

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

Minutes

November 19, 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, Ben Jordan, Curt Wallen, Pat McNally and Rhonda Marko (6). Present were Metro Legal Advisers Theresa Costonis and Tara Ladd as well as TLC staff members 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.

Commissioner Jordan with a second from Commissioner Marko moved to approve the minutes from the previous meeting.

ACTION: Approved 5-0

Public Hearings

Director Fields advised the TCL that the public hearings today would cover the establishment of annual meetings to consider request for Certificates of Public Convenience and necessity for both Low Speed vehicles (LSVs) and Pedal Vehicles. In addition, the third public hearing would cover consideration of a TLC rule to establish a zone of operations for LSVs.

The Chair opened the public hearings and the following individuals spoke:

MNPD Sgt. John Bourque
Chris Sizemore
Joe Freedman
Maurice Harris

Mike Kaiser
Doug Trimble
Alex Haddad

The Chair closed the public hearing at 2:35 p.m.

After some discussion, Commissioner Jordan with a second from Commissioner Marko moved that the TLC should annual establish meeting for the consideration of Certificates of Public Convenience and Necessity for LSVs as well as Pedal Vehicles.

ACTION: Approved 5-0

After additional discussion, Commissioner McNally with a second from Commissioner Wallen moved to establish a LSV operational zone which is outlined by map and covers an area bounded by and inside of the following streets and/or areas:

Blair Blvd to 12th Avenue to I-40 (inner loop) crossing I 40 (to include the inner loop) to the river then crossing to East Nashville then following the river to Shelby Park to Eastland Avenue to Gallatin Pike to Douglas Avenue to Dickerson Pike to the Spring Street crossing the river with the river as the border north to Van Buren Street to Third Avenue North to Coffee Street to Rosa Parks Blvd to Dominican Drive to 11th Avenue North to I-40 to 28th/31st Avenue Connector to Natchez Trace to Blair Blvd.

LSVs must use the Division Street /12th/Demonbreun Street viaducts to cross I-40. LSVs will not be allowed to operate on the following streets, Church , Charlotte, Broadway, West End or 21st outside of the inner loop west of I-40.

ACTION: Approved 4-0

Director Fields will ask Traffic and Parking staff to create a map of this area to be placed on the TLC website as a reference.

Complaint Hearing

Director Fields introduced Shannon Cohen who filed a complaint against taxicab drivers Alieu Joaque, Benjamin Peachy and Mesfin Tessema for failing to accept her request for transportation. Ms. Cohen explained her complaint; Mr. Joaque and Mr. Peachy were present and addressed the TLC. Mr. Tessema had notified the TLC staff that he would be out of town and could not attend. Director Fields advised the TLC that all had been given adequate notice of the meetings because it had been deferred from the October TLC meeting agenda.

After some discussion, Mr. Wallen moved to suspend all of the drivers for 90 days. There was no second.

Commissioner Jordan moved to suspend all of the drivers for six months. There was no second.

Mr. McNally moved to suspend Mr. Joaque for 60 days and Mr. Peachy and Mr. Tessema for two weeks and fining the companies \$50 each. There was no second.

Commissioner Marko moved with a second from Commissioner Jordan to suspend Mr. Joaque for 60 days and suspend Mr. Peachy and Mr. Tessema for 30 days each as well as assess a \$50 fine to each driver.

ACTION: Approved 4-0

Low Speed Vehicles

Sprocket Rocket, owner Emmitt Martin, appeared to request a Certificate of Public Convenience and Necessity to operate a low speed vehicle company. After some discussion, Commissioner Marko, with a second from Commissioner Jordan, moved to approve the Certificate with eight vehicles.

ACTION: Approved 4-0

Pedal Vehicles

Alex Haddad appeared to request a permit to operate a pedal carriage. Director Fields stated that he failed to fully disclose his background. Commissioner Wallen with a second from Commissioner McNally moved to approve.

ACTION: Approved 4-0

Other Passenger Vehicles for Hire

A 2 B Nashville Limo and Drive 615 appeared to request permission to operate as other passenger for hire companies.

After some discussion, Commissioner Wallen, with a second from Commissioner Jordan moved to approve.

ACTION: 4-0

Jennifer Foley appeared to request a permit to operate as an OPVH driver. Director Fields stated that she did not fully disclose her background. Commissioner Patel with a second from Commissioner Jordan moved to approve.

ACTION: Approved 4-0

Booting Services

Park Happy (formerly Value Parking) and Metro Booting appeared to request permission to operate as a booting services company. After some discussion, Commissioner Jordan with a second from Commissioner McNally moved to approve the applications.

ACTION: Approved 4-0

Taxicabs

Abiy Mekuria requested a permit to operate a taxicab, but was not present. Commissioner Wallen with a second from Commissioner Jordan moved to defer action.

ACTION: Approved 4-0

Magdy Dawoud appeared to request a permit to operate a taxicab. Director Fields called the TLC's attention to his background check. After some discussion, Commissioner Jordan with a second from Commissioner Marko moved to approve.

ACTION: Approved 4-0

Kenneth Lee appeared to request a permit to operate a taxicab. Director Fields reported that he had failed to fully disclose his background. After some discussion, Commissioner Jordan with a second from Commissioner Marko moved to approve.

ACTION: Approved 4-0

Horse Drawn Carriages

Robert Jones requested permission to operate a horse drawn carriage, but failed to appear. Commissioner Wallen with a second from Commissioner Jordan moved to deny.

ACTION: Approved 4-0

Wrecker and Towing Services

Glenn McKnuckles applied for a permit to operate a wrecker, but was not present. Since this was deferred from the October meeting, Commissioner Wallen with a second from Jordan moved to deny.

ACTION: Approved 4-0

Other Business

Director Fields presented the 2016 meeting TLC schedule of meetings along with deadlines which was accepted by the TLC.

Transportation Licensing Commission 2016 Meeting Schedule

January 28	Annual Taxicab Hearing Taxicab application deadline 3:30 p.m. December 11, 2015
February 25	
March 24	
April 28	
May 26	
June 23	Annual Emergency Zone Review Emergency Wrecker application deadline Noon p.m. May 6, 2016
July 28	
August 25	Annual Meeting for LSVs & Pedals LSV or Pedal Company application deadline, Noon. July 12, 2016
September 22	
October 27	
November 17	
December 8	

All meetings are held at 1:30 p.m. in the Jury Assembly Room on the ground floor of the Historic Courthouse unless noticed on the TLC website

With no further business, the meeting was adjourned at 4:34 p.m. `

ATTEST:

APPROVED:

Billy Fields
Director/Executive Secretary

Sal Hernandez
Chair