

MINUTES**NORTH CAROLINA AUCTIONEER LICENSING BOARD****FEBRUARY 2, 2009**

The North Carolina Auctioneer Licensing Board met on Monday, February 2, 2009, in the Fuquay-Varina office. The meeting was called to order at 9:20 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 January 16, 2009, were approved as recorded on motion by Vice Chairperson Meeks. Member Pierce seconded the motion which carried.

Next, Vice Chairperson Meeks and Construction Manager Floyd Taylor provided an update on real estate. Mr. Taylor advised that the footings have been dug, the foundation has been installed and that a small retaining wall may be necessary on the backside of the office building. He also presented the first "Application and Certificate for Payment" from Freedom Constructors, Inc., in the amount of \$51,210.42 for processing and payment.

Chief Investigator Dutko advised that all absolute auction advertisement responses are current and up-to-date and presented an outline detailing his plan for the handling of complaints and investigations. His outline consisted of "Team Focus," "Budgetary Focus," "Public Focus," and "Long Term Projects" and discussion was held concerning these topics.

The Board next considered the Probable Cause Subcommittee Recommendations and the following motion was made. **Member O'Neal moved to accept the recommendations of the**

Probable Cause Subcommittee. Member Pierce seconded the motion which carried. Vice Chairperson Meeks 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, Board Counsel Yarborough led a discussion on Bill Draft 2009-ROqq-1, Short Title “Oversight of Licensing Board” which is an act to authorize the Joint Legislative Administrative Procedure Oversight Committee to review the activities of Occupational Licensing Boards, to require that certain licensing boards be audited annually, to specify a date for filing of reports, to establish sanctions for failure to file reports and to require that Board members receive training, as recommended by the Joint Legislative Administrative Procedure Oversight Committee. A discussion also ensued regarding the training the Board members receive and the following motion was made. **Member Pierce moved that Executive Director Watson research upcoming training sessions available through CLEAR and FARB and report back to the Board. Chairperson Meekins seconded the motion which carried.**

Next, a discussion was held concerning the qualifications of instructors for accredited schools of auctioneering and Board members reviewed Section .0500 –Schools of Auctioneering of the Boards’ Rules. Members also reviewed the “Initial Application for Schools of Auctioneering” and the “Renewal Application for Schools of Auctioneering.” Following this review, **Chairperson Meekins moved that instructors be required to provide proof of educational qualifications and that the “Initial Application for Schools of Auctioneering” and the “Renewal Application for Schools of Auctioneering” be updated to reflect same and be presented at the next Board meeting for review. Vice Chairperson Meeks seconded the motion which carried.**

Director Watson presented a request from Southeastern School of Auctioneering for approval to add an additional instructor to the school of auctioneering. After reviewing the additional

instructor's qualifications, **Chairperson Meekins moved to approve the addition of Kris Kennedy as an instructor for Southeastern School of Auctioneering. Vice Chairperson Meeks seconded the motion which carried.**

Next, Ms. Watson presented information prepared by Betty O'Neal, AANC Education Chairman, summarizing her research into the requirements for the acceptance of continuing education given at AANC sponsored classes by the Virginia Auctioneer Board. Ms. O'Neal's summary advised that the AANC is submitting the appropriate materials to Virginia for review and, hopefully, approval. Also at this time, Chairperson Meekins requested that the Board's website, www.ncalb.org, reflect the change to G.S. 85B-3(a) and directed staff to do so.

At this time, Chairperson Meekins led a discussion on the magazine published quarterly by the AANC and the Board's monetary contribution towards each issue. Following this discussion, **Member Pierce moved to suspend any monetary contribution towards the magazine published quarterly by the AANC. Member Mason-Smith seconded the motion which carried with Member O'Neal voting "nay."**

Director Watson reminded the Board that the accredited Schools of Auctioneering would be invited to an "open house" for a discussion session at 11:00 a.m. at the March meeting. Following the review and approval of applications for licensing, **Chairperson Meekins moved that any applicant who obtains a passing score on the February 5, 2009, auctioneer examination and meets the current auctioneer licensing requirements be approved for licensure immediately. Member O'Neal seconded the motion which carried.** The Board confirmed the next meeting as Monday, March 9, 2009, at 9:00 a.m. in the Fuquay-Varina office. The meeting was adjourned at 11:00 a.m.

Respectfully Submitted,

Teresa L. Watson
Executive Director