

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

Minutes

November 20, 2025

The Metropolitan Nashville-Davidson County Transportation Licensing Commission (MTLC) 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, Michael Hayes, and Ann Butterworth (6). Also present were NDOT staff members Richard Rooker, Amanda Mullins, Leigh Ann Dickerson, and T.D. Schlafer, as well as Metro Legal advisors Erica Haber and Ann Mikkelsen.

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 MTLC decisions.

Chair McNally opened the floor for public comment from those gathered. At the June 22, 2023, MTLC meeting, a motion was approved to allow up to eight individuals to speak for up to two minutes each. Christy Patterson, Joshua Hadley, and Sheri Lynn Nichols Bucy spoke. There were no further requests to speak.

Commissioner Butterworth with a second from Commissioner Penley moved approval of the minutes from the previous meeting.

ACTION: Approved 5-0

Items For Deferral

Director Rooker reported that there were no items for deferral.

Consent Items

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

▪ Black Horizon Luxury ▪ Emerald Luxury ▪ Luxera Limo LLC ▪ MJ's Hire Drive ▪ Mohsin Limo ▪ Nash Comfort LLC ▪ Premier Luxe Transport ▪ Sawyer Firkins ▪ Silent Black LLC ▪ USA Transport

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

ACTION: Approved 5-0

OPVH company Ride On Limousine Service requested to change its name to Ride On Nashville LLC.

After some discussion, Commissioner Klaver with a second from Commissioner Hayes moved to approve.

ACTION: Approved 4-0-1 (Commissioner Butterworth abstained)

Ride On Nashville LLC requested to change address to 1208 Ledbury Drive. Commissioner Hayes with a second from Commissioner Penley moved to approve.

ACTION: Approved 5-0

HC Deluxe Transportation LLC requested to add partner Hender de Jesus Caldera Gutierrez. Commissioner Penley with a second from Commissioner Butterworth moved to approve.

ACTION: Approved 5-0

Road Warrior Towing LLC applied to operate as a General Wrecker and Towing Services company. Commissioner Penley with a second from Commissioner Klaver moved to approve.

ACTION: Approved 5-0

Director Rooker announced a reminder that all Wrecker and Towing Services companies must reapply via the online permitting platform OpenGov by Monday, December 1, 2025.

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. Director Rooker reported that two carriage companies were currently operating sixteen total carriages.

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

Entertainment Transportation (ET)

The Chair opened a public hearing regarding amendments to MTLC Rules and Procedures Section 801, 802, and 804. Brenda Kay Wilkins, Sheri Lynn Nichols Bucy, Christy Patterson, and Joshua Hadley spoke. With no further requests to speak, the Chair closed the public hearing.

The rule language proposed to be repealed appears below in ~~strikethrough~~.

Section 801 CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

~~b) Because the subcategory of ETV that meet the definition of Seated Sightseeing or Charter Tour vehicles as defined in section 804 (b), serve a distinct public necessity and convenience, different from that served by other ETV, the Commission shall make a separate finding of fact with regard to the existence or lack thereof of a requirement that further or additional Seated Sightseeing or Charter Tour vehicles are required to serve the public convenience and necessity; this finding will be in addition to the finding that further or additional of the types of ETV that do not meet this definition are required to serve the public convenience and necessity.~~

Section 802 FEES

- a) ETC Initial application fee \$ 500.00
- ~~b) Sightseeing Certificate of Public Convenience and Necessity fee \$ 2,500.00~~
- ~~c) Sightseeing Certificate of Public Convenience and Necessity annual renewal fee \$ 2,500.00~~
- ~~d) Sightseeing Vehicle annual fee \$ 500.00~~
- e) Certificate of Public Convenience and Necessity fee \$ 5,000.00
- f) Certificate of Public Convenience and Necessity annual renewal fee \$ 5,000.00
- g) Vehicle annual fee \$ 1,000.00
- h) Driver Initial application fee includes the background check \$ 125.00
- i) Driver annual permit fee \$ 50.00
- j) Driver permit replacement fee \$ 20.00
- k) Background check fee \$ 75.00

