

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

**Minutes
June 27, 2019**

The Metropolitan Nashville-Davidson County Transportation Licensing Commission (TLC) met on this date in the Jury Assembly Room of the Historic Courthouse. Present were Chairman Sal Hernandez, Vice Chair Pat McNally and Commissioners Jessica Powell, Freddy Carr, Susan Palmer and Carey Rogers (5). Present were Metro Legal Adviser Theresa Costonis along with ITS Assistant Director Jesse Turner, Public Works Engineer Derek Hagerty as well as TLC staff members Lisa Steelman and Billy Fields.

Chairman Hernandez called the meeting to order at 1:35 p.m., and 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.

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

ACTION: Approved 4-0

Public Hearings

Chairman Hernandez announced that public hearing for the review of Emergency Wrecker Zone Assignments. Director Fields shared that there were no requests for changes of issues raised by the Emergency Communications Center or the Metropolitan Police which had not been addressed. There were no requests to speak and the hearing was closed. Commissioner Rogers with a second from Commissioner Carr moved to make no changes to the zone assignments.

ACTION: Approved 4-0

The Chair explained that a public hearing would no begin for the purposes of hearing suggested changes, modifications or recommendations regarding section 12.62 of the Metropolitan Code of Law. The Chair reminded the TLC was required by MCL 12.62 to report back to the Metropolitan Council by July 1, 2019 on the Shared Urban Mobility Device pilot program established through this section

The following individuals spoke:

Carol Strayer	Todd O'Boyle	Nora Kern
Kevin Warner	Anjali Forber-Pratt	Lisa McDonald
Ann Butterworth	Kimberly Simmons	Jason Longwell
Michael Beard	Rob Lynch	Jose Santos
Max Loosen	Waldo Latowsky	April McCray
Peter Kmech	Jerry Hall	Beau Blanchard
Jeff Poole	Amy Needham	

The Chair closed the public hearings at 3:41 p.m.

After some discussion and suggested changes, Vice Chair McNally recommended with a second from Commissioner Rogers to move from the SUMD Pilot program and recommend the development of a Request for Proposals (RFP) with assistance of a broad engagement across the Metropolitan Government and the Nashville community as a whole.

ACTION: Approved 4-1

Vice Chair McNally with a second from Commissioner Carr moved to recommend that the two hour window to correct a SUMD violation for reduced and in the case of an ADA violation allow for immediate action as well as the assessment of fees to the company.

ACTION: Approved 5-0

Vice Chair McNally with a second from Commissioner Powell moved to recommend SUMD fees be increased to allow for more police officers and staff for better enforcement and allow the TLC to hold a hearing to determine the fee structure.

ACTION: Approved 5-0

Vice Chair McNally moved with a second from Commissioner Rogers to forward reports made to the TLC including from Walk Bike Nashville, Vanderbilt University, Metro Greenways and others to the Metropolitan Council as a part of the required study.

ACTION: Approved 5-0

Vice Chair McNally moved with a second from Commissioner Rogers to adopt the SUMD Corral project and to terminate sidewalk SUMD parking.

ACTION: Approved 5-0

Commissioner Palmer with a second from Commission McNally moved to establish a TLC rule to immediately prohibit SUMD operations between dusk and dawn due to a lack of ability to see the SUMDs during evening and overnight operations. .

ACTION: Approved 3-2

Commissioner Carr with a second from Commissioner Powell moved to recommend the placement of identification on each SUMD which can be easily identified.

ACTION: Approved 5-0

Vice Chair McNally with a second from Commissioner Powell moved recommend the establishment of appropriate speed for SUMDs in specific areas of the community.

ACTION: Approved 5-0

Complaints/Disciplinary Issues

Rachel Smith filed a complaint against Copeland's Towing Service for violations of MCL 6.81. Mitchell Copeland was present and was represented by Paul Wallen. After some discussion, Vice Chair McNally with a second from Commissioner Carr moved to find there was a violation and to issue a written reprimand to the company as well as require Mr. Copeland to meet with his staff members to advise them of the appropriate laws and policies.

ACTION: Approved 4-0

Susan Pizzatola filed a complaint against Nashville Bar Bike. Ms. Pizzatola was present and Rob Lynch, representing Nashville Bar Bike, took the oath. After some discussion, the TLC was prepared to make a decision; however, Director Fields asked that any action be deferred until the July meeting to allow time for review by Metro Legal. Commissioner Carr with a second from Commissioner Palmer moved to defer action until the July TLC meeting.

ACTION: Approved 3-0

Deborah Forbush filed a complaint against Kenny Haile, a driver for Soutehrn Comfort Carriages, alleging violations of MCL 12.54.200 A 11. Ms. Forbush and Mr. Haile were sworn in. After hearing from each party, Vice Chair McNally with a second from Commissioner Carr moved to find a violation, but held any action in abeyance for 90 days while encouraging Mr. Haile to not return for additional hearings.

ACTION: Approved 4-0

Wrecker and Towing Services

Charles Phelps applied to be a wrecker driver. Commissioner Carr with a second form Commissioner Palmer moved to approved, but restricted Mr. Phelps to Martin's Wrecker Service for one year.

ACTION: Approved 3-0

Booting Services

Metro Valet applied to operate as a booting service. Director Fields explained that there was a complaint filed by Beau Blanchard, who was present, for operating as a booting service without proper licensing. After some discussion, Commissioner Rogers with a second from Commissioner Carr moved to approve the application.

ACTION: Approved 3-0

Low Speed Vehicles

Music City Towing asked to add Charles Reis as a partner. Commissioner Carr with a second from Commissioner Rogers moved to approve.

ACTION: Approved 3-0

Other Passenger Vehicles for Hire

Director Fields reported the following applications and/or requests had been made by Other Passenger Vehicles for Hire companies:

These companies filed to operate an OPVH company:

- All Stars Limousine LLC
- High Point Enterprise LLC
- Shimeles Tafassee dba Shine Transport
- Zekarias Bedasso dba Care Limo Company

Three Guys in Bow Ties LLC asked to change the company name and operate at 600 Whispering Hills Drive, Apt. H-12 in Nashville.

Commissioner Carr with a second from Commissioner Rogers moved to approved as recommended.

ACTION: Approved 4-0

With no further business, the meeting was adjourned at 7:40 p.m.

ATTEST:

APPROVED:

Billy Fields
Director/Executive Secretary

Sal Hernandez
Chair

Date