



STATE OF ARKANSAS  
**TOWING & RECOVERY BOARD**  
PO BOX 8285  
SEARCY, ARKANSAS 72143

Phone (501) 278-5225  
Fax (501) 278-5255  
Email: [Cynthia.Lauen@arkansas.gov](mailto:Cynthia.Lauen@arkansas.gov)  
[www.artowing.org](http://www.artowing.org)

**Heath Tibbs**  
Insurance Representative  
(870) 219-4349

**Wayne Edwards,**  
Chairperson  
**Zone 1 Non-Consent**  
Representative  
(870) 265-2214

**Avon Phillips, Jr.,**  
Zone 2 Non-Consent  
Representative  
(501) 529-1942

**Mary Thoma,**  
Zone 3 Non-Consent  
Representative  
(479) 839-2400

**Elgie Sims, Sr.,**  
Zone 4 Non-Consent  
Representative  
(870) 862-8421

**E.L. "Jake" Jacobs,**  
Consent Only  
Representative  
(479) 963-3794

**Ronnie Walker,**  
Consent Only  
Representative  
(501) 321-2852

**Jerry Vint,**  
Vice-Chairperson  
Citizen Representative  
(501) 568-9000

**Walter Fenton**  
Treasurer  
Citizen Representative  
(479) 282-6880

**MINUTES MEETING**  
August 19, 2014

The Arkansas Towing & Recovery Board convened on August 19, 2014 at 9:34 a.m. in the 2<sup>nd</sup> 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 Walter Fenton, and Members: Avon Phillips Jr, Elgie Sims, Sr., Ronnie Walker, E. L. Jacobs, Mary Thoma and Heath Tibbs were in attendance. Board Director Cynthia Lauen, Investigator Tracy Watson, Board Legal Counsel Julie Chavis, and Board Consultant B.G. Hendrix were also, present. Investigator Beth Lowrey, out of town, and Legal Counsel Chavis were not present.

With a nomination by Mary Thoma, 2<sup>nd</sup> by Avon Phillips, Jr., the Board voted to appoint Walter Fenton to be the new Treasurer. Jerry Vint will be added to the Checking Account as a signer and Glenna Butler will be removed.

Chairperson Edwards confirmed members had received the Minutes from the July 15, 2014, meeting with a motion by Jacobs, 2<sup>nd</sup> by Phillips, the Board voted 9-0-0 to accept the Minutes as written.

Treasurer Fenton 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 Rodgers, PTRAA, Greg Cochran, Arkansas Truck Center, Morris Mitchell, Asher Wrecker Service, Joe Spadoni, Delta Towing & Recovery, Inc., and Steve and Tracy Gafner, Steve's Auto Center of Conway Inc., and Jessica Sutton, Legislative Research.

**Public Hearing**

1. Rules and Regulations changes: Chairperson Edwards opened the hearing to comment at 9:34 am. Director Lauen stated based on lack of authority all the wording pertaining to the Tow Vehicle Safety Wheel Clamp Permit and the fee would be removed. Members of the PTRAA were present. They presented comments on the Board's authority to require a wheel clamp permit, increasing the notification fee, and inquired as to what list of maximum rates, the Board was requesting a copy. Chairperson Edwards also brought up increasing the insurance requirements for "on-hook/cargo" and "Garage Keepers Legal Liability. After much discussion, with a motion by Phillips, 2<sup>nd</sup> by Fenton, the Board voted to increase "On-Hook/Cargo" insurance to the following: Lt Duty \$250,000, Med Duty \$ 500,000, and Heavy Duty \$750,000. With a motion by Phillips, 2<sup>nd</sup> by Tibbs, the Board voted to increase Garage Keepers Legal Liability/ Direct Primary to at least \$ 250,000. However it was noted by the Director this change may not be able to be included in this Rules change as with was not addressed in emergency clause. At the end of the public comment, with a motion by Fenton, 2<sup>nd</sup> by

Vint, the Board voted to adopt the new Rules and Regulations with the rewording and inclusion of the new insurance requirements if allowed.

Board meeting reconvened at 12:06 p.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 July 12 to August 18, 2014, 62 tow safety licenses and a total of 171 tow safety permits were issued, 02 applications in suspense and 05 unprocessed applications and 20 walk-ins. (Note : Copy of Progress Report is filed with Minutes).
2. **Complaints Report:** Investigator Watson reported for period of July 15 to August 18, 2014: 19 telephone complaints, 07 written complaints, and 09 Notices of Non-renewal were sent. An estimated 26 pending complaint investigations, 20 pending complaint hearings, and 06 complaints closed. 00 Offer of Settlements were sent. The complaints were broken down into itemized categories on the report. (Note: copy of Complaint Report is filed with these minutes)
3. **Appeals:** Tabled

**Old Business**

1. **Senator Williams “Work Group” committee:** Director Lauen presented a copy of the purposed legislation of Senator Williams for the 2015 Legislative Session.

**New Business**

1. **Facebook:** Director Lauen asked for this to be tabled till next meeting.
2. **Administrative Specialist II:** Director Lauen reported this position was filled by Rebecca Gaskin. Administrative Specialist I would be posted as soon as hiring freeze waiver was received.

**Other Business**

4. **Next Meeting:** September 16, 2014.

Meeting adjourned 12:18 pm

Signed \_\_\_\_\_

Wayne Edwards, Chairperson

Jerry Vint, Vice-Chairperson

Attest \_\_\_\_\_

Cynthia Lauen, Director

Approved \_\_\_\_\_ (Date)