

UTAH APPRAISER LICENSING AND CERTIFICATION BOARD

Heber M. Wells Building

Room 210

9:00 a.m.

November 26, 2014

MINUTES

DIVISION STAFF PRESENT:

Jonathan Stewart, Division Director
Mark Fagergren, Education and Licensing Director
Jeffery Nielsen, Chief Investigator
Justin Barney, Hearing Officer
Elizabeth Harris, Assistant Attorney General
Renda Christensen, Board Secretary
Craig Livingston, Division Staff
James Bolton, Division Staff
Theron Case, Division Staff

BOARD MEMBERS PRESENT:

John E. Ulibarri, Chair
Kristin Coleman-Nicholl, Vice Chair
Daniel Brammer, Board Member
Paul W. Thronsen, Board Member
Jim Bringhurst, Board Member

GUESTS:

Jake Parkinson
Ron Smith
Jennifer Fresquez
Kerry Jorgensen
Darhl Nielsen

The November 26, 2014 meeting of the Appraiser Licensing and Certification Board began at 9:00 a.m. with Chair Ulibarri conducting.

PLANNING AND ADMINISTRATIVE MATTERS

Approval of Minutes - A motion was made and seconded to approve the minutes from October 29, 2014 meeting as written. Vote: Chair Ulibarri, yes; Vice Chair Coleman-Nicoll, yes; Board Member Brammer, yes; Board Member Thronsen, yes; Board Member Bringhurst, yes. The motion passes.

DIVISION REPORT

DIRECTOR'S REPORT – Jonathan Stewart

Director Stewart said he will have a draft of the proposed changes for the legislative session for the next meeting.

INVESTIGATIONS REPORT – Jeffery Nielsen

Mr. Nielsen reported in October the Division received 6 complaints; opened 2 cases; referred 8 cases to the Attorney General's office; closed no cases; leaving the total number of cases at 43.

There are no stipulations to review this month.

EDUCATION AND LICENSING REPORT – Mark Fagergren

Mr. Fagergren said the Division has sent letters to all trainees and supervisors reminding them again of the requirement to take the course. This is the second notification of this requirement the Division has sent out.

Ron Smith presented revisions to the outline for the Trainee/Supervisor course. He asked the Board to specifically review Chapter 7, "Concerns by the Board." He asked them to see if the concerns are still the same, or if there have been any new concerns to add in.

Mr. Fagergren announced that Carla Westbroek will be retiring from the Division after 10 years of service. He said Ms. Westbroek has been very thorough and did very good work so she will be hard to replace.

Mr. Fagergren submitted the following lists to the Board for their review:

Certified and Licensed Appraiser Applicants Approved by both Education and Experience Review Committees:

Lisa J. Black, CR candidate
Mandi Frost, CR candidate
Beverly T. Wiser, LA candidate
Mary E. Evans, CR candidate
Ginger Anna Johnson, LA candidate

Certified and Licensed Appraiser Applicants Approved by the Education Review Committee Denied by the Experience Review Committee:

Dan Joel Chidester, CR candidate

Discipline List:

Kyle S. Blake, CR Appraiser, Renewal

A motion was made to close the meeting for the sole purpose of discussing the character, professional competence or physical or mental health of an individual. Vote: Chair Ulibarri, yes; Vice Chair Coleman-Nicoll, yes; Board Member Brammer, yes; Board Member Throndsen, yes; Board Member Bringhurst, yes. The motion passes.

CLOSED TO PUBLIC

An Executive Session was held from 9:23 p.m. to 9:55 a.m.

COMMISSION AND INDUSTRY ISSUES

Rule Updates – Justin Barney

Mr. Barney said the rule regarding experience and education requirements have been submitted for review, filed, and have been out for public comment for the last month. No public comments have been received. A motion was made and seconded to approve the rule as written and have January 1, 2015 be the effective date. Vote: Chair Ulibarri, yes; Vice Chair Coleman-Nicoll, yes; Board Member Brammer, yes; Board Member Thronsen, yes; Board Member Bringhurst, yes. The motion passes

The draft rule regarding Appraisal Management Companies to pay appraisers within 45 days has been filed and is out for public comment through the middle of January.

A motion was made to close the meeting for the sole purpose of discussing the character, professional competence or physical or mental health of an individual. Vote: Chair Ulibarri, yes; Vice Chair Coleman-Nicoll, yes; Board Member Brammer, yes; Board Member Thronsen, yes; Board Member Bringhurst, yes. The motion passes

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OPEN TO PUBLIC

RESULTS OF DELIBERATIONS

Certified and Licensed Appraiser Applicants Approved by both Education and Experience Review Committees:

- Lisa J. Black, CR candidate - Approved
- Mandi Frost, CR candidate - Approved
- Beverly T. Wiser, LA candidate - Approved
- Mary E. Evans, CR candidate - Approved
- Ginger Anna Johnson, LA candidate -Approved

Certified and Licensed Appraiser Applicants Approved by the Education Review Committee Denied by the Experience Review Committee:

- Dan Joel Chidester, CR candidate - Denied

Discipline List:

- Kyle S. Blake, CR Appraiser, Renewal - Approved

INFORMAL HEARINGS:

- 10:00 Jennifer Fresques– Experience Review
- Darhl Nielsen

Kerry Jorgensen

11:23 Jay Newbold – Experience Review
Dennis Yarrington

Chair Ulibarri announced that he knows Mr. Newbold personally and is recusing himself from the hearing.

A motion was made to close the meeting for the sole purpose of discussing the character, professional competence or physical or mental health of an individual. Vote: Chair Ulibarri, yes; Vice Chair Coleman-Nicoll, yes; Board Member Brammer, yes; Board Member Thronsen, yes; Board Member Bringhurst, yes. The motion passes

CLOSED TO PUBLIC

An Executive Session was held from 12:16 p.m. to 1:00 p.m.

OPEN TO PUBLIC

RESULTS OF DELIBERATIONS

Ms. Fresques and Mr. Newbold will be notified by mail as to the outcome of their hearings.

A motion was made to adjourn the meeting. Vote: Chair Ulibarri, yes; Vice Chair Coleman-Nicholl, yes; Board Member Brammer, yes; Board Member Thronsen, yes; Board Member Bringhurst, yes. The motion passes. The meeting adjourned at 1:05 p.m.