

**MINUTES**

**PUBLIC TRANSPORTATION COMMISSION  
WEDNESDAY, NOVEMBER 9, 2011  
COUNTY COMMISSIONERS' BOARD ROOM  
601 E. KENNEDY BLVD., SECOND FLOOR**

**I. CALL TO ORDER**

*The meeting of the Public Transportation Commission was called to order by Vice-Chairman Yolie Capin at 9:05 a.m. The following Commission members were present:*

<i>Vice-Chair Yvonne Yolie Capin</i>	<i>City of Tampa</i>
<i>Commissioner Ken Hagan</i>	<i>Board of County Commissioners</i>
<i>Commissioner Victor Crist</i>	<i>Board of County Commissioners</i>
<i>Commissioner Les Miller</i>	<i>Board of County Commissioners</i>
<i>Councilman Robert Boss</i>	<i>City of Temple Terrace</i>
<i>Councilman Frank Reddick</i>	<i>City of Tampa</i>

*PTC Chairman, Mayor Dan Raulerson (City of Plant City) was absent from the November 9, 2011 PTC meeting. Vice-Chair Capin conducted the PTC meeting in Chairman Raulerson's absence.*

**II. INVOCATION AND PLEDGE OF ALLEGIANCE**

*Commissioner Ken Hagan led the Commission in the invocation and pledge of allegiance.*

**III. SWEARING IN OF WITNESSES**

*Administrative Specialist, Jacqueline Calleja performed a mass swearing in of the witnesses wishing to speak before the Commission.*

**IV. REPORTS – For receipt and filing – October, 2011**

- A. Inspector's Report
- B. Fiscal Year Status Report
- C. Year-to-Date Report

*Motion to approve the reports section of the agenda was made by Commissioner Boss, seconded by Councilman Reddick and carried unanimously.*

**V. CONSENT ITEMS**

- A. October 12, 2011 Public Transportation Commission meeting minutes
- B. Approval of Public Vehicle Driver's Licenses – October, 2011
- C. Application for administrative change from Aventura Limousine, Inc. to for a name change and ownership change from Immaculate Limousine, Inc. to Aventura Limousine, Inc. and for an ownership change from Joseph John Scaglione, Jr. to Carlos Suarez (Certificate 02002.CH-L)
- D. Administrative Change Application from Lifefleet Southeast d/b/a American Medical Response for a vehicle color scheme change.

***Motion to approve the consent portion of the agenda was made Commissioner Boss seconded by Commissioner Hagan and carried unanimously.***

VI. ATTORNEY'S REPORT

***There was no attorney's report***

VII. OLD BUSINESS

***There was no old business***

VIII. NEW BUSINESS

- A. Request for a Waiver to allow certificate holders who participate in the National Breast Cancer Foundation, Inc. breast cancer awareness program to allow certain vehicles in their fleets to waive Rule 3.8 and 7.3 in observance of this national health campaign

***Director Padilla read the recommendation regarding the writing of a blanket waiver to allow certificate holders who participate in the National Breast Foundation Inc., breast cancer awareness program. Commissioner Les Miller asked for staff to make a waiver that would allow certain vehicles in certificate holders' fleets to waive Rule 3.8 and 7.3, which requires all of the vehicles schematics to be the same, in observance of this national health campaign.***

***Commissioner Miller said that is reason for requesting this waiver is because cancer is a serious disease and affects the patients and families all year long and that many of the members of his family had cancer and he had survived cancer himself. Secondly, this waiver would assist the certificate holders to defray the cost to these companies of having to repaint these vehicles. Attorney Perez advised that five affirmative votes were needed and that five present.***

***Motion to approve the blanket waiver from Rule 3.8 and 7.3, to allow certificate holders who participate in the National Breast Foundation Inc., breast cancer awareness program to waiver the schematics requirement was made by Commissioner Miller, seconded by Commissioner Boss and carried unanimously.***

- B. ***Intentionally Left Blank***

***Director Padilla informed that this item was intentionally left blank.***

- C. Approve the appointment of Susan C. More, as an additional hearing officer serving the PTC Board

***Director Padilla informed the Board that this item, regarding the appointment of Susan C More, would to be deferred to December 14, 2011 PTC meeting. Attorney More was not able to be present for the November 9, 2011 PTC meeting.***

