

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

Minutes

May 28 2015

The Metropolitan Nashville-Davidson County Transportation Commission (TLC) met in regular session on this date in the Jury Assembly Room of the Historic Courthouse. Present were Chairman Sal Hernandez and Commissioners Sam Patel, Curt Wallen, Ben Jordon, Pat McNally and Rhonda Marko (5). Present were Metro Legal Advisers Tara Ladd and Theresa Costonis (who joined the meeting after it began) as well as TLC staff members Lisa Steelman, Millie Carman and Billy Fields.

The Chair called the meeting to order at 1:30 p.m. then led the Pledge of Allegiance followed by a reading of the Notice of Appeal Statement which outlined the right of appeal for TLC decisions.

Minutes

Commissioner McNally with a second from Commissioner Patel moved to approve the minutes from the previous meeting.

ACTION: Approved 5-0

Public Hearings

The Chair called open a public hearing to consider an amendment to 12.54.210 – alcohol in horse drawn carriage. Sara Beth Williams spoke and the chair closed the public hearing.

After some discussion, Commissioner McNally with a second from Commissioner Marko moved to recommend to the Metro Council adopting the following amendment to 12.54.210:

- A. A certificate holder or driver commits an offense if he or she provides an alcoholic beverage to a passenger for a fee or as part of the passenger transport service.
- B. A certificate holder or carriage driver commits an offense if he or she provides or stocks any alcoholic beverage in the horse-drawn carriage.
- C. Alcoholic beverages may be consumed by a carriage passenger under the following conditions:
 - 1. Pursuant to Metropolitan Code of Laws Section 7.24.040, no alcoholic beverage may be transported or in the possession of carriage operator or passenger for the purpose of consumption while on carriage on a street, alley sidewalk, parking lot, parking garage or other area generally open to the public in a glass, aluminum or metal container unless such container is commercially sealed.
 - 2. No glassware of any kind shall be allowed on a carriage including but not limited to bottles, receptacles or drinking glasses.
 - 3. Alcoholic beverages as defined in this Section may only be consumed from plastic or foam cups.
 - 4. Alcoholic beverages as defined in this Section may be consumed only when the passenger is in or on carriage and only when otherwise permitted by all applicable state or local law and regulations, including but not limited to all other applicable provisions of the Tennessee Code Annotated, this chapter, this Title, and the Metropolitan Code.
 - 5. The operator and driver may not allow consumption of alcoholic beverages by persons under the age of twenty-one (21).

ACTION: Approved 5-0

The Chair opened the hearing to consider setting fees for pedicabs-peddle carriage companies, drivers and vehicles. There were no speakers.

After some discussion, Commission Wallen with a second from Commissioner Patel moved to approve the following fees:

a. Company application fee:	\$500	e. Driver permit fee:	\$20
b. Annual company renewal fee:	\$250	f. Driver permit replacement fee:	\$20
c. Annual vehicle permit fee:	\$ 50	g. Criminal background fee:	\$75
d. Additional permit fee application:	\$100		

ACTION: Approved 5-0

The Chair opened the public hearing to consider fees for low speed vehicle companies, drivers and vehicles. Terry Eberstein and Michael Winters spoke. The Chair closed the public hearing.

After some discussion, moved to recommend to the Metro Council the following fees:

- | | | | |
|---------------------------------------|-------|-----------------------------------|------|
| a. Company application fee: | \$500 | e. Driver permit fee: | \$20 |
| b. Annual company renewal fee: | \$250 | f. Driver permit replacement fee: | \$20 |
| c. Annual vehicle permit fee: | \$ 50 | g. Criminal background fee: | \$75 |
| d. Additional permit fee application: | \$100 | | |

ACTION: Approved 5-0

Commissioner Marko with a second from Commissioner Patel moved to not recommend any changes to the insurance requirements.

ACTION: Approved 5-0

Taxicab

Isse Adbi applied for a taxicab operator permit, but failed to fully disclose his background. Commissioner Wallen with a second from Commissioner Marko moved to approve the application.

ACTION: Approved 5-0

Mark Abou-Rhama applied for a taxicab driver operator permit, but failed to appear. Commissioner Patel with a second from Commissioner Marko moved to deny the application.

ACTION: Approved 5-0

Tomcallis Aliugo applied for a taxicab driver operator permit. Director Fields asked the TLC to review Mr. Aliugo's background as well as driving record. After some discussion, Commissioner Wallen with a second from Commissioner Marko moved to deny the application. The chair provided him information on the appeal process.

