

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 9, 2015. 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 January 11, 2016 prior to 10:00am; and, announcement of the Board meeting and agenda were posted on the OMVC website www.omvc.ok.gov on January 11, 2016 prior to 10:00am.

The Oklahoma Motor Vehicle Commission met in a regular session at 10:00am on January 12, 2016 in the Conference Room of the Northwest Office Center, 4334 Northwest Expressway in Oklahoma City. Chair Dan Mullins called the meeting to order. A roll call was held; members present were Greg Cable, Fred Harlan, Fred Malone, Dan Mullins, Leonard Northcutt, and Hal Steinke. Members absent were Carol Carver, Curtis Hayes and Eric Stuteville.

The Chair 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 December 8, 2015 Commission Meeting. Greg Cable made a motion, seconded by Fred Harlan, to approve the Minutes as submitted. The Chair called for a roll call vote; votes were as follows:

Greg Cable – aye	Fred Malone – aye	Leonard Northcutt – aye
Fred Harlan – aye	Dan Mullins – abstain	Hal Steinke – aye

Motion passed; 5 ayes, 0 nays, 1 abstention

The **Claims and Financial Statement** for the month of December 2015 was presented by the Director. A motion to approve both the payment claims and financial reports as submitted was made by Leonard Northcutt, seconded by Hal Steinke. The Chair called for a roll call vote; votes were as follows:

Greg Cable – aye	Fred Malone – aye	Leonard Northcutt – aye
Fred Harlan – aye	Dan Mullins – aye	Hal Steinke – aye

Motion passed unanimously

Commissioner Carol Carver arrived at the meeting at this time.

Director's Report:

The Director presented the Summary of Consumer Complaints for the period December 9, 2015 through January 8, 2016. The summary detailed 15 consumer complaint contacts to the OMVC, which were comprised of 4 written inquiries and 12 phone inquiries.

Next, he reported that the Attorney General's Opinions for the 2 proposed Commission requests representing 26 actions from the December 8, 2015 meeting had been received. The requests for review had been sent to the Office of Attorney General on December 8, and the Opinions which approved the actions were received back to the Commission on January 7.

Legislative Report: The Director advised the Commission that the deadline for filing bills for the upcoming session is January 21. Over 2,400 bills have been requested for this session. In addition, there are approximately 1,700 bills carried over from last year's session and are eligible for consideration. Beginning with the February meeting, he will have a printed report which will identify the bills which would affect the OMVC and its licensees.

Finally, the Director noted that the FTC will be holding a one-day workshop in Washington DC to discuss state regulations related to auto retailing. Information about submitting comments and/or watching the live webcast of the workshop can be found on the FTC website or in an article from the January 5 publication of *Automotive News*.

Consideration of Proposed Agreed Settlements and Fines:

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

1. Suburban Chevrolet, Claremore. \$1,500 for 3 unlicensed salesperson violations;
2. Action Powersports, Tulsa. \$500 for an unlicensed salesperson violation;
3. Bartlesville CJDR, Bartlesville. \$500 for an unlicensed salesperson violation;
4. Battison Honda, OKC. \$500 for an unlicensed salesperson violation;
5. Bolin Ford, Bristow. \$500 for an unlicensed salesperson violation;
6. Fowler Volkswagen, Norman. \$500 for an unlicensed salesperson violation;
7. Rick Jones Buick-GMC, El Reno. \$500 for an unlicensed salesperson violation;
8. David Stanley Ford, Midwest City. \$200 for 2 unlicensed salesperson violations;
9. Jim Norton Toyota, Tulsa. \$100 for an unlicensed salesperson violation;
10. Roberts Auto Center, Pryor. \$100 for an unlicensed salesperson violation;
11. Roberts Dodge Chrysler Jeep, Pryor. \$100 for an unlicensed salesperson violation;
12. Roberts Ford Lincoln, Pryor. \$100 for an unlicensed salesperson violation; and,
13. Wade Higgins Chev Buick GMC, Purcell. \$100 for an unlicensed salesperson violation.

Greg Cable 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, subject to review by the Office of Attorney General. The Chair called for a roll call vote; votes were as follows:

Greg Cable – aye
Carol Carver – aye
Fred Harlan – aye

Fred Malone – aye
Dan Mullins – aye

Leonard Northcutt – aye
Hal Steinke – aye

Motion passed unanimously

Initial License Applications:

The following License Applications were presented for consideration and action:

DEALERS

- a. **CSTK Custom Trailers – Oklahoma City**
Application for new dealership for Odes Powersports and Massimo Powersports
Director recommended approval
- b. **Phil’s Cycle & ATV – El Reno**
Application for new dealership for Yamaha Powersports
Director recommended approval pending franchise agreement
- c. **Tractor Supply Store – Watonga**
Application for new dealership for Massimo and American Sportworks Powersports
Director recommended approval

Motion was made by Fred Harlan, seconded by Hal Steinke, to approve the applications as recommended by the Director. The Chair called for a roll call vote; votes were as follows:

Greg Cable – aye
Carol Carver – aye
Fred Harlan – aye

Fred Malone – aye
Dan Mullins – aye

Leonard Northcutt – aye
Hal Steinke – aye

Motion passed unanimously

The Chair asked if there was any **New Business**. There being no New Business, he asked if there was a motion to adjourn. Carol Carver made the motion to adjourn, seconded by Greg Cable. Motion carried unanimously. Meeting adjourned at 10:45am.

Approved by: _____

Date: _____