

MINUTES

NORTH CAROLINA AUCTIONEER LICENSING BOARD

APRIL 13, 2009

The North Carolina Auctioneer Licensing Board met on Monday, April 13, 2009, in the Fuquay-Varina office. The meeting was called to order at 9:05 a.m. Members present were: Chairperson Lloyd (Mickey) Meekins, Jr., Vice Chairperson Jesse G. Meeks, Yolanda Mason-Smith, William M. O'Neal and Keith J. Pierce. Also present: Executive Director Teresa L. Watson and Garris Neil Yarborough, Counsel to the Board.

Chairperson Meekins inquired of each member if there were any known conflicts of interest or an appearance of conflicts with respect to any matters coming before the Board during this meeting and each member indicated there were none.

Minutes of the meeting held on March 9, 2009, were approved as recorded on motion by Vice Chairperson Meeks. Member Mason-Smith seconded the motion which carried unanimously.

Chief Investigator Dutko provided a "March 2009 Production Statistics Report" update and advised that all absolute auction advertisement responses are current and up-to-date.

Next, Vice Chairperson Meeks and Construction Manager Floyd Taylor provided an update on real estate. Mr. Taylor presented the third "Application and Certificate for Payment" from Freedom Constructors, Inc., in the amount of \$124,847.18 for processing and payment. Following a review of the third "Application and Certificate for Payment," **Member Mason-Smith moved to approve the payment in the amount of \$124,847.18. Vice Chairperson Meeks seconded the motion which carried unanimously.** Mr. Taylor also presented two "Contract Change Orders" totaling \$15,305.90 which will be added to the contract price. Following a review of "Contract Change Order 5 and 6", **Member O'Neal moved to approve "Contract Change Order 5 and 6"**

as presented. **Member Mason-Smith seconded the motion which carried unanimously.** A discussion was also held concerning the date for moving the Board's office and a decision was reached to make the move effective August 1, 2009. At this time, proposals from local moving companies were reviewed and **Chairperson Meekins moved to request that the moving companies provide "re-quotes" to be considered at the May 11, 2009 Board meeting.** **Member O'Neal seconded the motion which carried unanimously.**

As instructed at the March 9, 2009, Board meeting, information was obtained regarding CE distance learning training. Following a discussion on this topic, **Chairperson Meekins moved to approve Stanly Community College as the "host site" for CE distance learning training, with Robeson Community College providing this service if Stanly Community College were to choose not to be the "host site."** **Member Pierce seconded the motion which carried unanimously.**

Next, discussion was held concerning the Board's attendance at the AANC June 19 – 21, 2009 Convention in Concord, North Carolina, and the NAA Annual Conference in Overland Park, Kansas, July 13 – 18, 2009. Following discussion on these matters, **Vice Chairperson Meeks moved to change the June 19, 2009 Board meeting date to June 8, 2009, with the meeting location as Fuquay-Varina, North Carolina.** **Mr. Meeks further moved that the upcoming AANC Convention to be held June 19 – 21, 2009, in Concord, North Carolina, be approved as a Board function.** **Member Mason-Smith seconded the motions which carried unanimously.** **Vice Chairperson Meeks then moved to change the July 17, 2009, Board meeting date to July 6, 2009, with the meeting location as Fuquay-Varina, North Carolina.** **Mr. Meeks further moved that the upcoming NAA Annual Conference to be held July 13 – 18, 2009, in Overland Park, Kansas, be approved as a Board function.** **Member Mason-Smith seconded the motions which carried unanimously.**

The Board next considered the Probable Cause Subcommittee Recommendations and the following motion was made. **Vice Chairperson Meeks moved to accept the recommendations of the Probable Cause Subcommittee. Member O'Neal seconded the motion which carried unanimously.** Member Pierce did not participate in the discussions nor did he vote on these matters involving the Probable Cause Subcommittee Recommendations due to his participation on the Probable Cause Subcommittee.

At this time, a discussion was held regarding protocol of eBay auctions. Staff was instructed to further research Internet auctions and obtain information from states that have laws in place regarding eBay auctions. Next, Director Watson provided the results of the April 2, 2009, auctioneer examination which were as follows: 21 examinees with 17 passing and four failing. "Exit" Evaluation Forms were also provided and reviewed from the April exam. Staff was instructed to obtain copies, if possible, of the final exams given by the accredited schools of auctioneering and compare to the examination given by the North Carolina Auctioneer Licensing Board.

Then, Ms. Watson presented requests from Cullie M. Tarleton, NCAL #872, and Joyce B. Berryhill, NCAL #4659, for an exemption from the continuing education requirement. Following a review of these requests, **Vice Chairperson Meeks moved to approve Mr. Tarleton's exemption from the continuing education requirement due to his current membership in the North Carolina General Assembly and Ms. Berryhill's exemption from the continuing education requirement due to health reasons for the Fiscal Year 2009-2010 renewal period. Member Mason-Smith seconded the motion which carried unanimously.**

At this time, continuing education hours were considered for the Fiscal Year 2010-2011. **Member O'Neal moved to approve, as per 21 NCAC 4B .0801(d), four (4) hours of continuing education with no mandated course in order for applicants to renew their licenses for Fiscal**

Year 2010-2011. Vice Chairperson Meeks seconded the motion which carried unanimously.

Concerning the review of apprentice auctioneer applicants and their sponsors' written summary of their background and experience in the auction profession, **Chairperson Meekins moved to approve the apprentice application for Brock Leon Harris and proposed sponsor, William R. Forbes, Jr., NCAL #2881. Member O'Neal seconded the motion which carried unanimously. Member Pierce moved to approve the apprentice application for Debra Jo Remmen and proposed sponsor, Kris K. Remmen, NCAL #8827. Member Mason-Smith seconded the motion which carried unanimously.**

At this time, Board Member Agenda Items were discussed. Member Pierce led a discussion on publishing a newsletter which would be mailed to all current status licensees. Following this discussion, **Vice Chairperson Meeks moved to publish a semi-annual newsletter from the Licensing Board with staff making the decision as to what month the newsletter would start. Member O'Neal seconded the motion which carried unanimously.**

Next, **Chairperson Meekins moved to go into Closed Session pursuant to G.S. 143-318.18 to discuss personnel matters. Member Mason-Smith seconded the motion which carried unanimously.** The Board went into Closed Session at 11:15 a.m. and returned to Open Session at 11:40 a.m. Following the return to Open Session, financial information concerning the individual month of March 2009 was reviewed by the Board. Also at this time, Chairperson Meekins instructed staff to revise the answering machine message.

Following the review and approval of applications for licensing, the Board confirmed the next meeting as Monday, May 11, 2009, at 9:00 a.m. in the Fuquay-Varina office. The meeting was adjourned at 11:50 a.m.

Respectfully Submitted,

Teresa L. Watson
Executive Director