

CAPTIONING
DECEMBER 14, 2016
HILLSBOROUGH COUNTY PUBLIC TRANSPORTATION COMMISSION MEETING

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***therefore, there may be additions, deletions, or words
***that did not translate.**

>> GOOD MORNING, EVERYONE.

I'M GOING TO CALL THE MEETING TO ORDER.

WEDNESDAY, DECEMBER 14th, 9:04:00 A.M. THIS IS THE PUBLIC
TRANSPORTATION COMMISSION MEETING.

I'M CALLING THIS TO ORDER AND ASKING COMMISSIONER LES MILLER
TO LEAD US IN INVOCATION AND PLEDGE.

>> [PLEDGE OF ALLEGIANCE]

OUR GRACIOUS AND HEAVENLY FATHER, IT IS ONCE AGAIN YOU HAVE
ALLOWED US TO COME OUT TO MEET THIS MORNING.

WE WANT TO THANK YOU FOR TOUCHING WITH US YOUR LOVING HANDS AND
GIVING US A REASONABLE PORTION OF HEALTH AND STRENGTH AND HOURS
TO BE ABLE TO SEE ANOTHER ONE OF YOUR BEAUTIFUL DAYS.

FATHER WE ASK THAT YOU BE WITH US DURING THIS MEETING, MAKE SURE
WE ARE DOING THE BEST THING WE CAN TO MAKE THIS COUNTY BEING
THE BEST IT POSSIBLY CAN BEING SAFE.

FATHER DURING THIS HOLIDAY SEASON WE ASK YOU PUT A SPECIAL BLESSING IN FOR THOSE WHO MAY NOT HAVE THE LUXURIES OR THINGS THEY NEED DURING THESE HOLIDAYS.

ADD A BLESSING TO THEM AND LET US BLESS THOSE ORGANIZATIONS THAT WILL BE HELPING THEM TO MAKE SURE THEY CAN BE THE BEST THEY BELIEVE POSSIBLY BE.

FATHER, THESE AND ALL BLESSINGS WE ASK IN YOUR NAME, AMEN.

>> THANK YOU, COMMISSIONER MILLER.

FOR THOSE WHO ARE GOING TO BE SPEAKING DURING PUBLIC HEARING, COMING BEFORE THE BOARD, WE ARE GOING TO SWEAR IN THE WITNESSES AT THIS POINT.

MR. SAUNDERS.

>> [SWEARING IN]

>> THANK YOU.

I NEED A MOTION TO APPROVE THE AGENDA.

WE HAVE A MOTION AND A SECOND.

PLEASE RECORD YOUR VOTES BY AYE.

MOTION PASSES.

WE HAVE SET ASIDE 45 MINUTES FOR PUBLIC COMMENT.

WE ASK THAT YOU KEEP YOUR COMMENTS PERTINENT TO THE ISSUES THAT WE'RE COVERING TODAY AND THAT YOU BE RESPECTFUL, NOT ONLY TO YOURSELVES BUT TO THE BOARD AND TO THOSE IN THE AUDIENCE.

YOU'LL BE ALLOWED THREE MINUTES.

THERE IS A TIMER AT THE PODIUM.

WHEN THE LIGHT TURNS YELLOW, YOU'LL HAVE 30 SECONDS AND ASK THAT YOU WRAP UP YOUR COMMENTS.

THE FIRST PERSON TO SPEAK IS STEVE ANDERSON.

>> [SPEAKING OFF MICROPHONE]

>> OKAY, THANK YOU.

TOM SMITH, CLICK A RIDE.

GOOD MORNING.

>> GOOD MORNING.

TOM SMITH, CLICK A RIDE.

4939 ZODIAC AVENUE, HOLIDAY, FLORIDA.

IN RELATION TO THE PART OF THE RULES THAT WERE DONE, THERE'S A PROBLEM THAT I'VE RUN INTO AND THAT I KNOW IS, I TALKED TO WITH KYLE.

IT'S ABOUT DRIVERS ON MULTIPLATFORMS.

AS IT IS RIGHT NOW, A DRIVER WHO WORKS FOR UBER, LYFT, AND CLICK A RIDE WOULD HAVE TO HAVE THREE PERMITS ON HIS CAR, THREE TRADE DRESSED ON HIS CAR, AND YOU KNOW, IT'S JUST KIND OF AWKWARD. I'VE GOT SOME DRIVERS THAT DO RUN ON ALL THREE PLATFORMS, AND THEY DON'T KNOW WHETHER TO GET A PERMIT FROM ME, LYFT, UBER, OR WHAT TO DO AND HOW TO DO IT.

SO I HAD SOME SUGGESTIONS, I KNOW WE CAN'T DEAL WITH IT NOW AND KYLE WILL DEAL WITH IT AND MAYBE COME BACK NEXT TIME WITH IT, BUT I'M SUGGESTING MAYBE INSTEAD OF THE 160 MAKE A MULTIPURPOSE PLATFORM AT \$200, LET THE DRIVER PAY THE EXTRA \$40 OR IF HE HAS

A LYFT OR UBER PERMIT, HE CAN GO DOWN HIMSELF AND GET A PVDL ON HIS OWN AND PAY \$40 FOR A MULTISTICKER.

OR SOMETHING LIKE THAT.

THAT WAY HE ONLY HAS TO HAVE ONE PERMIT AND HE CAN WORK ON MULTIPLATFORMS.

THE SAME PROBLEM WILL COME UP WITH LIKE LOUIE'S COMPANY OR BROOK'S COMPANY OR MY COMPANY.

EVEN IF LYFT AND UBER ISN'T IT, THREE DIFFERENT PERMITS FOR THE SAME DRIVER WHEN WE SHOULD HAVE A WAY THAT A DRIVER CAN WORK FOR MULTIPLATFORMS WITHOUT DOING THAT.

ANYWAY.

THANK YOU.

>> THANK YOU AND YOU PASS THIS ONTO STAFF FOR CONSIDERATION.

I APPRECIATE IT, MR. SMITH.

SETH MILLS.

>> WELCOME.

>> GOOD MORNING, MEMBERS OF THE COMMISSION.

I RISE TODAY TO ADDRESS THE TEMPORARY OPERATING AGREEMENTS THAT WERE DISCUSSED AT THE LAST MONTH'S MEETING.

AS YOU KNOW, THOSE TEMPORARY OPERATING AGREEMENTS WERE AS MR. CRIST STATED NEEDED TO STOP THE ILLEGAL ACTIVITIES OF UBER AND LYFT.

SHORTLY AFTER THOSE TOAs WERE ACTED ON THERE WAS AN EMERGENCY DECLARATION MADE.

SIMULTANEOUSLY WITH THE SET OF TOAs, THERE WERE A SET OF RULES PASSED BY THIS COMMISSION.

THE SETTLEMENT AGREEMENTS PROVIDE, AND I'M GOING TO PASS THIS OUT TO EVERY ONE OF YOU.

I'VE GOT TWO HANDOUTS.

SINCE I'VE GOT LIMITED TIME I'LL KEEP TALK FIGURE THAT'S ALL RIGHT.

>> YOU'LL NEED TO SPEAK INTO THE MIC.

>> IF YOU'LL ADDRESS YOUR ATTENTION TO THE FIRST HANDOUT, PARAGRAPH 3 OF THE SETTLEMENT AGREEMENT, AND THIS IS IN BOTH THE UBER AND LYFT AGREEMENTS.

ONLY BROUGHT YOU ONE OF THEM BECAUSE THEY'RE IDENTICAL LANGUAGE, PROVIDE THAT DURING THE TERM OF THE AGREEMENT THE PTC WILL CEASE UNDERTAKING ENFORCEMENT, INCLUDING THEIR DRIVERS, AND FOR VIOLATIONS OF ALLEGED RULES IN EXISTENCE AT THE TIME OF EXECUTION.

SO YOU'RE SUSPENDING IF YOU WILL OR WAIVING OR EXEMPTING THEM FROM THE APPLICATION OF YOUR OTHERWISE EXISTING RULES.

GOES ON AT THE BOTTOM OF THE PARAGRAPH, AND SAYS THAT IF THERE'S A CONFLICT, THE AGREEMENT WILL BE ENFORCED AND NOT THE RULES.

WHEN YOU LOOK AT THE SPECIAL ACT WHICH WAS THE SECOND HANDOUT THAT I GAVE YOU, SECTION 13 OF THAT SPECIAL ACT, EXPRESSLY REQUIRES, AND I READ SECTION 13 VARIANCE AND WAIVER, WE WOULD SUBMIT TO YOU THAT A VARIANCE OR WAIVER OCCURS WHEN YOU EXEMPT

SOMEONE TOTALLY FROM THE APPLICATION OF YOUR RULES THAT A VARIANCE AND WAIVER ARE REQUIRED AND I QUOTE FROM THE SPECIAL ACT, A VARIANCE WAIVER MAY ONLY BE GRANTED AT A PUBLIC MEETING UPON THE AFFIRMATIVE VOTE OF FIVE MEMBERS OF THE COMMISSION. AS YOU RECALL, THERE WAS NOT AN AFFIRMATIVE VOTE OF FIVE MEMBERS OF THE COMMISSION.

THERE WERE ONLY FOUR VOTES IN FAVOR.

THE LEGISLATURE SPECIFICALLY REQUIRED A SUPERMAJORITY FOR SUCH A WAIVER OR EXEMPTION THAT NEVER PASSED.

THE FORMER CHAIRMAN OF THE COMMISSION WHO IS NO LONGER WITH US IMPROPERLY THEN GOT UP IN THE MIDDLE OF THE MEETING AND RAN OVER AND SIGNED THE AGREEMENTS AT THE PUBLIC MEETING.

HOWEVER, THAT SHOULDN'T STOP YOU FROM NOW GOING BACK, SAYING THERE WAS NOT SUFFICIENT VOTES TO PASS IT UNDER THE LAW, DECLARING THAT IT DID NOT PASS BECAUSE ALL PERSONS, INCLUDING MY CLIENTS, UBER, LYFT, ARE REQUIRED TO KNOW THE LAW.

THIS IS A LAW OF THE STATE OF FLORIDA THAT GOVERNS THIS COMMISSION.

>> GOING TO ADD 30 SECONDS FOR TIME.

>> THANK YOU, YOUR HONOR.

THANK YOU, SIR.

SO I'M USED TO BEING IN A JUDICIAL PROCEEDING.

IN ANY EVENT, WE'RE ASKING THAT THE CHAIR SIMPLY CORRECT THE RECORD TO SAY THAT THE MOTION FAILED BECAUSE IT PROVIDED FOR

AN EXEMPTION BY LAW THAT IS NOT, THAT REQUIRES FIVE AFFIRMATIVE VOTES AND THERE WEREN'T FIVE AFFIRMATIVE VOTES THAT THE MOTION FAILED AND THAT THE TOAs ARE NOT LAWFULLY PASSED AND THEREFORE NOT PROPER.

WE HAVE FILED A LAWSUIT A NUMBER OF PEOPLE HAVE CHALLENGED THE LAWSUIT FOR THIS GROUND AND OTHERS, BUT YOU ABSOLUTELY DID NOT PASS THOSE TOAs WITH THE REQUIRED NUMBER OF VOTES.

THANK YOU.

>> THANK YOU, SIR.

>> WHEN I TRIED TO ADDRESS THIS AT THE MEETING, I WAS TOLD I WASN'T ALLOWED TO SPEAK IF YOU RECALL.

>> YES, SIR, AND I'M AWARE OF THE SITUATION, AND HAVE REFERRED THIS TO COUNSEL FOR AN OPINION, AND WE'LL BE FOLLOWING UP.

>> FINISHED UNLESS THERE ARE QUESTIONS.

THANK YOU.

>> THANK YOU.

REGGIE WOOD.

MR. WOOD?

WELCOME.

>> GOOD MORNING.

MY NAME IS REGGIE WOOD, AND I'M WITH REAL CAB AND ALSO A MEMBER OF TAMPA BAY WAVE AND THE TECH COMMUNITY BRINGS GREETINGS AND A SOLUTION TO A LOT OF THE PROBLEMS THAT ARE GOING ON WITH UBER AND WITH THE CAB INDUSTRY.

THE BIGGEST ISSUE THAT WE'VE SEEN IN THE TECH INDUSTRY WITH UBER AND THE TAXICAB INDUSTRY IS THERE'S NO UNITY.

EVERYONE ALL THE CAB COMPANIES HAVE THEIR OWN APPS, AND THERE ARE A BUNCH OF APPS AND WHAT HAPPENS IS THERE'S NOT ENOUGH REAL ESTATE ON EVERYONE'S PHONE TO USE ALL OF THESE APPS TO TRY TO COMPETE WITH UBER.

THERE HAS TO BE ONE APP, THE WHOLE TOWN, THE WHOLE CITY OF TAMPA, ALL THE CAB DRIVERS NEED TO BE ON ONE APP IN UNITY.

THEY NEED TO MARKET AND ADVERTISE TOGETHER JUST LIKE THE MILK INDUSTRY, JUST LIKE BEEF, JUST LIKE ALL THOSE THINGS AND COMPETE.

I SPOKE WITH BUCKHORN, WITH VINIK, AND THEIR ANSWERS TO WHY THEY'RE ALLOWING THE UBER IN THE VICINITY IN THE ARENA IS BECAUSE THE CAB INDUSTRY'S NOT COMPETING WITH TECHNOLOGY IN THIS FREE INDUSTRY SO WHAT WE HAVE IS CALLED REAL CAB, AND REAL CAB IS NEUTRAL.

ALL OF THE CAB DRIVERS COME ONTO ONE APP, THEY PAY A SUBSCRIPTION MONTHLY, AND A PORTION OF THAT SUBSCRIPTION IS USED FOR MARKETING AND ADVERTISING TO BRING AWARENESS OF THE FACT THAT AN UBER DRIVER CAN BE IN THE CLUB NEXT DOOR DRINKING AND COME OUT AND LOG IN AND DRIVE SOMEONE THERE.

THE CAB DRIVERS ARE PROFESSIONAL, THEY'RE LICENSED AND THEY HAVE EXPERIENCE IN DRIVING.

AND ME AS A PARENT WITH A KID IN COLLEGE, I DON'T WANT MY KID

GETTING IN THE CAR WITH ANOTHER 21-YEAR-OLD KID THAT WAS JUST DRINKING TO DRIVE HER HOME.

SO THESE ARE THINGS THAT NEED TO BE BROUGHT TO THE FOREFRONT AND MADE AWARE.

WE'VE CREATED AN APP AND A PROGRAM WHERE MEMBERS LIKE I SAID OF TAMPA BAY WAVE, WHICH IS SPONSORED BY THE CITY, THE COUNTY, AND THE STATE, AND MANY LARGER BUSINESSES HERE, WE'VE CREATED AN APP THAT WILL HELP THE INDUSTRY AND PUT EVERYBODY ON THE SAME ACCORD.

THEY CAN INCREASE THEIR RIDES.

THEY CAN INCREASE THEIR REVENUES.

