

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 December 10, 2019. 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 April 13, 2020 prior to 10:00am; and, announcement of the Board meeting and agenda were posted on the OMVC website www.omvc.ok.gov on April 13, 2020 prior to 10:00am.

This Regular Meeting was also held in accordance with SB661, amending the Oklahoma Open Meeting Act in response to COVID-19, to allow for video conferencing and/or teleconferencing. Proper notice and instructions were provided to join the Zoom Video Conference Meeting, along with a toll-free telephone number to join by teleconference, if video conferencing was not an option. This Meeting was also open to the public to attend in person or via Zoom.

The Oklahoma Motor Vehicle Commission met in a regular session at 10:00am on April 14, 2020 in Suite 183 of the Northwest Office Center, 4334 Northwest Expressway in Oklahoma City. Chair Curtis Hayes called the meeting to order. A roll call was held; members present were Curtis Hayes, Carol Carver, Fred Malone, Megan Vance Ochs, Eric Stuteville, Fred Harlan, Ervin Randle, Jim Norton and Randy Bowen.

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

Each Commission Member had received a copy of the **Minutes** of the March 10, 2020 Commission Meeting. Carol Carver made a motion, seconded by Jim Norton, to approve the Minutes as submitted. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye	Carol Carver - aye	Eric Stuteville - aye
Randy Bowen – aye	Megan Vance Ochs – aye	Fred Malone - aye
Fred Harlan - aye	Jim Norton - abstained	Ervin Randle - aye

Motion passed unanimously.

The **Claims** and **Financial Reports** for the month of March 2020 were presented by the Deputy Director. A motion to approve both the payment claims and financial reports as submitted by the Deputy Director was made by Megan Vance Ochs, seconded by Randy Bowen. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye
Randy Bowen – aye
Fred Harlan - aye

Carol Carver - aye
Megan Vance Ochs – aye
Jim Norton - aye

Eric Stuteville - aye
Fred Malone - aye
Ervin Randle - aye

Motion passed unanimously.

Next order of business was a Report on the State’s response to COVID-19 as it pertains to the OMVC. The Director apprised the Board of the State’s expectations of agencies including remote telework by its employees, closing the office to the public, following CDC disinfecting protocols, and relaxed procurement procedures for expenses related to the pandemic.

The Deputy Director mentioned that renewal packets were to be mailed out over the next two weeks. The normal procedures for licensing were being reviewed to determine if any modifications to the processes could be made in light of the pandemic and its affect on business closings. Most all manufacturers and distributors have staff working remotely. In addition, dealerships have laid off significant portions of their sales force.

Executive Director’s Report:

Summary of Consumer Complaints for the period March 5 – April 10, 2020. The summary detailed seven written consumer complaints.

The Executive Director gave his legislative report on six bills he is watching, including a brief synopsis and any action taken. The bills are HB3095, HB3415, HB3655, SB1405, SB1697, and SB1619. Some would have direct impact on the OMVC, while others indirect impact. A large majority of the bills have been delayed or suspended due to the situation surrounding the COVID-19 pandemic.

Last item under Director’s Report, was update of possible upcoming manufacturer termination proceedings. The OMVC has received a GM termination letter for Route 66 Chevrolet, Tulsa, and subsequent protest; GM termination letter for Roberts Auto Center, Pryor but no protest; Nissan termination letter for Route 66 Nissan, Tulsa and subsequent protest; Nissan Termination letters for Fenton Nissan, McAlester and Ardmore Nissan, with subsequent Rescission of Notice of Terminations by Nissan.

Consideration of Proposed Agreed Settlements and Fines:

The Commission considered the following proposed Agreed Settlement with offer to pay a fine in lieu of a hearing: Henryetta Ford - Henryetta, OK. \$1000 for advertising violation

Carol Carver made a motion, seconded by Megan Vance Ochs, to accept the offers to pay a fine in lieu of a hearing, as recommended by the Director. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye
Randy Bowen – aye
Fred Harlan - aye

Carol Carver - aye
Megan Vance Ochs – aye
Jim Norton - aye

Eric Stuteville - aye
Fred Malone - aye
Ervin Randle - aye

Motion passed unanimously.

Initial License Applications:

The following License Applications were presented for consideration and action:

MANUFACTURERS / DISTRIBUTORS

- a. Trans Tech Bus - Warwick, NY**
Application for Manufacturer of Trans Tech Buses
Director recommended approval
- b. Wildfire Truck & Equipment Sales - Alvarado, TX**
Application for Manufacturer of Wildland Brush Trucks

DEALERS

- c. American Bus Sales - Collinsville, OK**
Application for adding Trans Tech Buses
Director recommended approval
- d. Extreme Outdoor Equipment - Newcastle, OK**
Application for new Dealer selling CF Moto Powersports
Director recommended approval pending receipt of Dealer Agreement
- e. Interstate Ford - Henryetta, OK**
Application for purchase of Henryetta Ford
Director recommended approval pending receipt of Dealer Agreement
- f. J & S Motors - Schulter, OK**
Application for new Dealer selling TaoTao Powersports
Director recommended approval pending receipt of Dealer Agreement
- g. Tractor Supply Company - 7 stores in Oklahoma**
Application for adding Yanmar Powersports
Director recommended approval

h. Wade's RV Superstore - Glenpool, OK

Application for adding Accolade, Esteem & Odyssey Class C Motor Homes & Idle Time RV Towables

Director recommended approval

i. Jim Norton Chevrolet – Eastside, Tulsa, OK

Application for purchase of Route 66 Chevrolet

Director recommended approval pending receipt of Dealer Agreement

Motion was made by Eric Stuteville, seconded by Fred Harlan, to approval applications A-H as recommended by the Director. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye	Carol Carver - aye	Eric Stuteville - aye
Randy Bowen – aye	Megan Vance Ochs – aye	Fred Malone - aye
Fred Harlan - aye	Jim Norton - aye	Ervin Randle - aye

Motion passed unanimously.

Motion was made by Fred Harlan, seconded by Megan Vance Ochs to approve application I as recommended by the Director. The Chair called for a roll call vote; votes were as follows:

Curtis Hayes – aye	Carol Carver - aye	Eric Stuteville - aye
Randy Bowen – aye	Megan Vance Ochs – aye	Fred Malone - aye
Fred Harlan - aye	Jim Norton - recused	Ervin Randle - aye

Motion passed.

The Chair asked if there was any **New Business**. There being no New Business, he asked if there was a motion to adjourn. Fred Malone made a motion to adjourn, seconded by Eric Stuteville. So moved, meeting adjourned.

Approved by: _____ Date: _____