

MINUTES OF THE STATE AUCTIONEERS COMMISSION
OHIO DEPARTMENT OF AGRICULTURE Seminar Room B
8995 E. MAIN STREET, REYNOLDSBURG, OH 43068
November 6, 2015

PRESENT:

Chairman Doug Walton	Mehek Cooke, Chief Legal Counsel
Commissioner Sherri Orr	Julie Phillips, Assistant Chief Legal Counsel
Commissioner Bart Sheridan	Hannah Smith-Carr, Staff Legal Counsel
Commissioner Richard Kruse	Donna Brinker Potter, Auctioneer Program Manager
Howard Wise, Assistant Director	

ABSENT:

Commissioner Gary Cain

Members of the Public:

Peter Gehres, OAA Ken Bonnigson, OAA Larry Woods, OAA

Chairman Walton called the meeting to order at 9:32 a.m. with the Pledge of Allegiance. He requested the Commissioners review the minutes for the August 21, 2015 Commission Meeting. Commissioner Sheridan moved to approve the minutes as submitted. Commissioner Kruse seconded. No further discussion. Motion carried by an affirmative vote of all members present.

Next Item on the agenda is the election of a new chair. Commissioner Sheridan moved to retain Commissioner Walton as chair. Commissioner Kruse seconded. No further discussion. Motion carried by an affirmative vote of all members present.

Next item on the agenda is the setting of the 2016 Calendar. Donna Potter stated that traditionally the Commission has met on the fourth Friday in January, April, July, and October. However in the recent years the July meeting has moved to accommodate the State Fair and the NAA convention and the October meeting has been moved to November in recent years. Meeting dates set at January 15, 2016, April 22, 2016, July 15, 2016 and October 28, 2016.

The next item on the agenda is the legal update. Donna Potter introduced Chief Legal Counsel Mehek Cooke. She presented the findings of an informal legal opinion the department sought from the Attorney Generals' Office. The findings were as follows:

1. The Commission has authority to approve requests for funding from the Auction Education Fund, however the Commission's approval of such funding is subject to the statutory authority of the Director of Agriculture under Ohio Revised Code ("R.C.") 121.02(E) to administer the affairs of ODA, of which the Commission is a part.
2. In the course of administering ODA, the Director may deny approval of funding requests that he considers to be beyond the authority or inconsistent with the mandate of the Commission under R.C. 4707.171.

Mehek Cooke stated that she would forward the findings to the commissioners via email at their request.

The next item on the agenda is the triennial approval of auction schools. Donna Potter stated that she had received applications from all prior approved schools with the exception of Mendenhall, and K&M. She stated that Marie Roberts of K&M called and stated that they will reapply next year. No information was received from Mendenhall. The Commission reviewed the applications and Commissioner Orr moved to approve the

schools that had applied for re-approval. Commissioner Kruse seconded. No further discussion noted. Motion carries by an affirmative vote of all members present.

The next item on the agenda was the OAA educational request. Donna Potter stated that the OAA had previously submitted and had been approved for the Winter Conference. She stated that a speaker, Megan McCurdy had to be replaced with Jason Winter and the OAA had resubmitted the conference proposal with the new speaker. There were no other changes in speakers or expense. Commissioner Sheridan moved to accept the change in speaker. Commissioner Kruse seconded. Motion carried by an affirmative vote by all members present.

The next items on the agenda are the requests for bid calling contest approval. Ms. Potter indicated that there were three requests for approval. The OAA 2016 Ohio Auctioneer Championship at the OAA Winter Conference and the 2017 NAA IAC and IJAC contests to be held at the NAA Convention in Columbus, OH. Commissioner Sheridan moved to approve the IAC and IJAC contest. Commissioner Kruse seconded. Motion carried by an affirmative vote of all members present. Commissioner Sheridan moved to approve the 2016 Ohio Auctioneer Championship. Commissioner Kruse seconded. Motion carried by an affirmative vote of all members present.

The last item on the agenda is the application for approval as a bid calling contest. Ms. Potter presented the draft form for the application to be an approved bid calling contest. Commissioner Kruse moved to approve the form with the section regarding the special meeting provision stricken. Commissioner Orr seconded. Motion carried with an affirmative vote from all members present.

Chairman Walton asked for any old business. Commissioner Kruse asked regarding the status of the criminal case involving the Easton matter. Ms. Potter indicated that they pled guilty and would be sentenced on November 10, 2015. Peter Gehres stated that there were 130 registrants for the AARE class at the end of November and that they were able to seat all interested parties. Commissioner Sheridan asked Mr. Gehres regarding the 2017 NAA Conference and Show coming to Ohio. Mr. Gehres indicated that 2016 would be held in Grand Rapids, MI and the 2017 would be held in Columbus, OH. Chairman Walton 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 10:18am.

Approved Chairman