AND ALSO IT WILL POLICE OTHER CAB DRIVERS TO MAKE SURE THAT THEIR CUSTOMER SERVICE IS UP BECAUSE EACH CUSTOMER WILL SCREEN THOSE CUSTOMERS AND LET THEM -- WILL SCREEN THE DRIVER AND SAY HEY, THE CAB WAS CLEAN, THE DRIVER WAS POLITE, AND HE TOOK ME DIRECTLY WHERE I NEEDED TO GO AND DIDN'T GO OFF COURSE, SO ALL OF THAT INFORMATION IS AVAILABLE TO BE ABLE TO SELF-POLICE THE INDUSTRY SO THAT YOU CAN COMPETE AT THE STADIUMS AND AT THE ARENAS, AT THE AIRPORT AND ALL OF THESE THINGS BECAUSE IT WORKS EXACTLY LIKE UBER.

I BROUGHT SOME MARKETING PIECES FOR ALL OF YOU TO TAKE A LOOK AT.

YOU CAN TAKE A LOOK AT THE WEB SITE.

WE'RE HAVING A MEETING TONIGHT AT 7:00 IN THE TAMPA BAY WAVE

RIGHT ACROSS THE STREET AT 500 EAST KENNEDY AT 7:00 P.M. ON THE THIRD FLOOR IN OUR BUILDING.

>> THANK YOU.

AND MR. WOOD, IF YOU WOULD GIVE THOSE TO MR. COCKREAM, HE CAN DISTRIBUTE THEM FOR YOU AND ALSO IF YOU WOULD CONTACT MY OFFICE. MS. RODRIGUEZ WILL SET UP AN APPOINTMENT.

I'D LIKE TO HEAR MORE ABOUT YOUR IDEA, SO GIVE MY OFFICE A CALL.

>> YES, SIR.

>> THANK YOU VERY MUCH.

BROOK NEGUSEI, WELCOME.

>> GOOD MORNING, BROOK NEGUSEI, 4912 L AVENUE.

GOOD MORNING, COMMISSIONERS, MR. CHAIRMAN, COMMISSIONERS AND STAFF.

MR. MILLER, COMMISSIONER MILLER, WELCOME BACK.

BUT I'M HERE TODAY TO, I'M NOT GOING TO BE GOING BACK AND LITIGATE OR JUST TALK ABOUT WHAT HAPPENED WITH UBER AND LYFT.

ONLY THING I CAN TELL YOU PERSONALLY, AND MOST OF MY COLLEAGUES CAN TESTIFY TO THIS IS THE LAST THREE YEARS OUR BUSINESS HAS BEEN DECIMATED BY ILLEGAL OPERATORS THEN UBER AND LYFT AND I BELIEVE IT'S NOW.

WE LOST MILLIONS OF DOLLARS.

BUT WE'VE BEEN PAYING PTC OUR FEES BECAUSE IT'S THE RIGHT THING TO DO.

HERE WE ARE ALMOST 2017.

MOST OF OUR INDUSTRY LEADERS, I MEAN, BUSINESS OWNERS, LOST MONEY.

CAN'T EVEN MAKE ANY PROFIT.

SO 2017 ALMOST HERE AND THE ONLY PEOPLE THAT MADE MONEY IS UBER AND LYFT, AND IRONICALLY, PTC DID WELL.

ALMOST COLLECTED \$400,000 THIS YEAR FROM UBER AND LYFT WHILE WE ARE LOSING MONEY.

SO I'M ASKING THIS COMMISSION TO DO THE RIGHT THING TODAY AND PLEASE WAIVE OUR FEE FOR 2017 AND GOING FORWARD, IN 2018, LET'S MAKE EVERYBODY PAY THE SAME WHICH IS ABOUT ALMOST CLOSE TO \$90 PER PERMIT.

THAT'S WHAT YOU CHARGE UBER AND LYFT, WHY WE ARE PAYING A LOT MORE THAN THAT.

SO I'M ASKING WE NEED HELP.

JUST PLEASE WAIVE THE 2017 FEE, PERMIT FEE FOR ALL OF US AND GOING FORWARD, I DON'T MIND PAYING JUST LIKE UBER AND LYFT ABOUT \$80, \$88 OR WHATEVER THAT COMES TO.

SO FAR WE LOST THE LAST THREE YEARS.

WE NEED HELP, PLEASE.

>> THANK YOU AND WE'LL BE ADDRESSING THAT DURING NEW BUSINESS.

>> THANK YOU.

>> ALL RIGHT.

MARCUS COURIER.

ALL RIGHT.

THAT'S THE LAST.

MR. ANDERSON?

>> [SPEAKING OFF MICROPHONE]

>> OKAY, COME UP TO THE PODIUM.

>> THANK YOU VERY MUCH.

>> WELCOME.

>> GOOD MORNING, COMMISSIONERS, STEVE ANDERSON, REPRESENTING
LYFT.

101 EAST KENNEDY BOULEVARD.

LET ME JUST SAY BRIEFLY, MR. MILLS HAS TRIED TO STOP THE
INEVITABLE FOR THREE YEARS.

HE'S FILED SUITS ON BEHALF OF THE CAB INDUSTRY HERE.

HE'S FILED PETITIONS WITH THE SECOND DISTRICT UNSUCCESSFULLY.

HE HAS FILED LAWSUITS AGAINST THE STATE OF FLORIDA
UNSUCCESSFULLY.

HE HAS JUST NOW FILED SUIT TO INVALIDATE THE TEMPORARY OPERATING
AGREEMENT.

THE JUDGE IN THAT RULING AND THE JUDGE IN THAT CASE HAS ALREADY
RULED THAT HIS PETITION FOR EMERGENCY HEARING IS NOT AN
EMERGENCY.

SO ONCE AGAIN WE'VE GOT THE SAME THING, MR. MILLS TRYING TO
PROTECT THE, THE PHYSICIAN OF THE TAXICAB INDUSTRY, AND I KNOW
THAT THE MATTER HE RAISED WILL BE REFERRED TO YOUR COUNSEL.
YOU HAVE GOOD COUNSEL.

LISTEN TO THEM.

I'LL JUST TELL YOU THIS.

IT IS NOT A WAIVER THAT WE OBTAINED.

IT WAS A SETTLEMENT OF A NUMBER OF LAWSUITS.

YOU HAVE THE POWER TO SUE, TO BE SUED, AND THE POWER TO SETTLE.

THAT'S WITHIN YOUR ENABLING ACT AS WELL.

THIS WAS NOT A WAIVER THAT WAS REQUESTED.

IN ORDER FOR A WAIVER TO BE REQUESTED, THERE HAS TO BE AN AGREEMENT THAT THE PARTY IS BOUND BY YOUR, OR SUBJECT TO YOUR RULES.

THAT WAS AS YOU'LL RECALL EXACTLY THE LEGAL ISSUE THAT'S BEEN AT ISSUE AND DISAGREED UPON FOR TWO YEARS, AND THAT'S THE BASIS ON WHICH THE SETTLEMENT WAS REACHED.

IF YOU READ THE TOA, WE SPECIFICALLY DON'T AGREE THAT WE EVER HAVE BEEN SUBJECT, AND YOU DON'T AGREE THAT WE WEREN'T SUBJECT.

SO IT'S A PROPER SETTLEMENT, IT'S GOOD A SETTLEMENT.

IT WILL WORK OUT TO THE BENEFIT OF THE PEOPLE OF THE COMMUNITY.

WE HAVE ALREADY SENT YOU OUR FEE OF \$25,000.

LYFT IS DOING EVERYTHING IN GOOD FAITH TO COMPLY, AND WE WOULD JUST ASK YOU TO NOT LISTEN TO THE RHETORIC COMING FROM THE TAXI INDUSTRY.

THANK YOU.

>> THANK YOU, SIR.

YOU'VE ALREADY HAD YOUR OPPORTUNITY FOR THREE MINUTES.

>> [SPEAKING OFF MICROPHONE]

>> THAT WAS MY OVERSIGHT, MR. MINARDI.

PLEASE, YOU ARE RECOGNIZED.

>> AND AGAIN, I APOLOGIZE.

THAT WAS MY --

>> STARTING TO GET A COMPLEX OVER HERE.

LOUIE MINARDI WITH YELLOW CAB COMPANY.

I WOULD LIKE TO REITERATE WHAT BROOK BROUGHT UP ABOUT THE PERMIT
AND THE FAIRNESS OF THE PERMIT FEE STRUCTURE.

LAST YEAR YOU GAVE US A LITTLE RELIEF AT THE BEGINNING OF THE
YEAR.

WHATEVER OUTSTANDING INVOICES ARE THERE.

WE WOULD LIVE TO HAVE THIS BOARD LOOK AT THOSE ISSUES AND EITHER
WAIVE OR REDUCE THEM.

I PREFER WAIVE WITH THE WHAT'S GOING ON RIGHT NOW IN THE INDUSTRY
AND IN NOT KNOWING WHAT, I THIS BOARD IS GOING IN THE FUTURE
TO PUT THIS KIND OF MONEY INTO AN AGENCY THAT MAY NOT BE THERE
IS FOOLISH ON OUR PART, AND SO WE'RE WILLING TO WORK WITH YOU
AND DO THAT.

AS FOR THE LAWSUITS THAT'S BEEN FILED WITH US AND DIFFERENT ONES,
THERE HAS BEEN NO RULING.

NOBODY'S LOST A CASE AND NOBODY'S DONE ANYTHING.

A WAIVER OF THE RULES FOR STATE STATUTES, YOU DON'T HAVE THE
AUTHORITY TO WAIVE A STATE STATUTE EVEN IN A TOA WE BELIEVE.

NONE OF THESE THINGS HAVE BEEN FOLLOWED THROUGH OR HEARD BY THE COURTS FOR A JUDGE'S DECISION LIKE MR. ANDERSON HAS SAID.

NOBODY'S LOST ANYTHING ON EITHER SIDE YET.

THEY SIMPLY HAVE NOT BEEN HEARD BUT WE STILL BELIEVE THE LAW IS THE LAW, AND IF YOU WANT TO CHANGE IT, CHANGE IT.

BUT DON'T JUST KEEP OPERATING AND BYPASS ON WHAT THE STATE STATUTE AND THE LAWS REQUIRE YOU TO DO.

>> THANK YOU AND WE'LL BE ADDRESSING THAT IN NEW BUSINESS.

MARCUS COURIER.

>> WELCOME.

>> THANK YOU, GOOD MORNING, EVERYONE.

SORRY I'M LATE.

I DIDN'T REALLY PREPARE ANYTHING TODAY.

YOU KNOW I WAS TRYING TO COME UP WITH, YOU KNOW, WHAT AM I GOING TO COME UP HERE AND SAY AFTER EVERYTHING THAT HAS BEEN SAID, AFTER EVERYTHING I HAVE DONE TO TRY TO DO SOMETHING SENSIBLE. YOU GUYS HAVE BEEN FIGHTING SOMETHING FOR TWO YEARS, AND I FELT LIKE I HAD A GOOD IDEA.

AND I THINK THAT YOU GUYS DID TOO.

I MEAN, YOU VOTED THESE RULES IN 7-0.

BUT QUITE SIMPLY, THE HYPOCRISY THAT TOOK PLACE HERE LAST MONTH, IT DIDN'T MAKE ANY SENSE.

HOW CAN YOU SAY THERE'S AN EMERGENCY THAT EXISTS THAT THREATENS THE SAFETY AND WELFARE OF THE TRAVELING PUBLIC BECAUSE OF THESE

TWO COMPANIES EXISTING IN THE COUNTY AND THEN TURN AROUND AND SAY WE'RE GOING TO MAKE THESE RULES FOR IT, EXCEPT FOR THESE TWO COMPANIES.

I JUST DON'T UNDERSTAND THE LOGIC BEHIND THAT.

THAT'S DEFINITELY NOT A FAIR PLAYING FIELD, AND I WISH I WOULD'VE BEEN HERE.

I WAS IN PHOENIX ON BUSINESS AND I COULDN'T BE HERE FOR IT. IN ADDITION TO THAT, I WOULD IMAGINE SOME OF THE PEOPLE HAD ALREADY BROUGHT THIS UP, BUT SECTION 13 OF THE SPECIAL ACT CLEARLY STATES THAT YOU NEED FIVE AFFIRMATIVE VOTES FOR A VARIANCE OR WAIVER WHICH THIS CLEARLY IS.

LOOK AT IT, THE LANGUAGE IN THERE DEFINES IT AS BEING A WAIVER. MEANING IF RULES ARE PASSED, THIS STILL STANDS STRONG.

I DON'T KNOW WHERE THE BOARD GOT TO THE POINT THAT THEY DIDN'T RECOGNIZE THAT.

I WISH I HAD'VE BEEN HERE.

I PROBABLY WOULD'VE -- I WOULD'VE BEEN HERE.

I PROBABLY WOULD'VE STOOD UP AND SAID SOMETHING.

YOU KNOW, IT'S FUNNY HOW THE AGREEMENTS WERE SIGNED BY UBER AND LYFT TWO DAYS BEFORE THEY WERE SIGNED BY VICTOR CRIST, AND I CAN ONLY IMAGINE THAT HE KNEW WHAT HE WAS DOING.

AND I CAN ONLY IMAGINE THIS IS MALICIOUS.

I CAN ONLY IMAGINE, I CAN ONLY ASSUME THAT HE SIGNED THOSE AGREEMENTS KNOWING THAT IT WOULDN'T -- THEY WOULD BE EXECUTED

BEFORE THIS WOULD BE BROUGHT TO LIGHT, AND TO ME IT'S A SHAME TO KNOW THAT I WORKED SO HARD TO HELP YOU GUYS WITH SOMETHING THAT YOU GUYS HAVE BEEN STRUGGLING WITH FOR TWO YEARS.

AND I APPROACHED RIDE SHARE DRIVERS AND THE RIDE SHARE DRIVERS, THEY LOVE DRIVE SOCIETY.

DON'T BELIEVE WHAT UBER TELLS YOU, YOU KNOW?

NOT TO MENTION THE FACT THAT, YOU KNOW, SOME OF YOU HERE REALLY HELPED VICTOR CRIST SABOTAGE THIS ENTIRE ORGANIZATION, AND IT'S A SHAME, YOU KNOW?

COMMISSIONER MANISCALCO, I WONDER HOW MANY TIMES YOU MET WITH UBER AND LYFT TO DISCUSS THESE RULES AND DISCUSS THIS.

YOU MET WITH ME ZERO TIMES.

HOW MANY TIMES DID I ASK TO MEET WITH YOU TO SHARE MY SIDE OF IT?

AND YOU REFUSED BUT YOU MET WITH HIM TIME AND AGAIN.

COMMISSIONER KILTON, I SPENT SIGNIFICANT TIME WITH YOU WALKING EVERY DETAIL ALL OF THIS THROUGH TO YOU TO UNDERSTAND THAT DRIVE SOCIETY WASN'T SOME SCHEME THAT THE TAXIS PUT TOGETHER.

IT WAS SOMETHING THAT WAS PUT TOGETHER TO BRING SOLUTIONS TO RIDE SHARING IN TAMPA BAY.

AND FOR THE LIFE OF ME, I CAN LOOK YOU IN THE EYE AND TELL YOU I KNOW YOU KNOW NUMBERS AND I KNOW YOU KNOW WHAT I WAS TALKING ABOUT.

