

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

**Minutes**

**August 25, 2022**

The Metropolitan Nashville-Davidson County Transportation Licensing Commission (TLC) met for its regular meeting on this date in the Jury Assembly Room of the Historic Davidson County Courthouse. Present were Chair Sal Hernandez with Commissioners Carey Rogers, Freddie Carr, Michael Hayes and Betsy Williams (5). Commissioner Carol Westlake arrived after the start of the meeting. Present were Metro Legal Adviser Theresa Costonis with NDOT Director Diana Alarcon, NDOT Assistant Director Phillip Jones, NDOT William Robinson, TLC staff members Lisa Steelman, TD Schlafer and Billy Fields.

The Chair called the meeting to order 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 Carr with a second from Commissioner Hayes moved approval of the meeting minutes from the August 18, 2022, specially called meeting.

ACTION:           Approved           4-0

The Chair opened the public hearing for the purposes of reviewing the recommended changes to the rates for wrecker and towing services of non-consent and emergency wrecker services. Director Fields explained the TLC had originally approved the rates then recommended their approval by the Metropolitan Council. However, the Council amended section 6.80 of the Metropolitan Code of Law to allow the TLC to establish rates by rule.

Proposed rates:

**RATES FOR EMERGENCY AND NON-CONSENT WRECKER-TOWING SERVICES AS  
DIRECTED BY LAW ENFORCEMENT**

**I. Towing/Recovery – Vehicles 7,000 Pounds GVWR and Under.**

1. Towing (\*No additional fees may be charged for using other equipment, including dollies, trailers, lifts, slim-jim, go-jacks, winching, or for mileage\*

- Vehicles towed to the Metro Impound Lot or vehicles towed at police request **\$225.00**

\*Mileage: Charges for mileage may only be incurred for out-of-county miles, and only when towing at a police officer’s request. This rate is not to exceed \$6.00 per mile.

2. Miscellaneous small vehicles or equipment including but not limited to wagons, carts, etc. may be towed or removed at MNPD request or other Metropolitan agencies.

- Miscellaneous vehicles or equipment towed to the impound lot or other Metro facility **\$225.00**

3. Labor: Charges for labor, including winching, may be charged only after the first hour, and may not exceed a rate of **\$200.00** per hour. If more than one wrecker is required to remove a vehicle, the rate chargeable for each additional wrecker may not exceed the base rate of **\$200.00** per hour after the first hour. Wrecker companies are authorized to charge an additional fee of \$100.00 for any winching performed over 50 feet off the roadway.

**Towing/Recovery – Vehicles Over 7,000 Pounds GVWR.**

Base Rates – “Towed” vehicles are vehicles which can be driven but are towed to the lot at the request of the owner or police officer. “Wrecked” vehicles are vehicles which cannot be driven and must be towed to the lot.

	Recovery Base Rate	
	Towed	Wrecked
Straight Trucks, Vans, etc.:	<b>\$370.00</b>	<b>\$475.00</b>
Tandem-Axle, Not Loaded:	<b>\$430.00</b>	<b>\$535.00</b>
Tandem-Axle, Loaded:	<b>\$465.00</b>	<b>\$575.00</b>
Recreational Vehicles:		
25 Feet & Under in Length	<b>\$370.00</b>	<b>\$460.00</b>

Over 25 Feet in Length:	<b>\$505.00</b>	<b>\$610.00</b>
Buses (Large):	<b>\$505.00</b>	<b>\$610.00</b>

**Additional Fees:**

Hourly Rate for necessary preparation or removal of bumpers, drive shafts before towing is possible, and reconnection after towing:

**\$190.00 per hour.**

Labor Rates after first hour for wrecker and driver:

Class B Wrecker	<b>\$290.00</b>
Class C Wrecker	<b>\$410.00</b>
Class C Rotator, if Needed	<b>\$560.00</b>

When wreckers are required to wait at the scene for functions to be performed by others (e.g., emergency personnel), waiting time charges may not exceed one-half the allowable labor rate. When the use of outside labor and equipment is required, charges may include not more than **35%** mark-up.

When the use of air bags is required under special recovery circumstances, an additional rate of **\$6750.00** may be charged. Recovery of vehicles submerged in water: **\$425.00**. Recovery of vehicle burned by fire: **\$340.00**. Set out fee **\$50.00** or proof of insurance in full force & effect.

