

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

**Minutes  
February 28, 2019**

The Metropolitan Nashville-Davidson County Transportation Licensing Commission (TLC) met in regular session on this date in the Jury Assembly Room of the Historic Courthouse. Present were Chair Sal Hernandez, Vice Chair Pat McNally and Commissioners Mona Lisa Warren, Jessica Powell and Sue Palmer (5). Present were Metro Legal Adviser Tara Ladd along with TLC staff members Lisa Steelman and Billy Fields.

The Chair called the meeting to order at 1:37 p.m., then led the Pledge of Allegiance followed by a reading of the Notice of Appeal Statement which outlined the right of appeal of TLC decisions.

Commissioner Palmer with a second from Vice Chair McNally moved approval of the previous meeting minutes from January meeting.

ACTION:           Approved           4 -0

**Pedal Vehicles**

Nashville Pedicab requested a name change to reflect their previously approved change from operating pedicabs to pedal carriages. The request was to change the company name to Nashville Bar Bike and to change the company address to 1615 Charlotte Avenue, Nashville 37203. Vice Chair McNally with a second from Commissioner Powell moved to approve.

ACTION:           Approved           4-0

**Wrecker and Towing Services**

Advance Towing and Recovery LLC and Copeland's Towing and Recovery each requested an address change for their towing impound facilities. Director Fields explained that the applications were in order, but both addresses required a final inspection. Vice Chair McNally with a second from Commissioner Warren moved to approve the request pending final inspection.

ACTION:           Approved           4-0

Roy D. Porter applied to be a wrecker driver, but was not present. This hearing was originally set for January, but deferred due to Mr. Porter's absence. Again, he was not present in the audience when called and his case was moved to the end of the agenda. At the conclusion of the meeting, Mr. Porter was still not present. Vice Chair McNally with a second from Commissioner Powell moved to deny the application.

ACTION:           Approved           4-0

**Other Passenger Vehicles for Hire**

A and H Black Car Service and Hollenbeck and Sons LLC (a limited shuttle service) applied to operate as an OPVH company. Vice Chair McNally with a second from Commissioner Warren moved to approve the application.

ACTION:           Approved           4-0

Angelo's Limo Service requested an address change to 2031 Oakwood Avenue, Nashville, 37207. Commissioner Warren with a second from Commissioner Palmer moved to approve.

ACTION:           Approved           4-0

**Taxicabs**

The Chair asked to take out of order Michael Solomon, President of TaxiUSA, who was present to discuss Taxicab Rule 32 related to the mileage restrictions applicable ADA accessible taxicabs. His request was to "erase the mileage cap." The Chair asked if a public hearing could be arranged for the March meeting to consider changes to the TLC Rules regarding age-limits of taxicabs.

**Review Complaints/Disciplinary Issues**

Melody Robinson, operator of American Melody Carriages filed complaints against Sugar Creek Carriages and Kama Zuniga. Attorney Gary Blackburn was present to represent Sugar Creek and Ms. Zuniga. The Chair administered the oath to Ms. Robinson who then explained her complaints.

Mr. Blackburn asked that Ms. Zuniga take the oath then questioned her regarding the complaint. After additional discussion, the Chair asked if there were any provisions for disciplinary action related to providing untruthful testimony or information to the TLC. Legal Adviser Ladd responded that there were no Metropolitan Code violations found in Chapter 12.54 which authorized disciplinary action as a result of providing dishonest testimony to the TLC. Director Fields was asked by the chair to consult with Metro Legal and determine if a complaint in the name of the Commission should be brought for consideration. Commissioner Powell had questions regarding the operations of Sugar Creek Carriages and its owner, Johnny Smith took the oath and responded. After additional discussion, Vice Chair McNally moved with a second from Commissioner Powell moved to defer action on the complaint (TLC 2019-013) filed by Ms. Robinson against Ms. Zuniga.

ACTION:        Approved        4-0

Ms. Robinson then discussed her complaint against Sugar Creek carriages for violations of 12.54.070 and 12.54.290. Mr. Blackburn asked questions of Ms. Robinson as well as Mr. Smith. After some discussion, Commissioner Powell with a second from Vice Chair McNally moved to dismiss this complaint.

ACTION:        Approved        4-0

Kam Zuniga, represented by Mr. Blackburn, described her complaint against American Melody carriages for violating of 12.54.050, 12.54.200, 12.54.120, 12.54.070. Ms. Jennifer Snyder, a co-complainant, and Ms. Benmen took the oath, and described the alleged violations. Ms. Robinson asked that these complaints be deferred to the March meeting since they were similar in nature to the complaints scheduled for March filed by Nashville Animal Advocacy. The Chair denied the request for deferral. Ms. Zuniga then questioned Ms. Robinson regarding providing carriage services for a funeral in December, 2018. Eddie Garcia was present, took the oath, and provided evidence and testimony regarding the funeral operation. Ms. Robinson then responded to the complaints. Ms. Robinson admitted she operated at the funeral after the suspension of the Certificate of Public Convenience and Necessity. The Chair asked that a show cause hearing be held at the next meeting to consider these complaints against Melody Carriages, as well as the funeral operation complaint.

After some discussion, Mr. McNally with a second from Commissioner Warren moved to defer the complaints from Ms. Zuniga, Ms. Snyder and Ms. Benmen in anticipation of a show cause hearing for American Melody Carriages and Melody Robinson.

ACTION:        Approved        4-0

Mr. Garcia described his complaint against American Melody Carriages for violations of 12.54.200, 12.54.260(c)(5), and 12.54.32(c). Ms. Robinson responded to Mr. Garcia's complaint. After some discussion, Vice Chair McNally with a second from Commissioner Powell moved to dismiss this complaint.

ACTION:        Approved        4-0

With no further business, the meeting was adjourned at 4:53 p.m.

ATTEST:

APPROVED:

\_\_\_\_\_  
Billy Fields  
Director/Executive Secretary

\_\_\_\_\_  
Sal Hernandez  
Chair

\_\_\_\_\_  
Date