

NEW YORK CITY
TAXI AND LIMOUSINE COMMISSION

Minutes of Commission Meeting

September 15, 2011

Present:

David Yassky, *Commissioner/Chair*
Elias Arout, *Commissioner*
Frank Carone, *Commissioner*
Mark Gjonaj, *Commissioner*
Edward Gonzales, *Commissioner*
LaShann DeArcy, *Commissioner*
Iris Weinshall, *Commissioner*
Nora Marino, *Commissioner*
Christopher C. Wilson, *Acting General Counsel*

1. Chairman Yassky called the meeting to order and reported on the following:
 - Chairman Yassky remarked on the TLC's response to Hurricane Irene and thanked TLC employees and licensees for their tremendous work in preparing for the hurricane. Chairman Yassky specifically thanked Ron Sherman from the Metropolitan Taxicab Board of Trade, Jean Friedman from the Greater New York Taxi Association, and Robert Garcia from Ambullete for their work during the hurricane. (Tr. 2-3)
 - Chairman Yassky proposed addressing emergency preparedness at a later Commission meeting. (Tr. pp. 3-4)
 - Chairman Yassky noted the passing of two TLC inspectors, Lieutenant Elijah Hampton and Inspector Kenneth Skillman. Chairman Yassky presented their badges to members of their families (Tr. pp. 4-5)
 - Chairman Yassky introduced Meera Joshi, the new TLC General Counsel. (Tr. pp. 6)
2. Item 2 on the agenda, adoption of minutes (July 21, 2011 Commission meeting), was presented to the Commission for approval. A motion was made to approve the minutes. The motion passed unanimously. (Tr. p. 6)

3. Item 3 on the agenda, base applications for determination, was presented to the Commission by Christopher Tormey, Director of Applicant Licensing. The following bases were presented for consideration:

NEW (2):

B02486 4th Avenue Express Car & Limousine Corp.
B02491 Call Threes L.L.C.

RENEWALS (9):

B01061 DAT Radio Dispatch Inc.
B02299 Gaon Car & Limousine Service, Inc.
B01541 Red Carpet Car Service
B00639 Rocopulco Car Service
B01731 Rosedale Base Car Service Corp. D/b/a
Danny's Car Service
B01391 Rose 'n Dale Car Service
B00375 The Excellent Car Service Inc.
B01675 Town Car Transportation Inc. D/b/a New
Topacio Car Service
B02293 Xpress Transportation & Multi-Service Inc.

RENEWAL & OWNERSHIP CHANGE (3):

B02162 ABC International Services, Inc.
D/b/a ABC Car Service
B01553 Cityline Car Service Inc.
B00715 Erushalaim Corp.

RENEWAL, RELOCATION & OWNERSHIP CHANGE (2):

B01509 Brunwish Enterprises D/b/a
Eastland Car Service
B00619 Lincoln Limo. Service Inc.

RELOCATION (2):

B02333 A Door to Door Transportation Inc.
B01250 Belle Management Corp. D/b/a Glen
Belle Car Service

RELOCATION, OWNERSHIP & NAME CHANGE (1):

B02089 Colonial II Car & Limo. Service

RELOCATION & NAME CHANGE (1):

B01280 Bensonhurst Ride Inc. (from
Bensonhurst Car Service Corp.)

OWNERSHIP CHANGE (2):

B00900 Community Quisqueya Car Service
B02213 Inc.
Express II Car Service Inc.

OWNERSHIP CHANGE & NAME CHANGE (1):

B01475 Midwood VS Inc.

The following base is being recommended for denial if TLC

requirements are not met within 30 days:

B01552	Active Express Car & Limo. Service Inc.
B02467	Anytime Forsyth Transport Corp.
B01951	C & D Car Service
B02464	Clear Car Service
B01010	Columbia Street Limousine Service, Inc.
B02168	Easy Limo. Leasing Inc.
B02282	McGuinness Car Service, Inc.

4. A motion was made to approve all of the base station license applications that were recommended for approval. The motion passed unanimously. (Tr. pp. 7)
5. A motion was made to deny the base station license application that was recommended for denial if the base does not comply with requirements within thirty days. The motion passed unanimously. (Tr. pp. 7-8)
6. Item 4 (a), Proposed Rooftop Advertising Rule, was presented for public hearing and Commission action. A public hearing was held and the following people testified: Bhairavi Desai, New York Taxi Workers Alliance (“NYTWA”); David Pollack, Committee for Taxi Safety; Mohan Singh, NYTWA; Beresford Simmons, NYTWA; Richard Thaler, Omni Media; Victor Salazar, NYTWA; Vincent Sapone, League of Mutual Taxicab Owners; Asim Akhtar, NYTWA; Ethan Gerber, Greater New York Taxi Association; Biju Mathew, NYTWA; Mohammed Sultan; and Osman Chowdhury. Chairman Yassky requested that Ethan Gerber and DOV drivers provide sample DOV insurance contracts for the Commission to review. Commissioner Carone proposed amending the rule to require, as opposed to permit, obtaining the assistance of an alternative dispute resolution service in the event of that an Owner and a Vehicle Owner cannot agree on who shall decide their dispute. Commissioner Marino proposed amending the rule so that the cost of the alternative dispute resolution service will be equally shared by the Owner and the Vehicle Owner. Both amendments were adopted unanimously. A motion was made to approve the rule as amended and the rule passed unanimously. (Tr. pp. 8-56)
7. Item 4 (b), Extending Group Ride Vehicle Pilot Program, was presented for Commission action. A motion was made to extend the Pilot Program for an additional year. The motion passed unanimously. (Tr. pp. 54-55)
8. Item 5 (a), Proposed Owner Must Drive Rule, was presented for public hearing and Commission action. A public hearing was held and the following people testified: Richard Thaler, Omni Media; Robert Chang, NYTWA; Bhairavi Desai, NYTWA; Ethan Gerber, Greater New York Taxi Association; and Vincent Sapone, League of Mutual Taxicab Owners. Commissioner Carone proposed

amending the rule's notification requirement from 60 days to 120 days. The amendment passed unanimously. A motion was made to approve the rule as amended and the rule passed unanimously. (Tr. pp. 56-77)

9. Chairman Yassky asked the Deputy of Public Affairs to circulate photographs of the children present at the Commission meeting to each commissioner. (Tr. p. 78)
10. The meeting was adjourned. (Tr. p. 78)

Minutes as approved by the Taxi & Limousine Commission on October 20, 2011



Deputy Commissioner for Legal Affairs / General Counsel

10/20/2011
Date