**Emergency Wrecker Services Storage Rates**

Storage rate, per day, after the first two hours, is as follows (fee for the second day of storage may not be charged until the vehicle has been held on the lot for twenty-six hours). \*\*

Motorcycle, ATV	<b>\$35.00</b>
Mower, Miscellaneous Equipment	<b>\$35.00</b>
Car	<b>\$55.00</b>
Tractor	<b>\$80.00</b>
Motor Home, 26 Feet & Under in Length	<b>\$70.00</b>
Motor Home, More than 26 Feet in Length	<b>\$80.00</b>
Tractor-Trailer, Commercial Bus, House Trailer	<b>\$80.00</b>
Boat, Under 19 Feet in Length	<b>\$40.00</b>
Boat, 19-26 Feet in Length	<b>\$55.00</b>
Boat, More than 26 Feet in Length	<b>\$70.00</b>

\*\* No storage fee may be charged for vehicles stored two hours or less. \*\*

**II. RATES FOR NON-CONSENT TOWING FROM PRIVATE PROPERTY, STORAGE.**

Any towing and storage firm engaged in the business of non-consent towing from private property shall not charge the owner of any towed vehicle or personal property in excess of the following:

**1. Towing:**

Vehicles Under 7,000 pounds GVWR	<b>\$210.00</b>
Vehicles Over 7,000 pounds GVWR	<b>\$370.00</b>
Length of 25 Feet and Under	<b>\$370.00</b>
Length More than 25 Feet	<b>\$510.00</b>

The towing fee shall be all-inclusive. No additional fees may be charged for using dollies, trailers, lifts, slim-jim, or any other equipment or service or for mileage. Except in the event the interior of a salvageable vehicle will be exposed to the elements, wrecker companies are authorized to charge a one-time fee of **\$55.00** for materials and labor associated with wrapping a vehicle to protect the interior. **\$55.00**

**Storage:** The maximum fee for storage of any vehicle or equipment 7000-lbs GVWR and under removed from private property is **\$55.00** per day, for any vehicle or equipment over 7000-lbs GVWR removed from private property is **\$80.00** per day. No storage fee may be charged for vehicles stored two hours or less

**III. OTHER RATES**

**Drop Fee:** All licensees who engage in the business of towing vehicles from public or private property shall post a notice on each vehicle, in letters not less than two (2) inches high and appearing in a legible manner on the boom or rear of the wrecker as follows:

**“FEE TO DROP VEHICLE BEFORE DEPARTING:**

**\$100.00**

If the owner or operator of the vehicle is present and removes the vehicle to be towed from the premises before it is connected to the towing vehicle, the owner or operator shall not be charged any fee.

**Vehicles over 7,000 pounds: C-Class Drop Fee:**

**\$240.00**

If the owner or operator is present after the towing vehicle has been connected to the vehicle to be towed, then the vehicle shall not be towed; but the owner or operator shall be liable for the drop fee, in lieu of towing, provided that the owner or operator forthwith removes the vehicle from the premises. A vehicle shall be deemed connected if every procedure required to secure the vehicle to the wrecker or wrecker equipment so that the vehicle may be safely towed has been completed at the time the owner or operator arrives, including the attachment of any safety chains.

**Lienholder Processing Fee** In addition to the rates authorized above, wrecker companies are authorized to charge a one-time administrative processing fee of **\$50.00** for any car remaining in storage on the company lot for twenty-four hours, to offset direct costs for notification of the owner or lienholder as required by state law, and an additional **\$35.00** administration processing fee for each additional notification sent to the owner or lienholder as required by law.

In the event the interior of a salvageable vehicle will be exposed to the elements, wrecker companies are authorized to charge a one-time fee of **\$55.00** for materials and labor associated with wrapping a vehicle to protect the interior.

The Chair opened the public hearing. Michael Martin, owner of Martins, Bailey's and Mike's Custom Towing companies, was the only speaker.

The Chair closed the public hearing.

After some discussion, Commissioner Hayes with a second from Commissioner Rogers moved to approve the wrecker rule adopting the proposed rate schedule along with a 10 percent diesel fuel surcharge to remain in place until fuel fees reach pre-pandemic levels (estimated at \$3.25 a gallon).

ACTION:        Approved        4-0

Director Fields explained that an annual hearing is required for the purposes of consideration of applications or modifications to the Certificate of Public Convenience and Necessity for Low Speed Vehicles and announced there were no applications or modification requests.

The Chair opened then closed the hearing

No action was required.

Director Fields explained that an annual hearing is required for the purposes of consideration of applications of modifications to the Certificate of Public Convenience and Necessity for pedicabs and pedal carriages.

The Chair opened the hearing.

The following persons spoke:

- James Gill
- Travis Stowers
- Craig Davis
- Justin Wiater
- Ash Pereira

The Chair closed the public hearing.

