

Metropolitan Taxicab Commission

**January 31, 2012 @ 9:00 am
Commission Headquarters, 2628 Delmar, Hearings Room**

Members present: Commissioners: Hamilton, McNutt, Reeves, Bennett, Gidey, Rudawsky, Satz,
and Tucci
Members absent: Commissioners: Asfaw
Legal Department: Tom McCarthy

MINUTES

The Meeting was called to order by Chairman Hamilton and the roll was called by Beth Dunham; Chairman Hamilton-present, Commissioner McNutt-here, Reeves-here, Bennett-here, Gidey-present, Rudawsky-present, Satz-here, Tucci-here. The first order of business was approving the minutes from the December 13, 2011 meeting. Chairman Hamilton made a motion to approve the minutes, seconded by Reeves, and with no discussion roll was called; Chairman Hamilton-I, Commissioner McNutt-I, Reeves-I, Bennett-yes, Gidey-I, Rudawsky-yes, Satz-yes, and Tucci-yes, motion passed. The first order of business was setting the date for the next meeting, which will be February 23, 2012 at 9:00 a.m.

NEW BUSINESS

The next order of new business was the CCN Hearing for Mary Go Round, LLC. Director Klein makes the staff's recommendation to approve the NEMT CCN Application for Mary Go Round LLC, everything has been reviewed and the application is in order. With no further questions a motion was made by Chairman Hamilton to approve the CCN Application, seconded by Commissioner Reeves. With previous roll the motion was approved; Chairman Hamilton-I, Commissioner McNutt-I, Reeves-I, Bennett-yes, Gidey-I, Rudawsky-yes, Satz-yes, and Tucci-yes.

The next order of business was the CCN Hearing for Now Medical Transports, LLC. Director Klein makes the staff's recommendation to approve the NEMT CCN Application for Now Medical Transports, LLC, everything has been reviewed and the application is in order. With no further questions a motion was made by Chairman Hamilton to approve the CCN Application, seconded by Commissioner Tucci. With previous roll the motion was approved; Chairman Hamilton-I, Commissioner McNutt-I, Reeves-I, Bennett-yes, Gidey-I, Rudawsky-yes, Satz-yes, and Tucci-yes.

The next item on the agenda Summonses for the Washington University Police Department was tabled until the February 23, 2012 meeting.

The final order of new business was the Chapter 13 Code Revision – Reporting Requirements. The Director explains the revision for the Chapter 13 CCN holders is just a simple revision to change the recording of disabled accessible trips that is turned into the Commission for the pilot program will change from weekly to monthly reporting.

Basil Rudawsky commented on how critical the data for the pilot program is in determining long term needs of serving the public properly.

With further discussion it was determined the term disabled would be used in the code rather than handicapped.

A motion was made by Chairman Hamilton to amend the code revision for Chapter 13, section 1301, including that the wording handicapped be changed to disabled throughout the code, seconded by Commissioner McNutt. With previous roll call the motion was amended; Chairman Hamilton-I, Commissioner McNutt-I, Reeves-I, Bennett-yes, Gidey-I, Rudawsky-yes, Satz-yes, and Tucci-yes.

**Chapter 13 - COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT
1301 Certificate of Convenience and Necessity for Specially Designed Disabled Accessible
Vehicles (Added 3/28/11 amended 4/8/11)**

I. In order that the MTC may determine the extent of the demand for disabled vehicles in its market area, all vehicles operating under this type of CCN shall keep a written log in each permitted vehicle in which every trip shall be recorded indicating clearly whether or not it was a handicap trip. Such reports are to be submitted to the MTC **monthly** for a period of 18 months from the inception period of the CCN or for such longer period as the Director may provide in his Rules. Failure to accurately document a trip shall be a Class II violation. Operations pursuant to a CCN under this chapter of the Code will be considered a pilot program for the first 18 months and permits initially issued may be increased or reduced as a result of the data collected under this program.

DIRECTOR'S REPORT

The annual audit is about to begin and the Director explained that we are waiting on final approval from Mayor Francis Slay on the vendor; Nichols, VanHoy, and Stopp. The County Executive Charlie Dooley has already endorsed the selection and hopefully within the next two weeks the audit should be underway.

TREASURER'S REPORT

Commissioner Reeves discussed the pre-audited balance sheet and yearend financial statement that was in the packets. He explained that Page three shows that December 2011 showed a slight loss of about \$1,900.00, and the Commission as a whole for the year of 2011, ended up with a loss of about \$79,074.00. Commissioner Reeves talked about the legal fees for 2011 really being the only thing that was out of budget and unexpected. He also explained that we continue to still show a good cash position and the equity for the Commission is still very strong.

Commissioner Reeves discussed the preliminary budget for 2012 that was in the packets, and the budget for 2012 will be put on the table for approval at the February 23, 2012 meeting.

OLD BUSINESS

None

PUBLIC COMMENTS

Director Klein spoke about the event at the Four Seasons Hotel St. Louis. Mayor Francis Slay will present The Golden Air Freshener Award, and proclaim February 1 to be Cab Driver Appreciation Day in the city of St. Louis.

Mr. Biru had a question for the Commission in regards to why Chapter 13 CCN holders must keep record of disabled accessible vehicle trips and report it to the Commission. Chairman Hamilton explained to Mr. Biru that this condition was put in the Code to allow for the expansion of these Chapter 13 CCN holders to accommodate disabled accessible vehicles, and that the recording of these trips are essential to track this test program by the MTC to determine the extent of the demand for disabled vehicles in our market area.

EXECUTIVE SESSION

The Commissioners concluded the public session and Chairman Hamilton motioned to move to Executive Session, the motion was seconded by Commissioner McNutt, and with previous roll the Commissioners moved into Executive Session; Chairman Hamilton-I, Commissioner McNutt-I, Reeves-I, Bennett-yes, Gidey-I, Rudawsky-yes, Satz-yes, and Tucci-yes.

Pursuant to Missouri Statute 620.021, an Executive Session may be held to discuss legal, confidential or privileged matters under §610.021(1), RSMo 1988 Supp.; leasing, purchase or sale of real estate under §610.021(2); personnel actions under §610.021(3); discussions regarding negotiations with employee groups under §610.021(9); personnel records or applications under §610.021(13); or records under §610.021(14) which are otherwise protected from disclosure by law; or confidential or privileged communications with the District's auditor, including auditor work products under §X610.021(17).

ADJOURNMENT

Upon returning from Executive Session, Chairman Hamilton opened the Public Session for Adjournment, the motion to adjourn was made by Chairman Hamilton and seconded by Commissioner Reeves. The motion to adjourn was passed unanimously; Chairman Hamilton-I, Commissioner McNutt-I, Reeves-I, Bennett-yes, Gidey-I, Rudawsky-yes, Satz-yes, and Tucci-yes. The meeting was adjourned at 10:20a.m.

Minutes were interpreted from an audio recording of the meeting by Beth Dunham.