

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

Minutes

September 22, 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 Vice Chair Pat McNally, Commissioners Carey Rogers, Carol Westlake and Michael Hayes (5). Present were Metro Legal Adviser Theresa Costonis with NDOT Director Diana Alarcon, 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 Westlake with a second from Commissioner Hayes moved approval of the meeting minutes from the previous meeting.

ACTION: Approved 4-0

The Chair welcomed Diana Alarcon for a presentation of a proposed E-Bike Pilot program.

The Chair presented the consent agenda which included:

Other Passenger Vehicle for Hire Company Applications:

- Affordable Transportation Services
- Aryan Limo LLC
- Elite Experience LLC
- N & N Transportation
- Next Level Black Car Transportation LLC Service
- Riding with Trevor LLC
- Royal T's Transportation LLC
- Sharty Inc dba Fabolous Transport
- Zain Limo LLC

General Wrecker Service application for Napco Towing Services

After some discussion, the Vice Chair with a second from Commissioner Rogers moved to approve the consent items:

ACTION: Approved 4-0

The Chair opened a public hearing for the consideration of rules related to company application processes. Director Fields shared the proposed rule:

Section 117 COMPANY REAPPLICATION FOLLOWING TLC DENIAL

A. In the event a company's application for an operating permit or Certificate of Public Convenience and Necessity (for general wrecker services, booting service or other passenger vehicles for hire) is denied, a new application from the company will not be considered for a period of ninety (90) days. Further, in the event of a second denial, a new company application will not be considered for a period of one year.

B. In the event a company's application for either a Certificate of Public Convenience and Necessity or an operating permit is denied, a new application from the company will not be able to be considered until the TLC's next scheduled annual meeting (for taxicabs, emergency wreckers, horse-drawn carriages, low speed vehicles, pedal carriages, pedicabs or entertainment transportation) regarding the type of certificate or license sought. If a permit, certificate or license is revoked, the company will not be able to be considered until the second annual meeting following the date of revocation.

Leesa LeClaire and Joy Andal spoke. The Chair closed the public hearing.

After some discussion, the Vice Chair with a second from Commissioner Hayes moved to approve proposed rule.

ACTION: Approved 4-0

Jason Holleman was present to request the TLC consider rescinding or amending its previous action to deny a Certificate of Public Convenience and Necessity to Night Life Party Tours. After some discussion, Commissioner Westlake with a second from the Vice chair moved to defer consideration until the October 27, 2022, meeting.

ACTION: Approved Deferral 4-0

Sue Hamilton was present to request the TLC consider rescinding or amending its previous action and modify a Certificate of Public Convenience and Necessity for Big Green Tractor Tours. After some discussion, Commissioner Westlake with a second from Commissioner Hayes moved to defer consideration until the October 27, 2022, meeting.

ACTION: Approved Deferral 4-0

Legal Advisor Theresa Costonis and Director Fields shared with the TLC concerns related to a rule requiring all entertainment transportation vehicles to carry Liquor Liability insurance. Director Fields asked for an indefinite deferral of implementation while additional study is made. After some discussion, the Vice Chair with a second from Commissioner Westlake moved to approve an indefinite deferral and requested an update in 30 days.

ACTION: Approved Deferral 4-0

Director Fields presented a proposed calendar for the TLC meetings in 2023.

January 26	Annual Taxicab Hearing Deadline for filing applications is Tuesday, Dec. 13, 2022 at Noon
February 23	Annual Entertainment Vehicle Hearing Deadline for filing Applications is Tuesday January 10, 2023 at Noon
March 23	Regular Meeting
April 27	Regular Meeting
May 25	Regular Meeting
June 22	Annual Emergency Wrecker Zone Hearing Deadline for filing applications is Tuesday, May 9, 2023 at Noon
July 27	Regular Meeting
August 24	Annual LSV & Pedal Vehicle Hearings Deadline for filing applications is Tuesday, July 18, 2023 at Noon
September 28	Regular Meeting
October 26	Regular Meeting
November 16	Annual Horse-Drawn Carriage Hearing Deadline for filing applications is Tuesday, Oct. 3, 2023 at Noon
December 7	Regular Meeting

After some discussion, the Vice Chair with a second from Commissioner Hayes moved to approve the proposed calendar.

ACTION: Approved 4-0

With no further business, the meeting was adjourned.

ATTEST:

APPROVED:

Billy Fields
Director/Executive Secretary

Sal Hernandez
Chair

Date