

ALABAMA STATE BOARD OF AUCTIONEERS

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MINUTES Board Meeting April 7, 2011

The Alabama State Board of Auctioneers met on Thursday, April 7, 2011, at the Board offices in Montgomery for the purpose of conducting Board business. Those in attendance were as follows: Mr. Ken Garner (Chair), Mr. Bryan Knox (Secretary/Treasurer), Mr. David Starnes, Member; Mr. Johnny Vetra, Member, Mr. Buddy Ray, Member, and Mr. Michael Langford, Member. Board members, Mr. Bryant Wood, (Vice Chair), and Mr. Mark Lane, were not in attendance. The Board, consisting of a quorum, continued with a voting meeting. Also present were Mr. Keith Warren (Executive Director), Ms. Dana Billingsley (Board Counsel); Ms. Hope Paulene (Executive Assistant), Mr. Carl Mike James (Board Investigator), and Ms. Renee' Reames (Executive Assistant to Mr. Warren).

The meeting was called to order at 9:08 a.m.

The meeting was advertised on the Board's web site, www.auctioneer.alabama.gov, and the Secretary of State's website, www.sos.state.al.us, in accordance with the Alabama Open Meetings Act. Mr. Garner welcomed guests present at the meeting and Mr. Warren gave the opening statement concerning Roberts Rules of Order and the Alabama Open Meetings Act.

A copy of the January 6, 2011 and February 15, 2011 meeting minutes were provided to the Board prior to the meeting for their review. Mr. Vetra made a motion to dispense with the reading of the minutes and to accept the January 6, 2011 and February 15, 2011 minutes as presented. The motion was seconded by Mr. Langford and unanimously approved by the Board.

Mr. Warren reported that Legislative Reference Service had a draft of the legislation amending the statute for the Alabama Auctioneers Board. A redline version was distributed to the Board members for discussion later in the meeting.

Mr. Warren presented the Executive Director's Report to include the Executive Assistant's Report. A detailed list of deposits and vouchers was provided to the Board for their review, along with a list of Board of Adjustment claims, unpaid board compensation payments, unpaid legal fees and cash reconciliation report. Mr. Warren also reported on the number of licenses and renewals. The Board continued to discuss their concerns about current finances of the Board.

Mr. Warren recommended to the Board that they consider implementing licensing of corporations. After discussion by the Board, Mr. Warren indicated that this information would be posted on the Board's website.

Mr. Warren reported that Mr. Jim Sloan had surrendered his license and Mr. Sloan had indicated plans to pay his fee within 30 days. Mr. Warren also reported that Mr. Greg Norred had paid his disciplinary fee. Both Mr. Warren and Ms. Billingsley commented on the types of complaints they had reviewed, which did not require formal action by the Board.

Ms. Billingsley presented Legal Counsel's Report, commenting that Mr. Norred had 60 days, as of February 17, 2011, to submit an application for apprenticeship and that he had inquired about an extension to secure a sponsor. She stated that activities related to Mr. Norred had occurred in the meantime and that she and the Executive Director had addressed this matter.

Mr. Warren submitted to the Board for their consideration an Application from an individual who had requested reinstatement as an Auctioneer, whose license expired in 1990's. Mr. Warren indicated that there was no record of the license and the applicant had not attended an auctioneer's school. The Board indicated that without physical proof, the individual did not meet the qualification and agreed to enforce the Rules in this case.

Mr. Warren reported that the terms for Messrs. Ray, Starnes and Vetra would expire in October, 2011. He indicated that Mr. Ray would not be eligible for reappointment. Mr. Ray agreed to submit to the Board the names of individuals from his District as possible replacement. The Board discussed the importance of Board members attendance at the Board meeting.

Mr. Warren reported that the Examiners of Public Accounts had submitted questionnaires to all Board members and a random number of complainants and licensees, while conducting an audit of the Board. He encouraged all Board members to respond to the Auditor's questionnaire.

The Board reviewed the proposed amendments to various sections of the statute as indicated in the redline document previously provided to the Board by Mr. Warren. Ms. Billingsley summarized sections of the proposed amendments regarding Internet consignment shops, an auction mediation company, etc. She indicated that she has spoken with the Alabama Real Estate Commission and they were satisfied with the definition of Sealed Bid Auctions. Mr. Knox commented on the positive relationship in working with the Alabama Auctioneers Association (AAA) on this matter. Mr. Knox made a motion to accept the proposed changes to the statute, to include language in Section 34-4-2 concerning personal property. The motion was seconded by Mr. Ray and unanimously approved by the Board. Mr. Warren indicated that he had begun work to identify legislative sponsors of this legislation.

Mr. Langford commented on the taxation laws in Alabama, compared to other States, regarding the collection of taxes at the time of sell.

Ms. Paulene recommended that the Board considering setting a fee for Letters of Good Standing issued by this Board in response to licensees' request. Ms. Billingsley referred to Section 34-4-

21.(4), in the pending legislation, which would provide authority to the Board, should this legislation be approved.

Ms. Paulene reported that an on-line payment services had been added to the Board's website allowing licensees to pay for license renewals. The Board sought AAA's assistance in promoting awareness of this service.

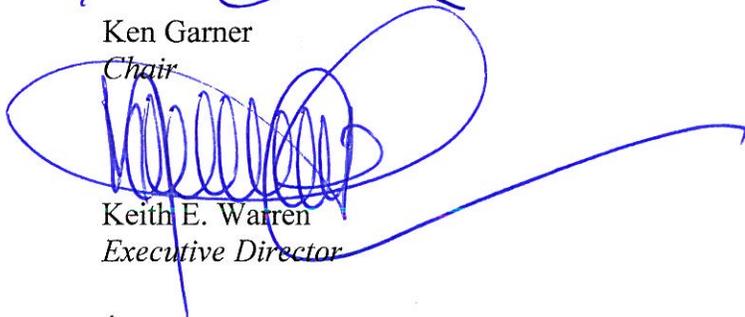
The next regularly scheduled meeting of the Board is July 7, 2011, at 9:00 a.m.

There being no further business, Mr. Garner made a motion to adjourn the meeting at 10:37 a.m. The motion was seconded by Mr. Ray and unanimously approved by the Board.

Respectfully Submitted,



Ken Garner
Chair



Keith E. Warren
Executive Director

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