

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, 2010; 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 October 10, 2011 at 10:00am. The announcement of the Board meeting and agenda were also posted on the OMVC website www.omvc.ok.gov on October 10, 2011 at 10:00am.

The Oklahoma Motor Vehicle Commission met in a regular session at 10:00 a.m. October 11, 2011 in the Conference Room of the Northwest Office Center, 4334 N.W. Expressway in Oklahoma City. Chairman Randy Coy called the meeting to order. A roll call was held; members present were Greg Cable, Carol Carver, Gene Chumbley, Fred Harlan, Dan Mullins, Leonard Northcutt, and Eric Stuteville. Member absent was Dick Reynolds.

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 August 9, 2011 Commission Meeting. Greg Cable made a motion, seconded by Gene Chumbley, to approve the Minutes as submitted. The Chairman called for a roll call vote; votes were as follows:

Greg Cable – aye	Randy Coy – aye	Leonard Northcutt – abstain
Carol Carver – aye	Fred Harlan – aye	Eric Stuteville – aye
Gene Chumbley – aye	Dan Mullins – aye	

Motion carried; 7 ayes, 0 nays, 1 abstain

The **Claims** and **Financial Statements** for the months of August 2011 and September 2011 were presented by the Director. A motion to approve both was made by Dan Mullins, seconded by Gene Chumbley. The Chairman called for a roll call vote; votes were as follows:

Greg Cable – aye	Randy Coy – aye	Leonard Northcutt – aye
Carol Carver – aye	Fred Harlan – aye	Eric Stuteville – aye
Gene Chumbley – aye	Dan Mullins – aye	

Motion carried unanimously.

Information and Discussion Regarding the Disposition of the David Stanley Ford Fleet Matter

The Director informed the Commission members that the Application for the Proposed Establishment of David Stanley Ford Fleet had been withdrawn by Ford and by the David Stanley Autogroup. He further reported the process which had occurred prior to the withdrawal. Since there was no longer an application, there was no need for the scheduled hearing on the matter.

Director's Report:

The Director reported that recent information and allegations have come to his attention regarding fleet and government sales. As a result, he has been corresponding with dealers and manufacturers to ensure that the sales practices are compliant with Oklahoma law.

Next, the Director reported that several Honda motorcycle dealers and three representatives from the manufacturer American Honda met together at the OMVC on August 11, 2011 regarding distribution of new motorcycles by American Honda. The Director acted as the facilitator at the meeting. The result of the meeting was that the dealers and the manufacturer representatives agreed that the dialog produced a good understanding of the distribution system, and answered the concerns of the dealers. All agreed to keep open lines of communication between them so that future concerns could be addressed quickly and efficiently.

Finally, the Director reminded the Commission that he and Marilyn would be attending the Fall Workshop of the National Association of Motor Vehicle Boards and Commissions (NAMVBC) in Reno, NV October 12 – 16.

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. Joe Cooper Ford of Tulsa, Tulsa. \$250 for an advertising violation;
2. David Stanley Hyundai, OKC. \$100 for an unlicensed salesperson violation;
3. Billingsley Ford of Duncan, Duncan. \$100 for an unlicensed salesperson violation;
4. David Stanley Ford, OKC. \$100 for an unlicensed salesperson violation;
5. David Stanley Hyundai, OKC. \$100 for an unlicensed salesperson violation;
6. Keystone Chevrolet, Sand Springs. \$100 for an unlicensed salesperson violation;
7. Don Thornton Cadillac, Tulsa. \$100 for an unlicensed salesperson violation;
8. Billingsley Ford of Lawton, Lawton. \$100 for an unlicensed salesperson violation;
9. Chris Nikel CJD, Tulsa. \$100 for an unlicensed salesperson violation;
10. Eufaula Ford, Eufaula. \$100 for an unlicensed salesperson violation;
11. Diffie Ford Lincoln, El Reno. \$100 for an unlicensed salesperson violation;
12. Cable Volkswagen, OKC. \$100 for an unlicensed salesperson violation;
13. Jack Kisse Ford, Claremore. \$100 for an unlicensed salesperson violation;
14. Regional Hyundai, Broken Arrow. \$100 for an unlicensed salesperson violation; and,
15. Blue Ribbon CJD, Sallisaw. \$100 for an unlicensed salesperson violation.

Fred Harlan made a motion, seconded by Carol Carver, 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:

Greg Cable – aye	Randy Coy – aye	Leonard Northcutt – aye
Carol Carver – aye	Fred Harlan – aye	Eric Stuteville – aye
Gene Chumbley – aye	Dan Mullins – aye	

Motion carried unanimously.

Initial License Applications:

The following License Applications were presented for consideration and action:

MANUFACTURERS / DISTRIBUTORS

- a. **Meyer Truck Center, Inc. – Olathe, KS**
Application for a Manufacturer License for Miller Wreckers
Director recommended approval
- b. **Rugged Electric Vehicles – Oklahoma City, OK**
Application for a Manufacturer License for Rugged Electric Vehicles
Director recommended approval
- c. **Vehicle Production Group – Miami, FL**
Application for a Manufacturer License for VPG Mobility Vans
Director recommended approval
- d. **Kandi USA, Inc. – Rancho Cucamonga, CA**
Application for a Distributor License for Kandi Tricycle and Kandi Coco LSV
Director recommended approval

DEALERS

- e. **Joe Cooper Chevrolet-Cadillac of Shawnee – Tulsa**
Application for purchase of existing dealership
Director recommended approval pending franchise agreement
- f. **GKU Electric Vehicles – Oklahoma City**
Application for adding a franchise to an existing dealership
Director recommended approval
- g. **Meyer Truck Center, Inc. – Oklahoma City**
Application for an Initial Dealer License for Miller Wreckers
Director recommended approval

Carol Carver left the meeting at this point for another commitment.

Motion was made by Leonard Northcutt, seconded by Fred Harlan, to defer consideration on applications designated “b” and “f”, pending receipt of fully completed Balance Sheet(s) for the applicants; and, the Commission requests that the managing member of the applicants, Greg Conrady, attend the November 2011 meeting in support of the applications. The Chairman called for a roll call vote; votes were as follows:

Greg Cable – aye	Randy Coy – aye	Leonard Northcutt – aye
Carol Carver – absent	Fred Harlan – aye	Eric Stuteville – aye
Gene Chumbley – aye	Dan Mullins – aye	

Motion carried unanimously.

Motion was made by Dan Mullins, seconded by Gene Chumbley, to approve applications designated “a”, “c”, “d”, “e”, and “g”, as recommended by the Director. The Chairman called for a roll call vote; votes were as follows:

Greg Cable – aye	Randy Coy – aye	Leonard Northcutt – aye
Carol Carver – absent	Fred Harlan – aye	Eric Stuteville – aye
Gene Chumbley – aye	Dan Mullins – 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. Leonard made the motion to adjourn, seconded by Dan Mullins. Motion carried unanimously. Meeting adjourned at 11:45 a.m.

Approved by: _____ Date: _____