

## **KENTUCKY REAL ESTATE APPRAISERS BOARD**

Meeting Minutes, September 22, 2022

### **TYPE OF MEETING**

Regular Meeting with Executive (Closed) Session

### **DATE AND LOCATION**

September 22, 2022 – via Zoom video teleconference

### **PRESIDING OFFICER**

John Brewer, Vice Chair

### **ROLL CALL**

Present:

John Brewer, Vice Chair  
William Jeffrey Fultz, Board Member  
Justin Noble, Board Member  
John Dexter Outlaw, Board Member

Present Also:

Robert Astorino, Executive Director, KREA  
Megan LaShelle, Administrative Coordinator, KREAB  
August Pozgay, General Counsel, KREA  
Rene Rogers, Staff Attorney III, KREA  
Tom Veit, Executive Assistant, KREAB

Absent:

John G. Kenkel Jr., Chair John

The Kentucky Real Estate Appraisers Board meeting was called to order by Vice Chair John Brewer at 9:00 a.m. Eastern.

### **MINUTES**

Justin Nobel moved to approve the August 26, 2022, minutes as presented; the motion was seconded by Jeff Fultz; and the motion passed 3-0.

### **EXECUTIVE DIRECTOR COMMENTS**

Kentucky Real Estate Authority Executive Director Robert Astorino informed the Board of his retirement as of September 30, 2022; Brian Nesslerode's departure from employment; a vacant investigator position with KREA; and thanked the staff and Board for their working relationship.

### **GENERAL COUNSEL REPORT**

KREA General Counsel August Pozgay introduced himself notified the Board of the Recovery Fund has reached the statutory cap set forth at KRS 324A.163(4)(b) and provided advice to the

Board. Jeff Fultz moved to cease imposing the Recovery Fund fees and refund fees paid since the time the balance of the fund reached 300,000; to continue imposing the fees if and when the balance of the fund is less than 300,000 dollars, and to authorize board staff to coordinate with Public Protection Cabinet's IT to accomplish this going forward; second by Justin Noble, and the motion passed 4-0.

## **EDUCATION**

Dexter Outlaw moved to approve the following education courses for Fiscal Year 2021-22 and 2022-2023, with a second by Justin Noble, and the motion passed 4-0.

- A. American Society of Farm Managers & Rural Appraisers
  - Eminent Domain (A250) – 20 hours CE/22 hours QE Classroom
- B. McKissock, LP
  - Appraising Complex & Stigmatized Residential Properties – 7 hours CE Classroom
- C. Kentucky Manufactured Housing Institute
  - Appraisal of Manufactured Housing – 3.5 hours CE Classroom
- D. Reynolds & Associates
  - Kentucky Supervising the Trainee – 7 hours CE/QE Classroom

## **CERTIFICATION/LICENSURE**

Dexter Outlaw moved to approve the following applications for Appraisers, Appraisal Management Companies, and Temporary Permits; the motion was seconded by Justin Noble; Jeff Fultz abstained from voting; and the motion passed 3-0.

### **A. Review of Applications**

5921	B.P.	Certified General	Cincinnati, OH	Reciprocal
280620	B.B.	Associate	Lexington, KY	
280751	S.P.	Associate	Mt. Sterling, KY	
280621	A.C.	Associate	Leitchfield, KY	
280841	A.W.	Certified General	Middlesboro, KY	Upgrade
280586	M.P.	Certified General	Nashville, TN	Reciprocal
280860	L.M.	Associate	Louisville, KY	
280888	D.W.	Associate	Middlesboro, KY	
280857	R.H.	Certified General	Tampa, FL	Reciprocal

### **B. Review of Application for Temporary Permits**

280593	J.S.
280592	D.L.S.

280588	D.S.
280594	M.M.
280590	N.H.
280591	B.B.
280423	T.G.
280422	E.A.P
280655	E.E.
280821	J.R.S.
280813	G.H
280857	B.L.
280852	B.F.

### C. Licensure Report

Certified General – 664  
 Certified Residential – 684  
 Licensed Residential – 12  
 Associate – 207

**Total – 1,567 Appraisers**

Appraisal Management Company (AMC) – Total – 120 AMC's

### **EXPERIENCE REVIEW**

Dexter Outlaw moved to accept the experience for the following applicants as listed below.  
 Justin Noble seconded the motion, Jeff Fultz abstained from voting, and the motion passed 3-0.

A. C.K. – approve experience for Certified Residential, must pass the CR exam.

### **CLOSED SESSION**

At 9:42 a.m., Jeff Fultz moved to enter closed (executive) session, pursuant to KRS 61.810(1)(c) and (j), and KRS 61.815 to discuss pending cases (grievances) nos. 22-7 and 22-9. Justin Noble seconded the motion and the Board entered into closed session.

### **Reconvene Open Session and Committee Recommendations**

Justin Noble moved for the Commission to come out of closed session. Dexter Outlaw seconded the motion. All being in favor, the Board resumed the open meeting at 10:06 a.m.

