

MINUTES OF THE STATE AUCTIONEERS COMMISSION
OHIO DEPARTMENT OF AGRICULTURE Seminar Room B
8995 E. MAIN STREET, REYNOLDSBURG, OH 43068
January 15, 2016

PRESENT:

Commissioner Sherri Orr

Commissioner Bart Sheridan

Commissioner Richard Kruse

Hannah Smith-Carr, Staff Legal Counsel

Donna Brinker Potter, Auctioneer Program Manager

Members of the Public:

Doug Walton

Harry Grafton

Donna Potter called the meeting to order at 9:32 a.m. All members of the commission were present, with a quorum present. There are currently two openings on the commission. Donna Potter noted that in the absence of the appointments, the commission needed to elect a chair. Commissioner Rich Kruse moved to elect Bart Sheridan. Commissioner Sherri Orr seconded. Following discussion regarding the open positions, the motion carried with an affirmative vote of all members present.

Chairman Sheridan requested the Commissioners review the minutes for the November 6, 2015 Commission Meeting. Commissioner Kruse moved to approve the minutes as submitted. Commissioner Orr seconded. No further discussion. Motion carried by an affirmative vote of all members.

Next item on the agenda was the Continuing Education Study by Mike Brandy. Commissioner Orr stated that she requested that the study be placed on the agenda. She wanted to see if the commission was wishing to pursue the matter further. Chairman Sheridan stated that the commission is advisory in nature and he felt that it was an issue that a professional organization should carry forward versus the commission. Hannah Smith-Carr concurred with the Chairman that the commission was advisory in nature.

The next item on the agenda was the enforcement update. Donna Potter stated that the department had moved forward with the recovery fund claims against the Eastons. She stated that they had an oral hearing and a non-oral hearing for the claimants. She stated that the issue is with the hearing officer for her report and recommendation. She stated that the department had denied the claims due to the inability to discern what was sold online and what was sold via live auction format. She stated that the statute requires recovery fund claims to be for an act only a licensed auctioneer can perform and that online sales do not require an auctioneer license. She stated that license renewals will be mailed at the end of February for the 2016-2018 renewal period.

The next item on the agenda was new business. Donna Potter stated that she had received an application from K&M Auction School for approval for the triennial period. She stated that the application showed that the school met minimum requirements set by the commission. Chairman Sheridan asked for a motion to approve the K&M School. Commissioner Orr so moved. Commissioner Kruse seconded. Motion carried by an affirmative vote of all members.

The next item under new business was a notification by Mike Brandy that the Ohio Auction School was adding instructors: Joseph Mast, Andy White, Bill Stepp, Darren Bok, and David Helmer.

Commissioner Kruse moved to approve the addition of the new instructors. Commissioner Orr seconded. Motion carried by an affirmative vote.

Chairman Sheridan asked for any business/comments from the public. Hearing and seeing none, Chairman Sheridan asked for a motion to adjourn. Commissioner Kruse moved to adjourn the meeting and Commissioner Orr seconded. No further discussion noted. Motion carried by an affirmative vote of all members present. Meeting adjourned at 9:58am.

Approved Chairman