

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY & ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING

**REAL ESTATE COMMISSION
TELECONFERENCE MEETING MINUTES**

April 13, 2012

By authority of AS 08.01.070(2), and in compliance with the provisions of AS 44.62, Article 6, a scheduled teleconference of the Real Estate Commission was held April 13, 2012 at the Atwood Building, Room 1555, Anchorage, Alaska.

Friday, April 13, 2012

Chairman Bradford Cole called the meeting to order at 10:02 a.m. at which time quorum was established.

Agenda Item 1a

Roll Call

Members Present

Anita Bates, Broker/Broker at Large
Marianne Burke, Public Member

Members present via teleconference, were:

Nancy Davis, Broker/ 1st Judicial District
Brad Cole, Associate Broker/3rd Judicial District
Stacy Risner, Associate Broker, 4th Judicial District
Charlene Flyum, Public Member
Christina Swires, Associate Broker/Broker at Large

Staff Present:

Beata Smith, Licensing Examiner
Nancy Harris, Project Assistant

Guests Present:

Lisa Maroney, Records and Licensing Supervisor

Agenda Item 1b

Approval of Agenda

Ms. Burke stated to the Commission that she would like to add personnel matters (Executive Session) to the agenda.

Agenda Item 2

Recovery Fund Regulations

Ms. Harris stated that the purpose of this teleconference is that the Recovery Fund regulations recommended by Dan Branch which were presented to the Commission members for adoption at the March 7, 2012 were incorrect. Ms. Burke stated that she objects to the characterization of the regulations being Mr. Branch's true recommendation. Ms. Walsh spoke with Mr. Branch and received the regulations from him and he did not understand why the verbiage was there. The information still has to be disclosed as contingent liabilities or there will be violations of the standards. Ms. Burke wanted to be sure that on the record what Ms. Walsh presented to the

Commission was in fact the comments from Mr. Branch.

Ms. Bates asked for clarification as to which of the 2 items is the true version that Mr. Branch had proposed and if the copies of the regulations that were emailed to the Commission members included the correct version of the language. Ms. Harris stated that the 2nd one of the two documents is the correct version that Mr. Branch had emailed to Ms. Walsh and yes, the correct version is in the regulation that was emailed to the Commission members.

On a motion duly made by Ms. Burke, seconded by Ms. Bates, it was

RESOLVED to rescind the action taken by the Commission as to the recovery fund regulation language that was taken at the March 7, 2012 meeting.

There was further discussion. Ms. Risner asked to point out the difference between the two documents. Ms. Burke stated that at the top left hand side of the page with #1 circled the language under 12 AAC 64.285(a) is being taken out on document #2. The action that was taken in March was on Mr. Branch's recommendation.

All in favor by roll call vote.

Ms. Davis: yes, Ms. Swires: yes, Ms. Flyum: yes, Ms. Risner: yes, Ms. Bates: yes, Ms. Burke: no.

Motion passed.

For the record Ms. Burke would like to explain that she objects to this motion because Ms. Walsh is not here to voice her opinion about this. Ms. Burke is speaking for herself not for Ms. Walsh.

On a motion duly made by Ms. Burke, seconded by Ms. Swires, it was

RESOLVED to accept the verbiage for the Recovery Fund regulations as presented with 12 AAC 64.285, omitting (a) and its verbiage. In accepting the revised Recovery Fund regulations, in considering public comments, the Commission paid special attention to the cost to private persons of the regulatory action being taken and to accept the Recovery Fund regulations as follows: 12 AAC 64.059, 12 AAC 64.060, 12 AAC 64.064, 12 AAC 64.071, 12 AAC 64.280, 12 AAC 64.290, 12 AAC 64.305, 12 AAC 64.310, and 12 AAC 64.320. In addition 12 AAC 64.285 and 12 AAC 64.325.

All in favor; Motion passed.

Agenda Item 3
Personnel Matters

On a motion duly made by Ms. Burke, seconded by Ms. Bates, it was

RESOLVED to move into Executive Session to discuss personnel matters.

All in favor; Motion passed.

Into Executive Session at 10:16 a.m.

On a motion duly made by Ms. Bates, seconded by Ms. Burke, it was,

RESOLVED to come out of Executive Session.

All in favor; Motion passed.

Out of executive session at 10:28 a.m.

Ms. Burke asked if the Mr. Cole would like to consider having a meeting at another location to be more available to licensees. This is in reference to the letter mailed out to all Commission members from Commissioner Bell that indicated that there will be funds available for travel between May and June of 2012. Mr. Cole said that he did not think that this issue should be addressed at this time.

On a motion duly made by Ms. Burke seconded by Ms. Bates, it was,

RESOLVED to adjourn the meeting.

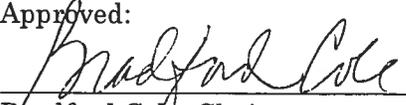
All in favor; Motion passed.

Meeting adjourned at 10:35 a.m.

The Commission adjourned until June 6-7, 2012 in Anchorage.

Prepared and submitted by Beata Smith.

Approved:



Bradford Cole, Chairman
Alaska Real Estate Commission

Date: 9/26/12