AND I KNOW THAT WHEN YOU MADE YOUR DECISION, IT WAS POLITICALLY

MOTIVATED AND NOT BASED ON WHAT WAS RIGHT AND WRONG AND THIS HAS ALWAYS BEEN ABOUT WHAT IS RIGHT AND WRONG.

>> SORRY, SIR, YOUR TIME IS UP.

>> THANK YOU.

>> WE HAVE NO OTHER SPEAKERS.

WE'RE CLOSING THIS PORTION OF THE AGENDA.

NEED A MOTION TO APPROVE THE CONSENT ITEMS.

GOT A MOTION AND A SECOND.

ALL IN FAVOR, AYE.

MOTION CARRIES.

MS. OSTER.

>> MR. CHAIR, I BELIEVE CONSENT ITEMS WOULD BE THE NEXT ITEM ON, UNDER THE AGENDA.

THAT WOULD BE MR. COCKREAM'S PORTION.

>> WE JUST APPROVED THOSE.

>> OH, YOU DID.

VERY GOOD.

I'M JUST SO EXCITED ABOUT GIVING YOU MY REPORT.

I HAVE FOUR ITEMS UNDER MY REPORT.

THE FIRST OF WHICH YOU'VE ALREADY HEARD A LOT OF DISCUSSION ABOUT, AND THAT INVOLVES THE PENDING LITIGATION INVOLVING DRIVE SOCIETY AND SEVERAL OTHER PLAINTIFFS.

THAT LAWSUIT WAS FILED SHORTLY AFTER THIS BOARD APPROVED THE SETTLEMENT AGREEMENTS OF BOTH UBER AND LYFT AND DOES IN FACT

CHALLENGE THOSE SETTLEMENT AGREEMENTS ON A NUMBER OF BASES, INCLUDING EQUAL PROTECTION CLAIMS AND AT THIS POINT IN TIME, THERE WAS A HEARING BEFORE JUDGE LEVINS.

THAT HEARING WAS FOCUSED ON A MOTION TO TRANSFER THE CASE BACK TO JUDGE HUEY WHO WAS AS YOU RECALL A JUDGE WHO RULED IN THE PTC'S CASE AGAINST UBER ON THE BASIS OF JUDICIAL ECONOMY AND THAT THAT JUDGE WAS FAMILIAR WITH THE FACTS OF THE CASE.

THAT MOTION WAS HEARD BEFORE JUDGE LEVINS.

IT WAS GRANTED.

THE CASE HAS BEEN TRANSFERRED BACK TO JUDGE HUEY.

SHORTLY AFTER THE CASE WAS ORDERED, JUDGE HUEY ISSUED AN ORDER THAT HE FELT IT WASN'T AN EMERGENCY MATTER AND IT WOULD BE HANDLED IN THE ORDINARY CASE OF BASE.

THE NEXT FILE WAS A MOTION TO DISMISS BY THE PTC'S ATTORNEY. THE ATTORNEYS REPRESENTING THE PTC IN THIS MATTER ARE HOLLAND & KNIGHT AND WE'LL BE DOVE TAILING INTO THAT ITEM SHORTLY AND THAT HEARING IS SCHEDULED FOR JANUARY 5th.

SO WE'RE BASICALLY IN THE PRELIMINARY STAGES OF THAT LITIGATION. THE WAIVER MATTER LAYS BY MR. MILLS AND HIS COMMENTS IS PART OF THAT DISCUSSION.

SO THAT WOULD CONCLUDE MY BRIEFING ON THAT PARTICULAR MATTER UNLESS ANY OF YOU HAS ANY QUESTIONS.

>> SEEING NO QUESTIONS.

OH, I'M SORRY.

>> ON THE MATTER OF THE WAIVER, YOU'VE HAD SOME TIME NOW.
HAVE YOU DEVELOPED YOUR OPINION ON THAT OR IS THAT SOMETHING
YOU DON'T WANT TO DISCUSS OR IS IT SAVING IT FOR THE TRIAL?

>> AT THIS POINT IN TIME, BECAUSE IT IS A SUBJECT OF LITIGATION,
MY PREFERENCE WOULD BE NOT TO PUT THAT ON THE RECORD AND PROVIDE
YOU WITH THAT INFORMATION IN AN INDIVIDUAL BRIEFING IF THAT'S
YOUR CHOICE.

>>> WELL, IT WOULD SEEM TO ME THAT, YOU KNOW, AS THE MATTER'S
BEEN BROUGHT UP I THINK WE HAVE TO DISCUSS IT.

QUITE FRANKLY, THE WAY IT'S BEEN LAID OUT TO US, IT SEEMS TO
ME THAT WE DID MAKE A MISTAKE.

THAT WE WOULD NEED A SUPERMAJORITY SO IF NOT NOW, WHEN?

>> AGAIN, COUNCILMAN, I DON'T WANT TO COMPROMISE THE POSITION
OF THIS COMMISSION BY PUTTING SOMETHING ON THE RECORD.

HOWEVER, IF THE CHAIRMAN AND THE REST OF THE COMMISSION WOULD
LIKE FOR ME TO OPINE ON THAT ON THE RECORD, I'M HAPPY TO DO SO.

>> MY SUGGESTION IS TO HAVE A ONE ON ONE WITH THIS.

>> ALL RIGHT.

>> ALL RIGHT.

THANK YOU.

>> THAT WOULD CONCLUDE MY REPORT ABOUT THE PENDING LITIGATION.
I WOULD LIKE TO KIND OF SKIP AROUND AND GO TO ITEM D UNDER MY
REPORT WHICH DEALS WITH THE HOLLAND & KNIGHT SERVICES.

THE PTC CURRENTLY HAS CONTRACTS WITH TWO COUNSEL THAT CAN

PROVIDE LITIGATION SERVICES.

ONE IS LEVINE AND STIVERS WHICH WE'LL BE DISCUSSING SHORTLY.
THE OTHER IS WITH HOLLAND & KNIGHT, WHO IS PROVIDING THE SERVICES
FOR THIS PARTICULAR LITIGATION.

SINCE LITIGATION WAS FILED RIGHT AFTER THE LAST MEETING, WE HAD
TO GET COUNSEL ON BOARD TO HANDLE THE MATTER.

IN LIGHT OF THE EXISTING CONTRACT WITH HOLLAND & KNIGHT, WE CHOSE
AFTER DISCUSSIONS WITH THE CHAIRMAN TO UTILIZE THEIR SERVICES
FOR THAT PURPOSE.

HOLLAND & KNIGHT DID NOT HAVE A CAP ON LEGAL FEES ON THEIR
CONTRACT WHEREAS LEVINE AND STIVERS DID WHICH IS WHAT PROMPTED
OUR FOCUS TO HAVE HOLLAND & KNIGHT PROVIDE THOSE SERVICES.

THERE'S NO CAP ON THE CONTRACT, HOWEVER, OUR PROCUREMENT
DEPARTMENT REQUIRES A CAP ON THE PURCHASE ORDER TO BE ABLE TO
PAY THE BILLS FOR THOSE SERVICES.

AND MY UNDERSTANDING IS THAT MR. COCKREAM APPROACHED THE
CHAIRMAN ABOUT THAT AND WE'RE LOOKING AT A PURCHASE ORDER CAP
AT THIS TIME OF ABOUT \$100,000 AND I BELIEVE THAT THERE WAS A
PREFERENCE TO HAVE THIS COMMISSION AUTHORIZE THAT PURCHASE
ORDER AMOUNT.

>> ANY QUESTIONS?

>> DO YOU NEED A MOTION?

>> YES, SIR.

>> NEED A MOTION TO ACCEPT THE REPORT.

>> MOVE TO APPROVE ACCEPTING THE REPORT.

>> ALL RIGHT.

ALL IN FAVOR, AYE.

MOTION PASSES.

>> AND MR. CHAIR, THE TWO OTHER ITEMS UNDER MY REPORT INVOLVE OUR CONTRACTS WITH LEVINE AND STIVERS.

AGAIN, ANTICIPATING CONTINUED LITIGATION EITHER WITH RESPECT TO THIS LAWSUIT OR MAYBE ADMINISTRATIVE LITIGATION IN TERMS OF A RULE CHALLENGE FOR THE EMERGENCY RULES OR THE PERMANENT RULES THAT WERE APPROVED AT THIS, BY THIS COMMISSION AT THE LAST MEETING, AFTER SPEAKING WITH THE CHAIRMAN OUR INTENTION WAS TO REMOVE THE CAP ON LEVINE AND STIVERS CONTRACT WHICH WAS \$25,000 AND THAT DOESN'T BUY A LOT OF LITIGATION SERVICES SO THAT'S ONE ITEM IN YOUR BACKUP MATERIALS IS TO REMOVE THAT CAP UNDER THEIR EXISTING CONTRACT FOR LITIGATION SERVICES.

THE SECOND ITEM IS THIS BOARD APPROVED RETAINING LEVINE AND STIVERS TO REPRESENT IT IN RELATION TO PROPOSED LEGISLATION TO DISSOLVE THIS COMMISSION BECAUSE OF POTENTIAL CONFLICTS THAT THE COUNTY ATTORNEYS' OFFICE IT WAS ADVICE THAT YOU RETAIN SEPARATE COUNSEL FOR THAT.

THIS BOARD APPROVED THAT, AND THAT'S THE SECOND CONTRACT FOR SERVICES IN THE BACKUP MATERIALS.

SO WE WOULD ASK FOR A MOTION TO APPROVE BOTH THE MODIFICATION TO THE EXISTING CONTRACT AND THE NEW CONTRACT SPECIFIC FOR

LEGISLATIVE SERVICES.

>> ANY QUESTIONS?

NEED A MOTION, PLEASE.

>> IN THE FIRST CONTRACT WHEN I LOOK AT THE LANGUAGE IN THE AGREEMENT, IT DOESN'T LOOK LIKE IT SETS A NEW CAP FOR THAT. AM I MISSING SOMETHING ON THAT?

>> YOU'RE CORRECT, SIR.

WE JUST REMOVED THE CAP.

THE CAP WAS SET AT \$25,000.

THEY WERE APPROACHING THAT CAP AMOUNT, SO IT LIMITS OUR ABILITY TO USE THEM FOR OTHER LITIGATION SERVICES.

>> SO GIVEN THAT WE JUST NEEDED TO APPROVE THE P.O. FOR THE OTHER ATTORNEY, SHOULD WE FOLLOW THAT SAME PROCESS WITH THE CAP FOR THIS CONTRACT?

>> YOU CAN CERTAINLY DO THAT.

THE P.O. LIMIT IS BASICALLY BEING ASKED FOR BY OUR PROCUREMENT DEPARTMENT.

IT'S NOT NECESSARILY A CONTRACTUAL MATTER BUT YOU COULD CERTAINLY SET SOME KIND OF CAP AS WELL FOR THE LEVINE AND STIVERS FOR THE PURCHASE ORDER AMOUNT.

>> I PREFER FOR THERE NOT TO BE A BLANK CHECK.

>> AND THE CAP WOULD BE?

>> DO YOU HAVE A SUGGESTION?

>> I WOULD PROBABLY SET IT LIKEWISE AT \$100,000 TO HAVE AN EVEN

PLAYING FIELD WITH BOTH LAW FIRMS.

>> I'D MAKE THAT MOTION.

>> SECOND.

>> ALL RIGHT, THERE'S A MOTION TO SET THE CAP AT \$100,000 AND
A SECOND.

RECORD YOUR VOTE.

MOTION CARRIES.

>> I DO HAVE A JUST A GENERAL QUESTION ABOUT ALL THESE CONTRACTS
IF I MAY.

WHO'S REVIEWING THE MONTHLY BILLS?

HOW DO WE KNOW THAT WE'RE PAYING FOR WHAT WE'RE -- EVERY MONTH.

>> THANK YOU, COUNCILMAN.

IT'S AN EXCELLENT QUESTION.

OUR OFFICE REVIEWS THE BILLS.

I BELIEVE MR. COCKREAM'S OFFICE REVIEWS THE BILLS, AND I HAVE
SENT THEM BACK BEFORE WHEN I FOUND THAT THERE WAS AN ERROR IN
THE BILLING.

>> OKAY, THANK YOU.

>> ANY OTHER QUESTIONS?

OLD BUSINESS.

>> OH, MR. CHAIR, ONE MORE ITEM, I'M SORRY.

THE LAST ITEM UNDER MY REPORT INVOLVES THE RFP FOR LEGAL SERVICES
FOR THIS COMMISSION.

THAT WOULD BE THE GENERAL LEGAL SERVICES FOR THIS BOARD.

IN LIGHT OF THE FACT THAT WE CONSIDERED A POTENTIAL CONFLICT MAY EXIST INVOLVING THE PROPOSED LEGISLATION TO DISSOLVE THE PTC, WE WANTED TO MAKE SURE THAT NO FUTURE CONFLICTS WOULD NEGATIVELY IMPACT THIS BOARD AND SO IT'S BEEN OUR RECOMMENDATION THAT THIS BOARD REPLACE ITS CURRENT COUNSEL, WHICH IT HAS WITH THE COUNTY ATTORNEY'S OFFICE THROUGH A CONTRACT WITH THE BOARD OF COUNTY COMMISSIONERS.

AND BY BEST ADVICE TO DO THAT THROUGH A COMPETITIVE PROCESS. I HAVE PREPARED A SCOPE OF WORK THAT WOULD GO OUT AS PART OF A REQUEST FOR PROPOSALS FOR GENERAL LEGAL SERVICES, AND I JUST WANTED TO COVER THAT BRIEFLY WITH YOU, THE MAIN TERMS OF THAT AND SEE IF THERE'S ANY INPUT OR ANY ADDITIONAL TERMS YOU WOULD LIKE INCLUDED IN THE RFP BEFORE IT GOES OUT.

SPECIFICALLY, THE PTC WOULD BE SEEKING PROPOSALS FOR ATTORNEYS TO REPRESENT IT AS GENERAL COUNSEL ON ISSUES SUCH AS FLORIDA'S PUBLIC RECORDS AND SUNSHINE LAWS, CONTRACTS, ETHICS, CONFLICTS OF INTEREST, PURCHASING, CHAPTER 120 FLORIDA STATUTES THE ADMINISTRATIVE PROCEDURE ACT INCLUDING RULE MAKING AND LITIGATION SERVICES AND/OR LITIGATION PROVIDED BY OUTSIDE COUNSEL.

THE MINIMUM QUALIFICATIONS AT THIS POINT THAT I HAVE LISTED INCLUDE THAT ALL ATTORNEYS MUST BE MEMBERS IN GOOD STANDING WITH THE FLORIDA BAR, THE LEAD ATTORNEYS MUST HAVE PRACTICED LAW FOR AT LEAST 10 YEARS AND THAT ALL ATTORNEYS LISTED IN THE PROPOSER'S

RESPONSE SHOULD HAVE DEMONSTRABLE EXPERIENCE IN PROVIDING LEGAL REPRESENTATIVE OF GOVERNMENTAL/QUASI-GOVERNMENTAL ENTITIES AND DEALING WITH ISSUES THAT I HAVE REFERENCED BEFORE.

