



# California Tow Truck Association BOARD OF DIRECTORS



## MEETING MINUTES

Friday, May 10, 2019 • 9:00-11:00am • Brunswick Ballroom

South Point Hotel & Casino • Las Vegas, NV

Approved at 7/25/2019 Board of Directors Meeting

A Board of Directors Meeting of the California Tow Truck Association was held on Friday, May 10, 2019 at South Point Hotel & Casino, Las Vegas, NV.

Board Members Present unless otherwise indicated as absent (A):

### FROM THE EXECUTIVE COMMITTEE:

Quinn Piening, President  
 Steven Hendrickson, Vice President (TROC South) A  
 Sam Johnson, Vice President (TROC North)  
 Sean Van Lingen, Vice President (Education South) A  
 Doug Nelson, Vice President (Education North)  
 Andrea Olivarez, Secretary  
 Bruce Johnson, Treasurer  
 Terry Warford, Jr., Immediate Past President  
 Sherry White, Voting Past President  
 Michael Payne, Member at Large (South)  
 Craig Baker, ERSCA Representative  
 Steve Sgarlato, ERSCA Representative

### DIRECTORS:

#### Capitol

Dan Charlebois  
 Bruce Johnson  
 Sam Johnson  
 Doug Nelson  
 Scott Sasser

#### Golden Empire

Dave McDanell

#### Monterey

Rick Bays, Jr.  
 Dion Bracco A

#### Central Valley

Billy Myers  
 Andrea Olivarez

#### Greater Bay Area

Brian Banks  
 Norm Phillips  
 Quinn Piening  
 Dave Winchell

#### North State

Scott Bambauer A  
 Rick Stewart A

#### Desert

Trent Butzlaff

#### Inland Empire

Terry Jordan A  
 Michael Payne  
 Arlan White

#### Los Angeles

Nadia Haddad A  
 Bill Salazar  
 Rodney Sellers  
 Sean Van Lingen A  
 Kenneth Wilson

#### Orange County

Mayra Ruiz  
 Jay Van Arsdale

#### Palomar

Russell Fitchelman

#### Redwood

Alex Berg  
 Robert Inskeep

#### San Diego

Steven Hendrickson A

#### San Joaquin

John Decicco  
 Raul Reyna

#### Tri Counties

Aaron Boucher A  
 John Coulter

## Staff & Guests

Kirk Blackburn & Brooks Ellison- Ellison Wilson Advocacy  
Dan Chergey & Steve Sanders- Chergey Insurance  
Blake Baker, Grace Astorga, & Courtney Paul- CompStar/Benchmark Insurance  
Earl Peterson (North State- Alternate)  
Carvel Gay, Los Angeles  
Melody Correia & Eric Gould, CTTA Staff

1. **Meeting called to order** 9:07 am
2. **Invocation** Sherry White
3. **Pledge of Allegiance** Carvel Gay
4. **Roll Call**
5. **Established a Quorum**
6. **Introductions**
7. **Tow Comp Update** (Chergey Insurance) Dan Chergey

Dan Chergey of Chergey Insurance and Blake Baker of Benchmark Insurance gave an overview of Tow Comp. The program has already been extremely successful, and they expect it to continue to grow indefinitely. Tow Comp is exclusive to CTTA members and was designed just for them based on their feedback regarding issues with workers' comp. In the past year, they have added 58 new policies and 50 of those became new CTTA members. Chergey insurance has given the association \$9,200 in commissions in the past year.

8. **Secretary's Report** Andrea Olivarez

**MOTION** to approve January 2019 Minutes - Coulter, 2<sup>nd</sup> Salazar MSC Unanimous

9. **Treasurer's Report** Bruce Johnson

Shared the form 990 filed with the IRS. Reviewed the Profit & Loss and Balance Sheet. PAC Fund currently has \$67,000. Profit on education was \$48,000. Almost \$60,000 was received in vendor paid commissions the last fiscal year.

New budget committee has been formed consisting of Bruce Johnson, Steve Sgarlato, and Michael Payne.

Quinn announced that we are in process with NXGEN of establishing an exclusive partnership for CTTA-endorsed merchant services.

**MOTION** to approve partnership with NXGEN -Alex Berg, 2<sup>nd</sup> John Coulter. MSC Unanimous.

10. **Education Committee Report** Doug Nelson

Education committee is meeting via phone calls and making lots of progress. BA has donated over \$10,000 in equipment for the Southern Education trailer.

**MOTION** to donate \$22.50 of each registration fee from all paid students will be moved to the Earl Peterson Fund. -Sellers/Warford, MSC Unanimous.

## 11. TROC Report

Sam Johnson

AB 516 "Poverty Tow" bill. Bill would eliminate impounds for 72-hour abandoned vehicles, registration expired vehicles and vehicles with more than 5 parking tickets. Sam Johnson met with legislators to give them another perspective. (Slide show presentation) Brooks reinforced the importance of joining ERSCA so that we have two organizations working together on this.

- a. Legislative Update Ellison/Blackburn
- b. TROC Application – Perry Shusta **APPROVED** by secret ballot (large fleet North).