Note: Fees are non-refundable and are not prorated. ~~"Sightseeing" as defined in section 804 (b).~~

Section 804 ENCLOSED/UNENCLOSED

~~b) Where the vehicle consistently operates on one or more fixed routes, where all passengers are required to remain seated at all times while the vehicle is in operation, and where alcohol is never permitted or served on the vehicle, the vehicle may be classified as a Seated Sightseeing or Charter Tour vehicle.~~

~~c) ETV are required to be fully enclosed, with the exception of those meeting the definition for the subcategory "Seated Sightseeing or Charter Tour vehicle." Seated Sightseeing or Charter Tour vehicles are exempt from the requirement applicable to other types of ETV that the vehicle be required to be enclosed.~~

After some discussion, Commissioner Butterworth with a second Commissioner Rogers moved to approve the amendments as proposed.

ACTION: Approved 5-0

Seated Sightseeing Vehicles (SSV)

The Chair opened a public hearing regarding newly proposed MTLC Rules and Procedures Section 1000, 1001, 1002, and 1003. There were no requests to speak. The Chair closed the public hearing.

Section 1000 CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

a) Each year the MTLC shall set a date to hold public hearings for the purpose of consideration of any applications to receive a certificate of public necessity and convenience to operate a Seated Sightseeing Vehicle (SSV) or to consider requests from existing Certificate holders to increase fleet numbers. Applications along with fee payment must be made at least 45 days prior to the meeting. If a completed application (including all supporting materials and required documents) is presented after the 45-day deadline, the application will not be considered.

b) In making the finding for the award of a Certificate of Public Convenience and Necessity, the MTLC shall, at a minimum, take into consideration:

- 1) The number of SSV already in operation.
- 2) Adequacy of existing service to meet the public need.
- 3) The applicant's experience in the operation of an SSV.
- 4) The applicant's history of violations and/or citations of alcohol laws, noise violations, HUB Nashville complaints, and other non-compliant behavior.
- 5) The ability of the applicant to comply with the laws and regulations, including the equipment and service proposed to be furnished.
- 6) The applicant's financial responsibility and condition.
- 7) Safety of the public in the operational area.
- 8) The probable effect of increased service on local traffic conditions.
- 9) Traffic flow.
- 10) Compliance with existing noise ordinances.

Section 1001 FEES

- a) SSV Initial application fee \$ 500.00
- b) Sightseeing Certificate of Public Convenience and Necessity fee \$ 2,500.00
- c) Sightseeing Certificate of Public Convenience and Necessity annual renewal fee \$ 2,500.00
- d) Sightseeing Vehicle annual fee \$ 500.00
- e) 4-6 PM Operations application \$ 250.00
- f) Driver Initial application fee includes the background check \$ 125.00
- g) Driver annual permit fee \$ 50.00

h) Driver permit replacement fee \$ 20.00

i) Background check fee \$ 75.00

Note: Fees are non-refundable and are not prorated.

Section 1002 INSURANCE REQUIREMENTS

a) Certificate holders must comply with, but not limited to, the liability insurance requirements contained in Tennessee Code Annotated title 65, chapter 15.

b) Holders of certificates of public convenience and necessity shall maintain commercial general (public) liability insurance, inclusive of contractual liability, in an amount of not less than one million dollars written on an occurrence basis. Insurance shall be issued by an insurance company qualified to do business in the state and naming the metropolitan government as an additional insured.

c) Such holders shall also maintain commercial automobile liability insurance that shall afford protection to any third-party sustaining injury or damage as a result of the negligent operation of any SSV, with the minimum amount of insurance being as follows for the following types of vehicles:

1) Three million dollars per incident, known as combined single limit insurance coverage for vehicles with 16-person or more passenger capacity.

2) Two million dollars per incident, known as combined single limit insurance coverage, for vehicles with fewer than 16-passenger capacity.

3) All SSV, regardless of size shall have uninsured/underinsured motorist insurance coverage in an amount not less than one million dollars (bodily injury per person)/one million (per accident)/one million (for property damage). All of the above-referenced policies shall be issued by an insurance company qualified to do business in the state and naming the metropolitan government as an additional insured.

d) Any insurance policy issued in compliance with this article shall remain in place at least through the length of the licensing, and for any SSV insured thereunder such policies shall expressly provide that they may not be canceled, except after thirty days written notice to the MTLC.

e) SSV will not operate unless in compliance with insurance requirements mandated by this rule section.