- D. Public Hearings

- 1. Limousine Service Applications

- a. Caitlin's Town Car Service (Wesley Chapel, FL) – application for a limousine certificate and three (3) limousine permits

***Director Padilla read the recommendation from the Hearing Officer, Paul Marino regarding Caitlin's Town Car Service's application for a limousine certificate and three (3) limousine permits. It was the recommendation of the Hearing Officer, Paul Marino, that Caitlin's Town Car Service be granted a limousine certificate but with only two (2) limousine permits, and not the three (3) requested on an unrestricted basis in Hillsborough County. If, after one year of operation as a HCPTC certified company the owner can demonstrate to the HCPTC Executive Director sufficient assets and localized business to sustain one or two more additional permits, he can apply for those permits to be administratively recommended for approval.***

***Motion to approve the application from Caitlin’s Town Car Service for a limousine certificate and two (2) limousine permits was made by Councilman Reddick, seconded by Commissioner Miller, and carried unanimously.***

***Vice-Chair Capin asked if anyone wanted to speak and no one did.***

- b. Limousine Events, Inc. (Tampa, FL) – application for limousine certificate and six (6) limousine permits

***Director Padilla read the recommendation from the Hearing Officer, Paul Marino, that Limousine Events, Inc. be granted a limousine Certificate with the issuance of six (6) limousine permits on an unrestricted basis to operate in Hillsborough County.***

***Motion to approve the application from Limousine Events, Inc. for a limousine certificate and six (6) limousine permits was made by Councilman Reddick, seconded by Commissioner Boss, and carried unanimously.***

***Vice-Chair Capin asked if anyone wanted to speak and no one did.***

- c. Rocky’s Airport Limousine & Luxury Car Service of Tampa Bay (Tampa, FL) – application for a limousine certificate and two (2) limousine permits

***Director Padilla read the recommendation from the Hearing Officer, Paul Marino, that Rocky’s Airport Limousine & Luxury Car Service of Tampa Bay be granted a limousine Certificate with the issuance of two (2) limousine permits on an unrestricted basis to operate in Hillsborough County.***

***Motion to approve the application from Rocky’s Airport Limousine & Luxury Car Service of Tampa Bay for a limousine certificate and two (2) limousine permits was made by Councilman Reddick, seconded by Commissioner Boss, and carried unanimously.***

***Vice-Chair Capin asked if anyone wanted to speak and no one did.***

- d. Z-Town Car Service, LLC (Tampa, FL) – application for limousine certificate and three (3) limousine permits

***Director Padilla read the recommendation from the Hearing Officer, Paul Marino, that Z-Town Car Service LLC be granted a limousine certificate with the issuance of three (3) limousine permits on an unrestricted basis in Hillsborough County.***

***Motion to approve the application from Z-Town Car Service, LLC for a limousine certificate and three (3) limousine permits was made by Commissioner Boss, seconded by Commissioner Miller, and carried unanimously.***

***Vice-Chair Capin asked if anyone wanted to speak and no one did.***

## 2. Van Service Applications

- a. Major 1 Transport, LLC (Clearwater, FL) – application for a van certificate and one (1) van permit

***Director Padilla read the recommendation from the Hearing Officer, Paul Marino, that Major 1 Transport, LLC be granted a van certificate to Major 1 Transport LLC with the issuance of one (1) van permit on an unrestricted basis***

***Motion to approve the application from Major 1 Transport, LLC for a van certificate and one (1) van permit was made by Councilman Reddick, seconded by Commissioner Miller, and carried unanimously.***

***Vice-Chair Capin asked if anyone wanted to speak and no one did.***

## 3. Handicab Service Applications

- a. Lifefleet Southeast d/b/a American Medical Response (Tampa, FL) – application for three (3) additional handicab permits on their already existing certificate

***Director Padilla read the recommendation from the Hearing Officer, Paul Marino, regarding Life Fleet Southeast Inc. d/b/a/ American Medical Response’s request for three (3) additional handicab permits. It was his recommendation that the three (3) additional handicab permits be issued to Life Fleet Southeast Inc. d/b/a/ American Medical Response. Commissioner Miller wanted the record to reflect that the date the on the recommendation should be corrected from 223 to 23.***

