

NEW YORK CITY
TAXI AND LIMOUSINE COMMISSION

Minutes of Commission Meeting

June 20, 2013

Present:

David Yassky, *Commissioner/Chair*
Edward Gonzales, *Commissioner*
Iris Weinshall, *Commissioner*
LaShann DeArcy, *Commissioner*
Frank Carone, *Commissioner*
Elias Arout, *Commissioner*
Nora Constance Marino, *Commissioner*
Lauvienska Polanco, *Commissioner*
Meera Joshi, *General Counsel*

1. Chairman Yassky called the meeting to order at 9:29 a.m. with Commissioners Gonzalez, Weinshall, Carone, DeArcy, Marino, Polanco, and Arout present.
2. Item 1 on the agenda, Adoption of Minutes (April 18, 2013, Commission meeting), was presented to the Commission for approval. A motion was made to adopt the minutes. The motion passed unanimously.
3. Item 2 on the agenda, Base Applications for Determination, was presented to the Commission by Chris Wilson, Assistant General Counsel, on behalf of the licensing division. The following bases were presented for consideration:

NEW (7):

B02621	Antonio's New York City Car Service, Inc.
B02640	Black Sea Cars Inc.
B02628	La Rebancha Corp.
B02603	Passenger One L.L.C.
B02653	New College Car Service Inc.
B02624	Sutphin Car Service Inc.
B02620	Twenty Four 7 Service Inc.

RENEWALS (36):

B00983	1431 Car Service, Inc. D/b/a Three Guys Car Service
B01195	Alex II
B01013	Americana Transportation L.L.C.
B01341	A New Day Radio Dispatch Inc.
B00746	Bamadu Car Service
B01250	Belle Management Corp. D/b/a Glen Belle Car Service
B01103	Bliss 48 Inc.
B02337	Boerum Hill Car & Limo. Service Inc.
B01051	B.Q.N. Car Service Corp.
B00827	Castle Car Service, Inc.
B01326	Deborah Car & Limousine Service Inc.
B01353	Dyker Express Inc.
B02213	Express 11 Car Service Inc.
B01048	Hillside 24 Hours Radio Dispatch Inc.
B00106	Hummingbird Car Service
B00160	Jaffa Car & Limo. Service Inc.
B02197	James A. Leasing Inc.
B01489	Lincoln Limo. Brok'age Inc.
B00855	Magnificent 7's Enterprise Inc.
B00346	Merrick Car Service Inc.
B02089	My Street Car & Limousine Service Inc.
B01527	New Family Radio Dispatch Inc.
B02229	New Fat Inc. D/b/a Elegante
B02346	Pia Car Limo. Inc.
B01996	Puebla Express Corp.
B00222	Reyno Car Service Inc.
B01569	Shaheeda Corp. D/b/a Jamaica Express #2 Car Service
B00975	T.J.Q. Car Service, Inc. D/b/a Quality Car Service

B00030 Tremont Dispatching Corp.
B01315 V.I.T. Car Service, Inc.
B00310 Watson Car Service Inc.
B00536 Winthrop Holding of New York, Inc.
B01029 Zion Car Service Inc.

RENEWAL & NAME CHANGE (1):

B01351 Haderech Inc.

RENEWAL & OWNERSHIP CHANGE (7):

B02219 All Queens Car & Limousine Inc. D/b/a Car On Time
B00802 Bell Car Service Inc.
B01243 Eilat Transportation Corp. D/b/a Manhattan Car Service
B01355 New Harlem Car Service Inc.
B00860 Seaman Radio Dispatchers Inc.
B01685 Tov Too Transportation Inc.
B02093 V.J. Car & Limo. Service Inc.

RELOCATION (1):

B02509 NY Minute Car Service

RELOCATION & OWNERSHIP CHANGE (1):

B02450 Jupiter Car Service Corp.

OWNERSHIP CHANGE (1):

B01979 Dreamland Car & Limo. Service Inc.

NEW, CONDITIONED UPON SUBMISSION OF BUSINESS PLAN (s):

B02206 La Poblanita Car Service Corp.
B02043 M & H Car Service Corporation

The following base is recommended for denial:

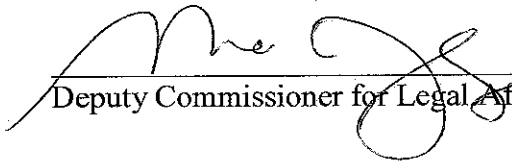
B01924 Easy Fast Car Service, Inc.

