

TO: TRANSPORTATION SERVICE COMMISSION

FROM: DIANNE M. KIRBY, DEPUTY CITY CLERK

RE: CORRECTED ACTIONS TAKEN BY THE TRANSPORTATION SERVICE COMMISSION MEETING HELD ON WEDNESDAY, NOVEMBER 18, 2015, EILEEN DONDERO FOLEY COUNCIL CHAMBERS, MUNICIPAL COMPLEX, ONE JUNKINS AVENUE, PORTSMOUTH, NEW HAMPSHIRE

PRESENT: CHAIR BRESCIANO, COMMISSIONERS DUNFEY, LAW, ASSISTANT MAYOR SPLAINE AND LIEUTENANT CUMMINGS

ABSENT: COMMISSIONER CATALDO

1. At 9:05 a.m. Chair Bresciano called the meeting to order.
2. Acceptance of Minutes – October 21, 2015 – **voted to accept and approve the minutes of the October 21, 2015 Transportation Service Commission meeting.**
3. Appeal of Denied Drivers License by Andrew Babish – Annie’s Taxi – **voted to table this action to December 16, 2015 due to Mr. Babish not being in attendance.**
4. 2016 Transportation Services Commission meeting schedule – **voted to accept as scheduled.**
5. Changes requested by UBER –

Item 1. Addition to Section 7.201 – creating a definition for “Transportation Services”, as follows: “Transportation Services” means the provision of transportation by a driver to a rider, beginning when a driver accepts a ride requested by a rider, continuing while the driver transports a requesting rider, and ending when the last requesting rider departs from the vehicle.”

Vote failed on a 2-2 roll call vote to amend the Transportation Ordinance to include item one, Chair Bresciano and Lieutenant Cummings voted opposed with Assistant Mayor Splaine abstaining.

Voted on a unanimous roll call vote to recommend to City Attorney Sullivan that the definition for Transportation Service Providers be used by all Transportation Service Providers and not just UBER drivers. Assistant Mayor Splaine abstained.

Item 2. Edits to Section 7.204 – Background Check – see redlines below:

Section 7.204 Background Check

A. The individual does not have more than three (3) **or more** convictions for moving violations, in this or any other state, in the three (3) full years prior to the date of the certification.

Voted on a unanimous roll call vote to disapprove the change and leave the current working of Item A as presently stated within the ordinance, Assistant Mayor Splaine abstained. .

C. The individual has not been convicted of a felony **or misdemeanor**, in this or any other state, in the seven (7) full years prior to the date of the certification.

Voted on a unanimous roll call vote to disapprove the change and leave the “or misdemeanor” in the ordinance. Assistant Mayor Splaine abstained.

D. The individual has not been convicted of a felony involving a controlled substance or violence, in this or any other state, in the fifteen (15) full years prior to the date of the certification.

Voted on a unanimous roll call vote to recommend the City Attorney move the words controlled substances from item D and place them into item C and to leave the remainder of Section D intact. Assistant Mayor Splaine abstained.

Item 3 – Edits to Section 7.211 – Signage – see redlines below:

Section 7.211 Signage

All vehicles engaged in the provision of Transportation Services shall at all times display prominently:

A. A Placard approved in size, form and content by the City Clerk identifying the Transportation Service Provider shall be plainly visible from the exterior of the vehicle.

B. A notice providing passengers with the fare information required by **full text of** Section 7.209 of this ordinance.

Voted on a unanimous roll call vote to approve the change as amended. Assistant Mayor Splaine abstained.

6. Adjournment – **At 10:30 a.m. voted to adjourn.**

Respectfully submitted by:

Dianne M. Kirby

Dianne M. Kirby, Deputy City Clerk