

MINUTES OF A MEETING
OF THE
OKLAHOMA MOTOR VEHICLE COMMISSION

In conformity with the Oklahoma Open Meeting Act, advance notice of this regularly scheduled meeting was transmitted to the Oklahoma Secretary of State on October 14, 2009 and public notice of this meeting, together with the agenda, was posted in prominent public view on the front door of the Northwest Office Center, 4334 NW Expressway, Oklahoma City, on July 12, 2010 at 10:00am. The announcement of the Board meeting and agenda were also posted on the OMVC website www.ok.gov/omvc on July 12, 2010 at 10:00am.

The Oklahoma Motor Vehicle Commission met in a regular session at 10:00 a.m. July 13, 2010 in the Conference Room of the Northwest Office Center, 4334 N.W. Expressway in Oklahoma City. Chairman Greg Cable called the meeting to order. A roll call was held; members present were Bruce Barber, Greg Cable, Carol Carver, Gene Chumbley, Randy Coy, David Howe, Steve Kissee, Dick Reynolds, and Eric Stuteville.

The Chairman announced that there were enough members present to constitute a quorum. Also present were Roy Dockum, Executive Director, Marilyn Maxwell, Deputy Director, and Sandra Balzer, Assistant Attorney General.

Each Commission Member had received a copy of the **Minutes** of the June 8, 2010 Commission Meeting. Dick Reynolds made a motion, seconded by Bruce Barber, to approve the Minutes. The Chairman called for a roll call vote; votes were as follows:

Bruce Barber – aye	Gene Chumbley – aye	Steve Kissee – aye
Greg Cable – aye	Randy Coy – aye	Dick Reynolds – aye
Carol Carver – aye	David Howe – aye	Eric Stuteville – aye

Motion carried unanimously.

The **Claims** and **Financial Statement** for the month of June 2010 were presented by the Director. A motion to approve the claims was made by Dick Reynolds, seconded by David Howe. The Chairman called for a roll call vote; votes were as follows:

Bruce Barber – aye	Gene Chumbley – aye	Steve Kissee – aye
Greg Cable – aye	Randy Coy – aye	Dick Reynolds – aye
Carol Carver – aye	David Howe – aye	Eric Stuteville – aye

Motion carried unanimously.

A motion to approve the financial statement was made by Steve Kissee, seconded by Gene Chumbley. The Chairman called for a roll call vote; votes were as follows:

Bruce Barber – aye	Gene Chumbley – aye	Steve Kissee – aye
Greg Cable – aye	Randy Coy – aye	Dick Reynolds – aye
Carol Carver – aye	David Howe – aye	Eric Stuteville – aye

Motion carried unanimously.

Presentation by Sandra Balzer, Assistant Attorney General

Ms. Balzer gave a PowerPoint presentation which focus on the responsibilities of the OMVC under the Oklahoma Open Meeting and Open Records Act.

Director's Report:

The Director reported that the license renewal process was about 90% completed. Preliminary numbers indicate that the number of licenses will be down between 12% and 15% from the previous year. The loss of dealer franchise licensees is largely due to reductions in the following areas: elimination of vehicle makes such as Pontiac, Saturn, Hummer; termination of certain GM and Chrysler dealerships due to the manufacturers' bankruptcies in 2009; the closing of many electric car dealerships and scooter dealerships; and reduction of several RV franchises offered by dealers. He also reported that preliminary revenue projections indicate that the FY2011 income may be about \$35,000 higher than originally estimated in the proposed budget presented at the June 2010 OMVC meeting. Final license renewal figures will be presented at the August 10, 2010 meeting of the Board.

Consideration of Proposed Agreed Settlements and Fines:

The Commission considered the following proposed Agreed Settlements with offers to pay a fine in lieu of a hearing:

- 1) Fowler Toyota, Norman. \$400.00 for 4 unlicensed salesperson violations;
- 2) Ferguson Buick-GMC, Norman. \$100 for an unlicensed salesperson violation;
- 3) McKinsey Motor Co, Clinton. \$100 for an unlicensed salesperson violation;
- 4) Johnsons of Kingfisher, Kingfisher. \$100 for an unlicensed salesperson violation;
- 5) Pemberton, Inc., Ponca City. \$100 for an unlicensed salesperson violation;
- 6) Nelson Nissan, Broken Arrow. \$100 for an unlicensed salesperson violation;
- 7) Keystone Chevrolet, Sand Springs. \$100 for an unlicensed salesperson violation;
- 8) BMW Motorcycles of Oklahoma, OKC. \$100 for an unlicensed salesperson violation;
- 9) Putnam Toyota, Altus. \$100 for an unlicensed salesperson violation;
- 10) Fenton Nissan West, OKC. \$100 for an unlicensed salesperson violation; and,
- 11) Jerry Ferguson Buick GMC, Broken Arrow. \$100 for an unlicensed salesperson violation.

Bruce Barber made a motion, seconded by Gene Chumbley, to accept the offers to pay a fine in lieu of a hearing, as recommended by the Director. The Chairman called for a roll call vote; votes were as follows:

Bruce Barber – aye	Gene Chumbley – aye	Steve Kissee – aye
Greg Cable – aye	Randy Coy – aye	Dick Reynolds – aye
Carol Carver – aye	David Howe – aye	Eric Stuteville – aye

Motion carried unanimously.

Initial License Applications:

The following License Applications were presented for consideration and action:

MANUFACTURERS / DISTRIBUTORS

- a. **Massimo Motor Sports LLC – Irving, TX**
Application to be a Distributor of Massimo Motorcycles and Scooters
Director recommended approval

DEALERS

- b. **Bixby Motorcycle Company LLC – Bixby, OK**
Application to be a dealer for US Highland Motorcycles
Director recommended approval
- c. **Camperland of Oklahoma – Tulsa, OK**
Application for adding Embark Motorhomes
Director recommended approval pending franchise agreement
- d. **Crossroads Chevrolet of Vinita – Vinita, OK**
Application for change in majority ownership
Director recommended approval
- e. **Danny Beck Chevrolet – Tulsa, OK**
Application for change in majority ownership
Director recommended approval pending franchise agreement
- f. **Dave’s Claremore RV – Claremore, OK**
Application for adding Montecito Motorhomes
Director recommended approval
- g. **McClain’s RV Superstore – Oklahoma City, OK**
Application for adding Bounder, Bounder Classic, and Discovery Motorhomes
Director recommended approval
- h. **Miller-Edwards Buick GMC – Muskogee, OK**
Application for change in majority ownership
Director recommended approval pending franchise agreement
- i. **Ray Fine Motors – Chickasha, OK**
Application for change in majority ownership
Director recommended approval

Motion was made by Steve Kisse, seconded by Bruce Barber, to approve the applications as recommended by the Director. The Chairman called for a roll call vote; votes were as follows:

Bruce Barber – aye	Gene Chumbley – aye	Steve Kisse – aye
Greg Cable – aye	Randy Coy – aye	Dick Reynolds – aye
Carol Carver – aye	David Howe – aye	Eric Stuteville – aye

Motion carried unanimously.

The Chairman asked if there was any **New Business**. There being no New Business, he asked if there was a motion to adjourn. David Howe made the motion to adjourn, seconded by Dick Reynolds. Motion carried unanimously. Meeting adjourned at 11:15 a.m.

Approved by: _____ Date: _____