

TAXICAB AUTHORITY

BOARD MEETING AND PUBLIC HEARING

WEDNESDAY, FEBRUARY 15, 2023, 9:30 A.M.

NEVADA STATE BUSINESS CENTER

3300 W. SAHARA AVE.

SUITE 400, NEVADA ROOM

LAS VEGAS, NV 89102

OR

JOIN ON MICROSOFT TEAMS

Join on your computer, mobile app, or room device:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MjM5NmU0YTMtYTFiMi00NDBmLTNmZWmtMWU5ZDE1NmJjMzRl%40thread.v2/0?context=%7b%22TiId%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22d63d5bac-8d11-4e61-97d6-263e384d2f9b%22%7d

Meeting ID: 258 552 024 254

Passcode: Vz6CYM

Join with a video conferencing device:

341858499@t.plcm.vc

Video Conference ID: 119 317 294 0

Alternate VTC instructions:

<https://dialin.plcm.vc/teams/?key=341858499&conf=1193172940>

Or call in (audio only)

+1 775-321-6111,,850129769# United States, Reno

Phone Conference ID: 850 129 769#

NEVADA TAXICAB AUTHORITY
Department of Business and Industry

Joe Lombardo, Governor
Terry Reynolds, Director
Karl W. Armstrong, Administrator



Dan R. Reaser, Chairman
JD Decker, Member
Don Soderberg, Member
Javier Trujillo, Member

PUBLIC BOARD MEETING NOTICE AND AGENDA

Date and Time of Meeting: **Wednesday, February 15, 2023**
9:30 a.m. to 5:00 p.m.

Place of Meeting: **Nevada State Business Center**
3300 W. Sahara Avenue, Suite 400—Nevada Room
Las Vegas, Nevada 89102

OR

Join the meeting using Teams:

Join on your computer, mobile app, or room device:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MjM5NmU0YTMTYTFiMi00NDhmLTNmZWtMWU5ZDE1NmJiMzRI%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22d63d5bac-8d11-4e61-97d6-263e384d2f9b%22%7d

Meeting ID: 258 552 024 254
Passcode: Vz6CYM

Join with a video conferencing device:

341858499@t.plcm.vc

Video Conference ID: 119 317 294 0

Alternate VTC instructions:

<https://dialin.plcm.vc/teams/?key=341858499&conf=1193172940>

Or call in (audio only):

[+1 775-321-6111, 850129769#](tel:+17753216111850129769) United States, Reno

Phone Conference ID: 850 129 769#

This meeting has been properly noticed and posted at the following locations:

- State of Nevada Taxicab Authority, 2090 E. Flamingo Road, Suite 200, Las Vegas, NV 89119
 - Las Vegas City Hall, 495 S. Main Street, Las Vegas, NV 89101
- Clark County Commissioners, 500 S. Grand Central Parkway, Las Vegas, NV 89101
 - Grant Sawyer Building, 555 E. Washington Avenue, Las Vegas, NV 89101
 - Nevada Taxicab Authority Website www.taxi.state.nv.us
 - State of Nevada Website <https://notice.nv.gov>

2090 E. Flamingo Road, Suite 200
Las Vegas, NV 89119

taxi.nv.gov



Telephone (702) 668-4000
Fax (702) 668-4008

The State of Nevada Taxicab Authority is pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the State of Nevada Taxicab Authority, in writing, at 2090 E. Flamingo Road, Suite 200, Las Vegas, Nevada 89119 or by calling (702) 668-4000 at least 24 hours prior to the date of the meeting.

Members of the public may request the supporting material for this meeting from: **Christopher Beals, Nevada Taxicab Authority, 2090 E. Flamingo Road, Suite 200, Las Vegas, Nevada 89119, (702) 668-4083, email: cbeals@taxi.state.nv.us**

In accordance with Nevada's Open Meeting Law, the Authority may consider agenda items taken out of order. The Authority may combine two or more agenda items for consideration. The Authority may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. The Authority may continue the meeting as deemed necessary. The Authority, at its discretion, may take public comment during times other than the designated Public Comment agenda items. The Authority reserves the right to limit public comment to three minutes. Comment may not be restricted based on viewpoint. Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual, the board may refuse to consider public comment. See NRS 233B.126.

Persons wishing to intervene must file the appropriate pleading in accordance with the procedures of N.A.C. 706.894, and serve their petitions to intervene on all appropriate persons, pursuant to N.A.C. 706.921, no later than **Tuesday, February 14, 2022, at 12:00 p.m.** Pursuant to NRS 241.030(1), the State of Nevada Taxicab Authority may conduct a closed meeting to consider the character, allegations of misconduct, professional competence, or physical and mental health of a person. Please be advised that the Authority may discuss or reference applicable governing statutes and regulations during deliberation and action of any of the agenda items, including but not limited to, NRS Chapter 706 and NAC Chapter 706.

ALL CELLULAR TELEPHONES AND PAGERS ARE TO BE TURNED OFF OR SET TO SILENT NOTIFICATION MODE DURING THE PROCEEDINGS.



AGENDA

1. Open Meeting

- A. Call to Order
- B. Pledge of Allegiance
- C. Compliance with Open Meeting Law

2. Public Comment

Members of the public must identify themselves for the record and are then invited to use three minutes to comment on items on the meeting agenda or on items not contained therein. Comments shall be directed to the Board and presented in a professional demeanor and not in a threatening, profane, vulgar, or abusive manner. *The Board may limit repetitive comments to balance time constraints.

