



Andy Beshear
GOVERNOR
Jacqueline Coleman
LIEUTENANT GOVERNOR

PUBLIC PROTECTION CABINET

Kentucky Real Estate Authority
Kentucky Board of
Auctioneers

500 Mero Street, 2NE09
Frankfort, KY 40601
Phone: (502) 782-0722

Ray A. Perry
SECRETARY
Natalie W. Brawner
EXECUTIVE DIRECTOR

February 8, 2023

9:30 A.M.

BOARD MEETING MINUTES

A meeting of the Board of Auctioneers was held via Zoom videoconference, February 8, 2023, and at 500 Mero Street, Conference Room 229NE, Frankfort, KY 40601.

MEMBERS PRESENT

Ronald Kirby, Jr.
Gregory Johnson
Bill Patrick
Danny Ray Ford
GeMonee Brown

KENTUCKY REAL ESTATE AUTHORITY

Natalie Brawner, Executive Director
August L. Pozgay, General Counsel
Pam Samples, Board Coordinator
Hannah Carlin, Deputy Exec. Director
Chris Woodyard, Investigator

Call to Order:

- Board Chair Kirby called a meeting of the Kentucky Board of Auctioneers (the "Board" to order at 9:30 a.m. Eastern. Members Kirby, Johnson, Ford, Patrick, and Brown were present, and a quorum was established.

Approval of the January 2023 Meeting Minutes:

- Member Johnson moved to approve the January 22, 2023, board meeting minutes. Member Ford seconded the motion. All in favor, the motion carried.

KREA update:

- Director Brawner gave a brief update on what she would be talking about on the agenda. She thanked the Board members for inviting everyone to the KYAA convention in January.

Financial Report:

- Director Brawner spoke about statute KRS 330.192 (2) and (3), and how it goes over the Financial Report for the Board. General Counsel, Pozgay explained how the \$30.00 recovery fee paid by active auctioneers is set by administrative regulation 831 KAR 1:010 Section 6, the permissible uses of the fund set forth in 3. KRS 330.192(2)(c), and what steps the Board would need to take to get approval to use it.

Legal Update:

- **Closed session:** Member Ford moved to enter closed session, pursuant to KRS 61.810(1)(k) and KRE 503, for confidential communications made for the purpose of facilitating the rendition of professional legal services to the board regarding public questions brought to the board for review and legal advice regarding a pending matter in another jurisdiction. Member Johnson seconded the motion. All in favor, the motion carried, and the Board moved into closed session at 9:43 a.m.
- Member Ford moved for the Board to reconvene in open session. Member Brown seconded the motion. All in favor, the motion carried.

- **New Business/Old Business/Miscellaneous Matters**

- **Proctored exams through KCTCS:**

Board Coordinator Pam Samples reported that since the last update on January 22, 2023, four (4) people have taken the exam; two (2) passed and two (2) failed.

- **Auctioneer’s University application for approved provider:**

Member Brown moved to approve the school for the 80-hour pre-license education. Member Patrick seconded the motion. All in favor, the motion carried. Chairman Kirby asked Coordinator Samples to send a letter to Mr. Staggs informing him of this decision and to request he submit the outline for the 6-hour course.

- **Resuming a newsletter to be published by the Board:**

Member Patrick moved to table discussion of resuming a newsletter to be published by the Board. Member Ford seconded the motion. All in favor, the motion carried.

- **HB 62:**

At the request of the Board, General Counsel provided an informational legislative update regarding HB 62 (RS 2023). No action was taken by the Board.

Closed Session

- Member Ford moved to go into closed session, pursuant to KRS 61.815 and KRS 61.810(1)(c) and (j) to discuss proposed or pending litigation and deliberate on individual adjudications in the following:

Alleged Unlicensed Auction Activity in Crockett, Kentucky
Alleged Unlicensed Auction Activity in Danville, Kentucky
Unlicensed Activity of J.C.
Complaint 22-001
In Re: Self-Report of B.D. and M.S.

Member Patrick seconded the motion. All in favor, the motion carried, and the Board moved into closed session.

- Member Patrick moved for the Board to reconvene in open session. Member Ford seconded the motion. All in favor, the motion carried.

- Alleged Unlicensed Auction Activity in Crockett, Kentucky

Member Johnson moved for the Board to refer for an investigation by the KREA investigator. Member Patrick seconded the motion. All in favor, the motion carried.

- Alleged Unlicensed Auction Activity in Danville, Kentucky

Member Johnson moved for the Board to refer for an investigation by the KREA investigator. Member Patrick seconded the motion. All in favor, the motion carried.

- Unlicensed Activity of J.C.

Member Johnson moved to authorize General Counsel Pozgay to send an Agreed Order for a 2-year suspension and requiring an additional 6 hours continuing education with 3 of those hours being Ethics in addition to any required continuing education when his suspension is over and he comes back into active status, and a letter of reprimand.

- Complaint 22-001:

Member Johnson moved that Legal Counsel have the KREA investigator further investigate the issues in this complaint. Member Ford seconded the motion. All in favor, the motion carried.

Upcoming Meeting: Subject to change

- March 8, 2023

Approval of Timesheets and Travel Expenditures:

- Member Ford moved to approve timesheets and travel expenditures. Member Patrick seconded the motion. All in favor, the motion carried.

Meeting Adjournment

- Member Ford moved to adjourn the meeting. Member Patrick seconded the motion. All in favor, the motion carried. Chairman Kirby adjourned the meeting at 11:56 a.m.

Pursuant to KRS 324B.060, I, Natalie W. Brawner,
Executive Director of the Kentucky Real Estate Authority
(KREA), have reviewed and Approved the expenditures for the meeting
of the Kentucky Board of Auctioneers (the Board) held on February 8, 2023.
This Approval is based upon my review of the expenditures as described in the
minutes and in greater detail as on file with the KREA. I did not review, nor did
I participate in discussions, deliberations, or decisions regarding the actions taken
by the Board at this meeting related to individual disciplinary matters,
investigations, or applicant reviews. The Board approved the minutes of its
February 8, 2023 meeting at its meeting held on March 8, 2023.

Natalie W. Brawner 3/8/2023

KREA Executive Director/Date