## 12. ERSCA Report

Baker/Sgarlato

Craig Baker and Steve Sgarlato gave an update on ERSCA. Tow Times recently built ERSCA's new website. Invited to the Tow Summit in DC to lead a forum of ten state associations. Sam Johnson will be the delegate that will lead the discussion. Craig Baker stresses the point that CTTA and ERSCA should be working as a team, and not seen as two entirely separate organizations. All board members are encouraged to join ERSCA as it is a crucial part of the CTTA. Jerrdan will be donating \$10,000 to our Intro To Towing course. When a light duty truck is purchased, each buyer will receive two training vouchers.

## 13. Foundation Report

Terry Warford

Terry Warford reported that the Foundation is very healthy and continues to thrive.

We will start the process of changing the name to "National Foundation for Towing Education & Safety"

Public Comment: Arlan White spoke on concern of the board meetings only being held in Northern California and thinks that we need to spend more of our profit supporting our chapters members. The room was reminded that decisions are made by the full board and the only voices that can be heard are those that show up to the meetings.

Arlan White left the meeting and asked to be removed from the board. Resigned from Inland Empire and CTTA board.

**MOTION** to have a board meeting in Southern California once a year. Mayra Ruiz, Craig Baker- 2<sup>nd</sup> MSC, Johnson abstained.

## 14. Membership Report

Melody Correia

- a. Current membership statistics  
Current member account is 607, with 72 members being dropped by March.
- b. New Member Approval

**MOTION** to approve list of new members: Doug Nelson, 2<sup>nd</sup>- Ken Wilson, MSC unanimous

**MOTION** to add the following individuals to the executive committee: Dan Charlebois as member-at-large for the North and Mike Payne as member-at-large for the South. Rick Bays, Sam Johnson- 2<sup>nd</sup>, MSC Unanimous

## 15. Bylaws & Policies

- a. Proposed amendments to the Chapter Financial and Accountability Policy:

POLICY: **CTTA Chapter Financial Allocation & Accountability Policy**  
EFFECTIVE DATE: **May 10, 2019**  
APPROVED BY: **CTTA Membership on May 10, 2019**

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This policy is adopted pursuant to Section 6.7 of the CTTA Bylaws, which **authorizes the Board to assess a portion of membership dues to Chapters and** requires the adoption of a financial accountability policy to ensure any expenditure of Chapter funds is exercised in a manner that accomplishes one or more permissible activities of a Chapter described in section 6.3 and is subject to the ultimate direction and control of the Board of Directors.

**\$100 of each member's annual CTTA membership dues shall be attributed to one Chapter of his or her choice. Per Section 6.7, if this member makes no selection, then this portion shall be allocated to the Association's general budget to be spent at the direction of the Board.**

**MOTION** to approve Chapter Financial and Accountability Policy changes: Charlebois, 2<sup>nd</sup>- Berg, MSC unanimous

- b. Proposed Bylaw Changes:

**Section 7.2. Composition.** The Board of Directors shall consist of Voting District Representatives as provided in section 5.3. and each retiring President of the Association for the terms of the three (3) presidents next succeeding his or her official term. The Board of Directors may also appoint up to four (4) additional Directors from key entities or organizations within the towing industry, ~~but no more than one (1) of these additional Directors may be from a single entity or organization.~~

**Section 7.5. Vacancies.**

(d) The Board may declare vacant the office of a director who has been declared of unsound mind by a final order of court, convicted of a felony, been found by a final order judgment of any court to have breached any duty arising under section 7238 of the California Corporations Code, or who is not a member in good standing under section 4.4. ~~In addition, the Board may adopt a policy to declare vacant the office of a director who fails to attend a pre-determined number of Board meetings during any time period without being excused by the Board.~~

**Section 7.8. Regular Meetings and Attendance.** Regular meetings of the Board may be held on such dates and at such times as may be fixed by the Board. ~~No later than the last meeting prior to the election of Directors, the Board shall adopt a policy prescribing the number of Board Meetings to be held during the upcoming Directors' term and an attendance policy pursuant to paragraph (d) of Section 7.5.~~ The Association shall regularly publish a list of each Board Member's attendance history, which shall be presented at each Board Meeting.

**Section 5.3. Voting District Election and Removal of Directors.** Each Voting District shall elect its representative to the Board of Directors on or before December 1st of each even numbered year through a voting procedure determined by the Board to maximize voter participation. Every Director must be a

member in good standing under section 4.4 upon election and until the expiration of the term for which elected. A Voting District Representative may serve any number of consecutive terms, however, prior to the reelection of any incumbent Voting District Representative, a copy of his or her attendance record at the current term's Board meetings shall be distributed to the Voting District. Should the Voting District fail to elect a representative during any election, a subsequent election shall immediately take place. In the event that no representative is elected during the subsequent election, the Board shall appoint by a majority vote of those present and voting any member in good standing as the Voting District representative until the expiration of the term.

**MOTION** to approve Bylaw changes regarding board member attendance and accountability, with an amendment to retain the alternate provisions: Inskeep, 2<sup>nd</sup>- Berg, MSC Unanimous

## **16. Other Business**

### ***Closed Session***

Swearing in of new board members will be at the next board meeting for North and South members-at-large.

## **17. Meeting Adjournment**

11:36 am

**MOTION** to adjourn: Payne, 2<sup>nd</sup>- Piening, MSC Unanimous

Respectfully submitted,

Andrea Olivarez  
Secretary  
California Tow Truck Association