SPECIFICALLY, THE PROPOSER MUST HAVE ADEQUATE MALPRACTICE INSURANCE AND WE ARE SEEKING PREFERENCE IN THE AREA OF CITY COUNTY OR LOCAL GOVERNMENT LAW.

ADDITIONALLY, FOR A MINIMUM QUALIFICATION, THE PROPOSER MUST NOT CURRENTLY OR WITHIN THE PAST FIVE YEARS HAVE REPRESENTED ANY MEMBER OF THE REGULATED INDUSTRY OR ANY RIDE SHARING COMPANY.

SO THOSE WOULD BE THE MINIMUM QUALIFICATIONS.

WE THINK THAT THE SERVICES COULD BE PROVIDED ON AN AS NEEDED BASIS, AND SO WE'RE SEEKING A EITHER A FLAT FEE OR AN HOURLY FEE DEPENDING ON THE SERVICES.

MAYBE FLAT FEE WOULD BE MORE APPROPRIATE FOR GENERAL COUNSEL SERVICES, AND AN HOURLY RATE MAY BE MORE APPROPRIATE FOR LITIGATION SERVICES.

SO IN SUMMARY, THAT WOULD BE THE CONTENTS OF THE RFP.

AND I JUST WANTED TO SOLICIT THIS BOARD'S OPINION ON ANYTHING ELSE IT WOULD LIKE FOR ME TO INCLUDE.

>> SOUNDS GOOD, MEMBERS?

YOU WANT A MOTION?

>> YES, SIR, TO APPROVE MOVING FORWARD WITH THE RFP.

>> SECOND.

>> SUPPORT BY -- OR SAYING AYE.

MOTION CARRIES.

>> THANK YOU VERY MUCH AND THAT WOULD CONCLUDE MY REPORT.

>> ALL RIGHT, OLD BUSINESS.

MEETING SCHEDULE.

>> THANK YOU, MR. CHAIR.

IN THE 2017 MEETING SCHEDULE, THERE ARE A COUPLE OF CONFLICTS. DISCUSSION ON KEEPING THE APPROVED DATE OF MARCH 29th OR HAVING A RECESS PERIOD, ALONG WITH SCHEDULING FOR JULY 26th OR HAVING A RECESS PERIOD.

DURING THOSE TWO DATES IF YOU PROCEED WITH ADOPTING THOSE TWO DATES AS MEETING DATES, YOU WILL END UP HAVING ANOTHER COMMISSION MEETING ROUGHLY TWO WEEKS AFTERWARDS.

AND THE REASON THAT THERE'S A CONFLICT IS OBVIOUS THAT THIS ROOM IS SOUGHT AFTER BY MANY DIFFERENT ORGANIZATIONS AND SUCH AND IT'S VERY DIFFICULT TO BOOK.

SO THEREIN LIES THE CONFLICT.

SO YOU CAN EITHER KEEP THOSE TWO DATES THAT ARE LISTED, WHICH ARE JULY 26th AND MARCH 29th, OR YOU MAY ELECT TO HAVE A RECESS DURING THOSE TIME PERIODS.

>> WE EITHER HAVE ONE TWO WEEKS LATER OR WE WOULDN'T HAVE ONE FOR SIX WEEKS.

>> CORRECT.

>> IS THAT SOMETHING WE HAVE TO DECIDE TODAY?

BECAUSE I WOULD SUGGEST IF YOU KNOW SOMETHING COMES UP THAT WE NEED TO MEET AND WE'RE IN RECESS, THEN WE HAVE TO WAIT SIX WEEKS TO DISCUSS IT.

IS THAT SOMETHING WE CAN KIND OF DO NOW AND THEN CHANGE IT LATER OR?

>> YES, SIR.

IF YOU WANT TO TAKE A CONSERVATIVE APPROACH, MY RECOMMENDATION TO YOU WOULD BE TO PUT THE DATES ON THE SCHEDULE.

YOU CAN ALWAYS CANCEL THEM THE MONTH BEFORE AT THE PRECEDING MEETING.

>> OKAY.

>> THAT WOULD BE MY RECOMMENDATION.

>> AND THEY WOULD BE IN SESSION DURING THAT MARCH MEETING, SO IT'S PROBABLY TIMELY.

>> SO WE'LL GO AHEAD AND KEEP THOSE DATES ON THE 2017 MEETING SCHEDULE, AND YOU WOULD HAVE YOUR LEISURE TO DISMISS THEM IF YOU SO CHOOSE.

>> OKAY.

NEED A MOTION TO APPROVE THE SCHEDULE.

>> SECOND.

>> ALL IN FAVOR, AYE.

>> MOTION CARRIED.

>> THANK YOU, MR. CHAIR.

>> ITEM B, TNC EMERGENCY RULES.

>> YES, DURING THE NOVEMBER 9th, 2016, PTC BOARD MEETING, THE TNC RULES, WHICH WERE PASSED ON AN EMERGENCY BASIS, EMERGENCY/PERMANENT BASIS, HOWEVER THE SPECIAL ACT SAYS AT ANY REGULAR OR SPECIAL MEETING ESTABLISHED IMMEDIATELY ON A TEMPORARY BASIS AN EMERGENCY RULE NECESSARY TO ADDRESS ANY MATTER WITHIN THE JURISDICTION OF THE COMMISSION WHICH COULD SERIOUSLY AND ADVERSELY AFFECT THE HEALTH, SAFETY, AND WELFARE OF THE TRAVELING PUBLIC IF NOT IMMEDIATELY ADDRESSED BY THE COMMISSION.

ANY SUCH EMERGENCY RULE SHALL TAKE EFFECT ON PASSAGE BY THE COMMISSION BUT SHALL NOT REMAIN IN EFFECT BEYOND THE NEXT MEETING OF THE COMMISSION UNLESS RENEWED BY THIS COMMISSION AT THAT TIME.

AN EMERGENCY RULE ESTABLISHED PURSUANT TO THIS SECTION MAY BE ADOPTED AS A PERMANENT RULE IN CONFORMANCE WITH THE RULE MAKING AUTHORITY PRESCRIBED BY THIS ACT.

SO THE EMERGENCY RULES THAT YOU ADOPTED, THEY MUST BE READDRESSED EVERY MEETING.

AS TO WHETHER YOU WANT TO KEEP THOSE EMERGENCY RULES IN PLACE. IF THE EMERGENCY RULES WENT TO A RULES AND POLICIES COMMITTEE MEETING AND THEN WENT TO THIS COMMISSION FOR FULL ADOPTION, YOU WOULD NOT NEED TO RENEW THEM OBVIOUSLY.

>> CORRECT ME IF I'M WRONG THOUGH, KYLE.

DIDN'T THE EMERGENCY RULES GO TO THE RULES AND POLICY COMMITTEE?

BACK IN OCTOBER?

>> COUNCILMAN, YES, YOU'RE CORRECT.

I BELIEVE THEY WERE APPROVED, AND THEN THIS COMMISSION APPROVED THE FORMAL RULES AFTER A PUBLIC HEARING AT LAST MONTH'S MEETING. YOUR SPECIAL ACT REQUIRES YOU IF YOU WANT TO CONTINUE WITH THE EMERGENCY RULES TO AFFIRMATIVELY APPROVE THOSE AT EACH MEETING.

>> I THOUGHT I HEARD KYLE SAY UNLESS IT WENT TO THE RULES AND POLICY COMMITTEE AND GOT APPROVED.

>> YES, AND IF THEY'VE GONE TO THE RULES AND POLICIES COMMITTEE, THEY'VE BEEN APPROVED I THINK THEY STILL HAVE TO GO TO TALLAHASSEE FOR POSTING AND SUCH FOR FINALIZATION BEFORE THEY CAN BECOME --

>> FOR THE PERMANENT RULES.

>> BEFORE THEY CAN BECOME PERMANENTLY IMPOSED.

>> SO YOU ARE SAYING EVEN THOUGH IT WENT TO THE RULES AND POLICY COMMITTEE AND THEN GOT APPROVED THERE AND THEN CAME HERE AND GOT APPROVED, WE STILL HAVE TO APPROVE THEM EVERY MONTH.

>> YES, SIR, UNTIL TALLAHASSEE, UNTIL THEY GET SENT TO TALLAHASSEE, AND TALLAHASSEE CODIFIES THEM.

>> I MOVE TO REAPPROVE THE EMERGENCY RULES THAT WE APPROVED AT LAST MEETING.

>> IS THERE A SECOND?

ALL IN FAVOR, AYE.

MOTION CARRIES.

THANK YOU.

>> THANK YOU, MR. CHAIR.

NEXT ON THE AGENDA IS SLOW MOVING VEHICLES.

IT WAS APPROVED DURING THE RULES AND POLICIES COMMITTEE MEETING DURING JULY 26th, 2016.

IT WOULD NEED TO BE ADOPTED BY THE BOARD TO MOVE FORWARD WITH APPROVAL FROM THIS COMMITTEE, AND WHAT I WOULD RECOMMEND IS THAT A DRAFT RULE BE AUTHORED FOR YOUR REVIEW, AND THAT THIS ITEM BE PUT ON THE JANUARY AGENDA FOR THE NEXT COMMISSION, WHICH WOULD GIVE YOU TIME TO TAKE A LOOK AT THAT.

THE SLOW MOVING VEHICLES ARE THE VEHICLES THAT ARE ESSENTIALLY ELECTRIC GOLF CARTS THAT THE DOWNTOWN PARTNERSHIP IS CURRENTLY FUNDING THAT GIVES FREE RIDES DOWNTOWN.

YOU MAY HAVE SEEN THEM BUZZING AROUND THIS MORNING, AND THE RULE IN SUMMARY WOULD CARVE OUT A SPECIAL PLACE FOR THEM WITHIN OUR RULES TO ALLOW THEM TO OPERATE.

CURRENTLY THEY CANNOT OPERATE BECAUSE THEY WOULD BE RECEIVING SOME KIND OF REMUNERATION OR COMPENSATION AND THAT BECOMES PROBLEMATIC BUT THIS PROPOSED RULE WOULD HELP SOLVE THAT ISSUE.

>> AND I WOULD REMIND EVERYBODY THAT WHEN THEY CAME TO US, THEY WERE READY, WILLING, AND ABLE TO DO EXACTLY WHAT THE TAXICABS ARE DOING.

>> YES, SIR, THEY STILL ARE WILLING TO DO AND WANT TO DO A PUBLIC VEHICLE DRIVERS LICENSE WITH A FINGERPRINT BASED BACKGROUND

CHECK AND ALL THOSE THINGS.

WE CURRENTLY HAVE IN OUR RULES.

DON'T HAVE ANY PROBLEM WITH THAT.

SO MY RECOMMENDATION WOULD BE TO PUT THIS ON THE JANUARY AGENDA

SO YOU HAVE TIME TO REVIEW THE DRAFT OF THAT RULE.

>> WE NEED A MOTION?

>> I DON'T THINK SO.

I DON'T THINK YOU NEED A MOTION FOR THAT.

>> ALL RIGHT.

>> THE NEXT THING ON THE AGENDA UNDER NEW BUSINESS IS

COMMISSION --

>> HANG ON, BEFORE WE MOVE ON, I HAVE SOMETHING THAT I BELIEVE
SHOULD BE DISCUSSED UNDER OLD BUSINESS.

>> YES, SIR.

>> WE JUST HEARD FROM LYFT THAT THEY PAID THEIR FEES AND ARE
OPERATING IN ACCORDANCE WITH THE TEMPORARY OPERATING AGREEMENT.
IS THAT TRUE FOR LYFT -- I MEAN FOR UBER AS WELL.

>> YES, SIR, BOTH COMPANIES HAVE PAID THEIR FEES.

>> OKAY.

>> ARE THEY OPERATING WITHIN THE PARAMETERS OF THE TEMPORARY
OPERATING AGREEMENT.

>> YES, SIR, AS FAR AS WE KNOW AT THIS TIME, THEY ARE.

>> DID THEY BOTH PAY ON TIME?

>> I DON'T KNOW.

DID THEY BOTH PAY ON TIME?

>> I AM GOING TO HAVE TO GO BACK AND LOOK, BUT I BELIEVE THERE WAS A DELAY ON UBER THAT WENT BEYOND THE SCOPE OF THE AGREEMENT.

>> SO WERE THEY IN BREACH OF THE TOA?

>> I THINK THAT MIGHT BE SOMETHING -- THERE WAS SOME CONCERN -- THEY WANTED TO TAKE THE \$250,000 AND PUT IT INTO AN ESCROW.

THEY WERE CONCERNED ABOUT GETTING THEIR MONEY PAID BACK SHOULD SOMETHING HAPPEN TO THIS COMMISSION OR THE TOA GET OVERTURNED.

HOWEVER, THERE'S VERBIAGE IN THAT AGREEMENT THAT SAYS THAT SHOULD SOMETHING HAPPEN THAT WOULD INVALIDATE THE AGREEMENT, THAT THE MONEY WOULD BE REIMBURSED BACK TO THEM PRO RATA.

SO THEY HAD SOME CONCERNS ABOUT THAT, AND THEY VOICED THAT CONCERN WITH MRS. OSTER AND WITH MYSELF VIA E-MAIL.

SO THEY DID NOT COMPLY WITH THE TERMS OF THE AGREEMENT.

THEY WENT BEYOND THE SCOPE OF THE ALLOTTED TIME THAT THEY ARE SUPPOSED TO PAY.

THEY DID HAVE THAT DISCUSSION SO I GUESS THE QUESTION IS, THE FACT THAT THEY WANTED TO PUT THEIR MONEY INTO ESCROW, DOES THAT -- AND THEY HAD A QUESTION ABOUT THAT, DOES THAT ALLOW THEM TO VALIDATE OR TO INVALIDATE THE, TO BREACH THE AGREEMENT.

>> I'D LIKE COUNSEL TO OPINE ON THAT.

YOU DON'T HAVE TO DO IT NOW.

IF YOU NEED SOME TIME, THAT'S FINE.

>> I THINK THAT WOULD BE GOOD, AND WE CAN INCLUDE THAT IN OUR BRIEFING ON THOSE OTHER ISSUES.

>> OKAY.

>> THANK YOU, AND WE'LL MOVE ONTO NEW BUSINESS.

>> FIRST THING UNDER NEW BUSINESS, MR. CHAIRMAN, IS AS YOU KNOW, THIS COMMISSION HAS TWO SUBCOMMITTEES.

ONE IS FINANCE AND AUDIT COMMITTEE.

THE OTHER ONE IS RULES AND POLICIES COMMITTEE.

WITH THE NEW LEADERSHIP BEING PUT INTO PLACE, IT WOULD BE APPROPRIATE FOR THOSE POSITIONS TO BE APPOINTED BY THE CHAIR.

HOWEVER, IN LIGHT OF RECENT LITIGATION AND PROPOSED LEGISLATION, YOU CERTAINLY DON'T HAVE TO DO THAT TODAY.

YOU CAN PUSH THAT FORWARD TO ANOTHER MEETING.

THAT IS CERTAINLY YOUR CHOICE.

