

**AUCTIONEERS BOARD MEETING
MINUTES**

The Virginia Auctioneers Board met on April 19, 2017, at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia, with the following members present:

Linda Terry
Michael Phillips
Andrew Smith

Board member, Betty Bennett, was not present for the meeting.

Board staff present for all or part of the meeting were:

Kate Nosbisch, Executive Director
Bonnie Davis, Administrative Assistant

Agency staff present for all or part of the meeting were:

Jay W. DeBoer, Director
Bonnie Adams, Director, Complaint Analysis & Resolution
Susan Garbini, Legal Analyst, Complaint Analysis & Resolution

Elizabeth Peay, Assistant Attorney General was present from the Office of the Attorney General.

Ms. Terry, Chair, called the meeting to order at 10:05 a.m.

Call to Order

Ms. Terry advised the Board of the emergency evacuation procedures.
Ms. Terry stated that Ms. Bennett sends her regrets.

**Emergency Evacuation
Procedures**

Mr. Smith moved to approve the agenda. Mr. Phillips seconded the motion which was unanimously approved by members: Phillips, Smith, and Terry.

Approval of Agenda

Mr. Smith moved to approve the January 31, 2017 Board meeting minutes. Mr. Phillips seconded the motion which was unanimously approved by members: Phillips, Smith, and Terry.

Approval of Minutes

Anne Grindstaff, Auctioneer/Realtor and member of Virginia Auctioneers Association asked the Auctioneers Board to consider a grant to help fund a marketing class for auctioneers in January. Some of the topics covered in the class are branding, marketing, and social media. This is a topic under Other Business.

Public Comment Period

Regarding File Number 2017-00468, George Montgomery Bowman, the Board members reviewed the Consent Order as seen and agreed to by Mr. Bowman. Mr. Smith moved to accept the Consent Order which cites the following violations of the Board's regulations: 18VAC25-21-110.A.4

**File No. 2017-00468,
George Montgomery
Bowman**

(Count 1); 18VAC25-21-110.A.4 (Count 2); 18VAC25-21-110.A.1.a (Count 3); 18VAC25-21-110.A.1.a (Count 4); and 18VAC25-21-180.4 (Count 5). For these violations, Mr. Bowman, agrees to pay \$100 for the violation contained in Count 1; \$100 for the violation contained in Count 2; \$150 for the violation contained in Count 3; \$150 for the violation contained in Count 4; \$500 for the violation contained in Count 5; and \$150 in board costs, for a total monetary penalty of \$1,150. If Mr. Bowman provides a current contract within thirty days of the order, Count 1 and Count 2 fees will be waived. Mr. Phillips seconded the motion which was unanimously approved by members: Phillips, Smith, and Terry.

Regarding File Number 2017-00593, Michael E. Anderson., the Board members reviewed the Consent Order as seen and agreed to by Mr. Anderson. Mr. Smith moved to accept the Consent Order which cites the following violations of the Board's regulations: 18VAC25-21-120 (Count 1); and 18VAC25-21-180.3 (Count 2). For these violations, Mr. Anderson, agrees to pay \$300 for the violation contained in Count 1; no fee for the violation contained in Count 2; and \$150 in board costs, for a total monetary penalty of \$450. In addition for violation of Count 1, Mr. Anderson agrees to complete at least three (3) hours of Board-approved continuing education pertaining to Ethics and provide proof of attendance and successful completion within six (6) months of the effective date of this Order. The course(s) can be completed on-line or in the classroom. Mr. Phillips seconded the motion which was unanimously approved by members: Phillips, Smith, and Terry.

Ms. Adams and Ms. Garbini excused themselves from the meeting.

Board members were provided financial statements for informational purposes. Ms. Nobsch noted that the Board is financially sound.

After review of the letter from Mr. Damewood, Virginia Auctioneers Association, regarding grant funding and being mindful of Ms. Grindstaff's comments during public comment, Ms. Nobsch reminded the Board that DPOR is totally self-funded through licensing fees; nothing is built into the budget for grants. She regrets there are no resources for funding grants.

Ms. Terry provided the licensee counts as of April 1, 2017: Auctioneers 1181 and Firms 249.

Ms. Nobsch reported that there is a vacancy on the Board. She has been in communication with the Assistant Director of Appointments at the Secretary of the Commonwealth's office to find a replacement. Ms. Nobsch noted that to have a quorum, a majority of the Board (three members) must be present to vote. She emphasized the importance of a

File No. 2017-00593,
Michael E. Anderson

Departure of Agency
Staff

Review of Board
Financial Statements

Other Business

quorum and letting staff know as soon as possible if you are able to attend because the business of the Board cannot be conducted without a quorum.


Ms. Nosbisch stated Auctioneers Day was April 15th. Ms. Nosbisch thanked all Board members for their time and expertise devoted to their professions and the Board.

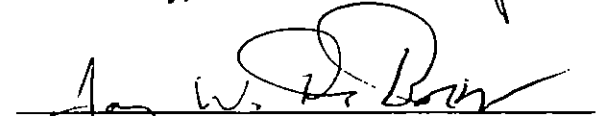
Conflict of Interest forms were completed by all members present.

**Conflict of Interest
Forms**

There being no further business, the meeting adjourned at 10:23 a.m.

Adjourn


Linda Terry, Chair


Jay W. DeBoer, Secretary

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Linda Terry
2. Title: Board Member
3. Agency: Auctioneers Board
4. Meeting/IFF Date: Board Meeting April 19, 2017

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

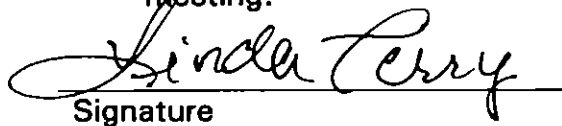
I declare that I am a member of the following business, profession,
occupation or group, the members of which are affected by the transaction:

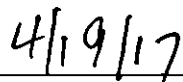
I am able to participate in this transaction fairly, objectively, and in the
public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this
meeting.


Signature


Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Michael Phillips
2. Title: Board Member
3. Agency: Auctioneers Board
4. Meeting/IFF Date: Board Meeting April 19, 2017

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:


I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.

Signature



Date

4/19/17

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Andrew Smith
2. Title: Board Member
3. Agency: Auctioneers Board
4. Meeting/IFF Date: Board Meeting April 19, 2017

5. I have a personal interest in the following transaction:

Nature of Personal Interest Affected by Transaction:

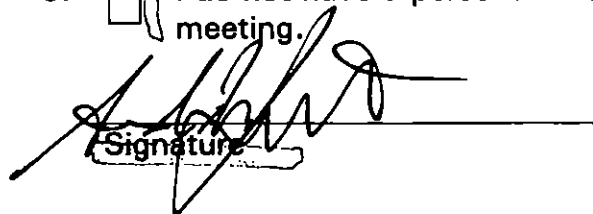
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

I am able to participate in this transaction fairly, objectively, and in the public interest.

or

I did not participate in the transaction.

6. I do not have a personal interest in any transactions taken at this meeting.


Signature

4/19/17
Date