

Metropolitan Taxicab Commission

**August 21, 2014 @ 10:00a.m.
Commission Headquarters, 2628 Delmar, Hearings Room**

Members present: Commissioners: Hamilton, McNutt, Reeves, Rudawsky, Satz and Sommers
Members absent: Commissioners: Tucci and Asfaw
Legal Department: Chuck Billings

MINUTES

The Meeting was called to order by Chairman Hamilton and the roll was called by Beth Dunham; Chairman Hamilton-here, Commissioner McNutt-here, Reeves-here, Rudawsky-here, Satz-here, and Sommers-here, a quorum being found the meeting began. The first order of business was approving the minutes from the July 22, 2014 meeting. A motion to adopt the minutes was made by Chairman Hamilton, and seconded by Commissioner Sommers. There was no discussion by the board and vote was taken; Chairman Hamilton-yes, Commissioner McNutt-yes, Commissioner Reeves-yes, Commissioner Rudawsky-yes, Commissioner Satz-yes, and Commissioner Sommers-yes, the minutes were adopted.

NEW BUSINESS

Following the adoption of the minutes, the following items were discussed and voted upon by the Commission:

- September 9, 2014 was set as the next regular meeting of the Commission.(approved by consensus, no vote taken)
- **CCN hearing for 3 Vets Medical Transportation, LLC – NEMT Class.** The Deputy Director presented the CCN application to the board with a staff recommendation of approval.
 - Upon a motion made to accept the staff recommendation and approve the CCN by Chairman Hamilton, and seconded by Commissioner Reeves, there being no discussion, a vote was taken and the motion was approved. Chairman Hamilton-yes, Commissioner McNutt-yes, Commissioner Reeves-yes, Commissioner Rudawsky-yes, Commissioner Satz-yes, and Commissioner Sommers-yes,
- **CCN hearing for Best Medical Trip, Inc. – NEMT Class.** The Deputy Director presented the CCN application to the board. The Deputy Director presented the CCN application to the board with a staff recommendation of approval.
 - Upon a motion made to accept the staff recommendation and approve the CCN by Chairman Hamilton, and seconded by Commissioner Reeves, there being no discussion, a vote was taken and the motion was approved. Chairman Hamilton-yes, Commissioner McNutt-yes, Commissioner Reeves-yes, Commissioner Rudawsky-yes, Commissioner Satz-yes, and Commissioner Sommers-yes,
- **Application for Commission approval of the transfer of one (1) share of CCN holder Gateway Express.**
 - **Applicant** Dereje Asefa was inheriting his late father's single share of Gateway Express. The Director explained that all of the paperwork was in order and he was presenting it to the Commission with a recommendation of approval.
 - **Upon a motion made to accept the staff recommendation by** Chairman Hamilton, and seconded by Commissioner Rudawsky, there being no discussion, a vote was taken and the motion approved. Chairman Hamilton-yes, Commissioner McNutt-yes,

Commissioner Reeves-yes, Commissioner Rudawsky-yes, Commissioner Satz-yes, and Commissioner Sommers-yes.

- **Code Revision.**

- Legal counsel presented the first revision to the board to amend the VFH Code (the Code), Chapter 1 Definitions by adding the following three definitions;
 - **Third Party Transportation Dispatch Service** – Shall be defined as a person or entity authorized as a dispatch service through electronic, radio or telephonic communication to a service provider.
 - **Certificate of Third Party Convenience and Necessity (CTPCN):** Shall be defined as a certificate issued by the MTC authorizing a person or entity to dispatch MTC licensed vehicles via electronic, radio, digital or mobile application communication. **Certificate of Third Party Convenience and Necessity (CTPCN) Holder:** Shall be defined as any person, as defined under this chapter, holding one or more Certificate(s) of Third Party Convenience and Necessity (CTPCN).

Upon a motion made by Chairman Hamilton and seconded by Commissioner Sommers to amend the Code by adding the presented definitions, a discussion ensued.

Commissioner McNutt made a motion to amend Chairman Hamilton's motion and add *licensed MTC* to the first definition in-between a and service provider, the motion was seconded by Commissioner Satz. A vote was taken and the motion to amend the motion was approved. Chairman Hamilton-yes, Commissioner McNutt-yes, Commissioner Reeves-yes, Commissioner Rudawsky-yes, Commissioner Satz-yes, and Commissioner Sommers-yes.