>> AND DISCUSSIONS I HAD OF BOARD MEMBERS WITH STAFF IS IT MIGHT BE MORE APPROPRIATE TO WAIT UNTIL AFTER THE DELEGATION MEETING ON FRIDAY, DECEMBER 16th, AND TAKE THIS UP AT THE JANUARY MEETING AND WE MAY COME BACK WITH RECOMMENDATION TO HAVE A TRANSITIONAL COMMITTEE PUT TOGETHER BY THE MEMBERS OF THIS BOARD.

>> NO MOTION IS NEEDED ON THAT.

>> MR. PARKS, DO YOU HAVE A REPORT FOR US?

WELCOME.

GLAD YOU'RE HERE.

THANK YOU.

>> THANK YOU, COMMISSIONER.

IT'S BEEN AWHILE SINCE I GAVE AN UPDATE ON OUR PUBLIC RELATIONS ACTIVITIES.

THOUGHT I WOULD SAY HELLO TO YOU GUYS AND GIVE YOU AN UPDATE ON WHAT WE'RE UP TO.

AFTER ACTIVE DAYS WE HAVE GONE INTO MORE PROACTIVE MODES SO FOR THE NEXT 30, 60 DAYS WE GOT A COUPLE THINGS I WANT TO LET YOU GUYS KNOW WE'RE UP TO.

ONE ESPECIALLY EXCITING THING WE ARE DOING IS PUTTING OUT THE WORD THE NEXT WEEK OR SO ABOUT DIFFERENT OPTIONS AT DIFFERENT TRANSPORTATION COMPANIES HAVE FOR HOLIDAYS TO KEEP DRUNK DRIVERS OFF THE ROAD.

AND I'M REALLY PLEASED TO REPORT THAT GIVEN OUR RECENT MORE OFFICIAL WORKING WITH UBER AND LYFT, BOTH OF THOSE GROUPS ARE WORKING WITH US IN THIS EFFORT, LYFT IS OFFERING A SPECIAL DISCOUNT DURING THE HOLIDAYS, AND ALSO UBER IS DOING A AWARENESS CAMPAIGN TO TRY TO HELP THE EFFORT.

WE'RE ALSO WORKING VERY CLOSELY WITH AAA WHICH OFFERS FREE TOWS FOR DRIVERS WHO LEAVE THEIR PARKING LOTS OVERNIGHT INSTEAD OF DRIVING THEM.

AND WE ARE WORKING WITH ALERT CAB, WHICH IS A CAB INITIATIVE. WE WILL BE WORKING WITH THAT OVER THE NEXT COUPLE WEEKS.

WE ARE WORKING WITH INSPECTOR SAUNDERS ABOUT SEEING IF WE CAN

GET A BEAT UP CAR THAT WE CAN USE FOR A VISUAL BECAUSE AS YOU ALL KNOW, THE TV NEWS FOLKS LOVE TO HAVE A VISUAL TO USE.

SO WE WILL KEEP YOU POSTED ON THAT.

ALSO A COUPLE OTHER THINGS OF NOTE.

WE CONTINUE TO WORK ON FILING AND POSTING GUEST COLUMNS IN VARIOUS PUBLICATIONS.

WE'VE RECENTLY HAD COLUMNS IN -- AND THE OSPREY OBSERVER GIVING PEOPLE TIPS ABOUT HOW TO AVOID BEING TOWED.

AND ALSO WORK WITH COMMISSIONER HIGGINBOTHAM ON AN OP-ED I BELIEVE YOU ALL SAW IN THE TIMES WHERE THE MAIN MESSAGE THAT WE WERE REALLY SENDING WITH THAT IS THAT NO MATTER WHAT HAPPENS WITH THIS ORGANIZATION GOING FORWARD, THE HOPE IS THAT CONSUMER PROTECTION FOR PEOPLE USING TRANSPORTATION SERVICES IN HILLSBOROUGH WILL CONTINUE.

AND THE OTHER THING I WANTED TO GIVE YOU AN UPDATE ON IS THAT RECENTLY ABOUT TWO MONTHS AGO CHANNEL 10 NOAH PRANSKY HAD A SERIES OF STORIES ABOUT TOWING AND ONE THING HE FOUND OUT, HE CALLED SEVERAL LOCAL LAW ENFORCEMENT AGENCIES, AND ASKED PEOPLE WHO ANSWERED THE PHONE, HE BASICALLY ASKED IF THEY KNEW OF WHERE HE COULD GET HELP IF HE HAD HAD A WRONGFUL TOW.

AND WE FOUND OUT THAT SEVERAL LAW ENFORCEMENT AGENCIES DID NOT KNOW THAT THE PTC CAN HELP PEOPLE IN THIS SITUATION.

TURNS OUT WE TALKED TO COMMISSIONER CRIST AND KYLE COCKREAM. THEY HAD CONVERSATIONS WITH PEOPLE AT THOSE AGENCIES BUT THAT

WASN'T GETTING FILTERED DOWN TO FOLKS WHO ANSWER THE PHONES FOR CONSUMER.

SO WE REACHED OUT TO FIVE LOCAL LAW ENFORCEMENT AGENCIES, HAD THOSE CONVERSATIONS AND I'M PLEASED TO REPORT THAT THEY NOW ALL HAVE GOOD INFORMATION TO OFFER CONSUMERS ABOUT THAT YOU ALL ARE OUT THERE TO HELP PEOPLE IF THEY ARE WRONGFULLY TOWED, SO THAT'S MY UPDATE.

>> THANK YOU.

ANY OTHER QUESTIONS?

>> THANK YOU FOR YOUR TIME.

>> NEXT ON THE AGENDA IS COMPANY REVOCATION HEARING SCHEDULED FOR JANUARY 12th, 2017.

COMPANY REVOCATION HEARING IS SCHEDULED FOR JANUARY 12th BETWEEN 9:00 A.M. AND 12:00 P.M.

AT THE PTC OFFICE AT 4148 NORTH ARMENIA SUITE A.

THIS IS BASED ON NONPAYMENT AND THE FY '17 COMPANY CERTIFICATE AND PERMIT INVOICES.

MANY TIMES THIS IS THE AVENUE WHEREAS SMALL COMPANIES THAT GO OUT OF BUSINESS, WE HAVE TO DO SOMETHING WITH THEIR PENDING CERTIFICATE.

THIS IS A WAY TO CLOSE THAT.

THIS HEARING ALLOWS FOR COMPANIES TO COME FORWARD AND SAY I DIDN'T PAY BECAUSE, OR WHATEVER THE REASON MAY BE.

AND THE VAST MAJORITY, THIS IS AN ANNUAL EVENT THAT WE DO, THE

VAST MAJORITY OF THOSE CERTIFICATES ARE CLOSED JUST BECAUSE COMPANIES GO OUT OF BUSINESS.

>> SO THIS IS JUST AN FYI NOTICE FOR PUBLIC -- IT HAS BEEN POSTED ON OUR WEB SITE AND BEEN DULY NOTED IN MEDIA AS WELL, WHICH IS REQUIRED BY THE ADMINISTRATIVE PROCEDURES ACT.

>> JUST A QUICK EDIT TO BE NECESSARY, MY AGENDA SAYS JANUARY 12th, 2016.

SO SURE IT'S JUST A SCRIVENER ERROR.

>> I'M SORRY, THAT CORRECT DATE IS JANUARY 12th, 2017.

I APOLOGIZE FOR THAT.

>> WANTED TO MAKE SURE THE WEB SITE HAD THE RIGHT DATE.

>> YES, SIR.

>> AND WHILE WE ARE ON THE LICENSE FEES, I'VE HAD DISCUSSION WITH MR. MERRILL AND WITH STAFF, AND WITH SOME MEMBERS OF THE INDUSTRY WHO EXPRESS CONCERNS ABOUT YOUR LICENSE FEE RENEWAL. I CERTAINLY RESPECT THE CONCERNS THAT I KNOW EVERY BOARD MEMBER HERE DOES AS TO THE FUTURE IN THIS TRANSITIONAL PERIOD.

I LOOK AT THIS TRANSITION AS A TIME OF OPTIMISM AND EXCITEMENT TO WAYS WE CAN RIGHT THE SHIP.

22 YEARS AGO JANUARY 20th I HAD AN OPPORTUNITY AFTER A FREAK ACCIDENT TO RIGHT MY SHIP AND WHERE I THOUGHT THAT THERE WAS NO BRIGHT FUTURE THERE WAS CERTAINLY SILVER LININGS, AND IT GAVE ME AN OPPORTUNITY AFTER MY ACCIDENT SPINE INJURY TO CHANGE SOME THINGS ABOUT ME THAT WEREN'T RIGHT, TO LOOK AT THE FUTURE.

CAN'T CHANGE THE PAST BUT WHAT WE CAN DO, BOARD MEMBERS AND MEMBERS WHO ARE HERE AND THOSE LISTENING, IS WE CAN MOLD OUR FUTURE AND WE HAVE THAT OPPORTUNITY AND THAT'S THE PRIME REASON I WANTED TO SERVE AS CHAIRMAN AND I'M SO EXCITED TO HAVE LES MILLER BACK BECAUSE YOU'VE BEEN ON THIS BOARD DURING SOME TOUGH TIMES.

AND ALL OF YOU TO HELP SHAPE THE FUTURE.

I KNOW THAT IF I CAN STARE DEATH IN THE FACE, OVERCOME A SPINAL CORD INJURY, WORKING TOGETHER HERE AS A BOARD, AS AN INJURY, AND AS AN INDUSTRY, WE HAVE A BRIGHT FUTURE AHEAD OF US.

I HAVE FAITH AND CONFIDENCE IN MR. MERRILL AND EVERY STAFF MEMBER HAD AN OPPORTUNITY AND I WOULD URGE BOARD MEMBERS AS TIME ALLOWS TO GO OVER TO THE PTC OFFICE AND SIT DOWN AND BREAK BREAD AND TALK ABOUT IT AND HOW WE'RE GOING TO MOLD THIS.

I'LL NOT WALKING FROM THIS BECAUSE I HAVE TOTAL CONFIDENCE AS I DID DURING SOME VERY DARK DAYS OF MY LIFE THAT WE WILL SHAPE OUR FUTURE.

IT WON'T LOOK THE SAME.

I KNOW THAT I'M NOT, BUT I FOUND A WAY TO MEND IT AND PATCH IT AND FEEL I'M A BETTER PERSON, BETTER MAN, BETTER HUSBAND AND DAD, AND I THINK CONTRIBUTING MEMBER TO SOCIETY.

AND THAT'S WHAT WE'RE GOING TO ACCOMPLISH.

BUT AT THE NEXT BOARD MEETING, MR. MERRILL WILL BE IN ATTENDANCE ALONG WITH SOME POSSIBLY SOME OF THE STAFF TO ADDRESS THE

CONCERNS, AND REST ASSURED WITH EVERY MEMBER I THINK I CAN SPEAK FOR THE MEMBERS IN THIS COMMISSION, WE HAVE DIRECTION AND MORE DIRECTION WILL BE DETERMINED AFTER FRIDAY'S LEGISLATIVE DELEGATION MEETING.

BUT WE'LL HAVE DIRECTION AS TO HOW THESE FEES WILL BE PROPERLY HANDLE BECAUSE I KNOW THAT YOUR INTEREST IS WORK TOGETHER AND MAKE THIS A BETTER PRODUCT AND A BETTER AGENCY.

SO THANK YOU VERY MUCH BUT WE WILL BE ADDRESSING THOSE FEES AT THE UPCOMING MEETING.

>> THANK YOU, SIR.

THE NEXT ITEM ON THE AGENDA HAS TO DO WITH RECONSIDERATION APPEAL FOR COMPANY CERTIFICATE AND PERMITS.

IN AUGUST 2016 A REVOCATION HEARING WAS HELD TO ADDRESS ALL CERTIFICATE HOLDERS WHO WERE DELINQUENT IN PAYMENT.

HEARING OFFICER BRUCE CURRY AUTHORED A HEARING OFFICER'S ORDER RECOMMENDING THAT THE LIST OF CERTIFICATE HOLDERS ON THE ORDER BE REVOKED.

HEARING OFFICER CURRY'S RECOMMENDATION WAS APPROVED BY THIS COMMISSION DURING THE SEPTEMBER 2016 MEETING.

INM TAMPA TRANSPORTATION, FIVE STAR TRANSPORTATION SERVICE, AND AIRPORT EXPRESS.

ALL THREE OF THESE COMPANIES ARE REQUESTING THEIR PERMITS BE REINSTATED IN LIEU OF REVOCATION.

YOU DO HAVE THAT AUTHORITY AND THEY DO BY DUE PROCESS HAVE THE

ABILITY AND AUTHORITY TO COME BEFORE YOU AND REQUEST THAT THEIR CERTIFICATES BE REINSTATED.

INSTEAD OF HAVING TO GO THROUGH THE APPLICATION PROCESS AGAIN. THAT COMES TO THE CAVEAT OF PAYING ANY DELINQUENT FEES.

ONCE AGAIN, THOSE COMPANIES ARE INM TAMPA TRANSPORTATION WHICH HAS A DELINQUENT FEE OF \$1,350 FROM 2016.

5-STAR AIRPORT SERVICE WHICH HAS A DELINQUENT FEE OF \$1300, AND LET'S GO FUN BUS DBA AIRPORT EXPRESS WHICH HAS A DELINQUENT FEE OF \$550.

ALL THREE OF THESE COMPANIES ARE ASKING FOR RECONSIDERATION FOR REINSTATEMENT.

>> THEY WOULD GO THROUGH THE REAPPLICATION PROCESS, WOULD THEY HAVE TO PAY THE DELINQUENT FEES THERE AS WELL?

>> NOT NECESSARILY, BUT THE APPLICATION PROCESS WOULD BE FAR MORE EXPENSIVE.

IT WOULD RUN THEM SEVERAL THOUSAND DOLLARS AND BE DELAYED SOMEWHERE BETWEEN 60 AND 90 DAYS.

>> PLEASURE OF THE BOARD?

>> LET THEM AND BEFORE US.

DO YOU NEED A MOTION.

>> YES, I NEED A MOTION.

I WOULD LIKE TO SAY THAT ALL THREE OF THEIR COMPANIES, ASIDE FROM DELINQUENCY HERE, SOMETIMES IT'S A MATTER OF A BUSINESS ISSUE, NOT KNOWING WHETHER THEY ARE GOING TO REMAIN IN BUSINESS

OR NOT AND SOMETIMES THAT'S A DIFFICULT COIN TOSS TO READ BUT OTHER THAN THAT, ALL THREE OF THESE COMPANIES ARE IN GOOD STANDING.

>> I WOULD MOVE TO ALLOW THEM DO COME BEFORE US TO GET REINSTATED.

>> ALL IN FAVOR, AYE?

MOTION CARRIES.

THANK YOU, BOARD MEMBERS.

>> MR. CHAIR, IF I MAY HAVE THE FLOOR FOR JUST A MOMENT.

>> OVER THE LAST TWO YEARS, THIS BOARD, THIS COMMISSION HAS UNDERTAKEN AN AWFUL LOT OF TASKS IF YOU WOULD, AND TO THAT END, I WANT TO COMMEND ALL OF YOU FOR REMAINING ON THIS COMMISSION. AND HOLDING THE FORT.

FIRST I WOULD LIKE TO SAY COMMISSIONER MILLER, WELCOME TO THE COMMISSION, BACK TO THE COMMISSION.

