



Real Estate Commission Public Meeting

Minutes

Real Estate Commission (Brokers & Salespersons)

Jul 18, 2023 at 8:30 AM EDT

@ 7 Eagle Square, Concord, NH 03301

Attendance

Members: Matthew Cabana, Susan Doyle, Steven Hyde, Paul Lipnick (absent 8:56 am to 9:51 am), Ralph Valentine

Guests: Shane Goulet-Board Counsel, Brenda Rines-Board Administrator, Talia Wilson-Board Administrator, Heather Kelly-Director of Operations, Donna Long-Public Information Officer, Jessica Kallipolites-Director, Division of Enforcement, Michael Porter-Administrator III, Investigations Bureau Chief, Division of Enforcement, Nikolas Frye-Hearings Officer.

- I. Call to Order - 8:35 am
By Chairman Steven Hyde

- II. Review of Public Minutes
 - A. June 20, 2023

Motion:

Approve June 20, 2023 Public Minutes as submitted.

Motion moved by Ralph Valentine and motion seconded by Matthew Cabana.

Motion passed unanimously.

- III. Public Appearances
None

- IV. Hearings
None

- V. Board Audit Process Update
 - A. Heather Kelly - Director of Operations

Last Real Estate audit to be completed was 9/2017. Commissioner Hyde and Board Counsel Rahkiya Medley to review the 9/2017 audit to ensure it is compliant.

VI. OPLC and/or Board Administration Updates

A. Donna Long - Public Information Officer

Donna Long reviewed the National RE Broker and Salesperson PSI announcement. Commissioner Hyde and Commissioner Doyle had an active involvement in the gathering the information provided in the PSI announcement.

VII. Administrative Rules & Legislative Topics

A. Jessica Kallipolites - Director, Division of Enforcement - Complaint Process Update

Division Director will be attending the Commission meetings in the future to provide updates to the Commissioners on outstanding complaints.

B. Nikolas Frye – Hearings Officer - Hearing Process Update

Attorney Frye presented a slide show on the updated hearing process that defines the specific rolls the Commission and Enforcement have when conducting a hearing.

VIII. Old Business

A. RSA 91-A:2, II

"A notice of the time and place of each such meeting, including a nonpublic session, shall be posted in 2 appropriate places one of which may be the public body's Internet website, if such exists, or shall be printed in a newspaper of general circulation in the city or town at least 24 hours, excluding Sundays and legal holidays, prior to such meetings"

IX. Licensing

A. Pierluigi Centi Pizzutilli – Reinstatement

Steven Hyde motioned, and Matthew Cabana seconded the motion to schedule a show cause hearing per RSA 331-A:18.

X. New Business

None

XI. Public Comment

Mrs. Vachon spoke about the complaint process. Principal Brokers do not receive any type of notification that there has been a complaint registered with OPLC on one of their employees. Stating it is hard as a Principal Broker to supervise when they have not been notified.

XII. Non-Public Session

Motion:

Conduct a Non-Public session for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. Such a non-public session is authorized by RSA 91-A:3, II (c) & (e), RSA 91-A:5, IV, Lodge v. Knowlton, (1978), and the Board’s executive and deliberative privileges.

Motion moved by Steven Hyde and motion seconded by Ralph Valentine. Motion passed unanimously by roll call vote at 10:35 am.

XIII. Resume Public Session

Public session resumed at 11:08 am

XIV. Seal the Minutes of the Non-Public Session

Motion:

Seal the minutes of the non-public session are sealed to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

Motion moved by Steven Hyde and motion seconded by Ralph Valentine. Motion passed unanimously.

XV. Adjournment - Next meeting is August 15, 2023 at 8:30 a.m.

Meeting Adjourned at 11:08 am