### **COMPLAINTS**

Investigator Report – Tom Veit reported twenty-four (24) open appraiser cases with eight (8) months turn time.

A. Case No. 22-7 – John Brewer moved to dismiss the case without caution. Justin Noble seconded the motion. The motion passed 4-0.

- B. Case No. 22-9 – Justin Noble moved to dismiss the case with caution. Dexter Outlaw seconded the motion. The motion passed 4-0.

**MISCELLANEOUS**

The Board reviewed and discussed the following:

- A. Regulation Review. General Counsel to undertake legal review.
- B. Appraiser request to waive late fees – deferred for discussion at the next Board meeting.
- C. ASC Continuation Grant update from Tom Veit.
- D. AARO Fall Conference update: Washington DC, October 13 – 18 – Justin Noble moved to send René Rogers in place of Hannah Carlin, second by Dexter Outlaw, motion carried 4-0.

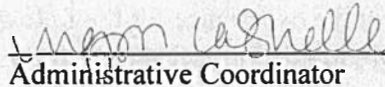
**ADJOURNMENT**

Justin Noble moved to adjourn the meeting. Dexter Outlaw seconded the motion. The motion passed 4-0 and the meeting was adjourned.

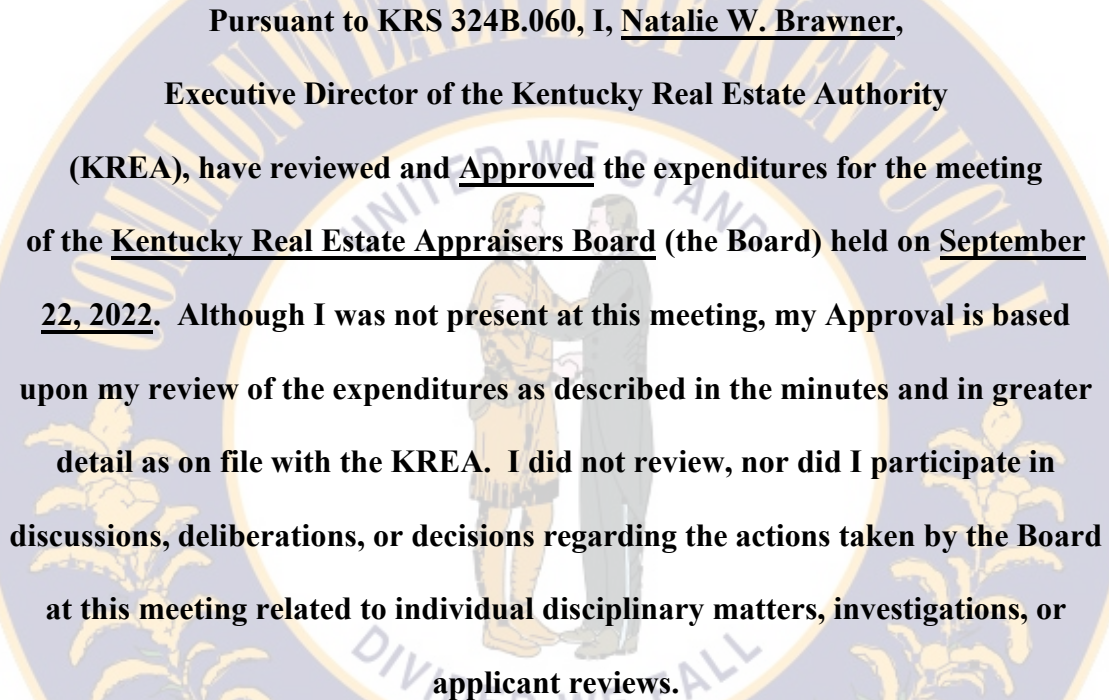
Minutes Approved:

  
Chair

1-27-2023  
Date

  
Administrative Coordinator

01/27/23  
Date

The seal of the Commonwealth of Kentucky is visible in the background. It features a central image of a man and a woman standing, surrounded by a wreath. The text "COMMONWEALTH OF KENTUCKY" is at the top, "UNITED WE STAND" is in the middle, and "DIVIDED WE FALL" is at the bottom.

Pursuant to KRS 324B.060, I, Natalie W. Brawner,  
Executive Director of the Kentucky Real Estate Authority  
(KREA), have reviewed and Approved the expenditures for the meeting  
of the Kentucky Real Estate Appraisers Board (the Board) held on September  
22, 2022. Although I was not present at this meeting, my Approval is based  
upon my review of the expenditures as described in the minutes and in greater  
detail as on file with the KREA. I did not review, nor did I participate in  
discussions, deliberations, or decisions regarding the actions taken by the Board  
at this meeting related to individual disciplinary matters, investigations, or  
applicant reviews.

Natalie W. Brawner

KREA Executive Director

Date: 1/27/2023