

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

Minutes

August 24, 2017

The Metropolitan Nashville-Davidson County Transportation Licensing Commission (TLC) met in regular session on this date in the Jury Assembly Room of the Historic Courthouse. Present were Chair Sal Hernandez, Vice Chair Tom Turner, Commissioners Mona Lisa Warren, Freddie Carr, Curt Wallen and Pat McNally (6). Present were Metro Legal Adviser Tara Ladd as well as TLC staff members Lisa Steelman and Billy Fields.

The Chair called the meeting to order at 1:32 p.m. 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 Wallen with a second from Commissioner Warren moved approval of the previous meeting minutes.

ACTION: Approved 5-0

The Chair took the following items out for order:

No Ceilings Limo and James M. Bonner's driver application were considered. Commissioner McNally with the second from Commissioner Wallen moved to approve the applications.

ACTION: Approved 5-0

Golden Rule Booting applied to operate a booting services company.

ACTION: Approved 5-0

Public Hearing

The Chair opened the Public Hearings for Low Speed and Pedal Company Applications. The following individuals spoke during the hearing:

Councilman Jeremy Elrod, Terry Clements, Sgt. Ricky Bearden, Sean Marshall, Jim Hill, Robert Pizzatola, Heather Cormier, Angie Gleason, Dustin Olson, Shawn Orphey, David Bullock, Jim Burrow and Sean Henry.

With no further speakers, the Chair closed the public hearing. After some discussion, Commissioner Carr with a second from Commissioner McNally made a motion that proof of a need for additional pedal and low speed vehicles had not been met.

ACTION: Approved 5-0

Commissioner Wallen with a second from Commissioner Warren moved to deny all new applications.

ACTION: Applications Disapproved 5-0

The request to make alterations to the Operational Boundaries for the Low Speed Vehicle's (LSVs) was considered from Valeria Eredia and Jeremy Wist. After some discussion, no action was taken.

Complaint Reviews

American Melody Carriages appeared to respond to a complaint. Director Fields explained that TLC staff discovered that American Melody Carriages had allowed its company insurance to expire in July and allowed an unregistered horse to work. Represented by Richard Kenny, American Melody responded that owner Melody Robinson believed her operations were covered by the insurance of Hat Creek Carriages, another carriage company which she manages. Director Fields then responded that since the horse was actually being operated by Hat Creek Carriages that it was appropriate to ask Hat Creek Carriages to respond to the company on the horse and American Melody for the insurance. Commissioner McNally with a second from Commissioner Wallen moved to defer consideration until the September meeting.

ACTION: Approved 5-0

Joyride appeared to respond to a complaint of allowing a vehicle to operate outside the operational boundaries. Mike Curl appeared to present testimony and evidence regarding this matter. After some discussion, Commissioner McNally with a second from Vice Chair Turner moved to find that Joyride had violated the operational boundaries with a vehicle.

ACTION: Approved 5-0

Vice Chair Turner with a second from Commissioner McNally moved to suspend Joyride for a 10 day period to run concurrently with the previous suspension (issued at the July, 2017 meeting) beginning on August 28, 2017 through September 6, 2017.

ACTION: Approved 5-0

The Country Music Crawler appeared to respond to a complaint for operating a pedal carriage without a permit. Valerie Eredia, Jeremy Wist and Sean Henry appeared to explain the complaint. Robert Pizzatola and James Hunley were present to respond to the complaint. After some discussion, Commissioner McNally with a second from Vice Chair Turner moved to find that proof that the Country Music Crawler had not violated the permit requirement.

ACTION: Approved 5-0

Vice Chairman Turner with a second from Commissioner Wallen moved to defer a complaint against Low Speed Vehicle drivers Carla R. Duplantis and Timothy Schultz until the September meeting at the request of the complainant, Michael Winters.

ACTION: Approved 5-0

Other Passenger Vehicle's For Hire

Angelo Buford applied to be an Other Passenger Vehicle for Hire Driver, but was required to appear before the TLC for a background review. Commissioner Wallen with a second from Vice Chair Turner moved to approve.

ACTION: Approved 4-0

Harvey C. Fluker applied to be an OPVH driver, but failed to fully disclose his background. Vice Chair Turner with a second from Commissioner Wallen moved to approve.

ACTION: Approved 4-0

Edward Ludwig Jr. applied to be an OPVH driver, but failed to fully disclose his background. Commissioner Wallen with a second from Commissioner Warren moved to approve the application but restrict it to Park and Fly Service.

ACTION: Approved 4-0

Wrecker Services

Frank B. Palmer applied to be a wrecker driver, but was required to appear before the TLC for a review. After some discussion, Commissioner Wallen with a second from Commissioner Warren moved to approve the application, but not allow the driver to perform non-consent calls and, restricted to Brown's Wrecker and must return for a hearing in Augusts, 2018 if he wants to renew his permit again.

ACTION: Approved 3-1

Jesse Pecora applied to be a wrecker driver, but failed to fully disclose his background. Commissioner Warren with a second from Commissioner Wallen moved to approve the application, but restrict the driver to JD's Towing Service.

ACTION: Approved 4-0

Christopher B. Sawyer applied to be a wrecker driver, but failed to fully disclose. Vice Chair Turner with a second from Commissioner Wallen moved to approve.

ACTION: Approved 4-0

William Webb applied to be a wrecker driver, but failed to appear. Commissioner Carr with a second from Vice Chair Turner moved to deny.

ACTION: Disapproved 4-0

Matthew Whitman applied to be a wrecker driver, but failed to appear. Commissioner Wallen with a second from Vice Chair Turner moved to deny.

ACTION: Disapproved 4-0

Taxicabs

Brown E. Ghaggi applied to be a taxicab driver, but failed to fully disclose his background. Commissioner Wallen with a second from Vice Chair Turner moved to approve.

ACTION: Approved 4-0

With no further business, the meeting was adjourned at 4:23 p.m.

ATTEST:

APPROVED:

Billy Fields
Director/Executive Secretary

Sal Hernandez
Chair

Date