



## **Alabama State Board of Auctioneers**

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### **MINUTES**

#### **Board Meeting**

**October 18, 2016**

The Alabama State Board of Auctioneers met on Tuesday, October 18, 2016, at the Board offices in Montgomery. Those in attendance were Mr. Bryant Wood (Chair), Mr. Erskine Valrie (member), Mr. Michael Langford (member), Ms. Christie Ray (member), Mr. Chad Curvin (member) and Mr. Keith McDaniel (new member). Member not in attendance were Mr. Bryan Knox and Mr. Pete Horton. Also present were Ms. Dana Billingsley (Board Counsel) and Ms. Renee' Reames (Executive Secretary to Mr. Warren and recording secretary). Mr. Keith Warren (Executive Director) participated by conference call. The Board, consisting of a quorum, continued with a voting meeting. The meeting was called to order at 9:31 a.m. by Mr. Wood.

The regularly scheduled meeting was advertised on the Board's web site, [www.auctioneer.alabama.gov](http://www.auctioneer.alabama.gov), and the Secretary of State's website, [www.sos.state.al.us](http://www.sos.state.al.us), in accordance with the Alabama Open Meetings Act. Mr. Wood welcomed those present at the meeting and introduced new Board member, Mr. Keith McDaniel. The Pledge of Allegiance was recited by attendees and a word of prayer was given at the opening of the meeting. Mr. Warren gave the opening statement concerning Roberts Rules of Order and the Alabama Open Meetings Act.

Mr. McDaniel took the oath of office administered by Jennifer Love, Notary Public.

Mr. Wood reported that with the appointment of a new Board member, the election of officers was required. Ms. Ray nominated Mr. Bryant Wood for Board Chair and Mr. Valrie seconded the nomination. There were no other nominations from the floor for Chair and Mr. Wood was unanimously approved. Mr. Valrie nominated Mr. Langford for Board Vice Chair and Mr. McDaniel seconded the nomination. Ms. Ray nominated Mr. Knox for Board Vice Chair and Mr. Curvin seconded the nomination. There were no other nominations from the floor for Vice Chair and Mr. Langford was elected by majority of the members. Mr. Langford nominated Mr. Bryan Knox for Board Secretary and Mr. Curvin seconded the nomination. There were no other nominations from the floor for Board Secretary and Mr. Knox was unanimously approved.

Mr. Wood presented a copy of the August 2, 2016 Board meeting minutes for the Board's approval. A copy of the minutes was submitted to the Board members prior to the meeting for their review. Mr. Langford made the motion to approve the August meeting minutes with the correction to Conrad Green's

name on page 2, paragraph 8. The motion was seconded by Mr. Valrie and unanimously approved by the Board.

Mr. Warren participated in the meeting by conference call and presented the Executive Director's Report. The report included the financial activities of the Board for the period ending September 30, 2016, along with the total number of licensees and number of complaints received and closed in FY 2016 (report is available for viewing in the Board's official Book of Minutes). He reported that the new budget for FY 2017 had been increased from the last fiscal year. He also commented on the shared-cost to the Board assessed by STAARS.

Mr. Warren reported that the payment to Mr. Mike Brandley was delayed and still pending. He explained that a RFP would be necessary for future contracts, which would require earlier preparation in securing a presenter at board-sponsored CE programs.

Mr. Warren presented a model reciprocal agreement for the Board's review and approval. He reported that the agreement included updated language about reciprocal CE hours between states. The Board discussed developing bullet points to satisfy completion of courses that were similar and noteworthy in recognizing the differences between states. Mr. Warren reported that he would work with Ms. Billingsley on developing these agreements. Ms. Billingsley reported that the Board rules indicate that the Board would accept reciprocal state CE hours as having met the Board's CE requirements, and the other states could review their statute to see if it precluded their ability to concur. Ms. Ray made a motion to accept the model reciprocal agreement as presented. The motion was seconded by Mr. Langford and unanimously approved by the Board.

Mr. Warren also presented the Administrator's report concerning administrative activities completed by the staff. Mr. Warren reported on the progress concerning the licensee database and online applications. He also asked the members to notify him if they would like to participate in the Exam Study Guide review.

Ms. Warren reported that Ms. Morrison, a respondent in a complaint case, was allowed to establish a payment plan to meet her obligations cited in the Consent Agreement approved by the Board.

Ms. Billingsley presented the Legal Counsel Report. She presented a Consent Agreement in the matter of Bruce Locke, owner, and Locke Auction for violations of advertising and conducting auctions for sale of items to the public without first obtaining an auction company license. She reported that the Agreement included a fine totaling \$500 and Mr. Locke was notified to cease and desist conducting auction business in Alabama while unlicensed. Mr. Valrie made a motion to approve the signed Consent Agreement as written. The motion was seconded by Mr. Langford and unanimously approved by the Board.

Ms. Billingsley reported that the Board did not have authority to distribute funds to a damaged party, from funds collected from a Respondent's Surety Bond. The Board discussed establishing a recovery fund and amending the Board's statute. Mr. Warren reported that he would develop proposed legislation for the 2018 Legislative Session.

Ms. Ray indicated that the Technology report had been addressed in Mr. Warren's earlier comments about the licensee database and plans to develop online applications.

As part of the Educational Committee report, Ms. Ray reported on the attendance at the recent CE Program presented by Mr. Mike Brandley. The Board discussed participation in the State Association meeting to be held April 30<sup>th</sup> through May 2<sup>nd</sup>. Ms. Billingsley commented on topics of interest identified through questions asked by attendees at the recent CE program.

Mr. Warren suggested that the Exam Committee be repealed since the goal to update the examination had been accomplished.

Mr. Wood indicated that the following committees would continue: Technology, Legislative, Education, Disciplinary and Rules. He appointed Mr. Curvin and Mr. McDaniel to join the Rules Committee.

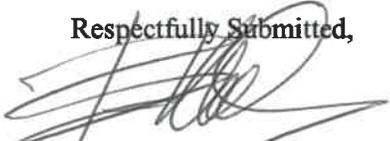
Mr. Wood presented the proposed 2017 Board meeting dates for the Board's approval. Following some discussion, Mr. Ray moved to approve the following dates in 2017 for the Board to conduct meetings: January 10<sup>th</sup>, April 18<sup>th</sup>, July 18<sup>th</sup> and October 10<sup>th</sup>. The motion was seconded by Mr. Valrie and unanimously approved by the Board.

It was the consensus of the Board that monthly progress reports from the Executive Director be distributed to the Board.

The next meeting of the Board is scheduled January 10, 2017 at 9:00 a.m.

There was no further business and Mr. McDaniel made a motion to adjourn the meeting. The motion was seconded by Mr. Curvin and unanimously approved by the Board. Mr. Wood adjourned the meeting at 11:46 a.m.

Respectfully Submitted,



Bryant Wood  
*Chair*



Keith E. Warren  
*Executive Director*

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