

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 November 14, 2018. 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 7, 2019 prior to 10:00am; and, announcement of the Board meeting and agenda were posted on the OMVC website www.omvc.ok.gov on September 9, 2019 prior to 10:00am.

The Oklahoma Motor Vehicle Commission met in a regular session at 10:00am on October 8, 2019 in Conference Room A 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 Carol Carver, Curtis Hayes, Fred Harlan, Fred Malone, Ervin Randle, Eric Stuteville, Jim Norton and Megan Vance Ochs. Member absent was Greg Cable.

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 September 10, 2019 Commission Meeting. Fred Malone made a motion, seconded by Megan Vance Ochs, to approve the Minutes as submitted. The Chair called for a roll call vote; votes were as follows:

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

Motion passed unanimously

The **Claims and Financial Reports** for the month of September 2019 were presented by the Director. A motion to approve both the payment claims and financial reports as submitted by the Director was made by Eric Stuteville, seconded by Fred Harlan. The Chair called for a roll call vote; votes were as follows:

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

Motion passed unanimously

Discussion of Dealer Internet Advertising Practices

The Director reported that one of his main focuses early on as the newly appointed Executive Director, was to address internet advertising. He discussed his concern with the growing number of advertising practices that appear to be in violation of OMVC Advertising Rules. He reported that he had received several phone calls from dealers in just his first week of employ, asking that the OMVC address internet advertising and help make it a level playing field for all dealers.

Deputy Director's Report:

The Deputy Director presented the Summary of Consumer Complaints for the period September 9, 2019 through October 4, 2019. The summary detailed 5 written consumer complaints.

She also reported that the audit with the State Auditor's Office covering from July 1, 2013 through June 30, 2019 was in full swing. Many hours had already been spent providing documents and information as requested.

Next, the Deputy Director reported that Governor Stitt has still not yet acted on the remaining two members whose terms expired June 30. Therefore, Eric Stuteville and Greg Cable will continue to serve until new appointments or reappointments are made.

Ms. Maxwell reported that the Proposed Emergency Rules for Salesperson Certificate of Registration had been filed with the Secretary of State and the Governor's Office in accordance with the Administrative Rules requirements. The Governor is expected to approve the Emergency Rules by the end of October.

She updated the Board that the matter of Fowler Honda protest of Eskridge Honda proposed relocation had been resolved and no hearing would be scheduled.

The Deputy Director reported that she and Roy Dockum had attended the fall conference of the National Association of Motor Vehicle Boards & Commission in Sacramento, Sept 18-21. She passed out the agenda for the Board to see the types of motor vehicle industry topics discussed that are very beneficial to the agency.

Under "Other Agency Activities", The Deputy Director reported that there has been unlawful sales activities of powersports at two local OKC malls for the past two months. She explained the OMVC is investigating this matter, including the Executive Director visiting the malls and communicating with mall management and would report back next month the resolution. Robert Bruce, owner of Sooner Cycles & Powersports spoke up and expressed his displeasure with people selling new powersports without being duly licensed.

Initial License Applications:

The following License Applications were presented for consideration and action:

MANUFACTURERS / DISTRIBUTORS

- a. **KSIR Bus – Elkhart, IN**
Application for manufacturer of KSIR Buses
Director recommended approval
- b. **Sunset Park & RV, Inc. - Shpshewana, IN**
Application for manufacturer of Sunset Park RV Towables

DEALERS

- c. **American Bus Sales - Collinsville, OK**
Application for new dealer point for KSIR Buses
Director recommended approval
- d. **K & N Powersports - Tulsa, OK**
Application for adding Sunset Park RV Towables
Director recommended approval pending franchise agreement
- e. **Post Oak Toyota - Midwest City, OK**
Application for purchase of Hudiburg Toyota
Director recommended approval pending franchise agreement
- f. **Robinson Brothers Offroad - Holdenville, OK**
Application for adding CF Moto Powersports
Director recommended approval

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

Jim Norton – aye	Fred Harlan – aye	Eric Stuteville – aye
Carol Carver – aye	Fred Malone – aye	Megan Vance Ochs – aye
Curtis Hayes – aye	Ervin Randle – 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. Eric Stuteville made a motion to adjourn.

Approved by: _____ Date: _____