

**PUBLIC SESSION OF TUESDAY, SEPTEMBER 27, 2011**

**MINUTES**

The regular meeting of the Board of Real Estate Appraisers was held at 124 Halsey Street on the 3<sup>RD</sup> Floor on Tuesday, **SEPTEMBER 27, 2011**. The meeting was convened in accordance with the provisions of the Open Public Meeting Act. Board President Denise Siegel called the meeting to order at 9:30 A.M. A roll call was taken and the following attendance was recorded for these minutes:

John A. McCann	Excused
Denise Siegel	Present
Barry J. Krauser	Present
Frank A. Willis	Present
Stephen P. Giocondo	Present
Cheryl A. Randolph-Sharpe	Present
Joseph Palumbo	Present

Also, present were: Steven Flanzman, Senior Deputy Attorney General; Charles Kirk, Acting Executive Director; Emilio Aviles, staff; Grace Gurisic, staff; Joanne Leone, Deputy Attorney General and Barbara Lopez, Deputy Attorney General.

**APPROVAL OF MINUTES OF TUESDAY, JULY 26, 2011**

Following review and discussion and upon motion of Mr. Palumbo, seconded by Mr. Krauser it was determined that the minutes of July 26, 2011 be approved . A vote was taken and the motion was carried unanimously.

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### DIRECTOR'S REPORT

Acting Executive Director, Mr. Charles Kirk made the following announcement:

\*\*\* There were two Investigative Inquiries scheduled today, however, one has canceled.

### CONTINUING EDUCATION

<u>Provider</u>	<u>Course</u>	<u>Recommendation</u>
McKissock	2012-2013 National USPAP Update	7 Hrs. Of C.E.
Appraisal Institute	Real Estate Finance, Statistics and Valuation Modeling	<b>15 Hrs. Of C.E. &amp; Pre-Lic.</b>
Metro NJ Chapter of the Appraisal Institute	9 <sup>th</sup> Annual Fall Conference	<b>7 Hrs. Of C.E.</b>
American School of Business	Residential Sales Comparison & Income Approaches	<b>30 Hrs. Of C.E. &amp; Pre-Lic.</b>
Rutgers NJAES-Office of Continuing Professional Ed.	(1) Auditor's Workshop	<b>3 Hrs. Of C.E.</b>
	(2) Brownsfield Redevelopment	<b>6 Hrs. Of C.E.</b>
Cumberland-Salem Chapter NAIFA	General Principles of Land Use/ Zoning	<b>2 Hrs. Of C.E.</b>
Center for Government Services	Field Inspections	<b>4 Hrs. Of C.E.</b>
Commercial Real Estate School	Cost Segregation	<b>3.5 Hrs. Of C.E.</b>
Career Webschool	(1) Sales Comparison Approach	<b>7 Hrs. Of C.E.</b>
	(2) Cost Approach Overview	<b>7 Hrs. Of C.E.</b>

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	(3)	Income Capitalization Overview	<b>7 Hrs. Of C.E.</b>
	(4)	Appraisal Math & Statistics	<b>7 Hrs. Of C.E.</b>
ASFMRA	(1)	ASFMRA 82 <sup>nd</sup> Annual Convention Day 1	<b>7 Hrs. Of C.E.</b>
	(2)	ASFMRA 82 <sup>nd</sup> Annual Convention Day 2	<b>3 Hrs. Of C.E.</b>
	(3)	Rapid Fire Case Studies 2011	<b>3 Hrs. Of C.E.</b>
	(4)	Best Practices for Rural Property Appraisals	<b>3 Hrs. Of C.E.</b>
Business Learning Center		Appraisal Adjustments	<b>7 Hrs. Of C.E.</b>
Ted Whitmer Companies		Comprehensive Appraisal Workshop	<b>21 Hrs. Of C.E.</b>
The Commercial REA School of Tri-State Realtors Commercial Alliance	(1)	Tax Issues in Commercial REA Investment	<b>3.5 Hrs. Of C.E.</b>
	(2)	Supply & Demand in a Recovering Market	<b>3.5 Hrs. Of C.E.</b>
Southern NJ Chapter of the Appraisal Institute		Solar Energy: A Real Estate Appraiser's Overview	<b>3 Hrs. Of C.E.</b>
Northern Michigan University		A Detailed Guide to the UAD	<b>3 Hrs. Of C.E.</b>

### **RENEWALS**

McKissock	(1)	Risky Business: Ways to Minimize Your Liability	<b>7 Hrs. Of C.E.</b>
	(2)	Even Odder: More Oddball Appraisals	<b>7 Hrs. Of C.E.</b>

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	(3)	Mortgage Fraud: Protect Yourself	<b>7 Hrs. Of C.E.</b>
	(4)	The Evolution of Finance & Mortgage Market	<b>4 Hrs. Of C.E.</b>
Appraisal Institute	(1)	15 Hour National USPAP	<b>15 Hrs OF Pre- Lic.</b>
	(2)	7 Hour National USPAP Update	<b>7 Hrs. Of C.E.</b>
	(3)	Online Business Practices & Ethics	<b>5 Hrs. Of C.E.</b>
	(4)	Online Residential Report Writing & Case Studies	<b>15 Hrs. Of C.E. &amp; Pre-Lic.</b>
	(5)	Online GIS - The Executive Overview	<b>7 Hrs. Of C.E.</b>
	(6)	Online Site Use and Valuation Analysis	<b>6 Hrs. Of C.E.</b>
	(7)	Online Real Estate Appraisal Operations	<b>4 Hrs. Of C.E.</b>

