

Halsey Beshears, Secretary

Ron DeSantis, Governor

**Minutes of
THE FLORIDA REAL ESTATE APPRAISAL BOARD
February 10, 2020
General Meeting**

Chair Cristy Conolly called the meeting of the Florida Real Estate Appraisal Board to order at approximately 8:30 a.m., in Orlando, Florida, on this Monday, 10th of February, 2020.

The following Board members were present: Chair Cristy Conolly, Vice-Chair Armando del Valle, Members Fran Oreto, Justin Recca, Dawn Warren, Janet Rabin and Michael Roy. Member JoAnn Rooney was excused and not in attendance. Assistant Attorney General Deborah Loucks appeared as counsel for the Board. Executive Director McDonald declared a quorum present.

Department and Division staff present at the meeting: Katy McGinnis, Director; Allison McDonald, Executive Director; Al Cheneler, Chief Attorney; James Fortunas, Deputy Chief Attorney and Mackenzie Medich, Senior Attorney, appeared by video conference; Jocelyn Pomales, Education Coordinator; Whitley Ward, Government Analyst; Giuvanna Corona, Regulatory Consultant; Lori Crawford, Government Analyst; Thomas Jones, Administrative Assistant. Magnolia Court Reporting, (407.896.1813) provided court reporter services.

General Session
Approval of Minutes

The minutes of the October 7, 2019 and December 9, 2019, were deferred until the next General Meeting.

Nominations for 2020 Chair and Vice-Chair

Chair Conolly opened the floor for nominations for Chair and Vice-Chair for 2020. Member Roy nominated Vice-Chair Armando del Valle for Chair. Hearing no objections, Chair Conolly closed nominations. Upon unanimous vote, Vice-Chair del Valle was elected Chair.

Vice-Chair del Valle nominated Member Janet Rabin for Vice-Chair. Hearing no objections, Chair Conolly closed nominations. Upon unanimous vote, Member Rabin was elected Vice-Chair.

Reports

The Board reviewed the Education Course, Exam Performance, and License Count reports. The Board had no questions.

Legal Case Report

Mr. Cheneler presented the Legal Year Old Case report. The Board had no questions.

Legal Appearance Docket

The Board addressed the Legal Appearance Docket, hearing 2 docket items with the following results:

Case No. 2019-006924 Claud Clark III - Respondent's Request for Informal Hearing

Respondent was not present; Respondent was represented by Ross Sharkey, Esquire. Mr. Recca and Ms. Oreto were recused due to participation on the probable cause panel.

Ms. Medich represented the Department and presented the case to the Board. The Board granted the informal hearing and entered into discussion. Following discussion, Mr. del Valle moved; Mr. Roy seconded; motions carried without dissent to adopt the Findings of Fact and Conclusions of Law.

Following all discussion, Mr. Roy moved; Mr. del Valle seconded; motion passed with a 3-2 vote to impose the following penalty:

Penalty imposed: Revocation; investigative costs of \$800.25.

Violation: Section 475.624(6), Florida Statutes, when Respondent voluntarily surrendered his Alabama Real Estate Appraiser License via a Voluntary Revocation Consent Order, which the Alabama Real Estate Appraisers Board approved and accepted.

Case No. 2019-035708 Armando Xavier Martinez – Motion for Waiver Hearing

Respondent was neither present nor represented by counsel. Mr. Roy and Ms. Rabin were recused due to participation on the probable cause panel.

Ms. Medich represented the Department and presented the case to the Board. The Board granted the waiver hearing and entered into discussion. Following discussion, Mr. del Valle moved; Ms. Oreto seconded; motions carried without dissent to adopt the Findings of Fact and Conclusions of Law.

Following all discussion, Ms. Oreto moved; Mr. Recca seconded; motion carried unanimously to impose the following penalty:

Penalty imposed: Revocation; investigative costs of \$526.35.

Violation: Section 475.624(6), Florida Statutes, when Respondent's Texas Appraiser License was revoked.

Summary of Applicants - New Applications

Talani Maria Casariego – Informal Hearing – The applicant was present to address the Board. Following discussion, Mr. del Valle moved; Mr. Roy seconded; motion passed without dissent to vacate the previous order of denial and approve the application.

Danielle Achim – The applicant was not present. Following discussion, Mr. del Valle moved; Mr. Recca seconded; motion passed without dissent to approve the application.

Thomas Siver Silnes, Jr. – The application was withdrawn.

Rules Report and Discussion

Board Counsel Loucks provided the Rules Report for December 2019 and January 2020 then opened the discussion of the following rules.

Rules Discussion

Rule 61J1-9.0011 Evaluations

Ms. McDonald presented the topic. She commented that information provided includes the materials presented in June, August, October and December. The Chair opened the floor to those in attendance and heard comments from Mr. DiBiasio. After discussion, by a general consensus of Board, the topic was tabled until the March 30th meeting, to allow full Board participation in discussion.

Special Agenda - Board Business – Allison McDonald, Executive Director
Information Only Items

Ms. McDonald introduced the following items as information only for the Board's consideration and responded to questions about the topics. The Board took no action on any item.

- Appraiser Qualifications Board (AQB) First Exposure Draft of a Proposed Change to the Real Property Appraiser Qualification Criteria – Licensed Residential Scope of Practice
- Appraiser Qualifications Board (AQB) – Register for February 7, 2020 AQB Meeting, Livestream or In Person
- Appraisal Standards Board (ASB) – Register for April 3, 2020 ASB Meeting, Livestream or In Person
- The Appraisal Foundation (TAF) – Announces 2020 Officers and Trustees – Mr. Francois Gregoire
- 2020 Valuation Visionary – Ms. Cristy Conolly

Executive Director's Comments

Ms. McDonald reported that the Appraisal Section is fully staffed.

Ms. McDonald provided a Legislative Session 2020 update, and provided a copy of HB 1399.

Ms. McDonald provided an update of Florida's AMC Program.

Ms. McDonald provided an update relating to the Appraisal Subcommittee priority contact visit, scheduled for February 27, 2020. Ms. McDonald stated that Ms. Metcalf will be missed very much; however, the Appraisal Section is delighted to be working with Ms. Kristy Klamet.

Ms. McDonald reported that the travel ban is still in effect and the Department will not be sending anyone to the AARO conference in April.

Last, Ms. McDonald stated that the Division is thrilled for our new Board Chair and Vice-Chair and that the Division looks forward to working with them this year. Ms. McDonald added that it has been a distinct pleasure working with Ms. Conolly.

Chair's Comments

Chair Conolly stated that it has been an honor serving as Chair and thanked everyone for their support.

Mr. Recca reported that he, Mr. Gregoire, Ms. McDonald and Ms. Ward attended the Florida Realtors Winter Conference and provided a brief update relating to trainee discussions. Ms. Rabin commented she came across some information she would like to provide as well.

Public Comments

The Board offered but did not receive any comments from the audience.

Next Meeting Date

Monday, March 30, 2020 at 8:30 a.m. – Orlando

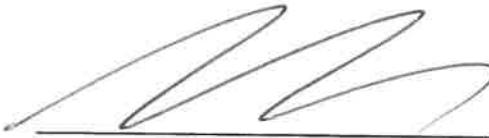
Adjournment

There being no other business, the Chair adjourned the meeting at approximately 10:20 a.m. The next general meeting of the Florida Real Estate Appraisal Board will be held Monday, March 30, 2020 in Orlando.

ATTEST:



Cristy Conolly, Chair
Florida Real Estate Appraisal Board



Allison McDonald, Executive Director
Florida Real Estate Appraisal Board