***Motion to approve the application from Lifefleet Southeast d/b/a American Medical Response for three (3) additional handicab permits on their already existing certificate was made by Commissioner Boss, seconded by Councilman Reddick and carried unanimously.***

***Vice-Chair Capin asked if anyone wanted to speak and no one did.***

#### 4. BLS Ambulance Service Applications

- a. Lifefleet Southeast d/b/a American Medical Response (Tampa, FL) – application for six (6) additional BLS ambulance permits on their already existing certificate

***Director Padilla read the recommendation from the Hearing Officer, Paul Marino, regarding Life Fleet Southeast Inc. d/b/a/ American Medical Response’s request for six (6) additional BLS ambulance permits. It was his recommendation that the six (6) additional BLS ambulance permits be issued to Life Fleet Southeast Inc. d/b/a/ American Medical Response.***

***Motion to approve the application from Lifefleet Southeast d/b/a American Medical Response for six (6) additional BLS ambulance permits on their already existing certificate was made by Commissioner Boss, seconded by Councilman Reddick and carried unanimously.***

***Vice-Chair Capin asked if anyone wanted to speak and no one did.***

#### E. Appeals of Public Vehicle Driver’s License

1. Eric Arens – Advantage Limousine, LLC

***Director Padilla read staff’s recommendation for the denial of Eric Arens’ application for a PVDL based upon his history.***

***Eric Arens said that he said he applied for a hack license because he needs a part time job. He said that he umpires and does political campaigns and is active in the community. Commissioner Miller wanted to know what the aggravated battery charge in 1993 was for. Mr. Arens said that he was at a rock concert in 1993 and a police officer chased his wife down the stairs and he asked the officer about it. He said the police officer chased him upstairs and arrested him, but he was found not guilty. Councilman Reddick asked further about what happened in 1983 and Mr. Arens said the sold a bag of pot. Councilman Reddick asked if Mr. Arens was selling now and Mr. Arens said no. Commissioner Boss said that there was a pretrial intervention and Mr. Arens agreed that there was.***

***Commissioner Hagan moved for approval of the application for a PVDL from Eric Arens and to grant him a PVDL, seconded by Commissioner Miller and passed unanimously.***

2. Jerome Kite – Kings Executive Limo

***Director Padilla read staff’s recommendation for the denial of Jerome Kite’s application for a PVDL based upon his history.***

*Jerome kite came forth and said that he is an ordained minister. In 1971 he came home from Vietnam addicted to heroine and went through many issues with the law in 1984, his life took a turn. In 1991 he was exonerated. He started working with the Broward County Sheriff's Department working with the gang advocate groups. In 1997 he worked with Abraham Brown. He became a volunteer with working with the HCSO to council inmates and in 2000 he was a substance abuse counselor with the State of Florida. He was also actively employed at Zephyrhills Correctional Institute. He worked for Metropolitan Ministries. He said that he felt that he has done some good things since troubles and he hopes this will not hinder him from getting employment because his ministry does not pay him. He wants to work with Kings Executive and hoped the board will consider him favorable.*

*Commissioner Miller asked Mr. Kite if he was an addict to heroine the entire time. Mr. Kite said on and off. Commissioner Miller asked how long Mr. Kite had been clean. Mr. Kite said since 1989. Commissioner Miller observed/asked that some of these issues occurred after he was clean. Mr. Kite said that he did not do the things he was accused of in 1991. Commissioner Miller observed that he was convicted of felony burglary. Mr. Kite said those charges were dropped. Commissioner Miller said that in 1991 Mr. Kite was convicted of shop lifting and then convicted again. Councilman Reddick asked about the limousine company that wanted to hire Mr. Kite. Vice-Chair Capin asked the representative of Kings Executive, David Morris to come forth and address the board. Mr. Morris said that he would vouch for Mr. Kite and believed that he would be good. He stated that Mr. Kite is the founder of a substance abuse church. Councilman Reddick asked where Mr. Kite counsels and he said he goes anywhere he is asked to. Councilman Reddick praised Mr. Kite for his turnaround and said he would support a motion to approve. Attorney Perez drew the Board's attention to some additional materials that were submitted by Mr. Kite outside of the information provided in the agenda binder. Councilman Boss congratulated Mr. Kite on turning his life around, but said that he was not sure that he could agree with a motion to approve. Vice-Chair Capin asked if there were any further questions and there were none. The Board was advised by the Director that they can ask for drug testing or make with motion with or without restrictions. The Vice-Chair said there are no conditions. Attorney Perez asked for the vote to be announced.*

