



STATE OF ARKANSAS
TOWING & RECOVERY BOARD
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MINUTES MEETING

July 15, 2014

The Arkansas Towing & Recovery Board convened on July 15, 2014 at 9:32 a.m. in the 2nd floor conference room of the Attorney General's Office, Tower Building at 323 Center Street, Little Rock, Arkansas. Chairperson Wayne Edwards called the meeting to order with roll call. Chairperson Wayne Edwards, Vice-Chairperson Jerry Vint, Treasurer Glenna Butler, and Members: Avon Phillips Jr, Elgie Sims, Sr., Ronnie Walker, E. L. Jacobs, and Walter Fenton were in attendance. Board Director Cynthia Lauen, Investigator Tracy Watson, Investigator Beth Lowrey, Board Legal Counsel Julie Chavis, and Board Consultant B.G. Hendrix were also, present. Member Mary Thoma, out of town, was not present.

Chairperson Edwards confirmed members had received the Minutes from the June 17, 2014, meeting with a motion by Phillips, 2nd by Jacobs, the Board voted 8-0-1 to accept the Minutes as written.

Treasurer Butler reported expenditures of \$ 4,707.93 and receipts of \$ 19,857.29 for a checkbook balance as of July 15, 2014 of \$ 259,388.00.

(Note: Copy Treasurer's Reports are filed with these Minutes)

Chairperson Edwards welcomed guests, Steve Rodger, PTRAA and Ryland Lauen.

Disciplinary Hearing

1. **Complaint No. 2013-02-054** AR River Valley Towing & Recovery, Inc – found in violation of A.C.A 27-50-1203 (e)(1)(D) fined \$5,000.
2. **Complaint No. 2014-12-045** Luther Thomas III d/b/a Towing Plus; found in violation of A.C.A § 27-50-1201 (C) and 27-50-1203(e)(1)(D); fined \$ 500.
3. **Complaint No. 2014-01-078** Pro Auto, Inc. d/b/a Pro Auto Collision; made a consent agreement found in violation of A.C.A. § 27-50-1101 (C); fined \$ 250, and refunded complainant \$90.

Board meeting reconvened at 11:21 a.m.

Consent Agreements/Offer of Settlements

1. **Consent Agreement 2014-10-038** Ben Day d/b/a Paradise Motors- Continued
2. **Consent Agreement 2014-01-077** Happa Mac Company, Inc., d/b/a Blue Hill Wrecker & Towing- continued.
3. **Consent Agreement 2014-01-073** NWA Towing & Recovery, Inc. – Continued

On-Going Business

1. **Progress Report:** Director Lauen reported for period June 16 to July 11, 2014, 60 tow safety licenses and a total of 168 tow safety permits were issued, 01 applications in suspense and 03 unprocessed applications and 28 walk-ins. (Note : Copy of Progress Report is filed with Minutes).
2. **Complaints Report:** Investigator Watson reported for period of June 14 to July 14, 2014: 21 telephone complaints, 07 written complaints, and 02 Notices of Non-renewal were sent. An estimated 38 pending complaint investigations, 12 pending complaint hearings, and 05 complaints closed. 00 Offer of Settlements was sent. The complaints were broken down into itemized categories on the report. (Note: copy of Complaint Report is filed with these minutes)
3. **Appeals:** Legal Counsel Chavis reported there was a favorable decision in the Lawhon's Towing and Hauling Appeal.

Old Business

1. **Rules and Regulations committee:** Director Lauen reported all the documents had been filed for the emergency rule to go into effect on July 1, 2014. Public Hearing would be held on August 19, 2014 conference room on 11th floor of Attorney General's Building.
2. **Senator Williams "Work Group" committee:** Director Lauen reported No new meeting had been set at this time.

New Business

1. **Biennial Budget:** Director Lauen presented a copy of the Budget filed for the FY 16 and FY 17 years. She reported the position downgrade had been granted and the appearance before the Joint Budget committee was October 8, 2014.
2. **Facebook:** Director Lauen asked for this to be tabled till next meeting.
3. **Administrative Specialist II:** Director Lauen reported this position was posted and applications were being accepted.
4. **Forms:** Director Lauen presented updated inspections forms, after some discussion with a motion by Walker, 2nd by Vint, the Board voted 8-0-1 to adopt the new forms.

Other Business

1. **Election of Officers:** With a motion by Phillips, 2nd by Walker the Board voted 8-0-1 to keep officers as they were: Chairperson Wayne Edwards, Vice-Chairperson Jerry Vint, and Treasurer Glenna Butler.
2. **Resolution 2015-01:** With a motion by Phillips, 2nd by Vint the Board voted 8-0-1 to pay member per diem and mileage.
3. **Lease renewal:** Director reported the office had received the request for lease action on the lease expiring on November 30, 2104. After some lengthy discussion, with a motion by Walker, 2nd by Butler, the Board voted 8-0-1 to renew the lease as is for one year.

4. **Next Meeting:** August 19, 2014.

Meeting adjourned 1:37 pm

Signed _____

Wayne Edwards, Chairperson

Jerry Vint, Vice-Chairperson

Attest _____

Cynthia Lauen, Director

Approved _____ (Date)