

# **DEALER RECOVERY TRUST FUND BOARD MEETING MINUTES**

## **1/17/12 MEETING**

### **I. Roll Call/Call to Order**

Cynthia Grant called the meeting to order at 1:00 p.m. In attendance were:

Cynthia Grant, SOS  
Tim Mooney, Mooney Auto Group  
Cassandra Karimi, IL AGO  
Pete Sander, IADA  
Larry Doll, IADA  
Mark Harting, IADA  
Mark Bartletti, SOS

### **II. Business of the Board**

- Approval of 10/3/11 Meeting Minutes
  - Tim Mooney moved to approve; Cynthia Grant seconded. Motion unanimously approved.
- Insurance Policy for Fund Administrator
  - IADA discussed its purchase of a 3<sup>rd</sup> party dishonesty bond for \$1million to cover fund.
  - Discussion of existing IADA insurance policies that cover staff against errors or criminal acts.
  - Discussion of IADA's research into other policies and a cyberhacking policy that would cover hacking into IADA's server and online banking access to the Fund. IADA's online banking access to the Fund is currently only set up to check the balance and not for other transactions but IADA will get quotes for the next meeting.
  - Tim Mooney moved to approve IADA's payment for the 3<sup>rd</sup> party dishonesty bond in the amount of \$1151.00; Cynthia Grant seconded. Motion unanimously approved.
- Discussion of Financial Reports
- Discussion of Auditor appointment
  - IADA recommendation for Kerber, Eck & Breckel as the firm currently audits IADA; IADA getting estimates for the next meeting.

- Discussion of when annual audit should occur; initial audit from October 1, 2011 to December 31, 2012 and follow a calendar year thereafter; review of annual audit at the April Board meeting.
- Discussion of lienholder release
  - Tim Mooney raised the issue of adding language requiring the lienholder to report corrected information to the credit bureaus; further discussion to occur at the next meeting of specific language to add.
- Action on Claim submitted by Pedro Garcia
  - Purchase occurred in March 2010; Section 5-102.7(k) of the Illinois Vehicle Code provides that the fund may be used for purchases made on October 1, 2011 or later.
  - Cynthia Grant moved to deny claim; Cassandra Karimi seconded; claim unanimously denied.
- Discussion of Refund Request from Fund
  - Dealer sold under 25 vehicles but paid fee in error and has since requested a refund; discussion; no objection to refunding fee.

### **III. Other Business:**

- Discussion of Collateralization of Trust Fund Proceeds
  - Pete Sander and Mark Harting suggested having the bank collateralize the funds in the trust fund account. Collateralization will reduce the interest paid on the funds in exchange for the bank's protection of the proceeds in the trust fund in excess of the \$250,000 amount that is insured by the FDIC.

### **IV. Meeting Adjourned**