DeMott, Duggan, Kimes, Telford. Nay: None Abstaining: Stolk

Motion passed.

Approval of Minutes

Motion by Kimes to approve the open session and the closed session April 12, 2018 IREC meeting minutes.

Seconded by Telford.

VOTE: Aye: All Nay: None Abstaining: None
Motion passed unanimously.

Commissioner Reports

Duggan welcomed new Commissioner Clingman to the Commission.

Telford suggested Commissioners download Google Docs to their device in order to access Commission meeting materials without having to depend on the internet connection at the time of the meeting.

Staff Reports

Evans reminded the Commissioners that if they expect to be reimbursed for travel expenses, original and itemized receipts would need to be submitted to staff. Evans also welcomed new Commissioner Clingman to the Commission and reported there is still an open seat for a public member. Evans congratulated Duggan on his reappointment to the Iowa Real Estate Commission as he will be serving his third and final term on the Commission. Evans stated that the Commission has officially gone paperless and today's meeting materials were dispersed using the new, shared Google Drive. Evans told the Commission that he appreciates their patience during this time of transition.

SchraderBachar reported that IT is working on updating the wireless internet connection in the conference room.

Public Comment

McLaughlin informed the Commission of the IAR's upcoming national meeting in Washington D.C. and their Summer Jubilee in Okoboji, Iowa from June 6 – 8, 2018.

Formal Hearing

The hearing scheduled for IREC Case No. 18-034 has been continued.

Closed Session

Motion by Kimes 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 Stolk.

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

Motion passed unanimously.

The Commission entered into closed session at 9:16 a.m. and arose from there at 10:16 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 DeMott 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 Jeff Evans (Executive Officer) to sign the accepted, signed Settlement Agreements/Consent Agreements for the following - cases: 17-045, 17-059, 17-071, 17-097, and 17-230.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Motion by Telford to find probable cause 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 agreement for the following cases: 18-056, 18-058, 18-079, and 18-080.

Seconded by Kimes.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Motion by Telford to find probable cause for IREC Case No. 18-049 and IREC Case No. 18-093 as discussed in closed session.

Seconded by Stolk.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Motion by Clingman to close the following cases: 16-267, 17-269, 18-023, 18-037, 18-038, 18-046, 18-050, and 18-063 as discussed in closed session.

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

June 6, 2018 (Telford/DeMott)
No July Meeting
August 1, 2018 (Duggan/Stolk)
September 5, 2018 (Clingman/Kimes)
October 3, 2018 (DeMott/Telford)
October 31, 2018
December 5, 2018
No January 2019 Meeting

Commission Meetings


June 7, 2018
No July Meeting
August 2, 2018
September 6, 2018
October 4, 2018
November 1, 2018
December 6, 2018
No January 2019 Meeting

Meeting Adjourned

With all agenda items covered, the meeting adjourned at 10:23 am.

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

6-7-18
Date


By: TERRANCE M. DUGGAN, Chair