Section 1003 OPERATIONS

A) In the event of inclement weather, SSV may not operate. Inclement weather exists when the National Weather Service issues any of the following or if SSV operators are notified by NDOT:

1) Severe Thunderstorm Warning

2) Tornado Warning

3) Flood Warning

4) If either snow or ice is present on the roadway surface, operations should be halted until the notice is given by NDOT to allow operations to resume.

b) The vehicle must be properly marked with the company's name displayed in letters not less than 6" on both sides of vehicle. Lettering must be painted or otherwise permanently attached (no magnetic signs).

c) Alcohol and controlled substances tests will be conducted after a crash involving an SSV driver which results in: (1) a fatality; (2) bodily injury which requires immediate medical treatment away from the scene of the crash, or (3) where one or more vehicles incur disabling damage requiring the vehicle to be towed away from the scene or resulting in private property damage and/or the SSV driver receives a citation under state or local law for a violation arising from the crash.

Tests should be completed as soon as practical after the crash. Alcohol tests must be administered within two hours following the crash. Controlled substance tests should be administered within 24 hours following the crash. If the SSV driver fails to have the test administered within these time limits, the SSV company shall cease attempts to secure the administration of the tests and shall prepare and maintain a record stating the reasons the test was not promptly administered. A copy of this record shall be sent to the MTLC staff as soon as practical.

Recognizing the limitations inherent in the preceding paragraph, an SSV driver who is subject to post-crash testing shall remain readily available for such testing or may be deemed by the MTLC to have refused to submit to testing. Nothing in this section shall be construed to require the delay of necessary medical attention for injured people following a crash, or to prohibit a driver from leaving the scene of a crash for the period necessary to obtain emergency assistance.

Each SSV company must create and adopt a written policy for conducting employee drug screens, while remaining compliant with standards and regulations of the MTLC. Drug testing companies including but not limited to Concentra, Workforce Essentials, ReliaLab, may be contracted to manage this policy. The SSV company must choose how the program/process will be managed. This includes a means for on-site collections including responding to emergency rooms, crash location, employer's place of business, etc., which includes performing after-hour collections. The adopted program must be submitted to the MTLC for approval.

If the crash results in an MNPD investigation and the investigation results in substance abuse testing of any type, the MTLC will defer to the investigation findings.

After some discussion, Commissioner Butterworth with a second Commissioner Penley moved to approve the newly proposed rules.

ACTION: Approved 5-0

Taxicabs

The Chair announced a reminder that the deadline for new and additional taxicab applications is Friday, December 5, 2025, at noon.

Other Business

Director Rooker reminded the Commission that 2026 MTLC meetings will be held on the third Tuesday of the month in the Sonny West Conference Center at the Howard Office Building at 1:00 P.M.

Commissioner Hayes requested increased communication by NDOT on road closures. Mr. Schlafer provided the link to access planned road closures at:
<https://www.nashville.gov/departments/transportation/road-closures>.

Application Reviews

Upon request of the Chair, Metro Nashville Network ceased recording during applicant background reviews.

Timothy Gooch applied for an OPVH driver permit but failed to disclose background information on the application. Reffeggee Enterprise LLC owner Jamall Reffeggee was present to confirm his intent to hire Mr. Gooch. After some discussion, Commissioner Klaver with a second from Commissioner Butterworth moved to approve the application.

ACTION: Approved 5-0

LaQuintin Thomas applied for a wrecker driver permit but failed to disclose background information on the application. A representative of Tow Pro was not present at the meeting. After some discussion, Commissioner Klaver with a second from Commissioner Penley moved to defer the application until the next meeting.

ACTION: Deferred 5-0

With no further business, Commissioner Klaver with a second from Commissioner Hayes moved to adjourn.

ACTION: Approved 5-0

ATTEST:

APPROVED:

Richard Rooker
Executive Secretary

Pat McNally
Chair

Date