

Metropolitan Taxicab Commission

**May 15, 2012 @ 9:00 am**  
**Commission Headquarters, 2628 Delmar, Hearings Room**

Members present: Commissioners: McNutt, Reeves, Gidey, Rudawsky, Satz, and Tucci

Members absent: Commissioners: Hamilton, Bennett, and Asfaw

Legal Department: Tom McCarthy

**MINUTES**

The Meeting was called to order by Commissioner Reeves and the roll was called by Beth Dunham; Commissioner McNutt-here, Reeves-here, Gidey-here, Rudawsky-here, Satz-here, and Tucci-here. The first order of business was approving the minutes from the April 24, 2012 meeting. A motion to approve the minutes was made by Commissioner Reeves, moved by Commissioner Tucci, and seconded by Commissioner Rudawsky. With no further discussion roll was called; Chairman Hamilton-absent, Commissioner McNutt-yes, Reeves-yes, Gidey-yes, Bennett-absent, Rudawsky-yes, Satz-yes, Tucci-yes, and Asfaw-absent, the minutes were approved.

**NEW BUSINESS**

The first order of new business was setting a date for the June meeting, which will be June 19, 2012 at 9:00a.m.

The second order of new business was the CCN Hearing for RTG Medical Transportation. Director Klein introduced Marvin Wallace who submitted the CCN Application for RTG Medical Transportation. Director Klein states the application has been reviewed and everything is in order, and makes the staff's recommendation to approve the Non Emergency Medical Transportation CCN Application for RTG Medical Transportation. A motion was made by Commissioner Reeves to approve the CCN Application, seconded by Commissioner Rudawsky, roll was called; Commissioner McNutt-yes, Reeves-yes, Gidey-yes, Rudawsky-yes, Satz-yes, and Tucci-yes, the application was approved.

The third item on the agenda for new business was a CCN Hearing for Circle of Light Associates Medical Transportation. The Director asked this CCN Hearing be tabled, the CCN Applicant requesting the CCN permit was not present at the meeting.

The fourth item of new business was the CCN Transfer of Share Hearing for St. Louis Airport Taxi Company. Ousei Shumbter was transferring (1) share of which he owned of St. Louis Airport Taxi, LLC to Kumlachew Amare. The Director explained the transfer was reviewed by the staff, the \$250.00 transfer fee was paid, and it was the staff's recommendation that the transfer of the share of ownership be approved. A motion was made by Commissioner Reeves, moved by Commissioner Tucci, and seconded by Commissioner McNutt. With no further discussion roll was called; Commissioner McNutt-yes, Reeves-yes, Gidey-yes, Rudawsky-yes, Satz-yes, and Tucci-yes, the transfer was approved.

The fifth order of new business on the agenda was Vehicle For Hire Code Revision, Section 504. This item was tabled.

The final order of new business was the Social Security Referendum for MTC Staffers. David Adams explains to the Commissioners that employee's of the Metropolitan Taxicab Commission who are currently members of the Employee Retirement System of St. Louis City, who are full-time and mandatory participants, are other than by resolution excluded by statute from the ability to participate in Social Security. Mr. Adams continues by explaining the situation is the State Administrator for Social Security, who has identified that an official resolution that covered the Employee Retirement System as St. Louis City does not cover the employee's as to Metropolitan Taxicab Commission by virtue of its separate agency. Mr. Adams continues explaining that as a result of this, the administrator has requested if the Commission should allow full-time employee's to vote on a referendum as to whether or not they would continue to participate in social security as they have up to this point. Mr. Adams explains the two options available to the Commission, one would be to approve a referendum by resolution that would allow full-time employee's of the Metropolitan Taxicab Commission to vote by secret ballot on participating in Social Security going forward, or the Commission can elect not to vote for resolution on a referendum to take place, at which such time full-time employee's participation in Social Security would seize immediately. Mr. Adams also explains a meeting would be held by the Missouri Administrator explaining the Employee Retirement System, at which at that time they would conduct the secret ballot vote for the full-time employee's. Mr. Reeves makes a motion to adopt a resolution on a referendum for the employee's to vote, Commissioner Reeves makes a motion to adopt the resolution, moved by Commissioner McNutt, and seconded by Commissioner Tucci. Roll was called; Commissioner McNutt-yes, Reeves-yes, Gidey-yes, Rudawsky-yes, Satz-yes, and Tucci-yes, and the motion to adopt a resolution approved. Commissioner Reeves also had three absentee votes that Chairman Hamilton gave him on a proxy, Chairman Hamilton-yes, Commissioner Bennett-yes, and Commissioner Asfaw-yes, all approving the resolution being adopted.

#### **DIRECTOR'S REPORT**

None

#### **TREASURER'S REPORT**

The treasurer discussed financial packets for the first four months of the year showing the Commission is tracking ahead of budget, showing a net income of \$68,600.00. The year to date income is showing a net income of \$77,654.00, which he explained is \$37,419.00 over budget, but this does not show some expenses that have not run through.

#### **OLD BUSINESS**

None

#### **PUBLIC COMMENTS**

Brian Dew was the first to address the Commission in regards to the new credit card processing. He feels he is being charged too much money in fees, not the 2.55% promised but 4.33% by Bank of America. He also expressed his concerns to the Commission about the fees hitting his account before he receives his monthly statement. Mr. Dew was told by the Commission to speak with his CCN Holder about these fees, because the CCN Holder is the one who negotiates the rates with Bank of America. Another issue Mr. Dew had was the illegal cabs coming into downtown on nights and weekends. It was explained to Mr. Dew by the Director that this issue was being addressed by adding new shifts for MTC Agents to be out patrolling weekend nights, and trying to hit repeat offenders with larger sanctions against them.

Rose Harmon was the next to speak and questioned if any issues she's addressed the Commission about in previous meetings have been looked into. She stated she wants vehicles that are aged out and can no longer be transferred to other companies be looked at on a case by case basis, if the vehicles are still running and in good shape. She also explained she did not agree with the way she was fired from her previous employer, and questioned if the Commission could do anything about it. Miss Harmon also spoke concerns on why some CCN Holders are asking independent contractors to change the title of the vehicles they own, and put the CCN Holders name on the title of the vehicle. The Commission explained to Miss Harmon that the independent contractor was not required to change the name on the title of the vehicles they own to the CCN Holders name, but the matter was between the CCN Holder and the independent contractor. The Commission told Ms. Harmon they would discuss with Director Klein including on the next meeting agenda the staff's recommendation for transferring aged vehicles from one company to another.

Michael Austin was the last to address the Commission. Mr. Austin was asking to receive ten temporary permits for rented petty cabs out of Kansas City. The temporary permits would have their own licensed drivers from Kansas City, which would be used for six hours a day during July 28 – 31, 2012 for the Meeting Planners International Convention. The Commissioners discussed some options that would be within reason and the within the law to give support to this request.

### **EXECUTIVE SESSION**

None

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**

With no more discussion, a motion to adjourn was made by Commissioner Reeves, seconded by Commissioner McNutt. The motion to adjourn was passed unanimously; Commissioner McNutt-I, Reeves-I, Gidey-I, Rudawsky-I, Satz-I, and Tucci-I, the meeting was adjourned at 10:13a.m.

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