

**METROPOLITAN NASHVILLE-DAVIDSON COUNTY
TRANSPORTATION LICENSING COMMISSION**

Minutes of

February 24, 2004

The Metropolitan Nashville-Davidson County Transportation Licensing Commission (the "Commission") met in regular session on this date at the Metropolitan Nashville General Sessions Judicial Complex in Metro Center. The Commissioners present were Chair Cynthia Odle, Vice-Chair Sammye Woods, Roger Abramson, Carey Rogers and James Utley (5). Also attending was Laura Kidwell from Metro Legal as well as Commission staff members Larry Ennis, Walter Lawhorn, Lisa Steelman and Kelvin D. Jones, Interim Director- Executive Secretary to the Commission.

Chair Cynthia Odle called the meeting to order and led the Pledge of Allegiance.

The minutes of the previous meeting were unanimously approved.

WRECKER ISSUES

Complaint filed against Timmy Dee Garrett: Interim Director- Executive Secretary Kelvin D. Jones reported to the Commission that WKRN had reported that Timmy Dee Garrett had been charged with a number of assaults and questioned Mr. Garrett's fitness to own and operate a tow company. Mr. Garrett, represented by Attorney Bill Porter, discussed his prior arrests with the Commission.

Commissioner Carey Rogers moved that the Commission defer making a decision on Mr. Garrett's fitness to own/operate a tow company until the next Commission meeting. **Commissioner Woods** seconded the motion and the motion was unanimously approved by the Commission.

Complaint filed against Carter's Wrecker Service: Interim Director-Executive Secretary Kelvin D. Jones reported to the Commission that an incident occurred whereby Carter's Wrecker Service had been accused of failing to provide personal effects upon request. The Commission has operated under the premises that tow companies must permit access to stored vehicles to the owners thereof for the purpose of retrieving personal effects. Carter's Wrecker Service, represented by Attorney John Doak, responded to the charges and asked that legal authority on the issue be provided by the Commission. The Commission asked Metro Legal to render an opinion on the issue.

Commissioner Rogers moved that the Complaints against Carter's Wrecker Service and Dukes Wrecker (*identical issues*) be deferred until the March 2004 meeting so that Metro Legal could properly brief the issue. **Commissioner Woods** seconded the motion and the motion was unanimously approved by the Commission.

TAXICAB ISSUES

Interim Director-Executive Secretary Kelvin D. Jones informed the Commission that David Preston of London Cabs of Nashville desired to obtain conditional approval for a Certificate of Public Convenience and Necessity. **Chair Cynthia Odle** questioned whether proper notice had been given to review Mr. Preston's application. **Commissioner Woods** moved to designate a portion of the March 2004 meeting to review any requests for Certificates of Public Convenience and Necessity. The motion was seconded by **Commissioner Rogers** and unanimously approved by the Commission.

OTHER BUSINESS

Annette Fehland, Frances Hunter and Sherri Milliken of the Metro Transit Authority and Tom Hopton of the Center for Independent Living appeared before the Commission to discuss the “soon to be announced” Request For Proposals for AccessRide/ADA Taxi Paratransit Service. The group articulated Nashville’s need to provide taxicabs equipped to meet the needs of the mobility impaired. The group further stated that the current taxicab needs of the mobility impaired were not being met but that they were hopeful that by working with the Commission and taxicab companies that the needs of the mobility impaired would soon be satisfied.

Commissioner Roger Abramson moved that the March meeting be held on March 16, 2004 (instead of 3/23). The motion was seconded by **Commissioner Woods** and unanimously approved by the Commission.

Commissioner Woods informed the Commission that the search for a Director was ongoing and that interviews would be scheduled soon.

Interim Director- Executive Secretary Kelvin D. Jones gave an update on the proposed FY 2005 budget.

With no further business, the meeting was adjourned.

ATTEST:

APPROVED:

Kelvin D. Jones
Interim Director-Executive Secretary

Cynthia Odle
Chair