**INDIVIDUAL REQUEST**

Frank Pacera	Relocation Appraisal	<b>3 Hrs. Of C.E.</b>
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**Following review and discussion by the Education Committee and the Board and upon motion of Mr. Palumbo, seconded by Mr. Krauser it was determined that the C.E. Courses listed above did meet the established criteria for the designated approved hours and that they be approved as noted above. A vote was taken and the motion was carried, unanimously**

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**APPRAISAL FOUNDATION NEWS**

**\*\*\* Free Video Released; 2012-13 USPAP CHANGES**

**\*\*\* AQB Meeting** Friday, October 14, 2011

**The Board reviewed, discussed and duly noted the above item.**

**APPRAISER NEWS ONLINE**

**\*\*\* FHFA Sues 17 Banks to Recoup Mortgage Losses**

**The Board reviewed, discussed and duly noted this item.**

**FANNIE MAE-UAD REQUIREMENTS**

**\*\*\* Received from Board Member Cheryle Randolph-Sharpe -**  
requirements coming down from Fannie, effective September 1, 2011.

1. Uniform Appraisal Data (UAD); Frequently Asked Questions - FAQ's
2. Uniform Mortgage Data Program - Fannie Mae and Freddie Mac Uniform Appraisal Dataset Specification.

**The Board reviewed, discussed and duly noted the above items.**

**LEGISLATION AS PUBLISHED IN THE NEW JERSEY REGISTER ON MONDAY,  
AUGUST 1, 2011**

**\*\*\* Modification of Annual Registry Fee Proposed Amendment: N.J.A.C.**  
13"40a-7.1 - written comments by September 30, 2011.

**The Board reviewed, discussed and duly noted the above item.**

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**FINALIZATION OF POD**

\*\*\* **IMO - GLENN THOMPSON** - At this meeting, DAG Leone presented to the Board Mr. Thompson's Provisional Order of Discipline for not responding to the Board's request. She advised the Board that Mr. Thompson has responded to the Board's request, therefore, following further review and discussion by the Board and upon motion of Mr. Krauser, seconded by Mr. Palumbo it was determined that the Provisional Order be waived, whereas, Mr. Thompson has responded. A vote was taken and the motion was carried, unanimously.

\*\*\* **IMO - ROD STONER**

\*\*\* **IMO - JACOBUS J. VOLLENBERG**

At this meeting, DAG Leone presented Provisional Orders of Discipline regarding the above 2 Licensees for failure to cooperate with the Board's request. It was noted, that no response has yet to be received from either individual, therefore, following further review and discussion by the Board and upon motion of Mr. Krauser, seconded by Mrs. Randolph-Sharpe it was determined that the Provisional Orders be Finalized and that both individuals Licensees be suspended until they respond. A vote was taken and the motion was carried, unanimously.

**PUBLIC ANNOUNCEMENT OF DISCIPLINARY ACTION TAKEN**

\*\*\* **IMO - ROBERT M. GRAY** - Consent Order Filed July 27, 2011

\*\*\* **IMO - JOSE TAVAREZ** - Consent Order Filed July 27, 2011

\*\*\* **IMO - LAUREEN A. ANDES** - Administrative Action Filed July 29, 2011

\*\*\* **IMO - WILLIAM HADASH, II** - Letter of Agreement Filed August 4, 2011

\*\*\* **IMO - PETER T. LAMICELLA** - Consent Order Filed August 15, 2011

\*\*\* **IMO - ROD STONER** - Provisional Order of Discipline Filed August 23,

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\*\*\* **IMO - JACOBUS VOLLENBERG** - Provisional Order of Discipline Filed August 23, 2011.

\*\*\* **IMO - ANATOLI SKIBINSKI** - Consent Order Filed August 22, 2011

\*\*\* **IMO - JOHN G. RINALDI** - Consent Order Filed September 1, 2011.

The Board reviewed, discussed and duly noted the above Orders.

### OTHER

\*\*\* **“Consumer Wise”** publication of the Division for July, August, 2011

The Board reviewed, discussed and duly noted the above item.

\*\*\* **CONTINUING EDUCATION AUDIT REPORT BY COMMITTEE**

**1. LICENSEES WHO RESPONDED TO AUDIT**

**2. LICENSEES WHO DID NOT RESPOND TO AUDIT**

It was noted that a committee of the Board composed of Messrs. Willis and Palumbo, met in a Special Committee Meeting on August 16, 2011 to review the responses to the Provisional Orders Filed regarding the above and presented to the Full Board, at this meeting, were their recommendations.

Following review and discussion by the Full Board and upon motion of Mr. Willis, seconded by Mr. Krauser it was determined that the committees individual recommendations be approved. A vote was taken and the motion was carried, unanimously.

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**PENDING APPLICATIONS**

**Certified Residential License**

*Jay L. Laubengeyer  
Linda C. Matisak*

*Charles M. Madia  
Adam B. McIntyre*

**Certified General**

*Kathleen Mary Mann*

**The Board reviewed and discussed the above noted applicant and upon motion of Mrs. Sharpe, seconded by Mr. Willis that the above noted candidate did meet the established criteria for Licensure and that the application be approved. A vote was taken and the motion carried, unanimously.**

**PUBLIC COMMENT**

Richard Siebel and Daniel Drelich of the Appraisal Community addressed the Board regarding issues of mutual concern.

**ADJOURNMENT**

Upon motion of Mr. Krauser, seconded by Mr. Palumbo it was determined that the Public Meeting be adjourned at 11 A.M. and the Board proceed to the Executive Session. A vote was taken and the motion carried, unanimously.

Respectfully submitted,

**CHARLES F. KIRK**  
For the Board