I HAD THE PLEASURE OF WORKING WITH YOU QUITE SOMETIME AGO WHEN YOU WORKED FOR THE SHERIFF'S OFFICE WHEN YOU TAKE A VERY, VERY STRONG INITIATIVE FORWARD WHEN YOU TRIED TO ERADICATE THE K2 OR SPICE PROBLEM WE WERE HAVING HERE IN HILLSBOROUGH COUNTY, AND TO THAT END, A LOTS OF OTHER PLACES AROUND THE STATE OF FLORIDA WERE LOOKING AT US BECAUSE OF THAT INITIATIVE THAT YOU WERE CHAIRING.

SO IT'S A PLEASURE TO SEE YOU BACK ON THIS BOARD AGAIN.

I KNOW THAT THE MEMBERS ARE GOING TO LOVE HAVING YOU HERE.

I'D LIKE TO TAKE JUST A MOMENT TO RECOGNIZE COMMISSIONER

POGORILICH FROM TEMPLE TERRACE WHO IS THE FORMER VICE CHAIR A. COUPLE OF THINGS THAT COUNCILMAN POGORILICH HAS TAUGHT ME IS THE TRUE MEANING OF PUBLIC SERVICE AND WHAT A PUBLIC SERVANT IS.

AND TO THAT END, HE SERVE ALONG WITH COMMISSIONER KILTON IN LITTLE BIT DIFFERENT CAPACITY BECAUSE THEY HAVE THESE FULL-TIME JOBS THAT BASICALLY THAT PAY THEIR LIGHT BILL IF YOU WOULD, AND YET THEY SERVE ON THESE COMMISSIONS, AND I KNOW, I KNOW THAT THESE COMMISSIONS TAKE AN AWFUL LOT OUR YOUR TIME AND CERTAINLY TAKE AN AWFUL LOT OF YOUR EFFORT.

AND DURING SOME OF THE STORMY TIMES IN THE PAST, COUNCILMEMBER, YOU'VE STOOD UP AND YOU'VE STOOD UP AND SAID WHAT WAS ON YOUR MIND.

YOU STOOD UP AND SAID WHAT WAS ON YOUR MIND AND WHY IT WAS ON YOUR MIND AND YOU'VE STOOD TO YOUR BELIEFS WITH RESPECT TO THE BELIEFS OF OTHERS.

AND I THINK THAT'S EXTREMELY COMMENDABLE.

I THINK THE FACT THAT YOU DO THIS PRACTICALLY ON A VOLUNTARY BASIS FOR ALL PRACTICAL FINANCIAL REASONS IS COMMENDABLE AS WELL.

IT'S BEEN NOTHING SHORT OF AN HONOR TO SERVE UNDER YOU, AND I APPRECIATE YOUR PROFESSIONALISM, I APPRECIATE YOUR GUIDANCE, AND MY STAFF AND I ARE BOTH VERY THANKFUL TO YOU.

SO TO THAT END, WE GOT YOU A LITTLE SOMETHING, AND MR. CHAIR,

IF I MAY APPROACH.

>> PLEASE.

>>> IT'S A VERY SMALL TOKEN.

>> IF THE CAMERA COULD ZOOM IN ON THAT.

>> APPRECIATION FOR WHAT YOU'VE DONE FOR US, WHAT YOU HAVE DONE FOR THIS COMMISSION AND FOR STANDING UP TO YOUR BELIEFS.

EVEN WHEN IT WAS NOT, WHEN IT WAS NOT POPULAR THING TO DO, BUT WOULD LIKE TO PRESENT THIS.

MY STAFF AND I WOULD LIKE TO PRESENT THIS TO YOU OUT OF APPRECIATION FOR YOUR CONTRIBUTION TO THIS COMMISSION.

>> THANK YOU.

[APPLAUSE]

>> WELL, I DON'T KNOW HOW YOU FOLLOW THAT ACT, BUT THANK YOU. LET ME JUST SAY THIS.

I HAVE ON NUMEROUS OCCASIONS BEEN ASKED WHAT IT'S LIKE TO BE A POLITICIAN, AND ON ALL OF THOSE OCCASIONS, I HAVE TOLD THEM I DON'T KNOW BECAUSE I AM NOT A POLITICIAN.

I'M A PUBLIC SERVANT.

I WAS MY CAMPAIGN WAS PUBLIC SERVICE WHEN I FIRST RAN.

MY CAMPAIGN NOW IS PUBLIC SERVICE.

I CAME INTO THIS JOB WITH A SERVANT'S HEART.

I'LL LEAVE THIS JOB WITH A SERVANT'S HEART.

I THINK THERE'S ENOUGH PEOPLE THAT ARE PLAYING POLITICS AND I'M NOT GOING TO BE ONE OF THEM.

I THANK YOU FOR RECOGNIZING THAT BUT IT'S JUST WHO I AM AND IT'S VERY MUCH APPRECIATED AND I THANK YOU.

>> YOU'RE VERY WELCOME.

[APPLAUSE]

IN CLOSING, I JUST WANT TO SAY TO THE COMMISSION THIS IS OBVIOUSLY MY LAST MEETING AS THE EXECUTIVE DIRECTOR AND THANK YOU FOR YOUR LEADERSHIP, FOR YOUR COMMITMENT TO THE CITY, TO THE COUNTY, TO ALL OF THE CITIES WITH RESPECT TO TEMPLE TERRACE AND PLANT CITY, AND FOR WHAT YOU DO.

SOMEONE RECENTLY ASKED ME SO GIVEN THE MICROPHONE WHAT WOULD YOU SAY IN YOUR LAST MEETING.

AND THAT TOOK A LOT OF THOUGHT.

AS YOU CAN IMAGINE SOME OF THE THINGS THAT I'VE LIKED TO SAY.

I'M GOING TO DO WHAT I HAVE DONE FOR 52 YEARS, I AM GOING TO STICK TO AN ETHICAL FOUNDATION.

I'M GOING TO STICK TO AN ETHICAL FOUNDATION.

I'M NOT GOING TO GET INVOLVED IN POLITICAL RHETORIC BACK AND FORTH WITH ANY ONE POLITICAL MEMBER.

I'M NOT GOING TO DO THAT.

I AM NOT GOING TO CAST STONES OR THROW DAGGER ALTHOUGH I HAVE PLENTY TO SHOW AND THEY'RE PRETTY SHARP AND THE GOOD THING IS THAT IN MY HEART I KNOW THEY'RE BASED ON A VERY, VERY ETHICAL FOUNDATION.

AND THE TIME WILL COME FOR THAT.

THE TIME WILL COME FOR THAT IN THE VERY NEAR FUTURE.

THIS IS NOT OVER WITH YET, BUT THIS IS NOT THE PLACE AND THIS IS NOT THE TIME.

BUT THE CLOSING COMMENT THAT I WOULD LIKE TO SAY IS ONE THING THAT I HAVE LEARNED IN THE LAST 2 1/2 YEARS IS THAT EVERYBODY SHOULD WATCH THE NETFLIX SERIES "HOUSE OF CARDS."

EVERYBODY SHOULD WATCH THAT NETFLIX SERIES BECAUSE THAT NETFLIX SERIES TRULY IS A REFLECTION OF WHAT SOME POLITICIANS ARE CAPABLE OF AND WHAT SOME POLITICIANS DO.

AND WITH RESPECT TO EVERY ONE OF YOU SITTING UP HERE TODAY, I DON'T THINK IT'S A REFLECTION OF WHAT YOU DO, AND I'VE SEEN THAT OVER THE LAST TWO YEARS.

IT IS NOT A CLEAR REFLECTION OF YOU.

BUT PERHAPS OTHERS IT IS.

SO THANK YOU.

>> THANK YOU.

[APPLAUSE]

>> WE HAVE OTHER ITEMS ON THE AGENDA.

I'VE ENJOYED WORKING WITH YOU.

I WISH YOU THE VERY BEST AND IT'S A SAD DAY FOR ME WITH YOUR DEPARTURE BUT I HAVE THE UTMOST RESPECT FOR YOUR ATTENTION TO DETAIL, YOUR INTEGRITY, AND YOUR CODE OF CONDUCT AND ETHICS.

>> THANK YOU, MR. CHAIR.

>> NEXT ITEM.

>> NEXT ITEM IS PUBLIC HEARINGS.

LIMOUSINE CERTIFICATES.

SHOWTIME TRANSPORTATION OF TAMPA HAS APPLIED FOR 10 ADDITIONAL UNRESTRICTED LIMOUSINE PERMITS.

HEARING OFFICER RECOMMENDS GRANTING THE 10 ADDITIONAL PERMITS.

PTC CONCURS.

THIS WILL REQUIRE A MOTION PASSED.

>> MOVE TO APPROVE.

>> SECOND.

>> ALL IN FAVOR, AYE.

MOTION CARRIES.

>> THANK YOU.

THE NEXT ONE IS A TAXICAB CERTIFICATE FOR EXPRESS TAXI.

EXPRESS TAX HEARING OFFICER AS APPLIED FOR A TAXICAB CERTIFICATE FOR CONVENIENCE.

HEARING OFFICER RECOMMENDS APPROVAL.

>> EYE MOTION CARRIES.

>> ETHIO TAXI HAS APPLIED FOR A TAXICAB PERMIT FOR PUBLIC CONVENIENCE AND NECESSITY.

HEARING OFFICER RECOMMENDS THIS BE POSTPONED INDEFINITELY AND PTC STAFF CONCURS.

THIS COMPANY IS HAVING SOME VACILLATION BACK AND FORTH ON WHETHER THEY WANT TO PULL THE TRIGGER AND BECOME A COMPANY OR NOT.

SO BECAUSE WE DO HAVE TO TAKE ACTION ON THE HEARING OFFICER'S ORDER I WOULD REQUEST THAT THIS BE SHELVED UNTIL WE HEAR BACK FROM ETHIO TAXI ON THE STATUS OF THEIR CERTIFICATE AND HEARING OFFICER'S ORDER.

>> NEED A MOTION TO ACCEPT HEARING OFFICER'S RECOMMENDATION.

>> SECOND.

>> ALL IN FAVOR, AYE.

>> THANK YOU.

THE NEXT ON THE LIST WE HAVE SEVERAL OF THESE, AND PLEASE BE PATIENT, SOME OF THESE HAVE BEEN WAITING FOR 90 DAYS.

THE PUBLIC VEHICLE DRIVER'S LICENSE DENIAL APPEALS.

FIRST IS TERRENCE JOINER.

HIS RECORD IS OUTSIDE THE GUIDELINES OF MAINTAINING PVDL.

OFTENTIMES WE GIVE THE APPLICANT THE OPPORTUNITY TO COME UP HERE AND EXPLAIN SOME THINGS TO YOU.

BY LAW I AM NOT PERMITTED TO GO THROUGH THE DETAILS OF THEIR PAST BUT IF MR. JOINER IS NOT HERE, THEN STAFF WOULD RECOMMEND THAT WE CONTINUE TO DENY HIS PVDL IF HE DOESN'T SEE FIT TO COME FORWARD AND HASN'T CONTACTED US.

MR. JOINER WAS CONTACTED BY US AND TOLD THAT THIS WOULD BE COMING BEFORE YOU TODAY.

>> PLEASURE OF THE BOARD?

>> SECOND.

>> ALL RIGHT, ALL IN FAVOR, AYE.

MOTION CARRIES.

>> THANK YOU.

THE NEXT ONE IS GABRIEL FLORES-VEGA.

IS MR. VEGA IN THE AUDIENCE?

MR. VEGA'S RECORD FALLS OUTSIDE THE GUIDELINES OF OBTAINING A PVDL.

MR. VEGA APPLIED FOR A PVDL AND WANTED TO WORK FOR STARK'S TOWING.

HE ALSO WAS NOTICED THAT THIS WOULD BE BEFORE YOU THIS MORNING, AND APPARENTLY, HE DID NOT SHOW UP.

SO MY RECOMMENDATION WOULD BE TO MOVE FORWARD WITH THIS PVDL.

>> MOTION CARRIES.

>> THIRD ONE IS RANDY LAWSON.

IS MR. LAWSON IN THE AUDIENCE?

MR. MR. LAWSON APPLIED FOR A PVDL TO WORK FOR B&D TOWING AND RECOVERY.

MR. LAWSON ALSO FALLS OUTSIDE THE GUIDELINE OF OBTAINING A PVDL AND WAS NOTICED OF THIS HEARING THIS MORNING AND FAILED TO BE HERE.

MY RECOMMENDATION WOULD BE TO CONTINUE WITH THE DISAPPROVAL PROCESS.

>> MOTION CARRIES.

>> NEXT ON THE LIST IS SERGIO GIARDINI.

IF YOU'LL STEP FORWARD, SIR.

MR. GIARDINI HAS APPLIED FOR A PVDL.

HE HAS APPLIED TO WORK WITH BLUE ONE TRANSPORTATION.

HIS RECORD FALLS OUTSIDE THE GUIDELINES FOR OBTAINING A PVDL,
SIR, NOW IS YOUR OPPORTUNITY TO EXPLAIN TO THIS COMMISSION IF
YOU WOULD LIKE A PVDL AND WHAT THE HAS HAPPENED IN YOUR PAST,
ET CETERA, ET CETERA.

>> YES, GOOD MORNING, GENTLEMEN.

I WANT TO BRING A NOTE THAT THIS HAPPENED 40 YEARS AGO.

I WAS A VICTIM OF BEING IN THE WRONG PLACE AT THE WRONG TIME.

I WAS NOT REALLY CHARGED WITH ANYTHING OTHER THAN THE FACT THAT

I WENT -- DO I NEED TO GO INTO THE WHOLE STORY HERE?

>> THAT IS ENTIRELY UP TO YOU, SIR.

THE DEPTH YOU WISH TO DISCUSS THIS.

>> OKAY, I ACCEPTED A RIDE FROM A PERSON WHO WAS PULLED OVER
BY THE STATE POLICE.

AT THAT TIME, I GUESS THEY HAD HISTORY, AND IT ESCALATED INTO
SOMETHING THAT SHOULD'VE NEVER HAPPENED.

THE PERSON HAD SOME THINGS IN HIS CAR THAT DIDN'T BELONG THERE.

WE WERE ARRESTED.

AGAIN, MY ONE AND ONLY TIME I'D EVER BEEN IN TROUBLE.

WHAT HAPPENED TO ME.

WHAT'S ON YOUR LIST IS NOT EVEN ACCURATE FOR WHAT HAPPENED TO
ME.

I WAS, HAD A SMALL AMOUNT OF MARIJUANA AND I WAS TAKEN TO COURT.

I WAS FINED AND PUT ON PROBATION, AND THEY TOLD ME THAT WOULD BE THE END OF IT, AND MY RECORD WOULD BE CLEAR AFTER A YEAR. I HAVE BEEN A TRACTOR-TRAILER DRIVER MY WHOLE LIFE.

I'VE BEEN INVESTIGATED.

I WAS ISSUED CARDS WHICH ALLOWED ME TO GO ONTO AIRPORT TARMACS, SHIPPING TERMINALS, RAIL YARDS.

