

ALABAMA STATE BOARD OF AUCTIONEERS

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MINUTES Board Meeting January 8, 2009

The Alabama State Board of Auctioneers met on Thursday, January 8, 2009 at the Board offices in Montgomery for the purpose of conducting Board business. Those in attendance were as follows: Mr. Tommy Barnes, Chair; Mr. Ken Garner, Vice-Chair; Mr. Johnny Vetra, Member; Mr. David Starnes, Member, and Mr. Bryant Wood, Member. Mr. Buddy Ray, Secretary, Mr. Mark Lane, Member and Mr. Bryan Knox were not in attendance. The Board consisting of a quorum, continued with a voting meeting. Also present were Mr. Keith Warren, Executive Director; Ms. Hope Paulene, Executive Assistant; Ms. Dana Billingsley, Board Counsel, and Mr. Mike James, Investigator.

The meeting was called to order at approximately 9:00 a.m.

The meeting was advertised on the Board's website, www.auctioneer.alabama.gov, as well as the Secretary of State's website, www.sos.state.al.us.

Mr. Barnes presented Mr. Larry "Chip" Pearce, Jr. with a plaque for his service to the Board.

Mr. Garner made a motion to dispense with the reading of the minutes from October 9, 2008 and to accept them as submitted. The motion was seconded by Mr. Starnes, and unanimously carried by the Board.

Mr. Warren presented the Executive Director's Report.

A special/called meeting was scheduled for Tuesday, March 31, 2009 at 9:00 a.m. for the purpose of Administrative Hearings.

Ms. Paulene presented the Executive Assistant's Report.

Ms. Billingsley presented the Legal Counsel's Report.

Mr. Vetra made a motion to accept the Consent Order offered to licensed auctioneer Mr. Arthur L. Cole, III, which includes a \$1000.00 fine in settlement of his purported violations of the Auctioneers Law, as presented to the Board. The motion was seconded by Mr. Garner and unanimously carried by the Board.

The Board tentatively set the date for the 2009 free Continuing Education Seminar for Saturday, August 1, 2009 @ 8:00 a.m., Prattville, AL. Mr. Starnes and Mr. Wood will begin searching for a venue and presenters. An update of their findings will be given at the next regularly scheduled board meeting.

Mr. Garner made a motion for the final adoption of rule change to Chapter 150-X-1.11, "Non-Licensed Violations" as advertised in the Administrative Monthly. The motion was seconded by Mr. Wood, and unanimously carried by the Board.

Mr. Garner made a motion for the final adoption of rule change of Chapter 150-X-1-.08, "Statements to the Board" as advertised in the Administrative Monthly. The motion was seconded by Mr. Wood, and unanimously carried by the Board.

Mr. Garner made a motion for the final adoption of rule change of Chapter 150-X-1-.07, "Unprofessional Conduct" as advertised in the Administrative Monthly. The motion was seconded by Mr. Wood, and unanimously carried by the Board.

The Chair opened the floor for nominations for Secretary. Mr. Garner made a motion nominating Mr. Ray for Secretary, and the motion was seconded by Mr. Vetra and unanimously carried by the Board.

Mr. Garner made a motion electing Mr. Ray as Board Secretary, and the motion was seconded by Mr. Vetra and passed by acclamation.

The Chair opened the floor for nominations for Vice-Chair. Mr. Vetra made a motion nominating Mr. Garner for Vice-Chair, and the motion was seconded by Mr. Starnes and unanimously carried by the Board.

Mr. Vetra made a motion electing Mr. Garner as Board Vice-Chair, and the motion was seconded by Mr. Starnes and passed by acclamation.

The Chair opened the floor for nominations for Chair. Mr. Wood made a motion nominating Mr. Barnes for Chair, which was seconded by Mr. Garner and unanimously carried by the Board.

Mr. Wood made a motion electing Mr. Barnes as Chair, and the motion was seconded by Mr. Garner and passed by acclamation.

The next regularly scheduled meeting of the Board is April 9, 2009 at 9:00 a.m.

At approximately 10:12 a.m., there being no further business, Mr. Garner made a motion to adjourn the meeting. The motion was seconded by Mr. Wood and unanimously carried by the Board.

Respectfully Submitted,



Tommy Barnes, Chair



Ken Garner, Vice Chair