

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

**Minutes**

**November 17, 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, Michael Hayes, Keith Pyle, and Trey Reliford (7). Present were Metro Legal Advisers Theresa Costonis and Tara Ladd with Nashville Department of Transportation (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.

The Chair introduced the newest members of the TLC, Keith Pyle and Trey Reliford. They fill positions previously held by Mona Lisa Warren and Jessica Powell.

Commissioner Reliford with a second from Commissioner Rogers moved approval of the meeting minutes from the previous meeting.

ACTION:        Approved        6-0

Executive Secretary Fields advised the Commission that officer elections are to be held in the fall of the TLC 's even year meetings. Commissioner Westlake with a second from Commissioner Rogers moved to elect Sal Hernandez as chair and Patrick McNally as vice chair with Billy Fields continuing as Executive Secretary.

ACTION:        Approved        6-0

The Chair asked Executive Secretary Fields to present the consent agenda. The consent agenda included:

A review of Other Passenger Vehicle for Hire Company applications for:

- ◆ Arif Transportation
- ◆ AWD Transportation LLC
- ◆ Daniel Limo
- ◆ Frank Transportation
- ◆ Ismats Car Service
- ◆ Mini Vegas Limos
- ◆ Ricky Duke
- ◆ Unison Transportation
- ◆ Vision Transportation
- ◆ Zack's Transportation
- ◆ Zillion Limo Service

After some discussion, the Vice Chair with a second from Commissioner Westlake moved to approve the consent agenda.

ACTION:        Approved        6-0

The Chair opened the public hearing for the purposes of holding an annual meeting to review applications or modifications to the Certificates of Public Convenience and Necessity to operate horse drawn carriages. Executive Secretary Fields reported that Sugar Creek Carriages applied to operate an additional seven carriages and there were no new company applications to consider.

The following persons spoke:

Jeanette Barker  
Gary Blackburn, representing Sugar Creek Carriages  
Dallas Lancaster  
Johnny Smith

The public hearing was closed. NDOT's Planning Manager Marty Sewell was present to share an update of the Connect Downtown study. Mr. Blackburn stated the company only wanted to increase from five horse drawn carriages to seven total. After some discussion, the Vice Chair moved with a second from Commissioner Rogers to defer consideration of Sugar Creek's application for two additional carriages until the May or June 2023 meeting

Executive Secretary Fields asked the TLC to consider establishing a timeline for implementation of Entertainment Transportation enclosure rules and introduced Andrew McClanahan from Metro Legal. After some discussion, Commissioner Reliford with a second from the Vice Chair moved to require enclosure within six months from the time the Chancellor lifts the current injunction on enclosure enforcement. The Vice Chair offered a friendly amendment to change the time to eight months.

ACTION: Approved 6-0

The Chair asked Executive Secretary Fields to describe the disciplinary hearing for Party Barge. Legal Counsel Theresa Costonis offered additional insight. The Party Barge owner Susan Pizzitola was present and represented by Jonathon Farmer.

After some discussion, the Vice Chair with a second from Commissioner Reliford moved to find that there were adequate grounds for the Executive Secretary's temporary suspension of the Party Barge's Certificate of Public Convenience and Necessity.

ACTION: Approved 6-0

After discussion, the Vice Chair with a second from Commissioner Reliford moved that there were adequate grounds found to show a violation of 6.77.240 (a) and 6.77.090 by the Nashville Party Barge and for violations of state law as supported by affidavits to warrants.

ACTION: Approved 6-0

Commissioner Rogers with a second from Commissioner Westlake moved to revoke all permits.

ACTION: Failed 2-4

The Vice Chair moved to suspend permits, for 30 days (4 permits), 60 days (3), 90 days (2) and one permit beginning November 17, 2022 until April 30, 2023 and as a part of the renewal process must show compliance.

Commissioner Rogers, with a second from Commissioner Hayes moved to amend the motion to suspend one permit for 30 days, one for 60 days and revoke two permits.

ACTION: Withdrawn

The Vice Chair with a second from Commissioner Pyle moved to suspend 3 permits for 30 days, 60 days and 90 days respectively and with probation as well as prohibition of alcohol until April 30, 2023.

Commissioner Rogers with a second from Commissioner Hayes moved to amend the motion to revoke two permits and suspend two permits for 60 days and 90 days respectively including probation and no alcohol during this period.

ACTION: Approved Amendment 4-2

Commissioner Rogers with a second from Commissioner Hayes amended the motion to prohibit the service of alcohol until April 30, 2023.

ACTION: Approved 4-2

With the Chair's departure, the Vice Chair assumed the presiding role.

Executive Secretary Fields asked the Commissioners to change its annual hearing date for Entertainment Transportation to April 27, 2023, with the filing deadline moved to March 13, 2023, at noon.

ACTION: Approved 5-0

The Commission meeting was adjourned due to quorum issues with the departure of Commissioners Hayes and Reliford with remaining items moved to the December meeting.

ATTEST:

APPROVED:

\_\_\_\_\_  
Billy Fields  
Executive Secretary

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
Patrick McNally  
Vice Chair

\_\_\_\_\_  
Date