I JUST FEEL THAT I'VE BEEN INVESTIGATED SEVERAL TIMES BY THE FBI, AND REPORTS AND FEEL THAT I DESERVE TO HAVE THIS LICENSE. I DID HAVE ONE IN BETWEEN JOBS IN EARLY 2000s, AND I HAVE A GREAT HISTORY WITH ALL MY EMPLOYERS.

I GUESS THAT'S ALL I HAVE GOT TO SAY.

>> THANK YOU, MR. CHAIR, IF I MAKE A COUPLE OF COMMENTS, PLEASE.

>> YES, SIR.

>> THIS INCIDENT OCCURRED IN 1977, AND THERE HAS BEEN NO FURTHER INCIDENTS SINCE THEN.

AND YEAH JUST HOLD ON JUST A MOMENT.

NOR HAVE THERE BEEN ANY FEDERAL CHARGES WHATSOEVER EITHER, WHICH TELLS ME THAT THIS INCIDENT MAY HAVE BEEN SOMEWHAT MINOR I MEAN IT WAS A MAJOR THING, GIVEN THE DETAILS THEN THE FEDS WOULD'VE PICKED UP ON SOMETHING LIKE THAT.

THERE HAS BEEN NO ISSUES WE WERE ABLE TO FIND SINCE 1977.

IN ADDITION TO THAT, I'VE SPOKEN TO MR. CRUZ WHO OWNS BLUE ONE TRANSPORTATION.

HE HAS EXTREMELY HIGH ETHICAL BENCHMARK FOR HIS COMPANY AND HIS

EMPLOYEES.

SO ANY CONSIDERATION I THINK 1977 IS A LONG TIME AGO.

>> MR. CHAIRMAN?

>> YOU'RE RECOGNIZED.

>> 1977 IS A LONG TIME, AND YOU'RE RIGHT AS I'M LOOKING AT THIS, WHAT WE HAVE IS CLEAR, AND BLUE ONE IS VOUCHING FOR HIM, I MOVE THAT WE ISSUE HIM HIS PUBLIC VEHICLE DRIVER'S LICENSE.

>> SECOND.

>> OKAY.

>> ALL IN FAVOR, AYE.

CONGRATULATIONS.

>> NEXT ON THE AGENDA IS RYAN ANTHONY REPRESENTED BY LIMOX.

IS MR. ANTHONY PRESENT.

WOULD YOU COME FORWARD, PLEASE.

MR. NEGUSEI.

>> HOW ARE YOU DOING TODAY?

BACK IN 2010, I WAS, BACK IN 2010, NOVEMBER 2nd, I WAS DRIVING ILLEGALLY.

I WAS UNDER THE INFLUENCE OF ALCOHOL.

I MADE A SLIGHT MISTAKE, HIT A CURB, GOT MY VEHICLE STUCK, AND FROM THERE, I WAS ARRESTED FOR D.U.I.

I SINCE THEN HAVE DONE EVERYTHING IN MY FAVOR AND POWER AND THE BEST I CAN TO COME UP FROM THAT.

IT'S BEEN REALLY HARD.

IN FLORIDA IF YOU HAVE A D.U.I., OR ANY OFFENSE OF SUCH NATURE
ON YOUR RECORD, YOUR DRIVING HISTORY HAUNTS YOU FOREVER.

IT NEVER GOES AWAY.

YOU WILL NEVER CLEAR OUT, AND THAT'S HOW IT WORKS IN FLORIDA.

I DON'T BELIEVE THAT'S, YOU KNOW, UNFAIR, WHICH I DO THINK
EVERYBODY SHOULD BE TREATED AS EQUALLY.

BUT OF MY ACCOUNT I WAS NOT THAT DRUNK.

I MADE A SLIGHT MISTAKE.

IT WAS MY, MY PROBLEM.

I'VE DEALT WITH THESE.

I TRIED TO MY HARDEST.

I WAS YOUNG AND DUMB.

I'M ASKING BEFORE THE BOARD TODAY IF YOU CAN PLEASE GIVE ME THE
SECOND CHANCE TO LOOK OVER THIS AND REALLY PUT IN YOUR FAVOR
TO GIVE ME THE SECOND CHANCE.

YOU KNOW, CAB PLUS, WHICH IS LIMOX, SAME COMPANY, THEY HAVE GIVEN
ME THAT SECOND OVERLOOK AND HAVE TOOK ME IN UNDER THEIR WING,
AND SEE THAT THERE IS POTENTIAL IN ME.

I'M REALLY SORRY.

IT WON'T EVER HAPPEN AGAIN.

I HAVEN'T HAD ANY OFFENSES SINCE THEN ON MY RECORD.

NOT EVEN A PARKING TICKET OR -- NONE OF THAT NATURE, I HAVEN'T
HAD NOTHING.

NO ARRESTS, NOTHING.

I 'VE BEEN CLEAN AND STRAIGHT.

I DON'T EVEN ACQUIRE THE TASTE OF ALCOHOL ANYMORE BECAUSE OF THE SITUATION.

I 'VE PAID OVER \$14,000 TO THE COURTS.

I 'VE DONE EVERYTHING IN MY FAVOR TO GET THIS CLEARED UP, AND IT STILL HAUNTS ME TODAY.

I CAN'T GET JOBS, I CAN'T DO ANYTHING.

>> I WOULD MOVE WE APPROVE THE PVDL WITH A SIX-MONTH PROBATION.

>> I WOULD APPRECIATE THAT, SIR.

>> ALL IN FAVOR, AYE.

>> CONGRATULATIONS, GOOD LUCK, SIR.

[APPLAUSE]

>> NEXT ON THE AGENDA IS ROBERT HOWELL WHO HAS APPLIED TO WORK WITH BREWINGTON'S TOWING.

MR. BREWINGTON IS HERE.

IF MR. HOWELL AND MR. BREWINGTON WOULD COME FORWARD, WE WOULD APPRECIATE THAT.

>> HOW ARE YOU DOING?

I GOT THE NOD FROM MY PTC.

I GOT IN TROUBLE BACK IN 2000.

I WAS TRESPASSING ON CONSTRUCTION PROPERTY.

I WAS 18.

I 'M 33 NOW.

I 'VE GOT FOUR KIDS AND A WIFE.

I WAS JUST WRONG PLACE, WRONG TIME.

I'D DONE FIVE YEARS PROBATION FOR IT.

I'VE DONE MY TIME.

I HAVEN'T BEEN IN TROUBLE SINCE THEN.

I WAS JUST ASKED TO SEE IF YOU GUYS COULD APPROVE MY LICENSE FOR ME.

>> MR. BREWINGTON IS HERE WHO IS THE OWNER OF BREWINGTON'S TOWING.

MR. BREWINGTON, IF YOU WOULD LIKE TO SAY A FEW WORDS.

>> THANK YOU.

COMMISSION, CHAIRMAN, I'VE KNOWN ROBBY AND HIS FAMILY FOR SEVERAL YEARS, AND LIKE YOU SAID, HE'S MARRIED WITH FOUR KIDS. HE'D BEEN WITH ME APPROXIMATELY A YEAR.

HE'S DONE ME A GREAT JOB.

I'VE NEVER HAD ONE MINUTE'S PROBLEM WITH HIM.

I WISH I COULD HIRE TEN ROBBIES TO WORK FOR ME WITH THE TYPE, THE CALIBER OF PERSON ROBBY IS.

IT'S OBVIOUS HE MADE A MISTAKE YEARS AGO, BUT YOU KNOW, THAT COULD BE OVERLOOKED.

I'M WILLING TO STAND BY HIM 200%.

HE'S PROVEN HIMSELF TO ME.

THANK YOU.

>> IF I MAY INTERJECT FOR JUST A MOMENT, I'VE KNOWN MR. BREWINGTON FOR A LONG TIME, LONG BEFORE I TOOK THIS JOB,

AND MR. BREWINGTON IN THE TOWING INDUSTRY IS A COMPANY THAT SETS THE BENCHMARK FOR ETHICS AND WITHIN HIS COMPANY.

I KNOW HIM AND HIS TWO SONS.

AND I CAN ASSURE YOU THAT MR. BREWINGTON WOULD NOT BE CONSIDERING THIS GENTLEMAN IF HE DIDN'T BELIEVE EVERYTHING THAT HE JUST SAID.

>> MOVE FOR APPROVAL.

>> SECOND.

>> ALL IN FAVOR, AYE.

YOU'RE APPROVED.

THANK YOU.

GOOD TO SEE YOU, DAVE.

I REMEMBER YOU IN HIGH SCHOOL.

I WAS AFRAID OF YOU BACK THEN.

[LAUGHTER]

>> YOU MUST BE MISTAKING ME FOR SOMEONE ELSE.

[LAUGHTER]

>> THAT SOUNDED LIKE A CHALLENGE TO ME.

>> THE FINAL THING ON THE AGENDA UNDER HEARINGS IS ENTOURAGE TOURS IS REQUESTING A WAIVER TO BE ABLE TO PERMIT A 2010 FORD EXPEDITION WITH 156,786 MILES.

THE REQUESTING WAIVER OF RULE OF 1-8.001 SUBSECTION 4 SUBSECTION B A LIMOUSINE, SEDAN OR SUV SHALL BE FIVE MODEL YEARS OLD OR NEWER WHEN INITIALLY INSPECTED AND BE PLACED INTO SERVICE.

PTC STAFF RECOMMENDS APPROVING THIS WAIVER.

WE HAVE VISUALLY SEEN THIS VEHICLE; AND THIS VEHICLE IS IN EXCEPTIONAL CONDITION EVEN GIVEN IT'S GOT \$156,000-MILES ON IT.

>> SECOND.

>> ALL IN FAVOR, AYE.

MOTION PASSES.

COUNCILMAN, YOU HAD A COMMENT.

>> I HAVE A COUPLE THINGS I WOULD LIKE TO DISCUSS IF I MAY.

I WAITED TILL THE END BECAUSE I RECEIVED AN E-MAIL YESTERDAY SAYING SOMEONE WAS GOING TO BE HERE TO DISCUSS THE RFP FOR INDEPENDENT FACT FINDING AND THEN I FIND OUT WE HAVEN'T EVEN ISSUED THE RFP YET, SO YOU KNOW I WAS NEVER IN FAVOR OF THIS.

I DON'T THINK KYLE DID ANYTHING WRONG.

BUT IT BOTHERS ME THAT THIS SHOULD'VE BEEN OVER BY NOW.

WE HAVEN'T EVEN STARTED IT.

SO I'D LIKE AN EXPLANATION AS TO WHERE WE ARE AND HOW WE GOT HERE AND WHY IT'S, WHY ARE WE DRAGGING OUR FEET?

LET'S GET THIS OVER WITH.

GET KYLE EXONERATED AND MOVE ON.

ALONG WITH THAT, IT'S MY UNDERSTANDING WHEN FDLE COMES TO CALL THAT THEY NORMALLY FOLLOW IT UP WITH SOME SORT OF WRITTEN DOCUMENTATION, LETTER, OR SOMETHING EVEN AN E-MAIL.

AND I HAVE NOT HEARD OR SEEN ANY OF THAT.

I'D LIKE TO KNOW WHERE WE STAND WITH THAT AS WELL.

AND THEN I HAVE ONE OTHER THING I WOULD LIKE TO DISCUSS.

>> COUNSELOR?

>> MR. CHAIR AND COUNCILMAN, I HAVE NOT HEARD ANYTHING FROM FDLE SO I AM NOT SURE WHAT THE STATUS IS.

I'M NOT SURE PART OF THEIR COURSE OF ACTION THAT THEY COMMUNICATE WITH THE COMMISSION.

I'M UNAWARE THAT THEY COMMUNICATE WITH ANY OTHER COMMISSIONERS, BUT AT THIS TIME, I'M UNAWARE OF THE STATES AND THEY'VE NOT SHARED THAT WITH ME OR OUR OFFICE.

>> OKAY.

WHAT ABOUT, WHY ISN'T THIS ON THE STREET?

>> AND UNDERSTAND JUST FOR I WAS NOT THE ONE HANDLING THAT MATTER SINCE I WORK VERY CLOSELY WITH MR. COCKREAM AND COULD CONCEIVABLY BE A WITNESS IN THAT PROCESS.

SO I DID NOT HANDLE THAT PARTICULAR SCOPE BUT MY UNDERSTANDING IS THAT THAT WILL BE ISSUED AFTER THIS MEETING.

>> OKAY, I GOT AN E-MAIL SAYING SOMEBODY WAS GOING TO BE HERE TO TALK ABOUT THAT.

WHERE ARE THEY?

>> MY UNDERSTANDING IS THAT AFTER DISCUSSIONS WITH THE CHAIRMAN THAT TO BRING THIS MATTER BACK UP AGAIN WOULD REQUIRE SOME MOTION TO AMEND THE AGENDA.

IF THIS COMMISSION WOULD LIKE TO HEAR FROM THE ATTORNEY WHO HANDLED THIS MATTER, I CAN CERTAINLY CALL DOWN THERE AND MAKE

THAT HAPPEN.

>> WELL, I'D LIKE TO, YOU KNOW, WE SHOULD'VE BEEN DONE WITH THIS RIGHT NOW.

THE WHOLE THING IS A CIRCUS ANYWAY, BUT IT JUST BOTHERS ME AGAIN THAT I WAS AGAINST EVEN DOING THIS, BUT YOU KNOW, THIS COMMISSION SAID WE SHOULD MOVE FORWARD.

AND WE HAVEN'T DONE ANYTHING YET.

I THINK, YOU KNOW, IT JUST, IT JUST BOTHERED ME THAT THIS THING IS DRAGGING ON AND ON AND IT SHOULD'VE BEEN OVER BY NOW.

>> AND PART WAS GETTING THE DOCUMENT PREPARED AND I CAN TAKE SOME RESPONSIBILITY FOR THAT, BUT I AGREE THAT WHEN IT WAS INITIALLY APPROVED, I THOUGHT THAT IT WOULD'VE COME BACK WITH AN OUTLINE FOR ME.

>> SO WHAT'S THE CURRENT SCHEDULE?

>> HERE'S MS. TAR NOW IF YOU WOULD LIKE TO JUST KIND OF REVIEW WHAT WE'RE DOING.

AND I ALSO AGREE.

I THINK THE FINDINGS WILL BE POSITIVE FOR KYLE, BUT I THINK THAT WE NEED TO GET THIS MOVING.

>> GOOD MORNING, COMMISSIONERS.

I HEARD THE BEGINNING OF YOUR DISCUSSION SO MAYBE IF YOU CAN LET ME KNOW WHAT YOUR QUESTIONS ARE.

>> I GUESS, I HAVE TWO QUESTIONS.

ONE IS WHY IS IT TAKING SO LONG, AND TWO, WHEN IS THIS THING

GOING TO HIT THE STREET?

>> I ANTICIPATE THAT IT WILL HIT THE STREET NEXT WEEK.

THE RFP PROCESS AND THE DEVELOPMENT OF IT IS A TIME CONSUMING PROJECT; AND SO I BELIEVE THAT IT WILL BE HITTING THE STREETS NEXT WEEK.

I'VE BEEN WORKING WITH PROCUREMENT SERVICES ON IT.

>> AND HOW LONG BEFORE WE, WE, IT COMES BACK TO US TO PICK SOMEBODY?

