

STATE OF NEVADA



ALAINA BURTENSHAW
Chairman

GEORGE ASSAD
Commissioner

DAWN GIBBONS
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

MINUTES OF THE January 12, 2018 GENERAL SESSION

AGENDA

1. Call to Order

Chairman Alaina Burtenshaw called the meeting to order at 9:30 a.m.

2. Roll Call

Present in Las Vegas: Chairman Alaina Burtenshaw, Commissioner George Assad, Deputy Commissioner Jennifer De Rose, Administrative Attorney David Newton, Applications Manager Liz Babcock, Deputy Attorney General Louis Csoka. Present in Reno: Commissioner Dawn Gibbons

3. Pledge of Allegiance

Chairman Alaina Burtenshaw led a recital of the pledge.

4. Public Comment

none

5. Approval of Agenda

Approved 3-0

6. Briefings from the Commissioners

none

7. Briefing from the Deputy Commissioner

none

8. Report of Legal Counsel

none

APPLICATIONS FOR TEMPORARY TRANSFER OF OPERATING RIGHTS

9. Docket 17-12029 The Joint Application of Las Vegas Limousines LLC, d/b/a Las Vegas Limousines and TC Nevada, LLC for Temporary Transfer of Operating Rights Under CPCN 2258 Sub. 8.

10. Docket 17-12028 The Joint Application of Airline Shuttle LLC, d/b/a Airline Shuttle and TC Nevada, LLC for Temporary Transfer of Operating Rights Under CPCN 2050 Sub. 7.

Items 9 and 10 were considered collectively.

Commissioner Assad indicated the noticing was correct and asked the Motion to Continue to be considered before the PLTI filings. Kimberly Maxson-Rushton, Esquire offered a statement in support of the Motion to Continue. Brent Carson, Esquire made a verbal statement of joinder to the Motion and offered a statement in support of Ms. Maxson-Rushton's filing. James Kent, Esquire on behalf of Omni Limousine stated the protection and safety of the traveling public should be considered as the entity receiving the operating rights is not fully regulated. Jack Hanifan, Esquire and John Mowbray, Esquire appeared on behalf of Frias and offered a statement of explanation, a brief history and the timeline to cease operations. Commissioner Assad questioned how many currently employees would be retained. Michael Haggerty, on behalf of TC Nevada, stated they have the intention to retain as many as eighty of the current employees and ten office staff employees and intend to honor the current pay scale. He also stated the safety of the traveling public is not at issue as there are many years of experience behind his company. Mr. Mowbray stated the employees will receive a severance package. Mr. Dan Wade offered a statement with regard to future employment for employees.

Motion to Continue Denied 3-0

Kimberly Maxson-Rushton, Esquire on behalf of SuperShuttle and Platinum, offered a detailed statement in opposition to the approval of the Temporary Transfer of Operating Rights. Brent Carson, Esquire detailed the ability of the current certificated carriers to encompass the jobs at issue. James Kent, Esquire on behalf of Omni Limousine, questioned why no employees of LVL have appeared to argue for their jobs. Mr. Kent also stated the Authority's concern should not be employment, but should be to insure the safety of the traveling public.

Jack Hanifan and John Mowbray offered additional statements in support of the Temporary Transfer of Operating Authority.

Commissioner Assad indicated the PLTI's would be better handled during the sale and transfer phase of the application and that PLTI's do not generally apply to a Temporary Transfer of Operating Rights.

Tony Clark, on behalf of 24/7 Limousines, offered a statement against an unlimited license being granted to an operator of a limited license without contracts for income and the possibility that the Authority limit this license for the benefit of the traveling public.

John Marushok, Frias, stated approximately 60 limousines and 63 shuttles and vans were in operation.

John Haggerty, General Manager for TC Nevada, stated the drivers referenced in the citation were overlooked, the situation has been rectified.

Chairman Burtenshaw stated concerns with an unlimited certificate and recommended a 60 car limitation for the first six months to determine operations and compliance. A discussion ensued.

A further discussion ensued with regard to the Authority's requirements for a Temporary Transfer of Operating Rights.

Chairman Burtenshaw offered the best way to address the issue at hand is to table these items, and place them on the next subsequent Agenda, January 26, 2018. John Marushok, Frias, Trevor Halleran, SuperShuttle, entered into a brief discussion regarding employment parameters.

Motion to continue both items to January 26, 2018 Agenda Approved 3-0

11. Public Comment

none

12. Adjournment

Meeting adjourned at 12:20 p.m.