

MINUTES**NORTH CAROLINA AUCTIONEER LICENSING BOARD****December 14, 2015**

The North Carolina Auctioneer Licensing Board met on Monday, December 14, 2015, in the Fuquay Varina Office. The meeting was called to order at 9:00 a.m. Members present were Chairman Daniel H. DeVane, Vice Chairman Gary Boyd, Moses Gallion, Lisa L. Brown, and Susan Holder. Also, present Charles F. Diehl, Executive Director, Becky Stewart, Administrative Officer, Ralph Southerland, Investigator, and Garris Neil Yarborough, Counsel to the Board.

Next, Chairman DeVane 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. Member Holder recused herself from Probable Cause due to her participation on the Probable Cause Subcommittee meeting. Other members stated there were none.

Minutes of the meeting held on November 9, 2015 were approved as recorded on motion by Member Holder. Vice Chairman Boyd seconded the motion, which carried unanimously.

At this time, Director Diehl provided an update on the NCALB Newsletter in which an electronic version was emailed to licensees for whom the office had a current email address and a hard copy mailed to those licensees without an email. Also, the Newsletter is posted on the Board's website. Further, Director Diehl informed the Board a postcard will be mailed to Licensees requesting email addresses and that the Board now has a Twitter and Facebook account for informational postings only. Following, Ralph Southerland provided the investigative case log update. Additionally, Director Diehl updated the Board on an unlicensed auction investigation.

Next, Director Diehl led a discussion on the Designated Person Training Resource DVD as prepared by Mrs. Betty O'Neal. The Resource will be available on the Board's website and by DVD. Also at this time, Director Diehl presented to the Board the NCALB Funded CE Course Schedule. Director Diehl stated he plans to attend as many of the CE courses as his schedule permits.

The next item presented for Board Consideration was the Application for Reimbursement of Continuing Education Expenses for the Auction Professionals of North Carolina – March 2016 Convention. Following review, **Member Gallion made a motion to approve the Application for Reimbursement of Continuing Education Expenses for the APNC up to \$1,300 subject to verification by staff. Member Brown seconded the motion, which carried unanimously.** Director Diehl then informed the Board that he will be attending the APNC March 2016 Convention and speaking pursuant to the APNC's request.

At this time, Director Diehl presented for Consideration the Approval of New CE Course for the Auctioneers Association of North Carolina (AANC) and Stanly Community College - Gold and Silver Basics for Auctioneers with Ivan Broadwell as the instructor. After review of the presented materials, **Vice Chairman Boyd made a motion to approve the New CE Course for the Auctioneers Association of North Carolina (AANC) and Stanly Community College with Member Holder seconding the motion, which carried unanimously.**

Then, Director Diehl presented for the Board's Consideration the Apprentice Auctioneer License Application for Lauren Lee Brunk with Robert S. Brunk, NCAL #3041 and Andrew E. Brunk, NCAL #8330 as Sponsors. After a review of the presented application, **Member Gallion made of motion to approve the Apprentice Auctioneer License Application for Lauren Lee Brunk with Robert S. Brunk and Andrew E. Brunk as Sponsors. Member Holder seconded the motion, which carried unanimously**

Next, the Board considered the Probable Cause Subcommittee Recommendations and the following motion was made. **Member Gallion made a motion to accept the Probable Cause Subcommittee Recommendations. Member Brown seconded the motion, which carried unanimously.** Member Holder, being the Probable Cause Member, did not participate in the discussion nor did she vote due to her participation on the Probable Cause Subcommittee.

Then, Director Diehl led a discussion on Ad Violations/Other Issues for the month of November and informed the Board that staff is reviewing Craigslist and EstateSales.net in addition to AuctionZip and multiple newspapers for advertising violations.

At this time, Director Diehl presented the financial information concerning the individual month of November 2015. Following review, **Member Brown made a motion to accept the financial information for the month of November 2015. Vice Chairman Boyd seconded the motion, which carried unanimously.** Then, Director Diehl presented the Consideration of Annual Membership Fee for NALLOA 2016 Membership. After review and discussion, **Vice Chairman Boyd made a motion to continue to maintain the membership and pay the annual membership fee. Member Gallion seconded the motion, which carried unanimously.**

Next, Director Diehl presented a request from Pamela Foy for Consideration for Approval “Application for Auctioneer Recovery Fund – Jason Richard McCoon, NCAL #8690 (Revoked) and Tory Hill Auction Company, NCFL #8707 (Revoked).” Following a review and discussion, **Member Brown made a motion to accept the “Application for Auctioneer Recovery Fund in the amount of \$3,000.00 in the matter of Jason Richard McCoon, NCAL #8690 (Revoked) and Tory Hill Auction Company, NCFL #8707 (Revoked).” Chairperson DeVane seconded the motion, which carried unanimously.** Then, Director Diehl presented a request from Helen A. Harwood for Consideration for Approval “Application for Auctioneer

Recovery Fund – George S. Godwin, NCAL #5351 (Revoked).” Following a review and discussion, **Member Holder made a motion to accept the “Application for Auctioneer Recovery Fund in the amount of \$450 in the matter of George S. Godwin, NCAL #5351 (Revoked).” Member Gallion seconded the motion, which carried unanimously.**

Under other Board Matters, the following items were discussed: 1) Exams, 2) Online Renewal Registration Proposal for Licensees/options, and 3) Consideration of Contract for Legal Counsel. After review and discussion, the following motions were made; **Member Holder made a motion to accept the proposal from MiraComp Technologies, Inc. to develop/design the Online Renewal Registration for Licensees, with Member Brown seconding the motion, which carried unanimously.** Director Diehl advised the Board that while the work on online renewals will commence immediately, the contractor may not be able to have the program developed and installed in time for the 2016 Renewals. Next, regarding Contract for Legal Counsel, **Member Brown made a motion to retain Garris Neil Yarborough to provide legal representation for the North Carolina Auctioneer Licensing Board for the Calendar Year 2016 (January through December) at the annual fee of \$36,000.00 under his current retainer agreement. Member Gallion seconded the motion, which carried unanimously.**

Following the review and approval of applications for licensing, the Board confirmed the next regular meeting on Monday, January 11, 2016 at 10:00 a.m. in the Fuquay-Varina office.

The meeting adjourned at 10:11 a.m.

Respectfully Submitted,

Becky J. Stewart
Administrative Officer