>> IT WOULD PROBABLY BE AT THE BEGINNING OF NEXT YEAR TO PICK SOMEONE BECAUSE WE'RE IN DECEMBER NOW.

IF IT GOES OUT NEXT WEEK, IT WILL BE OUT FOR A FEW WEEKS. AND THEN IT WOULD COME BACK.

I THINK I MENTIONED IN THE CORRESPONDENCE THAT I WOULD BE COMMUNICATING WITH YOUR RESPECTIVE GOVERNMENT ATTORNEYS TO APPOINT SOMEONE FOR SELECTION COMMITTEE.

THEY'D REVIEW THAT AND THEN THE FINAL DECISION WOULD COME BACK TO YOU AS A COMMISSION FOR THAT FINAL DECISION.

>> THANK YOU.

ONE OTHER THING, YOU KNOW, KYLE I BELIEVE HAS ELEVATED THE PROFESSIONALISM AND HONESTY OF THIS PARTICULAR COMMISSION. IN MY OPINION, HE'S PROBABLY THE BEST DIRECTOR WE'VE EVER HAD. IT'S A SHAME THAT POLITICAL AGENDAS GOT IN THE WAY AND WHERE WE ARE WHERE WE ARE TODAY.

I HAVEN'T ASKED KYLE FOR THE NUMBER BUT I'M SURE THAT HE HAS

SUBSTANTIAL -- YOU'RE DONE, THANK YOU.

SUBSTANTIAL LEGAL BILLS AND I WOULD ASK THE PTC REIMBURSE KYLE FOR ANY AND ALL LEGAL FEES AND EXPENSES HE MAY HAVE INCURRED AS A RESULT OF THIS MATTER.

>> SECOND.

>> ALL RIGHT, ANY DISCUSSION?

ALL IN FAVOR, AYE.

>> WAIT A MINUTE.

I'M SORRY, IF I MAY.

AND RESPECTFULLY I DON'T MEAN TO INTERRUPT, THERE IS ACTUALLY A STATE LAW THAT MIGHT APPLY TO THE REIMBURSEMENT OF LEGAL EXPENSES AND COMMISSIONER MILLIER SEE YOU NODDING AND YOU ACTUALLY HAVE A BYLAW THAT ADDRESSES THE REIMBURSEMENT OF LEAGUE EXPENSES.

CERTAINLY I'D BE HAPPY TO REVIEW THAT TO MAKE SURE THAT'S APPROPRIATE, BUT AT THIS TIME I JUST WANTED YOU TO BE AWARE THAT THOSE, THAT LAW IN THE BYLAW DOES EXIST AND IT GOVERNS SOMETHING ON THIS REIMBURSEMENT.

>> CAN WE BRING THIS BACK.

>> IF SOMETHING CHANGE BECAUSE OF SOMETHING CINDY FINDS IN THE BYLAWS THAT WE CAN CERTAINLY DISCUSS THAT.

>> MR. CHAIRMAN, IN MY TIME ON LEGISLATURE I REMEMBER THAT LAW, THAT WE WOULD BE VIOLATING THE LAW IF WE WENT AHEAD AND APPROVED EVEN WHAT CHANGING THE MOTION TO SEE WHAT IT WOULD COST.

IF WE APPROVE THIS WE WOULD BE VIOLATING STATE STATUTE.

MY SUGGESTION IS MS. OSTER REVIEW THE LAW, SECONDLY, FIND OUT WHAT WE ANTICIPATE THOSE FEES WOULD BE, AND THEN COME BACK TO US AND DO IT THAT WAY.

EVEN MR. COCKREAM IS NOT HERE, WE CAN STILL DO THAT.

BUT RIGHT NOW IF WE DO THIS, WE ARE BREAKING THE LAW OURSELVES AND I DON'T WANT TO DO THAT.

>> IF I MAY, I CAN TELL YOU THE FEE WOULD BE \$4,062.52.

AND THAT FEE WAS TO COVER SEVERAL THINGS THAT WERE GOING ON BUT ONE OF THE PRIMARY THINGS THAT WAS GOING ON WAS WE HAD A PUBLIC RECORDS REQUEST ABOUT COMMUNICATION FROM MY PERSONAL PHONE, AND I CAN TELL YOU AFTER HAVING WORKED AT THE SHERIFF'S OFFICE AND AUTHORED MANY, MANY SEARCH WARRANTS, I WOULD GAMBLE MY 30-YEAR LAW ENFORCEMENT CAREER TO SAY YOU'D BE IMPOSSIBLE TO GET A SEARCH WARRANT FROM MY PERSONAL PHONE BASED ON WHAT WAS HAPPENING AT THE TIME.

BUT I CAN TELL YOU I SURRENDERED IT PERSONALLY, I GAVE IT WILLINGLY AND ALLOWED IT TO BE DOWNLOADED.

WITH ALL OF THE INFORMATION ON THERE OF MY FRIENDS AND FAMILY AT RISK AND IT WAS AT RISK BECAUSE OF THE WITCH HUNT THAT WAS BEING ORCHESTRATED AND MY RIGHTS NEEDED TO BE PROTECTED, AND THAT'S THE WAY I FELT AT THE TIME.

>> LET ME -- NOTHING AGAINST, I WASN'T EVEN HERE WHEN ALL THIS STUFF IS GOING ON.

I'M JUST SAYING THERE ARE LAWS THAT GOVERN HOW A BODY SUCH AS OURS REIMBURSE SOMEONE FOR LEGAL EXPENSES.

ONLY THING I'M ASKING, YOU ALREADY GAVE THE PRICE IS TO ALLOW MS. OSTER TO GO BACK AND REVIEW THAT STATE STATUTE AND COME BACK IN JANUARY IF IT CLEARS US OF DOING THAT, I HAVE NO PROBLEM WITH IT.

>> THANK YOU.

>> I DO HAVE A PROBLEM RIGHT NOW OF GOING OUT THERE, NOT KNOWING EXACTLY WHAT WE SHOULD DO.

I THINK MS. OSTER SHOULD HAVE THAT OPPORTUNITY TO REVIEW THAT LAW.

>> THAT'S FINE.

I'LL WITHDRAW THE MOTION.

>> YOU'LL BRING A MOTION TO BRING IT BECAUSE AN AGENDA ITEM?

>> WELL, I MEAN, I WOULD, YES.

MOVE TO BRING IT BACK AS AGENDA ITEM.

>> I'LL SECOND THAT.

>> ALL IN FAVOR, AYE.

>> DID YOU HAVE ANYTHING ELSE?

>> NO, SIR.

>> COUNCILMAN?

>> MY THOUGHTS ON THE INVESTIGATION HAVE EVOLVED A LITTLE BIT, ESPECIALLY IN LIGHT OF THE RECENT PROPOSED BILL FROM OUR LOCAL DELEGATION, AND I WONDER IF THE DOLLARS THAT WOULD BE SPENT ON

THAT INVESTIGATION WOULD BE DOLLARS WELL SPENT.

AND WHAT I MEAN BY THAT IS I THINK IT'S IMPORTANT OF COURSE TO ENSURE THE PUBLIC TRUST IN ANY AGENCY THAT'S GOING TO HAVE REGULATORY AUTHORITY OVER, YOU KNOW, PUBLIC TRANSPORTATION COMPANIES IN HILLSBOROUGH COUNTY.

BUT I'M NOT SURE WHAT THIS CURRENT SCOPE OF WORK WOULD ACTUALLY ACCOMPLISH TOWARD THAT END, ESPECIALLY GIVEN THAT MR. COCKREAM HAS RESIGNED AND WON'T BE WITH US ANY LONGER.

AND I WONDER IF IT WOULD MAKE SENSE TO TABLE THIS INVESTIGATION IN LIGHT OF WHERE WE ARE HEADED AND REVISIT IT AS PART OF A TRANSITION PROGRAM TO POTENTIALLY IDENTIFY BEST PATHS FORWARD AND BEST PROCEDURES AND PRACTICES RATHER THAN WHAT WE HAVE BEFORE US TODAY.

>> AND IN RESPONSE TO THAT, AND THANK YOU FOR YOUR COMMENTS, THE LEGISLATURE'S GOING TO BE LOOKING AT THIS BODY WITH THE MATRIX OF STEPS THAT ARE BOTH CORRECTIVE AND RESHAPING AND REMOLDING THE OVERSIGHT THAT THE AGENCY CURRENTLY PROVIDES. I FEEL THAT AN INQUIRY AND TO GET IT DONE IN A TIMELY MANNER, I GUESS I'LL BE DISAPPOINTED WE DON'T HAVE IT READY TO ROLL AS COUNCILMEMBER FROM TEMPLE TERRACE SO STATED, BUT THAT WE DON'T HAVE IT READY TO ROLL SO THE MEMBERS OF THE HOUSE AND THE SENATE HAVE THAT BEFORE THEM BUT I THINK WE CAN GET THIS MOVING, GET THAT BACK WHILE THEY'RE IN SESSION BUT I THINK IT WOULD BENEFIT THE AGENCY AS THEY MAKE MOST DECISIONS BUT I KNOW THEY ARE

LOOKING FOR US FOR A MATRIX OF ACTIVITY, STEPS IN WHAT WE ARE DOING TO RIGHT THE SHIP.

>> I GUESS I QUESTION WHETHER THE CURRENT SCOPE WOULD ACCOMPLISH THAT.

THE SCOPE OF SERVICES IS TO LOOK AT WHETHER OR NOT THE EXECUTIVE DIRECTOR AND STAFF USE VOLUNTEERS TO DO THE STING OPERATION ON UBER AND LYFT.

WHETHER OR NOT HE USED RESOURCES FOR TRAVEL TO WEST PALM, AND EXISTING RELATIONSHIPS WITH MEMBERS OF THE REGULATED INDUSTRY. I COULD SEE THAT AS BEING A PRETTY IMPORTANT TO IT.

SO I'M JUST NOT SURE THAT THIS SCOPE OF WORK GETS US TO WHERE WE WOULD NEED TO BE, AND CONSIDERING THE BEST PATH FORWARD.

>> LET ME SAY THIS.

I WAS NEVER IN FAVOR OF THIS SCOPE OF WORK.

I WAS NEVER IN FAVOR OF DOING IT.

I DON'T BELIEVE KYLE DID ANYTHING WRONG.

I DIDN'T BELIEVE IT THEN, I DON'T BELIEVE IT NOW.

BUT I THINK IF WE DON'T FOLLOW THROUGH WITH THIS EXPEDITIOUSLY, KYLE AND EVERYBODY UP HERE IS GOING TO BE TRIED IN THE COURT OF PUBLIC OPINION.

AND THIS WILL JUST FUEL THAT FIRE THAT NOW WE'RE NOT EVEN DOING IT, AND THEY'RE GOING TO COME UP WITH THEIR OWN DECISIONS, THEY ARE GOING TO COME UP WITH THEIR OWN OPINIONS, AND WE'VE HAD ENOUGH OF THAT.

I THINK WE HAVE TO FOLLOW THROUGH WITH THIS AND GET SOME SORT OF OFFICIAL DOCUMENT IN FRONT OF THE LEGISLATORS THAT KYLE, OR US, NOBODY DID ANYTHING WRONG.

OTHERWISE IT'S JUST GOING TO BE FODDER FOR THE PRESS.

>> ANY OTHER COMMENTS?

ALL RIGHT.

AND IN CLOSING, WE'LL KNOW MORE AFTER THE LEGISLATIVE DELEGATION MEETING ON FRIDAY AS TO WHAT THE BILL WILL LOOK LIKE.

YESTERDAY COUNTY COMMISSION DID VOTE UNANIMOUSLY TO AUTHORIZE THE CHAIRMAN OF THE COMMISSION TO MAKE A PRESENTATION ON FRIDAY AT THE LEGISLATIVE DELEGATION MEETING, AND ASKING FOR TWO THINGS.

ONE, THAT ANY FINANCIAL LIABILITY NOT BE PASSED ONTO THE TAXPAYERS OF THE THREE CITIES AND TO THE COUNTY.

AND THAT A TRANSITION WOULD BE COMPLETE DECEMBER 31st AND NOT -- WHAT IS IT, OCTOBER 1st.

SO WE'VE ASKED FOR AN EXTENSION OF TIME FOR MR. MERRILL TO WORK OUT THOSE OPERATING AGREEMENTS WITH THE CITIES AND THE COUNTY. AND AS FAR AS A DIRECTOR WANTED TO ADDRESS THAT AS WELL, IT IS MY SUGGESTION THAT THERE NOT BE AN INTERIM LEADER OR DIRECTOR BUT A TRANSITIONAL.

I'VE HAD DISCUSSIONS WITH MR. MERRILL ON THAT, AND HE WILL BE NAMING SOMEONE PRIOR TO KYLE'S DEPARTURE.

ARE THERE ANY QUESTIONS?

>> YEAH.

>> YES, SIR.

>> WHY DOES MERRILL GET TO PICK THE INTERIM.

>> THE LEGISLATURE -- WE WON'T -- THAT'S THE SPECULATION.

WE'LL KNOW MORE WITH THIS BILL THAT WILL BE FILED ON FRIDAY AT
THE LEGISLATIVE DELEGATION.

>> YEAH BUT EVEN IF IT'S FILED DOESN'T MEAN IT'S GOING TO GO
ANYWHERE.

>> BACKGROUND ON LOCAL BILLS, SIR.

IN THE SENATE, LOCAL BILLS ARE TAKEN UP THE LAST TWO OR THREE
DAYS.

THERE IS NO DEBATE.

USUALLY THERE'S FILE THROUGH.

IN THE HOUSE THERE COULD BE DEBATE BUT NORMALLY THERE IS NOT
DEBATE BECAUSE ANYONE TAMPERING WITH A LOCAL BILL THAT I HAVE
SEEN UP THERE SOMETIMES GO BACK HOME AND DON'T COME BACK.

SO MORE THAN LIKELY MY EXPERIENCE WITH THIS LOCAL BILL LEAVES
HERE THE WAY IT'S GOING TO BE LEAVING ON FRIDAY, WHATEVER MEMBERS
ARE GOING TO PUT ON IT UNLESS THERE IS SOMETHING THAT HAPPENS
BETWEEN NOW AND THE END OF SESSION, IT WILL PROBABLY BE THAT
BILL THAT WILL PASS.

>> OKAY.

>> AND LEADERSHIP IN BOTH HOUSE AND SENATE ARE USING THIS AS
A BENCHMARK OF ACTIVITY OF THE MEMBERS OF BOTH HOUSE AND SENATE

AS SOMETHING THEY WANT TO HAVE DONE.

SO I DON'T KNOW THAT THERE IS ANY OTHER ALTERNATIVE TO FACE
TRANSITION.

>> I DON'T -- IT IS WHAT IT IS, BUT ANY TRANSITION OUGHT TO
INCLUDE INPUT FROM PLANT CITY AND TEMPLE TERRACE.

>> ABSOLUTELY AND THAT'S WHAT MR. MERRILL IS GOING TO BE DOING
BETWEEN NOW AND THE NEXT MEETING IS REACHING OUT.

>> OKAY.

>> SEEING NO OTHER BUSINESS, WE'RE ADJOURNED.

THANK YOU VERY MUCH.