

MINUTES

NORTH CAROLINA AUCTIONEER LICENSING BOARD

August 14, 2023

The North Carolina Auctioneer Licensing Board met on Monday, August 14, 2023 in the Fuquay-Varina Office. The meeting was called to order at 9:00 a.m. Members present were Chairman Dan DeVane, Vice Chairman Willie A. Johnson, and Buck Lattimore. Also, present were Executive Director Charles F. Diehl and Administrative Officer Becky Stewart. Attorney General Anne Brown with the NC Department of Justice was available by telephone if needed. Members Porter and Swicegood were not in attendance due to prior engagements.

Chairman DeVane inquired of each member if there were any known conflicts of interest or any appearance of conflicts with respect to any matters coming before the Board during this meeting. Chairman DeVane reported that Member Swicegood had served on the Probable Cause Subcommittee Meeting held on August 10, 2023, but no recusal was required since he was unable to participate in the meeting. Other members stated there were none.

Vice Chairman Johnson made a motion to approve the July 10, 2023 Board Meeting minutes. Member Lattimore seconded the motion, which carried unanimously.

Director Diehl reported on the staff investigations and advertising violations for the month of July. There was one informal investigation and two ad violations. There are currently no formal complaint investigations.

Director Diehl presented the financial report. **Member Lattimore made a motion to approve the financial report for the month of July. Vice Chairman Johnson seconded the motion, which carried unanimously.**

Director Diehl presented for the Board's consideration the Application for Continuing Education Sponsor Cornerstone-edu.com: James Drury – *Communicate with Professionalism*,

Tact, Diplomacy – 3 hrs. **Vice Chairman Johnson made a motion to approve the request from Cornerstone-edu.com. Member Lattimore seconded the motion, which carried unanimously.**

Director Diehl provided the results of the August 3, 2023 auctioneer examination, which were as follows: 4 examinees with 3 passing and 1 failing.

Director Diehl provided a report on the 3-year Request for Proposals for audit services for fiscal years ending June 30, 2023, June 30, 2024, and June 30, 2025. **After review, Member Lattimore made a motion to award the proposal to Hawley, C.P.A., P.A. as the Board's auditor for years ending June 30, 2023, June 30, 2024, and June 30, 2025. Vice Chairman seconded the motion, which carried unanimously.**

Chairman DeVane requested a motion to go into Closed Session to discuss Agenda Item 8 – *Review of Probable Cause Report*, as it is a matter of potential litigation, and to receive advice by telephone from Board Counsel, if necessary. **Member Lattimore made a motion to go into Closed Session. Vice Chairman Johnson seconded the motion, which carried unanimously.** The Board went into Closed Session at 9:13 a.m.

Vice Chairman Johnson made a motion to return to Open Session. Member Lattimore seconded the motion, which carried unanimously. The Board returned to Open Session at 9:21 a.m.

Vice Chairman Johnson made a motion to accept the recommendations from the Probable Cause Report. Member Lattimore seconded the motion, which carried unanimously.

Director Diehl reported that at a prior Board meeting, the Board directed staff to proceed with the Board recognizing those currently active licensees that have been continuously licensed since 1973, which is fifty years from when the NCALB was created. Director Diehl proposed to invite these ten auctioneers and one auction firm to the October 9, 2023 Board meeting and

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present each with a plaque. If a recipient cannot attend, their plaque will be personally delivered. He also requested the Board's meeting time be scheduled at 10:00 a.m. instead of 9:00 a.m. to accommodate travel for those honorees attending. **Vice Chairman Johnson made a motion to accept Director Diehl's recommendations. Member Lattimore seconded the motion, which carried unanimously.**

Following the review and approval of applications for licensing, Chairman DeVane confirmed the next regular meeting on Monday, September 11, at 9:00 a.m. in the Fuquay-Varina office.

Chairman DeVane made a motion to adjourn the meeting. Member Lattimore seconded the motion, which carried unanimously.

The meeting adjourned at 9:37 a.m.

Respectfully Submitted,

Becky J. Stewart
Administrative Officer