

**PUBLIC TRANSPORTATION
COMMISSION MEETING MINUTES**

Tuesday, February 14, 2017
County Commissioners Board Room
601 E. Kennedy Blvd., 2nd Floor

I. CALL TO ORDER

The meeting of the Public Transportation Commission was called to order by Chairman Al Higginbotham at 9:04 a.m. The following members were present:

<i>Al Higginbotham, Chair</i>	<i>Board of County Commissioner</i>
<i>Nate Kilton, Vice-Chair</i>	<i>Plant City</i>
<i>Guido Maniscalco, Treasurer</i>	<i>City of Tampa</i>
<i>Ken Hagan</i>	<i>Board of County Commissioner</i>
<i>Cindy Oster</i>	<i>Senior Assistant County Attorney</i>
<i>Richard Garcia</i>	<i>Inspector</i>
<i>Kimberly Kerwin</i>	<i>Administrative Specialist II</i>

II. INVOCATION, PLEDGE OF ALLEGIANCE & AGENDA

The invocation and pledge was given by Commissioner Kilton, and the swearing in of witnesses was administered by Inspector Richard Garcia.

Councilman Maniscalco motioned to approve the agenda, it was seconded by Commissioner Kilton.

III. AUDIENCE PARTICIPATION

Audience participation was given 45 minutes (3 minute per individual). The below individuals spoke: (Please Visit: <http://www.hillsboroughcounty.org/index.aspx?nid=274/> to purchase a copy of the video or download a copy of the captioning for full details.)

- A. *Steve Anderson*
- B. *Brook Negusei*
- C. *Louis Minardi*
- D. *Steve Michelini – No Show*
- E. *Thomas Halsnik*

IV. CONSENT ITEMS

Councilman Maniscalco motioned to approve consent items, it was seconded by Commissioner Kilton, and unanimously approved. (Closed)

V. ATTORNEYS REPORT

A. Status Update – Drive Society, Inc., et al v. PTC
Mrs. Oster advised the board the “plaintiffs have challenged the settlement agreement with Uber & Lyft on the basis of constitutional grounds. The plaintiffs filed an emergency motion for injunctive relief which the court has essentially denied”. (Open)

B. Status Update – The Law Office of Andrea Flynn Mogensen, P.A. v. PTC and Kyle Cockream - Request for Increase in Cap for Agreement with Gray Robinson, P.A
Mrs. Oster requested a motion to increase the initial cap of \$20,000 up to \$100,000, due to the increase of technical services and litigation.

Councilman Viera motioned to approve increasing the cap to \$100,000, it was seconded by Commissioner Kilton, and unanimously approved. (Closed)

C. Request for Reimbursement of Legal Fees Submitted by Kyle Cockream
Mr. Cockream temporarily withdrew his request. (Open)

D. Employment Agreement – Interim/Transitional Director
Mrs. Oster negotiated an employment agreement with Mr. Kevin Jackson for the Interim Transitional Director of the PTC. Mrs. Oster requested the contract be retroactive to begin on February 13, 2017. Mr. Jackson's salary within the agreement is \$130,000 a year, and length of service is until the dissolution of the PTC or a permanent Director is hired.

Commissioner Kilton motioned to approve employment agreement for Mr. Kevin Jackson, it was seconded by Councilman Maniscalco, and unanimously approved. (Closed)

E. RFP for Legal Services
Councilman Kilton motioned to close the RFP for Legal Service, it was seconded by Councilman Viera, and unanimously approved. (Closed)

VI. OLD BUSINESS

A. TNC Emergency Rules
Commissioner Kilton motioned to approve TNC Emergency Rules, it was seconded by Councilman Viera. Final vote, 4 to 1, motion passes. (Open)

B. Slow Moving Vehicles
Councilman Maniscalco motioned to approve the Slow Moving Vehicle matrix to move forward, it was seconded by Commissioner Kilton, and unanimously approved. (Open)

C. RFP Investigative Review
Commissioner Kilton motioned to close the RFP Investigative Review, it was seconded by Councilman Maniscalco, and unanimously approved. (Closed)

VII. NEW BUSINESS

A. Commission Appointed Positions up for Election
Commissioner Higginbotham made a recommendation to close the sub-committees while PTC is in the transitional stage.

Councilman Maniscalco motioned to suspend the sub-committees, it was seconded by Commissioner Hagan, and unanimously approved. (Closed)

B. FDLE Audit/PVDL Denial Appeal Process
Mr. Garcia advised the board from a recent FDLE audit, PTC is not permitted to share any criminal history information to unauthorized individual(s). PTC is working to address the issue with the PVDL appeal process.

Councilman Maniscalco motioned to receive report, it was seconded by Commissioner Kilton, (Open)

Commissioner Higginbotham advised the board there may need to be an agreement in place between the County and the PTC for assistance throughout the transition if the dissolution takes place.

Councilman Maniscalco motioned to have the Mrs. Oster bring a recommendation to the next board meeting, it was seconded by Councilman Viera, and unanimously approved. (Open)

Commissioner Higginbotham advised everyone Mr. Jackson is working on a report that will be brought up for discussion during the next meeting, in regards to the intake of the permits fees.

C. Waiver Request

1. Unique Car Service
2. Tampa Airport Transportation

Councilman Maniscalco motioned to approve waiver requests for Unique Car Service and Tampa Airport Transportation, is was seconded by Councilman Viera, and unanimously approved. (Closed)

D. Public Vehicle Driver's License – Applicant Review

1. Eric Knight – Represented by Rose Knapp, Stepp's Towing Service
2. Ridell Saddler – Owner of the Entourage Tours
3. Carmelo Santana – Represented by Jeff Lieberman
4. Charles Tudor – Represented by Keith Simmons, Siminole Transportation
5. Lvin Vaughn – Represented by Louis Minardi, Yellow Cab of Tampa
6. Michael Burkes – Represented by Michael Castellano, Blue One Transportation

Councilman Maniscalco motioned to approve all six applicants with a six month probation period, it was seconded by Councilman Viera, and unanimously approved. (Closed)

VIII. ADJOURNMENT

Commissioner Higginbotham adjourned the meeting at 9:42 a.m.



Kimberly Kerwin
Public Transportation Commission

Any person who decides to appeal any decision made by the Public Transportation Commission with respect to any matter considered at any meeting or hearing is hereby advised that they will need a record of the proceedings, and, for such purpose, ensure a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Please visit www.hillsboroughcounty.org/index.aspx?nid=274/ to purchase a copy of the video or to print a copy of the captioning for full details or visit the PTC website at www.hillsboroughcountypctc.com

*****This is not an official, verbatim transcript of the PTC meeting, and should be used for informational purposes only*****