

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

Minutes

November 21, 2024

The Metropolitan Nashville-Davidson County Transportation Licensing Commission (TLC) met for its regular meeting on this date in the Jury Assembly Room of the Justice A.A. Birch Building. Present were Chair Pat McNally, Commissioners Carey Rogers, Erica Penley, Annie Klaver, Charles Sueing, and Michael Hayes (6). Also present were NDOT staff members Lisa Steelman, Richard Rooker, Amanda Mullins, and T.D. Schlafer. Also present were Metro Legal advisors Erica Haber and Phylinda Ramsey.

Chair McNally 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.

Metro Nashville Network explained that new microphone technology was being utilized and requested all speakers to push the power button before speaking to ensure their voice was captured on audio.

The Chair opened the floor for public comment from those gathered. Danny King, Ari Partrich, Zeinab Sluder, Owen Cai, and Ricky Duke spoke. There were no further requests to speak.

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

ACTION: Approved 5-0

Election of Officers

Per TLC Rules and Procedures Section 102, the Commission held its biennial election of officers.

Commissioner Sueing with a second from Commissioner Penley moved to nominate Chair McNally to continue serving as Chair. Chair McNally accepted the nomination, and the vote was called.

ACTION: Approved 5-0

Mr. Schlafer shared that he communicated with Vice Chair Westlake and that although she was unable to attend the meeting, she would be willing to continue serving as Vice Chair if nominated. Commissioner Klaver with a second from Commissioner Rogers moved to nominate Vice Chair Westlake to continue serving as Vice Chair. The vote was called.

ACTION: Approved 5-0

Consent Items

Titan Towing Inc., Reid's Towing & Recovery LLC, and Viera's Towing & Auto Services submitted applications to operate as General Wrecker and Towing Service companies.

After some discussion, Commissioner Sueing with a second from Commissioner Rogers moved to approve the applications.

ACTION: Approved 5-0

The following new applications were submitted for Other Passenger Vehicles for Hire (OPVH):

▪ Gola Transportation ▪ K B Limo Service ▪ Ziaee Transportation ▪ JRod Transportation LLC ▪ Nashville Executive Transportation ▪ Barakzai Transportation ▪ Bash’s Limo ▪ Breedlove Transportation ▪ CEK Enterprises LLC ▪ Lux Black Car Transportation LLC ▪ Luxury Transportation LLC ▪ Miamax Transportation Services LLC ▪ Musgrave’s Rides LLC ▪ Navi Mo LLC ▪ On the Hop ▪ RR Transportation Service LLC 2 ▪ Driving Top Services ▪ Profit Transportation LLC ▪ Ride On Limousine Service ▪ Sharifa Inc ▪ Sovereign Luxury Transportation LLC ▪ Swaro Limo Service ▪ Executive Chauffeurs of Clarksville Inc ▪ M.G. Driving Services ▪ BMB Transportation LLC ▪ Tortolero Signature LLC

After some discussion, Commissioner Klaver with a second from Commissioner Penley moved to approve all applications except Breedlove Transportation. The motion further directed that Breedlove Transportation be added to the December agenda and a representative of the company be present.

ACTION: Approved 5-0

Taxicab company Yellow Cab Metro Inc. requested an address change from 930 3rd Avenue South to 314 Donelson Pike. Commissioner Sueing with a second from Commissioner Klaver moved to approve.

ACTION: Approved 5-0

Pedal carriage company Music City Crawler LLC requested to add partner Robert Warren Lynch. Commissioner Sueing with a second from Commissioner Rogers moved to approve.

ACTION: Approved 5-0

Wrecker and Towing Services company Dad’s Towing & Recovery requested to add partner Scotty Allen Crockett, Guardian of the Highways. Commissioner Sueing with a second from Commissioner Rogers moved to approve.

ACTION: Approved 5-0

Taxicabs

Director Rooker provided an update on efforts to enforce issues related to unregulated taxicabs and overcharging. He added that taxicab enforcement remained a point of emphasis for NDOT Compliance Officers and urged the public only to enter licensed taxicabs in Nashville. An industry meeting was held on November 19 to address the ongoing concerns with the licensed company representatives and to brainstorm solutions. Director Rooker pledged to continue to update the Commission on the progress of these initiatives.

OPVH

OPVH company MacDrive submitted an age waiver request to operate a 1998 London Taxicab. Per Metro Code 6.74.230, except for a classic, vintage, or unique passenger vehicle for hire, no vehicle to be operated as a passenger vehicle for hire shall be more than fifteen years old.

MacDrive owner Mark McPherson was present to answer questions from the Commission. Mr. McPherson stated his intent to use the vehicle to transport VIP clients for Jack Daniels.

Per 6.74.010, “unique” means a passenger vehicle for hire that is custom-designed, unusual, and innovative, as further set forth in the rules adopted by the MTLC.

After some discussion, Commissioner Rogers with a second from Commissioner Klaver moved to find the vehicle was unique and to grant the waiver request.

