

**GEORGIA BOARD OF USED MOTOR VEHICLE DEALERS**

**Board Meeting Minutes  
Professional Licensing Boards  
237 Coliseum Drive, Macon, GA  
August 29, 2016 - 10:00A.M.**

The Georgia Board of Used Motor Vehicle Dealers met on Monday, August 29, 2016, to conduct the business of the Board.

**Board Members Present**

Jeff Wilkinson, Chair  
Billy Graham, Vice-Chair  
Doug Hooper  
Thomas Mobley  
Lewis Page  
David Johnson  
Sandra Gresham  
Alex Grovenstein

**Administrative Staff Present**

La Trenda Tyler-Jones, Executive Director  
Sandy Barboza, Board Support Specialist  
Armon Evans, Licensing Analyst

**Attorney General's Office Present**

Bryon Thernes, Senior Assistant Attorney General

**Inspectors Present**

Nicole Hill  
Joe Spell  
Courtney Jefferson  
Annie Plummer

**Inspectors Present via Teleconference**

Anthony Cabble  
Marie Owens  
Lori Young

*Note: Visitors are excused during Executive Session unless scheduled for a personal appearance.*

**Call to Order:** Jeff Wilkinson, Chair, noted that a quorum was present, called the meeting to order at 10:10 a.m., and declared the meeting to be "open" pursuant to the Open and Public Meeting Act, O.C.G.A. §§50-14-1 et seq.

**OPEN SESSION**

**Agenda:** Thomas Mobley moved, Billy Graham seconded and the motion carried to approve the agenda with the addition of a discussion item - creation of a policy related to offering Cease and Desist Orders.

**Minutes:** Lewis Page moved, Billy Graham seconded, and the motion carried to approve the July 18, 2016 and July 20, 2016 Open Session Meeting Minutes and Executive Session Meeting Minutes.

**EXECUTIVE SESSION**

Following a motion by Billy Graham, a second by Thomas Mobley, and a vote in public session, the Georgia Board of Used Motor Vehicle Dealers entered into Executive Session on Monday, August 29, 2016 at 10:17 a.m. at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217, in accordance with O.C.G.A. §§ 43-1-19(h), 43-25-5(c) and 43-26-11 to receive legal advice from the Attorney General.

**Bryon Thernes – Legal Advice:**

Mr. Thernes reviewed the requirements for the Notice of Hearings; language must include "which is incorporated herein by express reference," entitling the Respondent to receive a copy of the Citation along with Notice of Hearing or specifically worded within the Notice of Hearing as Matters Asserted.

At the conclusion of Executive Session, the Chair declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during Executive Session.

**PUBLIC HEARINGS - OPEN SESSION:**

Public hearings were held by the Georgia Board of Used Motor Vehicle Dealers on August 29, 2016, to allow licensees the opportunity to address fines and/or complaints with the Board. The hearings were held at the office of the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia. The Presiding Officer, Jeff Wilkinson, called the hearings to order at 10:20 a.m. At the conclusion of the hearings, the Board entered into Executive Session to deliberate.

**EXECUTIVE SESSION:**

Billy Graham moved, Thomas Mobley seconded, and the motion carried to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-19(h), 43-25-5(c) and 43-26-11 to deliberate on the case heard during open session.

At the conclusion of Executive Session at., Jeff Wilkinson declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were taken during Executive Session.

**OPEN SESSION: Hearing / Board Recommendation**

License # UCAR037863 – Carlos & BJ Auto Sales – fine waived.

**EXECUTIVE SESSION:**

Billy Graham moved, Thomas Mobley seconded, and the motion carried to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-19(h), 43-25-5(c) and 43-26-11 to deliberate cases heard.

At the conclusion of Executive Session, Jeff Wilkerson declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were taken during Executive Session.

**OPEN SESSION: Hearings / Board Recommendations**

License # UCAR041995 – Gray Highway Auto Sales – did not attend, suspend license and table.

License # UCAR042330 – Skymit Motors Inc. - did not attend, suspend license and table. No established place of business, must submit an address change within 30 days or license may be revoked at the next Board meeting.

License # UCAR040539 – H & T Auto Brokers – suspend license, lift suspension when fine is paid.

License # UCAR041922 – Hilee Auto Sales – fine paid – close complaint.

License # UCAR041315 – Keys Motor Company - did not attend, suspend license and table.

License # UCAR042652 – Autobahn Motors – fine upheld.

**The Board recessed for lunch.**

**OPEN SESSION:**

Jeff Wilkinson, Chair, noted that a quorum of the Board was present.

**Discussion:**

The Board discussed creating a policy regarding under what conditions Inspectors could offer Cease and Desist orders, i.e., Unlicensed Practice, no established place of business.

