

Open Minutes
Missouri Real Estate Commission
December 3, 2014
Division of Professional Registration
3605 Missouri Boulevard
Jefferson City, Missouri

The Missouri Real Estate Commission was called to order by Sharon Keating, Chairperson, at 8:00 a.m. on December 3, 2014, at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri.

Commission Members Present

Doris Carlin, Member (DC)
Charles Davis (CD)
Twila Hillme, Member (TH) via Conference Call
Sharon Keating, Member (SK)
Steve Kenny, Member (SMK)
Charles Misko, Public Member (CM)
Rosemary Vitale, Member (RV)

Staff Present

Janet Carder, Executive Director
Joe Denkler, Investigation Supervisor
Carmen Cobb, Licensing Supervisor
Sarah Ledgerwood, Division Counsel
Craig Jacobs, Assistant Attorney General

To better track the order in which items were taken up on the agenda, each item in the minutes will be listed in the order it was discussed in the meeting.

Ms. Keating called the meeting to order and roll call was taken with the following members present: Sharon Keating, Charles Davis, Charles Misko, Steve Kenny, Rosemary Vitale, Twila Hillme and Doris Carlin.

Motion was made by Mr. Davis and seconded by Ms. Carlin to approve the open agenda. Motion carried unanimously.

Motion was made by Ms. Carlin and seconded by Mr. Misko to go into closed session under Sections 610.021 (14) and 324.001.8, RSMo, for the purpose of discussing investigative reports, complaints, audits or other information pertaining to a licensee or applicant; under Section 610.021 (1), RSMo, for the purpose of discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney; under 610.021 (1) and 324.001.9, RSMo, for the purpose of deliberation on discipline; and under the subsections of Section 610.021, RSMo for the purpose of reviewing and approving the closed minutes of one or more previous meetings. Motion carried unanimously.

James W. Bennett & Missouri Land Sales Company

A disciplinary hearing was held in the matter of James W. Bennett & Missouri Land Sales Company. Mr. Bennett was present and was not represented by legal counsel. Missouri Land Sales Company was not represented by legal counsel. Todd Lucas, Assistant Attorney General, represented the Commission and Sarah Ledgerwood, Division legal counsel, acted as advisor.

Brennan Michael Giesler

A disciplinary violation hearing was held in the matter of Brennan Michael Giesler. Mr. Giesler was not present and was not represented by legal counsel. Craig Jacobs, Assistant Attorney General, represented the Commission and Sarah Ledgerwood, Division legal counsel, acted as advisor.

Motion was made by Ms. Carlin and seconded by Mr. Kenny to approve the open meeting minutes from the October 1, 2014 Commission meeting. Motion carried unanimously.

Motion was made by Ms. Carlin and seconded by Mr. Kenny to approve the open meeting minutes from the October 27, 2014 Commission meeting. Motion carried unanimously.

Motion was made by Mr. Davis and seconded by Mr. Kenny to approve the claims for per diem compensation and expense accounts. Motion carried unanimously.

PER DIEM

Twila Hillme	October 2014	\$ 75.00
Steven Kenny	September 2014	\$103.14
Steven Kenny	October 2014	\$ 75.00
Steven Kenny	October 2014	\$112.48
Charles Misko	September 2014	\$201.58
Charles Misko	October 2014	\$ 75.00

TRAVEL EXPENSE

Charles Davis	Sept./Oct. 2014	\$ 98.08
Twila Hillme	October 2014	\$104.34
Steven Kenny	September 2014	\$176.58
Steven Kenny	October 2014	\$197.58
Charles Misko	September 2014	\$ 68.54
Charles Misko	October 2014	\$ 52.54
Janet Carder	October 2014	\$ 22.80

Motion was made by Mr. Davis and seconded by Mr. Misko to change policy and allow Division attorneys to draft settlement agreements and send them for the settlement. After 60 day response period has lapsed and no settlement is reached the case will then be referred to the Attorney General's office for filing with the Administrative Hearing Commission.

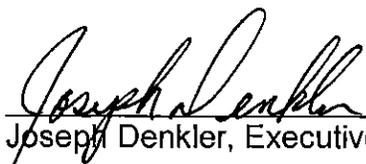
Open Executive Director Report

Ms. Carder provided copies of the Final Audit report to all the Commissions.

Missouri Real Estate Commission staff was introduced to the Commission Members.

Motion was made by Ms. Carlin and seconded by Mr. Davis to go into closed session under Sections 610.021 (14) and 324.001.8, RSMo, for the purpose of discussing investigative reports, complaints, audits or other information pertaining to a licensee or applicant; under Section 610.021 (1), RSMo, for the purpose of discussing general legal actions, causes of action or litigation and any confidential or privileged communications between this agency and its attorney; under 610.021 (1) and 324.001.9, RSMo, for the purpose of deliberation on discipline; and under the subsections of Section 610.021, RSMo for the purpose of reviewing and approving the closed minutes of one or more previous meetings. Motion carried unanimously.

Motion was made by Mr. Kenny seconded by Mr. Davis to adjourn the meeting. Motion carried unanimously.



Joseph Denkler, Executive Director

Approved by Commission on 2/11/15.