

Georgia Auctioneers Commission
Meeting Minutes – March 25, 2019
Professional Licensing Boards Division of the Secretary of State
237 Coliseum Drive, Macon, Georgia 31217

Members Present:

- Stephen Burton, Chair
- Kim Hagen
- Charles Gay
- Larry “Bo” Benton*

Others Present:

- Brad Coman, Executive Director
- Carla Murray, Licensing Supervisor
- Cindy Groves, Licensing Analyst
- Betsy Cohen, Assistant Attorney General

Members Absent:

- Rossie Ross

*via teleconference

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

OPEN SESSION:

Stephen Burton, Chair, noted a quorum was present, called the meeting to order at 10:08 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.

Agenda:

Charles Gay moved, Kim Hagen seconded, and the Commission voted to approve the March 25, 2019 agenda.

Minutes:

Charles Gay moved, Kim Hagen seconded, and the Commission voted to approve the January 28, 2019 Open Meeting minutes and Executive Session minutes.

Ratification List:

Licenses Issued: 1/25/2019-3/20/2019 - (Total 14): Charles Gay moved, Kim Hagen seconded, and the Commission voted to ratify the licenses issued between meetings in accordance with Commission Rules and Policies.

License #	Licensee
AU-C003130	Oconee Auto Auction LLC
AU-C003131	Southeastern Auto Auction
AU-C003132	Ten-X Enterprises, Inc
AU-C003133	Auction.com, Inc
AU-C003134	Seven Hills Auctions
AU-C003135	Phoenix Store Fixtures & Auctions Inc
AU004406	Matthew Bradford Godbehere
AU004407	Justin Thompson King

License #	Licensee
AU004408	Angela Michelle Rowland
AU004409	Peter G Vicari
AU004410	Carl Theorin
AU004411	Justin P Schultis
EXEMPT	Shimon Presents, Inc dba Auction Event Services
EXEMPT	Jefferson County Auction and Liquidation, LLC

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EXECUTIVE SESSION:

Charles Gay moved, Kim Hagen seconded, and the Commission voted to enter into Executive Session at 10:10 a.m. in accordance with O.C.G.A. §§ 43-1-2 (k); 43-1-19 (h); and 43-6 for the purpose of reviewing complaint cases, and to hear the Attorney General’s report.

At the conclusion of Executive Session, Stephen Burton, Chair, declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. at 11:02 a.m. No votes were taken during Executive Session.

OPEN SESSION:

Kim Hagen moved, Charles Gay seconded, and the Commission voted to accept the following recommendations made during Executive Session:

Applications:

None.

Complaints:

AUCT190026 – The Commission voted to refer to Investigations to offer a voluntary Cease and Desist Order to the owner and the company.

AUCT190017 – The Commission voted to refer to Inspections to offer a voluntary Cease and Desist Order and obtain a statement from the respondent.

AUCT180020 – Table until May meeting for additional investigative documents.

AUCT190027 – Close – No violation.

AUCT190021 – The Commission voted to refer to Investigations to obtain settlement statements from respondent and complainant.

AUCT190022 – Close – No violation.

Attorney General’s Report:

The Commission voted to accept the Attorney General’s report as presented.

Attorney General discussed rule making procedures.

Case # AUCT190016 – Attorney General’s office received referral.

Closed Cases:

License # AU003741 – Final Decision docketed and reviewed for information only.

Other Business:

Docketed Orders – The Commission voted, unanimously, to accept the docketed orders as presented:

Complaint #	Docket #	Type of Order
AUCT170001	2019-0507	Final Decision

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PSI Request

The Commission voted to proceed with the following individuals to work with PSI on updating the licensing exam: Charles Gay (AU000129), Larry Benton (AU003215), Mark Maier (AU002536), Perry Walden (AU004162), and William Black (AU001191).

Georgia Real Estate Commission Response

The Commission reviewed a response from the Georgia Real Estate Commission addressing a question from a licensed real estate agent that was received by the Commission. The Commission will direct the questioner to review the current Practice Act and Rules in their entirety, while paying particular attention to 43-6-1, 43-6-9, and 43-6-24. Questioner may wish to seek legal advice.

Nonprofit Exemption Question

The Commission reviewed a request for clarification and referred questioner to the current Practice Act and Board Rules.

Virginia Auctioneers Board Request

The Commission reviewed a reciprocal continuing education request from the Virginia Auctioneers Board. Staff will reach out to the Virginia Auctioneers Board to request that the proposed Statement of Understanding be updated to reflect Georgia's licensing requirements.

Rules Review

A rules review was conducted and suggestions for changes to the rules were made. The Executive Director will bring the updated proposed rule amendments to the next meeting.

The next meeting of the Georgia Auctioneer Commission will be held Monday, May 20, 2019 at 10:00 a.m. at 237 Coliseum Drive, Macon, Georgia.

There being no further business, Stephen Burton, Chair, declared the meeting adjourned at 12:42 p.m.

Minutes prepared by: Alexis Hardy, Board Support Specialist

Minutes reviewed and edited by: Brad Coman, Executive Director

Minutes were approved on:



Stephen Burton, Chair



Brad Coman, 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.

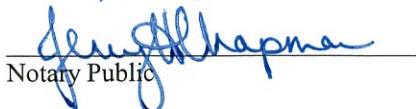
Comes now Stephen Burton, Chairman identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

1. I am the presiding officer of the Georgia Auctioneer Commission.
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 March 25, 2019 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. The legal authority for closure of this meeting was: O.C.G.A. 43-1-2(k).
4. 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 25th
Day of March 2019.


Notary Public