**Notice of Cancellation of Surety Bond / Insurance** - the Board discussed and adopted the following procedure: When a notice of cancellation of a surety bond and / or certificate of insurance is received from the provider, staff will notify the licensee of receipt of cancellation notice and allow 7 calendar days to submit proof of current Surety Bond and / or Certificate of Insurance. If proof is not received within

the time allotted, staff will send to licensee, via certified mail, a copy of the cancellation notice and a notice for license revocation hearing, which will be scheduled for the next Board meeting.

**Hearings / Board Recommendations**

License # UCAR041892 – J&J Auto Sales – requested reschedule - continue.

License # UCAR028380 – Vol-Repair II (VR II Auto Sales) – fine upheld.

License # UCAR035893 – 5 Starr Auto – fine paid – close complaint.

**EXECUTIVE SESSION:**

Billy Graham moved, Thomas Mobley seconded, and the motion carried to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-19(h), 43-25-5(c) and 43-26-11 to deliberate cases heard in Open Session.

At the conclusion of Executive Session, Jeff Wilkinson declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were taken during Executive Session.

**OPEN SESSION: Hearings / Board Recommendations**

License # UCAR038906 – Division 1 Auto Brokers – no contest, requested payment plan – granted.

License # UCAR042783 – Blue Nile Auto Inc. - did not attend, suspend license and table.

License # UCAR041102 – Royal Import Cars LLC – did not attend, suspend license and table.

License # UCAR042319 – Impulse Motor Sports – Incorrect date on notice; appeared August 26, 2016; payment accepted.

License # UCAR042791 – Giron Motors LLC – Partial payment accepted with balance due in 60 days.

**EXECUTIVE SESSION:**

Billy Graham moved, Thomas Mobley seconded, and the motion carried to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-19(h), 43-25-5(c) and 43-26-11 to deliberate cases heard in Open Session and to hear the Attorney General’s report.

At the conclusion of Executive Session at., Jeff Wilkinson declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were taken during Executive Session.

**ATTORNEY GENERAL’S REPORT: None**

**OPEN SESSION:**

Jeff Wilkinson, Chair declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§50-14-1 et seq.

Thomas Mobley moved, David Johnson seconded, and the motioned was carried by the Board to approve the recommendations made during Executive Session.

The next meeting of the Georgia Board of Used Motor Vehicle Dealers will be held Wednesday, September 21, 2016 at 10:00 a.m. at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia.

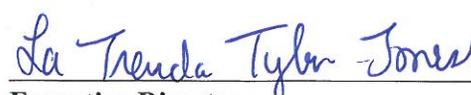
There being no further business, Jeff Wilkinson, Chair, declared the meeting adjourned at 3:15 p.m.

**Minutes recorded by:** Sandy Barboza, Board Support Specialist

**Minutes reviewed and edited by:** La Trenda Tyler-Jones, Executive Director

**Minutes approved on:** 9/21/2016

  
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**Board Chair**

  
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**Executive Director**

STATE OF GEORGIA

COUNTY OF BIBB

AFFIDAVIT SUPPORTING CLOSING OF PUBLIC MEETING

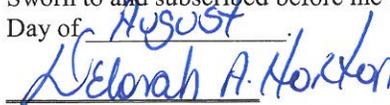
The Georgia Open Meetings Act, O.C.G.A 50-14-1 et seq., requires that all meetings of an entity covered by the statute must be open to the public unless there is some specific statutory exception which permits the closing of the meeting. If such a meeting is to be closed, the law requires that the presiding person execute a sworn affidavit stating that the subject matter of the meeting or the closed portion thereof was devoted to matters within the statutory exceptions and identifying those specified exemptions relied upon. O.C.G.A. 50-14-4(b). A copy of this affidavit must be filed with the minutes of the meetings in question.

Comes now Jeff W. Wilkinson, the presiding officer identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

1. I am the presiding officer of the Georgia State Board of Registration of Used Motor Vehicle Dealers.
2. I am over the age of 18 and in other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and subject to penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On **August 29, 2016** this entity, which is subject to the Open Meetings Act, met. A majority of the quorum of members present voted to close the meeting or a portion thereof of the following indicated reason(s). I hereby certify that that during the closed portion of the meeting, only those subjects indicated below were discussed. I also certify that I have reviewed the exceptions provided under the Open Meetings Act that may permit the closing of a meeting and that, to the best of my knowledge, the reasons I have described in detail below meet the requirements for closing this public meeting.
4. The legal authority for closure of this meeting was: O.C.G.A. 43-1-2(k).
5. The subjects discussed and the underlying facts supporting the closing of this meeting are as follows:  
Applications and other personal information submitted by the applicants; information, favorable or unfavorable, submitted by a reference source concerning an applicant; and deliberations of the Board with respect to an application, an examination, a complaint, an investigation, or a disciplinary proceeding.

FURTHER THE AFFIANT SAYETH NOT.

  
PRESIDING OFFICER

Sworn to and subscribed before me this 29th  
Day of August  
  
Notary Public  
My Commission Expires: Feb. 14, 2017