*Commissioner Miller moved for approval of the application for a PVDL from Jerome Kite and to grant him a PVDL, seconded by Councilman Reddick and passed four to two with Commissioner Boss and Commissioner Crist voting nay.*

F. 2012 Revocation list for non-payment

*Director Padilla informed the Board that there was a list of Certificate holders whose certificates are suspended and are subject to be revoked for non-payment. These companies have been notified since the beginning of August when they were sent the invoices and finally after several letters to let them know of the delinquency of the unpaid dues, at this time, staff was attempting to make one final request through the November 9, 2011 PTC meeting and to let these companies know that they will be revoked if they do not pay before the December 14, 2011 PTC meeting. The list was as follows as of November 2, 2011:*

Certificate Holders Name	Certificate Number	Number of Permits
<b>Limousine Certificate Holder Fees FY2012</b>		
A-1 Transportation & Reservation ®	2036	2
Air-Port Shuttles & Transportation	10132	1
Altitude Limousine	2037	2
Bay Area Limo (dba Luxury Limo)	2138	1
Beyond Ordinary Limousine	10117	2
Care-on-Wheels of Pinellas Park, Inc.	<del>2103</del>	±(Paid 11/8/11)
Charlotte Limousine ®	249	1
Elite Airport Shuttle	10109	1
Mears Transportation Group	2111	2
Patriot Limousine & Sedan	278	2
Premier Chauffeured Limousine	2027	2
Sea Breeze Limo	220	1
VIP Car Service	2122	1

<b>Van Certificate Holder Fees FY2012</b>		
<i>Golden State Transport</i>	<del>10170</del>	3 (Paid 11/8/11)
Let's go fun bus d/b/a Airport Express ®	3011	1
Suncoast Direct Airport Limo ®	368	1
Up and Go Airport Service	314	1

<b>Wrecker Certificate Holder Fees FY2012</b>		
Ascension Auto Service, V	716	2
Brown's Wrecker Service	612	3
Herco Automotive Service	766	2
Pete's Towing & Storage	767	0
Pete's Towing & Storage, II	796	0
Tri County Auto Towing	10142	2

*This was a final notice. They have until December 14 to avoid being revoked. At this time they are suspended.*

G. Emergency Rule – Driver Ownership Program (*continuance*)

*Director Padilla asked that the emergency rule for taxi permits be extending one last time. Staff is working with the companies to be fair. If we do not have an understanding, Director Padilla said that he will bring the issue to the Board for guidance but said that he hoped that would not be necessary.*

*Motion to extend the emergency rule was made by Commissioner Boss, seconded by Councilman Reddick and passed unanimously.*

**ANNOUNCEMENT:**

*Director Padilla announced to the Board that a dear friend to the PTC and some of those who were present who personally knew him, passed away in October. He was owner of Sunstate Wrecker and Transport, Api Rodriguez. Commissioner Crist concurred with everyone that Api was a fine person and that he knew him. He said that Api was an honorable man and a model human being and he will be missed dearly. He was a good person and a good friend.*

IX. AUDIENCE PARTICIPATION

*Steve michelini came forth regarding an item that was not on the agenda. He asked that the Chair write a letter to the family of Api Rodriguez of condolences. Commissioner Crist concurred and he asked staff to spell out what he meant to this community and the wrecker industry.*

*The Chairman asked if anyone wanted to speak. No one did.*

X. ADJOURNMENT

*There being no further business, the meeting of the Public Transportation Commission adjourned at Adjourned 9:41 a.m.*

*\*\*\*This is not an official, verbatim transcript of the November 9, 2011 PTC meeting. It should be used for informational purposes only\*\*\**

*Jacqueline E. Calleja*

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Jacqueline E. Calleja, Administrative Specialist

NEXT COMMISSION MEETING – November 9, 2011