4. A motion was made to approve the base station license applications that were recommended for approval and deny the base station licensed recommended for denial. The motion passed unanimously.
5. Item 3, Taxi of Tomorrow Rule Package and Alternative Fuel Specs Rule Package, was presented for public hearing and Commission action. Chairman Yassky stated that these revised rules were proposed to amend the lack of hybrid options for taxi owners in the original Taxi of Tomorrow rules, identified by a court judgment. Chairman Yassky explained that the proposed Alternative Fuel Specs rules allow for more hybrid options by reducing the minimum interior volume requirement from 138 to 130 cubic feet. TLC General Counsel Meera Joshi introduced the Taxi of Tomorrow rules which require unrestricted medallion owners to hack up with the Taxi of Tomorrow once it is launched, excepting accessible medallions, alt fuel medallions, future medallions, and, until the Taxi of Tomorrow hybrid version is available, medallion owners who decide to hack up with a hybrid that meets TLC specifications. Additionally, the Alt Fuel Specs rules modify TLC specifications for hybrid vehicles to align, to the extent possible, the passenger experience in a hybrid taxicab passenger with the experience in the Taxi of Tomorrow. The benefits of these rules were presented in detail at a public meeting on an earlier version of the rule on September 6, 2012. A public hearing was held and the following people testified: Ethan Gerber, GYN TA; Lee Sander, HAKS; Denise Hoyt-Connolly, NYU Langone Medical Center; Dr. Charles DiMaggio, Columbia University Medical Center; Margaret Chin, Council Member; Jeffrey Frediani, AAA; Richard Thaler, OMN Gateway; Erhan Tuncel, LOMTO; Paul White, Transportation Alternatives; Gabriela Amari, Brooklyn Center for Independence of the Disabled; Victor Andrews, CB 2; Brian Dannecker, Green Volt Hybrid Solutions; David Pollack; Placida Robinson, IMO A; Cliff Adler, LOMTO; Jean Ryan, Taxis for All Campaign; Natalie Wengroff, for Council Member Daniel Dromm; Bhairavi Desai, NYTWA; Osman Chowdhury, UTDA NYC Inc.; Victor Salazar, taxi driver; Mohammad Tipu Sultan; Luis Molina, taxi driver; Dolores Benitez, taxi driver; Asim Akhtar, taxi driver; Mohan Singh, taxi driver. The Taxi of Tomorrow Rules were approved by a roll call vote of seven in favor and one against, with Chairman Yassky and Commissioners Gonzales, Weinshall, DeArcy, Carone, Polanco, and Arou t voting yes, and Commissioner Marino voting no. The alternative fuel specs rules were approved with a roll call vote of seven in favor and one against, with Chairman Yassky and Commissioners Gonzales, Weinshall, DeArcy, Carone, Polanco, and Arou t voting yes, and Commissioner Marino voting no.
6. Item 4, Lease Cap Rules, was presented for commission action. The public hearing on the rules was held on April 18, 2013. TLC General Counsel Meera Joshi introduced the amended lease cap rules which change the Security Deposit provisions of the all-in lease cap to clarify that a deposit equal to one week's medallion rental can be maintained until the end of the lease and add a dirty vehicle summons to the list of summonses that can be charged back to the driver. At Commissioner Polanco's request, a motion was made to table the item. The motion did not pass by a roll call vote of seven Commissioners against and one in favor with Chairman Yassky and Commissioners Gonzales, Weinshall,

DeArcy, Carone, Marino, and Arout voting no, and Commissioner Polanco voting yes. A motion was made to approve the rules and the motion passed by a roll call vote of five in favor and three against with Chairman Yassky and Commissioners Polanco, Carone, Marino, and Arout voting yes, and Commissioners Gonzales, Weinshall, and DeArcy voting no.

7. Item 5, TPEP Clean-Up Rules, was presented for public hearing and Commission action. TLC General Counsel Meera Joshi introduced the amended TPEP rules which create a new on-duty unavailable code drivers must enter when accepting emails or accessible dispatches, and eliminate the off-duty email accepted code; require TPEP provider to allow TLC to contact independent third party testers directly; clarify the type of accreditation independent third party testers must possess; require what types of proof of insurance TLC will accept; clarify that all credit, debit, and prepaid card data includes data generated by e-payments; require TPEP providers to create a critical performance failure plan; and clarify that TPEP providers make the decision to run advertising on the TPEP, not the medallion owner. A public hearing was held and the following people testified: Richard Thaler, OMN Gateway; and Erhan Tuncel, LOMTO. A motion was made to approve the TPEP rules and Chairman Yassky and Commissioners Polanco, Carone, Arout, Gonzales, and DeArcy voting yes and Commissioner Marino abstaining. Commissioner Weinshall was absent for the vote. The motion passed by a vote of 6 yeases and one abstention.
8. The meeting was adjourned at approximately 12:13 p.m.

Minutes as approved by the Taxi & Limousine Commission on September 12, 2013


Deputy Commissioner for Legal Affairs / General Counsel

10-3-2013

Date