ACTION: Approved 5-0

Isse Ali applied for a taxicab driver operator permit, but failed to fully disclose his background. Commissioner Marko with a second from Commissioner McNally moved to approve.

ACTION: Approved 5-0

Lamar Mitchell applied for a taxicab driver operator permit. Director Fields asked the TLC to review Mr. Mitchell's background as well as driver record. After some discussion, Commissioner Marko with a second from Commissioner McNally moved to approve.

ACTION: Approved 5-0

Other Passenger Vehicles for Hire

Black Car asked to add Andre Boyd as a partner. Commissioner Wallen with a second from Commissioner Jordan moved to approve.

ACTION: Approved 5-0

Director Fields present a request for transfer of the OPVH Certificate of Convenience and Necessity for 24 Hour Clarksville Airport Shuttle. Commissioner Jordan with a second from Commissioner McNally moved to approve.

ACTION: Approved 5-0

Earnie Adams applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Marko with a second from Commissioner Jordan moved to approve.

ACTION: Approve 5-0

Samir Alem applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Marko with a second from Commissioner McNally moved to approve.

ACTION: Approved 5-0

Dominique Garner applied for a driver permit for OPVH, but failed to fully disclose. Commissioner McNally with a second from Commissioner Patel moved to approve.

ACTION: Approved 5-0

Phyllis Harris applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Marko with a second from Commissioner Patel moved to approve.

ACTION: Approved 5-0

Donella Lewis applied for a driver permit for OPVH, but was not present. Commissioner Marko with a second from Commissioner Jordon moved to deny.

ACTION: Approved 5-0

Rico Eubanks applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Jordon with a second from Commissioner Wallen moved to approve.

ACTION: Approved 5-0

James McMillan applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Wallen with a second from Commissioner Patel moved to approve.

ACTION: Approved 5-0

Anthony Perry applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Marko with a second from Commissioner Wallen moved to approve.

ACTION: Approved 5-0

Misty R. Sharp applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Marko with a second from Commissioner McNally moved to approve.

ACTION: Approved 5-0

Paul Sloan applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Marko with a second from Commissioner Wallen moved to approve.

ACTION: Approved 5-0

Jonathan Williams applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Marko with a second from Commissioner McNally moved to approve.

ACTION: Approved 5-0

Sara Zeluel applied for a driver permit for OPVH, but failed to fully disclose. Commissioner Marko with a second from Commissioner Patel moved to approve.

ACTION: Approved 5-0

Director Fields presented Certificate of Convenience and Necessity requests for the following OPVH applicants:

- Black Line LLC
- Blue Nile Limo
- Grace Limo Service
- Lux Limo
- My Limo
- Nashville VIP Limo/Shuttle
- Prime Ride
- Ruth Limo Service

Commissioner Patel with a second from Commissioner Marko moved to approve.

ACTION: Approved 5-0

Horse-Drawn Carriages

Director Fields presented requests from Cumberland carriages, Hat Creek Carriages, Southern Comfort Carriages and Sugar Creek Carriages request for additional downtown carriage operation permits. After some discussion, Commissioner Patel with a second from Commissioner Jordan moved to deny the request.

ACTION: Approved 5-0

Wrecker and Towing Services

Timothy Effinger for a permit to operate a wrecker, but failed to fully disclose his background. Commissioner Wallen with a second from Commissioner Patel moved to approve.

ACTION: Approved 5-0

Jason R. Small applied for a permit to operate a wrecker, but was not present. This request was a deferral from the previous meeting. Commissioner Patel with a second from Commissioner Marko moved to deny the application.

ACTION: Approved 5-0

Booting Services

Michael W. Holdridge applied for a booting company employee permit, but failed to appear. Commissioner Marko with a second from Commissioner Patel moved to deny.

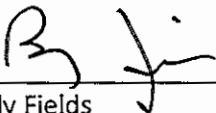
ACTION: Approved 5-0

Jason R. Small applied for a booting company employee permit, but was not present. Commissioner Marko with a second from Commissioner Patel moved to deny the application.

ACTION: Approved 5-0

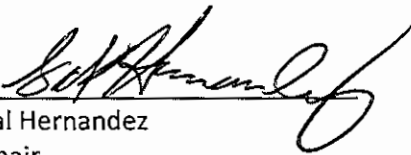
With no further business, the meeting was adjourned at 3:07 p.m.

ATTEST:



Billy Fields
Director/Executive Secretary

APPROVED:



Sal Hernandez
Chair