



## Alabama State Board of Auctioneers

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### MINUTES Board Meeting July 24, 2018

The Alabama State Board of Auctioneers met on Tuesday, July 24, 2018 at the Board office in Montgomery. Those in attendance were Mr. Bryan Knox (Board Chair), Mr. Erskine Valrie (member), Mr. Pete Horton (member), Mr. Chad Curvin (member), Mr. Keith McDaniel (Vice Chair) and Mr. John Gray (member). Those not in attendance were Mr. James Langford (member) and Mr. Keith McDaniel (Vice Chair). Also, present were Mr. Keith Warren (Executive Director), Ms. Hope Childers (Board Administrator), Mrs. Dana Billingsley (Board Counsel), and Ms. Jenna Lanier (serving as recording secretary). The Board, consisting of a quorum, continued with a voting meeting. The meeting was called to order at 9:01 a.m. by Mr. Knox, Board Chairman.

The rescheduled regular 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.alabama.gov](http://www.sos.alabama.gov), in accordance with the Alabama Open Meetings Act. 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.

Chairman Knox presented a copy of the April 10, 2018 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. Fisher made a motion to approve the April minutes as presented. The motion was seconded by Mr. Curvin and unanimously approved by the Board.

Mr. Warren presented the Executive Director's Report (report available for viewing in the Board's official Book of Minutes). The report included the financial activities of the Board for the period ending June 30, 2018, along with a line item summary of expenses. He reported on the number of licensees, as well as the number of complaints received and investigated during FY 2017 and FY 2018.

Mr. Warren also presented the Administrator's report and reviewed activities performed by the staff since the last Board meeting, which included a summary of exam and licensing activities. Apprentice auctioneer passing rates were presented by Ms. Childers, at the request of Mr. Knox. Mr. Valrie made

a motion to approve the financial report as submitted. The motion was seconded by Mr. Fisher and unanimously approved by the Board.

The legislative committee was reported to be working on the creation of an inactive status code in the statute.

The Attorney General's Opinion as to whether certain online auctions constitute public auctions within the definition of "auction business" under the Auctioneers License Act was presented by Mr. Warren. Ms. Billingsley explained that the Opinion supports the previous Opinion provided by the Attorney General's Office in 2008, and states that Internet auctions do not constitute auction business falling under the jurisdiction of the Board if they don't involve bid calling present in traditional crying auctions.

Mr. Warren reported on the status of outstanding reciprocity agreements for several states. He and Ms. Childers are not able to receive a response from AK, VA or LA. Mr. Curvin made a motion to send a letter to the states and give a 45 day deadline to update the agreements, or the Board will proceed with voiding reciprocity. Mr. Fisher seconded the motion, and the Board unanimously approved. Ms. Childers stated that she will be sending a list of the states to all members via email.

Mr. Warren presented the administrative services contract bid specifications. He summarized the requirements of bidders, to include a minimum of ten years' experience and minimum of five full-time employees. He specified the expenses that are to be covered by the Board. He reported the step-by-step bidding process. After the bid is presented at the next meeting, the Board will make a decision. Mr. Gray made a motion to approve the bid specifications to be documented and delivered to the Division of Purchasing, for vendor solicitations. The motion was seconded by Mr. Fisher and unanimously approved by the Board.

Mr. Warren presented additional insurance coverage for Board members offered by Risk Management. The Board is able to increase coverage per million. Mr. Warren suggested that an increase would be beneficial, based on a general consensus of what other states Boards have. A motion was made by Mr. Gray to increase to maximum coverage. Mr. Fisher seconded the motion, and the Board unanimously approved.

Mr. Knox distributed a list of eligible Board appointments to the members. The members took a moment to discuss and review the list.

Chairman Knox announced that the next regularly scheduled meeting of the Board is on Tuesday October 16, 2018 at 9:00 a.m. Before then, there will be a special/called meeting on Tuesday, September 25, 2018 at 9:00 a.m. to review received bid proposals.

There was no further business by the Board and Mr. Curvin moved that the meeting be adjourned. The motion was seconded by Mr. Fisher and unanimously approved by the Board. Mr. Knox thanked the members for their time and attendance and adjourned the meeting at 10:16 a.m.

Respectfully Submitted,



Keith McDaniel  
*Vice Chair*



Keith E. Warren  
*Executive Director*

/jl