

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

Minutes

March 23, 2023

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, Vice Chair Pat McNally along with Commissioners Keith Pyle, Freddy Carr (arrived later), Carey Rogers, Trey Reliford (arrived later), Michael Hayes, and Michael Santistevan (8). Present were NDOT/TLC staff members Diana Alarcon, Marty Sewell, Lisa Steelman, T.D. Schlafer, Richard Rooker, Jimmy Russell, Timika Smith, Ronnie Brock and Billy Fields. Also present were Metro Legal advisors Erica Haber and Theresa Costonis.

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 Pyle with a second from vice Chair McNally moved approval of the meeting minutes from the previous meeting.

ACTION: Approved 5-0

Diana Alarcon, Director of the Nashville Department of Transportation and Multimodal Infrastructure, began the presentation of NDOT's Connect Downtown up-date. Ms. Alarcon introduced Marty Sewell from NDOT to share additional information. KCI's Meghan Sigler, consultant working with the project, shared updated information related to traffic movement and impacts of entertainment transportation and other modes in the study area.

Consent Agenda

Executive Secretary Fields presented the consent agenda:

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

- ◇ 1st Elite Pro Transportation
- ◇ A Class Services LLC
- ◇ Alshami Transportation
- ◇ Ayub Transportation
- ◇ Big Star Limo LLC
- ◇ Dawit Limo
- ◇ Destiny Limo LLC
- ◇ DJC Music LLC dba Donny Lee Tours
- ◇ Eleven Star Transportation LLC
- ◇ Eym Lemo Service
- ◇ GMS Investments LLC dba Your Transport HQ
- ◇ J.A.Z. Transportation
- ◇ Legend Transport LLC
- ◇ Luxury Black Ride of Nashville LLC
- ◇ Mario Limo of Nashville
- ◇ Murfreesboro Limo Trans
- ◇ Powell Transportation
- ◇ Princes Luna
- ◇ Rex Limo
- ◇ Shehraz Transpo LLC
- ◇ Smooth Rides
- ◇ Top Limo
- ◇ Transport Services Montilla Pina LLC
- ◇ TZ Livery
- ◇ Uruki LLC
- ◇ VA Luxury Transport
- ◇ Vico Limousine LLC
- ◇ Vroom Transportation

After some discussion, Vice Chair McNally with a second from Commissioner Hayes moved to approve the OPVH company applications. (Commissioners Carr and Reliford were now present)

ACTION: Approved 7-0

Ricky Duke applied to change OPVH Company Address to 2010 West End Avenue # 0912 Nashville 37203. Vice Chair McNally with a second from Commissioner Reliford moved to approve.

ACTION: Approved 7-0

Nash 509 Limo Services LLC applied for a change of Company Address to 838 Hillwood Blvd Nashville 37209. Vice Chair McNally with a second from Commissioner Reliford moved to approve.

ACTION: Approved 7-0

GG Transportation to Smashville Black Car Services, 801 John Lewis Way Nashville 37201 applied for a change of Company Name/Address. Commissioner Reliford with a second from Vice Chair McNally moved to approve.

ACTION: Approved 7-0

A & M Transportation Inc requested permission for a name change to A & M Transportation. Commissioner Reliford with a second from Vice Chair McNally moved to approve.

ACTION: Approved 7-0

Royal Limo requested permission for a name change to Royal Limo LLC. Commissioner Reliford with a second from Vice Chair McNally moved to approve.

ACTION: Approved 7-0

Aydin's Transportation applied to add Fuad Kuremay as a partner. Vice Chair McNally with a second from Commissioner Hayes moved to approve.

ACTION: Approved 7-0

CNashville Limo LLC applied to add the following individuals as partners:

- ◇ Nora Zeinetine
- ◇ Sizar Saleen
- ◇ Sameh Naiem
- ◇ Malal Sharawi
- ◇ Effat Manjarious
- ◇ Ahmend Aley
- ◇ Mina Hanna

After some discussion, Vice Chair McNally with a second from Commissioner Reliford moved to approve.

ACTION: Approved 7-0

Rowdy Bus LLC applied to add Noah White as a partner. After some discussion, Vice Chair McNally with a second from Commissioner Pyle moved to approve.

