

# ALABAMA STATE BOARD OF AUCTIONEERS

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## MINUTES Board Meeting January 7, 2010

The Alabama State Board of Auctioneers met on Thursday, January 7, 2010, at the Board offices in Montgomery for the purpose of conducting Board business. Those in attendance were as follows: Mr. Tommy Barnes, Chair; Mr. Johnny Vetra, Member; Mr. David Starnes, Member; Mr. Bryan Knox, Member and Mr. Bryant Wood, Member. Mr. Ken Garner, Vice-Chair; Mr. Buddy Ray, Secretary, and Mr. Mark Lane, Member, 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; and Ms. Dana Billingsley, Board Counsel.

The meeting was called to order at approximately 9:10 a.m.

The meeting was advertised on the Board's website, [www.auctioneer.alabama.gov](http://www.auctioneer.alabama.gov), as well as the Secretary of State's website, [www.sos.state.al.us](http://www.sos.state.al.us).

Mr. Knox made a motion to dispense with the reading of the minutes from the October 8, 2009 meeting and to accept them as submitted. The motion was seconded by Mr. Wood and unanimously approved by the Board.

Mr. Warren presented the Executive Director's Report.

Ms. Paulene presented the Executive Assistant's Report.

Ms. Billingsley presented the Legal Counsel's Report.

In 1998, Mr. Homer Oliver was fined by the Board in the amount of \$600.00 for violations of Ala. Code § 34-4-20 (1975), auctioning without a license. The payment of the fine was not fulfilled. In 2006, Montgomery County District Court Judge Lynn Bright issued a Certificate of Judgment in favor of the Board against Mr. Oliver, which Judgment was recorded in the Colbert County Probate Court, creating a lien on Mr. Oliver's property. Ms. Billingsley reported that she was recently contacted by Mrs. Homer Oliver, who requested that the lien be released due to Mr. Oliver's death.

Mr. Knox made a motion to drop the lien against the property due to Mr. Oliver's death. The motion was seconded by Mr. Vetra and unanimously approved by the Board. Ms. Billingsley will begin the process with the courts to have the lien released.

Mr. Warren addressed the Board regarding the need for a Hearing Officer. He explained the option of the Governmental Hearing Officer contract versus the Professional Services contract, which the Board has customarily utilized. Mr. Warren further stated that the delay resulting from the problems in utilizing the Governmental Hearing Officer register has caused a back log of hearings. Mr. Warren presented the resumes of four potential hearing officers for the Board's consideration. Following review, Mr. Starnes made a motion to contact Mr. Matthew Beam and Mrs. Hendon Coody and contract for their services, if they were interested in the position. The motion was seconded by Mr. Wood and unanimously approved by the Board.

Mr. J. Craig King, President of the Alabama Auctioneers Association addressed the Board regarding legislation.

The next regularly scheduled meeting of the Board is April 8, 2010, at 9:00 a.m.

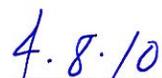
At approximately 10:25 a.m., there being no further business, Mr. Vetra made a motion to adjourn the meeting. The motion was seconded by Mr. Wood and unanimously approved by the Board.

Respectfully Submitted,

  
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Tommy Barnes, Chair

  
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Date

  
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Ken Garner, Vice Chair

  
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Date