



State of Arkansas Towing & Recovery Board

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MINUTES

Arkansas Towing & Recovery Board • November 15th 2017

The Arkansas Towing & Recovery Board convened on Tuesday, November 15th 2017 at 9:30 A.M. in the conference room of the Arkansas Towing & Recovery Board office at 7418 North Hills Boulevard, North Little Rock, Arkansas.

Chair Jerry Vint called the meeting to order with roll call; Tom Brown , Joe Spadoni, Matt Ross, Reggie Binns, Heath Tibbs and Avon Phillips were present. Also in attendance were director Steven Rogers, investigators John Williams and Tracy Watson and legal counsel Karen Wallace.

Mr. Vint welcomed guests.

Chair Vint turned the meeting over to the hearing officer to proceed with the disciplinary hearings.

Disciplinary Hearing

2018-09-023 Daniel Patterson dba Redline Towing & Recovery; Respondent violated Ark. Code Ann. § 27-50-1101(a)(1)(C) by failing to obtain in writing the property owner's or agent's written statement before towing the vehicle. Respondent is ordered to pay a civil penalty of \$300.00 for the violation and respondent must file with the Board office a written policy for compliance with Ark. Code Ann. § 27-50-1101(a)(1)(C), including forms, no later than December 1, 2017.

Board meeting reconvened. Reggie Binns left the board meeting.

The Minutes for the Board Meeting from September 19th 2017 were approved as mailed on a motion by Ross. Second by Brown. Motion carried. 6-0

Treasurer Spadoni reported expenditures for October, \$42,756.84 and revenue for the month as \$16,333.28 The ending balance in the treasury account is \$364,601.27. Phillips made a motion to approve the Treasurer's Report as presented. Second by Tibbs. Motion carried.6-0

Consent Agreements/Offer of Settlements

2018-09-026, William Bowden d.b.a. Lucky's Towing & Recovery, LLC; Staff recommended a discount of \$325.00 to the complainant and a \$500.00 civil penalty be assessed. Motion made to accept by Phillips. Second by Brown. Motion carried 6-0

2018-08-016, Eric Greene Sr., Seagreens Towing LLC; Staff recommended restitution of \$100.00 to the complainant and a \$250.00 civil penalty be assessed. Motion made to accept by Brown. Second by Spadoni. Motion carried 6-0

2018-08-024, Eric Greene Sr., Seagreens Towing LLC; Staff recommended restitution of \$45.00 to the complainant and a \$500.00 civil penalty be assessed. Motion made to accept by Brown. Second by Ross. Motion carried 6-0

2018-08-018, James Klenk & Tim Bradley, I-55 Towing Recovery, LLC; Staff recommended restitution of \$3,940.00 to the complainant and a \$1,500.00 civil penalty be assessed. Motion made to accept by Brown. Second by Ross. Motion carried 6-0

2018-10-033, Luther Thomas, d.b.a. Towing Plus; Staff recommended a \$250.00 civil penalty be assessed. Motion made to accept by Spadoni. Second by Brown. Motion carried 6-0

Tracy Watson reviewed the complaint report for October

Steven Rogers reviewed the Permit & License Report for October

Karen Wallace, indicated two appeals were still pending, Michael Grindstaff and Ervin Kindle

Joe Spadoni updated the board regarding the legislative committee, he indicated the board could expect a more detailed report in January.

Rogers went over his Director's Report, updating the board on fallout from working the Tow Storm complaints, he updated the board on the database and website and the notification on a VanCuren lawsuit. Rogers also discussed the TIM program and the unfortunate lack of progress, a recent call initiated by Governor Hutchinson and concerns over felons on scene at Arkansas State Police managed accidents. Finally rogers handed out a 2018 Calendar of Events highlighting a board hearing/meeting schedule every other month rather than monthly.

Rogers presented materials offered by William Bowden, owner of Lucky's Towing asking the board to reconsider the earlier Technical Bulletin regarding the use of Detachable Tow Units (DTU) After some discussion the board chose to take no action on the matter leaving the current bulletin in place.

The next meeting was scheduled for Tuesday, January 16th 2018 at the Arkansas Towing & Recovery Board office in North Little Rock, Arkansas.

With no further business the meeting adjourned at 1:50 pm.

Signed _____
Jerry Vint, Chair

Attest _____
Steven Rogers, Director

Approved _____ (Date)