

MINUTES**NORTH CAROLINA AUCTIONEER LICENSING BOARD****July 17, 2017**

The North Carolina Auctioneer Licensing Board met on Monday, July 17, 2017 in the Fuquay-Varina Office. The meeting was called to order at 10:00 a.m. Members present were Chairman Gary Boyd, Vice Chairwoman Lisa L. Brown, Daniel H. DeVane, Susan R. Holder and William B. Lilly, Jr. Also present were Charles F. Diehl, Executive Director, Becky Stewart, Administrative Officer, Ralph Southerland, Investigator and Assistant Attorney General Susie Holloway.

Chairman Boyd 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 DeVane recused himself from consideration of the Probable Cause recommendations on items 1 through 4 due to his attendance and participation in the first of two Probable Cause Subcommittee meetings. Member Lilly recused himself from consideration of the Probable Cause recommendations on items 5 through 7 due to his attendance and participation in the second of two Probable Cause Subcommittee meetings. Other members stated there were none.

At this time the election of Chairperson and Vice Chairperson for the fiscal year beginning July 1, 2017 and ending June 30, 2018 was held. **Member DeVane moved to re-elect Mr. Gary Boyd as Chairman with Member Holder seconding the motion which carried unanimously. Vice Chairwoman Brown moved to elect Mr. William B. Lilly, Jr. as Vice Chairman with Member DeVane seconding the motion which carried unanimously.**

Minutes of the meeting held on June 12, 2017 were approved as recorded on motion by Member Holder. Member Brown seconded the motion which carried unanimously. Then Ralph Southerland provided the investigative case log update as follows: twelve (12) active cases and zero (0) cases under appeal.

At this time the Board considered the Probable Cause Subcommittee recommendations and the following motion was made: **Member Brown made a motion to accept the Probable Cause Subcommittee recommendations. Member Holder seconded the motion which carried unanimously.** Member DeVane recused himself from consideration of the Probable Cause recommendations items 1 through 4 due to his attendance and participation in the first of two Probable Cause Subcommittee meetings. Vice Chairman Lilly recused himself from consideration of the Probable Cause recommendations on items 5 through 7 due to his attendance and participation in the second of two Probable Cause Subcommittee meetings. Then Director Diehl reported on the Ad Violations and other Informal Investigations for the month of June.

Next Director Diehl presented the financial information concerning the individual month of June. The Board requested Director Diehl report at their August meeting the balance on the building loan. Following review **Member DeVane made a motion to accept the financial information for the month of June. Member Holder seconded the motion which carried unanimously.** Then Director Diehl provided the results of the June 1, 2017 auctioneer examination, which were as follows: ten (10) examinees with seven (7) passing and three (3) failing.

At this time Director Diehl reported that the Rules and Review Commission accepted the proposed deadline date of February 28, 2019 for the Board to re-adopt its Rules.

Next Director Diehl reported that a total of 1988 auctioneers, including apprentice auctioneers and firms, has renewed as of July 12, 2017 for the fiscal year 17/18, of which 745 (37.4%) have renewed online. Director Diehl also reported that he has received many positive comments for having online renewal availability.

Then Director Diehl provided a report on the 3 year Request for Proposals for audit services for fiscal years ending June 30, 2017, June 30, 2018, and June 30, 2019. Two CPA Firms submitted proposals for review. After review, **Member DeVane made a motion to award the proposal to Shelton L. Hawley, CPA as the Board's auditor for years ending**

June 30, 2017, June 30, 2018, and June 30, 2019. Member Holder seconded the motion which carried unanimously.

Next Director Diehl reported that Board Counsel, Susie Holloway, will be leaving the Department of Justice effective July 21, 2017, and will no longer be the Board's Counsel. The Board and staff thanked Mrs. Holloway for her service. The Attorney General's Office will continue to provide Board representation without a gap in service, but at this time the Department of Justice has not assigned Counsel. Director Diehl also informed the Board that Anne Brown, Assistant Attorney General will be providing N.C.G.S. 93B Training to the Board at 11:00 a.m. today and Kelly Chambers, Special Deputy Attorney General will be in attendance as well.

Then Director Diehl requested the Board to consider going into closed session to discuss personnel matters. **Vice Chairman Lilly made a motion to go into closed session to discuss personnel matters with Member Brown seconding the motion which carried unanimously. The Board went into closed session at 10:30 a.m. The Board returned to open session at 11:00 a.m. by motion from Member DeVane with Member Holder seconding the motion which carried unanimously.** Director Diehl stated the following motion was made and carried unanimously during closed session: **Member DeVane made a motion to adopt the salary provisions indicated in the ratified State Budget Act for fiscal year (FY) 2017/2018, effective date of July 1, 2017, to apply that adjustment on a pro-rated basis for current temporary employees, to instruct the Executive Director to facilitate changing Administrative Officer Stewart's employee status from Administrative Officer I to Administrative Officer II, and to further supplement Administrative Officer Stewart's compensation so that her salary for FY 17/18 is a 4.5% increase from FY 16/17. Vice Chairman Lilly seconded the motion which carried unanimously.**

At this time Chairman Boyd welcomed Anne Brown, Assistant Attorney General and Kelly Chambers, Special Deputy Attorney General to the meeting. Anne Brown provided

N.C.G.S. 93B Training to the Board.

Following the review and approval of applications for licensing, the Board confirmed the next regular meeting on Monday, August 14, 2017, at 10:00 a.m. in the Fuquay-Varina office.

Member Holder made a motion to adjourn the meeting with Member Brown seconding the motion which carried unanimously.

The meeting adjourned at 11:50 a.m.

Respectfully Submitted,

Becky J. Stewart
Administrative Officer