Chairman Hamilton then brought up the original motion still on the table, as amended, and called the question. A vote was taken and the motion passed.; Chairman Hamilton-yes, Commissioner McNutt-yes, Commissioner Reeves-yes, Commissioner Rudawsky-abstain, Commissioner Satz-yes, and Commissioner Sommers-yes,

Upon a motion made by Chairman Hamilton and seconded by Commissioner Reeves, to amend the definition to Premium Sedan as follows

Premium Sedan-Sedan; A full size, four door, luxury sedan, with leather interior, black, dark silver/grey or white in color that can carry no more than five passengers plus a driver. Sedans are considered full size if the wheelbase is 111 inches or greater and has an interior passenger volume of greater than or equal to 105 cubic feet. Sedans are considered luxury if the vehicle has a manufacturer's suggested base retail selling price of not less than \$33,000.00*. "Luxury car" as classified and published by the United States Department of Energy/United States Environmental Protection Agency at the Web page www.fueleconomy.gov. Vehicles marketed specifically as livery models are automatically included as an approved vehicle.

Premium Sedan-SUV; A full size, luxury appointed, four door, SUV, black, dark silver/grey or white in color, capable of accommodating not less than six nor more than seven passengers, with luggage, plus a driver.

SUVs are considered full size if the wheelbase is 121 inches or greater
SUVs are considered luxury if equipped with such amenities as leather interior, satellite radio, running boards or tinted windows and the vehicle has a manufacturer's suggested base retail selling price of not less than \$42,000.00*. SUV or "Sport Utility Vehicle" as classified and published by the United States Department of Energy/United States Environmental Protection Agency at the Web page www.fueleconomy.gov.

Vehicles marketed specifically as livery models are automatically included as an approved vehicle.

*Selling price adjusted annually based upon Consumer Price Index (CPI-U), All Urban Consumers, U.S. City Average, New Cars or New Trucks, as published by the U.S. Department of Labor, excluding the cost of any manufacturer installed options or of any modifications or conversions that were made by other persons following the original assembly of the vehicle by the manufacturer.

Discussion ensued and the Chairman called the question. A vote was taken and the motion was approved. Chairman Hamilton-yes, Commissioner McNutt-yes, Commissioner Reeves-yes, Commissioner Rudawsky-yes, Commissioner Satz-yes, and Commissioner Sommers-yes,

DIRECTOR'S REPORT

There was no Director's report at the August 21, 2014 meeting.

TREASURER'S REPORT

Commissioner Reeves presented the financial packet to the board.

OLD BUSINESS

- Chairman Hamilton made a motion to approve a revised agenda to include an item to authorize cancellation of the previous issued Request for Proposal for Taxi and Sedan Demand and Supply study; the motion to approve a revised agenda was seconded by Commissioner Sommers. There being no discussion, the question was called and a vote was taken; the motion was approved. Chairman Hamilton-yes, Commissioner McNutt-yes, Commissioner Reeves-yes, Commissioner Rudawsky-yes, Commissioner Satz-yes, and Commissioner Sommers-yes.
- Cancellation of the RFP. Chairman Hamilton made a motion to reject all three responses to the RFP issued for the aforementioned demand study, and to direct staff to so notify the respondents; the motion was seconded by Commissioner Reeves. There being no discussion, the question was called and a vote was taken. The motion was approved. Chairman Hamilton-yes, Commissioner McNutt-yes, Commissioner Reeves-yes, Commissioner Rudawsky-yes, Commissioner Satz-yes, and Commissioner Sommers-yes

PUBLIC COMMENTS

Raja Naeem addressed the board in regards to state statue 67.1800.

EXECUTIVE SESSION

There was no Executive session at the August 21, 2014 meeting.

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

The agenda concluded, and upon a motion made by Chairman Hamilton and seconded by Commissioner Rudawsky, with no discussion, a vote was taken and the meeting adjourned.

Chairman Hamilton-yes, McNutt-yes, Reeves-yes, Rudawsky-yes, Satz-yes, and Sommers-yes, the meeting adjourned at 10:46a.m.

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