ACTION: Approved 3-1 (Commissioner Penley abstained)

Horse-Drawn Carriages

The Annual Hearing for the purpose of consideration of applications for Certificates of Public Convenience and Necessity for new and additional carriages was called.

The Chair opened the Annual Hearing. There were no applications or requests to speak. The Chair closed the Annual Hearing.

Shared Urban Mobility Devices (SUMD)

At the September meeting, a request from Lime was reviewed to operate class 2 e-bikes as defined in Tennessee Code Annotated 55-8-301. Current TLC rules in Section 909 B required powered bikes added to SUMD fleet to be class 1. The item was placed on the next available agenda for a Public Hearing.

Proposed TLC Rule 909 B: NUMBER OF SUMDS ALLOWED B. Operators shall deploy a minimum of one (1) e-bike for every four (4) electric scooters subject to Commission approval. Any powered bikes that the operators add to their fleet per this provision must meet the definition of Class 1 or 2 electric bicycles as defined in Tennessee Code Annotated 55-8-301. Any other types of powered bicycles would be subject to the further fleet expansion criteria in Section 913.

The Chair opened the Public Hearing. There were no requests to speak. The Chair closed the Public Hearing. Mr. Schlafer shared that Lime reported the throttle option was more popular in other markets and could be added after-market to their existing class 1 e-bikes.

After some discussion, Commissioner Rogers with a second from Commissioner Sueing moved to approve the proposed language.

ACTION: Approved 5-0

Pedal Vehicles

A Public Hearing was held in August 2024 to review a proposed change to TLC Rules and Procedures Section 702. Decision was deferred until the September 2024 meeting. The Commission voted to adopt the proposed language at the September meeting. Commissioner Klaver requested that the item be included on the next agenda as a Public Hearing for an amendment to the approved language.

Proposed TLC Rule 702: OPERATIONAL HOURS - Pedal vehicles may not operate on the streets between 7-9 a.m., Monday through Friday. Between 4-6 p.m. Monday through Friday, pedal vehicles may operate on routes or zones that are approved by the Director of the TLC and NDOT's Chief Engineer. Pedal vehicle operators must log and report to NDOT any deviations from approved routes within 72 hours.

The Chair opened the Public Hearing. Ash Pereira and Abby Goodrich spoke. There were no further requests to speak. The Chair closed the Public Hearing.

Commissioner Rogers with a second from Commissioner Klaver moved to approve the proposed language. The Commission also requested to be notified when new routes were approved.

ACTION: Approved 5-0

Wrecker and Towing Services

Safeway Towing applied to operate as a non-consent towing company. Director Rooker shared that companies must operate for at least one year as a General Wrecker before applying for non-consent and that the application was in order.

Owner Ann Tolbirt was present to answer questions from the Commission. Mr. Schlafer confirmed he had inspected the tow lot and Safeway Towing had received its Final Use and Occupancy Letter from the Codes Department, but he had not ascertained the meaning behind the pig edifice atop the building. Ms. Tolbirt enlightened that the swine statue served as a landmark for vehicle owners to locate their business.

After some discussion, Commissioner Sueing with a second from Commissioner Rogers moved to approve.

ACTION: Approved 5-0

Other Business

Director Rooker presented a proposed 2025 TLC meeting and application deadline calendar for consideration. He noted that the June and December meetings were proposed to occur on the second Thursday to account for holidays, with all other meeting dates proposed on the third Thursday.

January 16 - Annual Taxicab Hearing

Deadline for filing applications is **Monday, December 9, 2024, at Noon**

February 20 - Regular Meeting

March 20 - Regular Meeting

April 17 - Annual Entertainment Transportation Hearing

Deadline for filing applications is **Monday, March 3, 2025, at Noon**

May 15 - Annual SUMD Contract Renewal

June 12 - Annual Emergency Wrecker Zone Hearing

Deadline for filing applications is **Monday, May 5, 2025, at Noon**

July 17 - Regular Meeting

August 21 - Annual LSV & Pedal Vehicle Hearing

Deadline for filing applications is **Monday, July 14, 2025, at Noon**

September 18 - Regular Meeting

October 16 - Regular Meeting

November 20 - Annual Horse-Drawn Carriage Hearing

Deadline for filing applications is **Monday, October 13, 2025, at Noon**

December 11 - Regular Meeting

After some discussion, Commissioner Klaver with a second from Commissioner Sueing moved to approve the calendar for 2025.

ACTION: Approved 5-0

Application Reviews

The Chair requested that Metro Nashville Network cease recording during applicant background reviews.

Jaiya R. Hawkins applied to be an OPVH driver but failed to fully disclose information on the application. Ms. Hawkins was placed under oath. Company representative Scott Sideman from Getaway Car was present to confirm his intent to hire Ms. Hawkins. After some discussion, Commissioner Penley with a second from Commissioner Klaver moved to approve the application.

ACTION: Approved 5-0

Commissioner Sueing with a second from Commissioner Klaver moved to adjourn.

ACTION: Approved 5-0

ATTEST:

APPROVED:

Richard Rooker
Executive Secretary

Pat McNally
Chair

Date