ACTION: Approved 7-0

Nashville Bar Bike applied to change its address to 3637 Lake Town Drive, Antioch 37013. Commissioner Reliford with a second from Vice Chair McNally moved to approve.

ACTION: Approved 7-0

Central Wrecker Service Inc. applied to operate as a general wrecker service. After some discussion, Vice Chair McNally with a second from Commissioner Pyle moved to approve.

ACTION: Approved 7-0

Entertainment Transportation

Clayton Arnold applied to be an entertainment transportation driver. Executive Secretary Fields explained Mr. Arnold could not be present and explained the circumstances. Executive Secretary Fields stated that the TLC has required an appearance for all applicants who fail to fully disclose information on the application, but suggested TLC staff could review and use discretion on approvals or appearance needs. After some discussion, the Chair asked that cases such as this be reviewed by the TLC. After additional discussion, Vice Chair McNally with a second from Commissioner Hayes moved to defer consideration of Mr. Arnold's application until the May meeting.

ACTION: Deferred 7-0

Executive Secretary Fields introduced the appeals of Big Green Tractor and Music City Night Life Party. These appeals were originally made in 2022 but were deferred until the February 2023 meeting then set for the March agenda. Following discussions, Vice Chair McNally with second from Commissioner Rogers moved to deny Big Green Tractor's appeal for an additional vehicle permit.

ACTION: Denied 5-1

Note: Commissioner Reliford left the meeting.

Vice Chair McNally with second from Commissioner Rogers moved to defer the Music City Party Tours appeal for a Certificate of Public Convenience and Necessity and defray the cost of the \$500 application fee for the 2023 application period.

ACTION: Approved 6-0

Disciplinary Hearings

Executive Secretary Fields presented a complaint from TLC Inspector/Compliance Officer Jimmy Russell regarding allegation against taxicab driver Fady Mikhail who was not present. Executive Secretary Fields reminded the Commission that Mr. Mikhail was absent from the February TLC meeting and was suspended pending an appearance before the TLC. Fady W. Mikhail, a taxicab driver for Yellow Cab, was now present. Mr. Mikhail, Compliance Officer Russell and Executive Secretary Fields were all sworn in as witnesses.

After a lengthy discussion, Vice Chair McNally with a second from Commissioner Santistevan moved to find that Mr. Mikhail violated 6.72.430 and 6.72.100 and engaged in conduct including but not limited to cursing and verbal insults toward Inspector Russell, parked his cab in a no parking zone, and operated his vehicle while his permit was suspended.

ACTION: Approved 6-0

Vice Chair McNally with a second from Commissioner Pyle moved to Suspend Mr. Mikhail from operation until the date of the May 2023 TLC meeting and be put on probation for one calendar year. Also have present Mr. Mikhail and Yellow Cab at May TLC meeting for an evidentiary hearing to determine whether violations occurred. Mr. Fields should also speak to Mr. Doug Tremble in the interim to analyze the manifest and decide whether a complaint should be prepared for the May TLC meeting. If Executive Secretary Fields finds no complaint is warranted, Mr. Mikhail and Yellow Cab should still appear at the May 2023 TLC meeting to answer questions from the Commission so that the issue is thoroughly investigated.

ACTION: Approved 6-0

Executive Secretary Fields presented a complaint from Compliance Officer Russell regarding allegations of 6.72 of the Metropolitan Code of Law.

After some discussion, Commissioner Carr with a second from Commissioner Pyle moved to find Youseff Michael was in violation of 6.72 on the evidence presented by Inspector Russell and of his own admission and that the Commission should take disciplinary action accordingly.

(Chair Hernandez leaves the meeting and Vice Chair McNally assumes the role of Chair)

ACTION: Approved 5-0

Commissioner Carr moved with a second from Commissioner Rogers to take the recommendation of Mr. Fields and have Mr. Michael pay for and successfully complete an anger management course and serve probation for 6 months and must complete anger management before probation ends with Executive Secretary Fields assisting in locating an approved course.

ACTION: Approved 5-0

With no further business, the meeting was adjourned.

ATTEST:

APPROVED:

Billy Fields
Executive Secretary

Sal Hernandez
Chair

Date

Pat McNally
Vice Chair

Date