Legal Adviser Theresa Costonis explained the two-step process when considering Certificates of Public Convenience and Necessity.

After some discussion, Commissioner Rogers with a second from Commissioner Carr moved that there was no finding for a need for additional Certificates of Public Convenience and Necessity for Pedal Carriages.

ACTION:        Approved        4-0

After some discussion, Commissioner Rogers with a second from Commissioner Carr moved to find that there was a public convenience and necessity shown for additional pedicabs.

ACTION:        Approved        4-0

Commissioner Westlake arrived.

Commissioner Rogers with a second from Commissioner Hayes moved to allow 23 pedicabs (an additional 10 to the existing 13 approved pedicabs) to operate.

ACTION:        Approved        4-0

Commissioner Rogers with a second from Commissioner Hayes moved to issue a Certificate of Public Convenience and Necessity of Jungle Jim's application for two (2) pedicabs, a Certificate of Public Convenience and Necessity to Pro Pedicab for two (2) pedicabs and an issue six (6) pedicab permits to current Certificate of Public Convenience and Necessity holder Nashville Bike Cab.

ACTION:        Approved        5-0

Priority Towing, represented by Rocky King, applied to operate a general wrecker service. Jonathon Maye, the applicant, was sworn in as a witness. Director Fields asked questions as did commission members. After some discussion, Commissioner Hayes with a second from Commissioner Rogers moved to deny the application.

ACTION:        Denied            5-0

The Chair had to leave the meeting and Commissioners Westlake was nominated by Commissioner Hayes with a second from Commissioner Carr to serve the remainder of the meeting as chair.

ACTION:        Approved        4-0

All Out Towing, a licensed general wrecker company, applied to become a Non-Consent towing service provider. After some discussion, Commissioner Rogers with a second from Commissioner Carr moved to approve.

ACTION:        Approved        4-0

TennCab LLC requested permission to modify its ownership structure. The executive officers of the company would be Ibrahim Adow, CEO; Abdirizak Diriye, chairman; Musa Jibril, board member; Abdisalan Diirshe, board member; Ahmed Aden, board member and Ahmed Abukar board member. After some discussion, Commissioner Carr with a second from Commissioner Rogers moved to approve.

ACTION:        Approved        4-0

Volunteer Taxi requested permission to change its address to 2201 Murfreesboro Pike, Suite 105, Nashville, 37217. After some discussion, Commissioner Hayes with a second from Commissioner Rogers moved to approve the request.

ACTION:        Approve           4-0

Dimitri Lamont Johnson applied to be an Other Passenger Vehicle For Hire Driver and Director Fields asked the TLC to review the application. After questions and discussion, Commissioner Carr with a second from Commissioner Rogers moved to approve.

ACTION:        Approved        4-0

Director Fields presented a consent agenda. The TLC asked to address the items in two separate discussions.

Diako Black Cars to add Diako Idris Jalal as partner and Executive Limo LLC to add Harone Azmy as partner. After some discussion, Commissioner Rogers with a second from Commissioner Carr moved to approve the requests.

ACTION:        Approved        4-0

The following companies applied to operate as Other Passenger Vehicle for Hire companies:

- 24/7 Limo
- Adam Limo LLC
- AJJ Transportation LLC
- Amad Limo
- Aydin's Transportation LLC
- B.A. Driving Service

- Bini Limo
- Ciel K LLC
- Darveen Luxury Rides
- Darwaishi Limo
- Elisa Pettit Trans
- Executive Travel of Nashville LLC
- HB Limo Service
- H and S
- Ibrahim Limo
- Kkhai Transporttatuioob LLC
- Louis Khampi Transport LLC
- Metro Ride
- Nafis Suttle
- PKK Transportation LLC
- Sami Gurage Limo Service
- Sana Limo
- TES Satellite Communications
- TN Empire Transportation LLC
- Tsemu Limo Service

After some discussion, Commissioner Hayes with a second from Commissioner Williams moved to approve the applications.

ACTION:            Approved                            4-0

The TLC discussed a letter submitted for the August 18, 2022 meeting by Scott Simms on behalf of Honky Tonk Express. The matter was deferred to this meeting, however, Honky Tonk Express advised the TLC no one would be present. Each section of the letter was discussed, but no action was undertaken.

Emmitt Martin, operator of Sprocket Rocket pedal carriages, addressed the TLC about concerns for enforcement. With no further business, the meeting was adjourned.

ATTEST:

APPROVED:

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

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

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Carol Westlake  
 Acting Chair

\_\_\_\_\_  
 Date