*NRS 203.090 Disturbing meeting. Every person who, without the authority of law, shall willfully disturb an assembly or meeting not unlawful in its character shall be guilty of a misdemeanor.

3. Board Meeting Minutes

- A. Approve January 18, 2023, Board Meeting Minutes

(For discussion and possible action)

4. Industry Discussion (For Discussion Only)

Members of the industry may present comments, questions, or concerns regarding ongoing discussions on proposed regulation changes and/or industry-related matters.

Staff Report (For Discussion only)

A. Administrator's Report

- i. Administrator's update on taxi stands and enforcement in the Downtown Las Vegas area, as requested by Member Decker at the January 18, 2023.
- ii. Administrator's update on discussion with the Harry Reid International Airport regarding its practices with taxi drivers.
- iii. Administrator's update on the status of technology competitive with the TNC's, as requested by Chairman Reaser at the January 18, 2023, Board Meeting.
- iv. Administrator's update on discussion with Director Reynolds regarding appointment of Fifth TA Board Member and future selection of TA Board Vicechair, as requested by Chairman Reaser at the January 18, 2023.

B. Enforcement/Compliance Report

C. Stats

D. Legal Counsel


E. Future Agenda Items




6. **Public Comment**

7. **Adjournment (Action)**

By the Authority,


Karl W. Armstrong, Administrator
Nevada Taxicab Authority

Dated: February 7, 2023
Las Vegas, Nevada


Dan R. Reaser, Chairman
Nevada Taxicab Authority Board

Dated: February 7, 2023
Las Vegas, Nevada





Open Meeting

Public Comment

Board Meeting Minutes from January 18,
2023

Industry Discussion

Staff Report

Public Comment

Adjournment

AGENDA ITEM 1

Open Meeting

- A. Call to Order
- B. Pledge of Allegiance
- C. Compliance with Open Meeting Law

AGENDA ITEM 2

Public Comment

Members of the public must identify themselves for the record and are then invited to use three minutes to comment on items on the meeting agenda or on items not contained therein. Comments shall be directed to the Board and presented in a professional demeanor and not in a threatening, profane, vulgar, or abusive manner. *The Board may limit repetitive comments to balance time constraints.

*NRS 203.090 Disturbing meeting. Every person who, without the authority of law, shall willfully disturb an assembly or meeting not unlawful in its character shall be guilty of a misdemeanor.

AGENDA ITEM 3

Board Meeting Minutes (For discussion and possible action)

Approve Minutes from the January 18, 2023, Board Meeting

JOE LOMBARDO
Governor

TERRY REYNOLDS
Director



KARL W. ARMSTRONG
Administrator

DAN R. REASER
Chairman

STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
TAXICAB AUTHORITY
2090 E. Flamingo Road, Suite 200
Las Vegas Nevada 89119
Telephone (702) 668-4000 • Fax (702) 668-4008
<http://taxi.nv.gov>

Members
J.D. DECKER
DONALD SODERBERG
JAVIER TRUJILLO

MINUTES OF THE JANUARY 18, 2023, BOARD MEETING

1. Call to Order

Chairman Dan R. Reaser called the meeting to order on Wednesday, January 18, 2023, at 9:30 a.m., at the location of the Nevada State Business Center, 3300 West Sahara Avenue, Suite 400, Nevada Room, Las Vegas, Nevada 89102.

Present from the Nevada Taxicab Authority Board

Chairman Dan. R. Reaser

Member J.D. Decker

Member Donald Soderberg

Member Javier Trujillo (via audio/visual technology—Teams)

Chricy Harris, Deputy Attorney General

2. Pledge of Allegiance to the Flag

Member Decker led the Pledge of Allegiance to the Flag.

3. Compliance with Open Meeting Law

Acting Secretary Amy A. Porray stated that the meeting was in compliance with the Open Meeting Law.

4. Public Comment

No public comment at this time.

Chairman Reaser introduced the new Taxicab Authority Board Member, Javier Trujillo, who appeared via audio/visual technology—Teams. Chairman Reaser asked Acting Secretary Porray to mark that there were four Board Members present. Item closed.

///

///

///

5. Action Item: Approve Board Meeting Minutes from December 21, 2022, Board Meeting

Administrator Armstrong stated that there will be written minutes from the Board Meetings starting with the December 2022 Meeting and going forward. This is in addition to the video from the Board Meetings being posted on the TA website.

Chairman Reaser stated that Member Trujillo is disqualified from participating in this action item because he was not present at the last Board Meeting. No changes, additions, or corrections requested by any Board Member. Member Decker moved to approve the December 21, 2022, Board Meeting Minutes. All Members in favor of approval (Member Trujillo did not participate). Motion passes and minutes approved. Item closed.

6. Industry Discussion

No comments/discussion by any Industry Members. Item closed.

7. Staff Report

a. Administrator's Report:

- i. January 2023 Executive Order placing a pause on all regulatory actions.

Administrator Armstrong discussed Governor Lombardo's Executive Order pausing all regulatory actions. There is already a pending BDR submitted by the Legislative Commission that states that the NTA and the TA shall do a comprehensive review of all their statutes and regulations. The TA will then make recommendations of the same and place them through the workshop process. All statutes and regulations will be reviewed; first informally to discuss with the industry and then formally through the workshop process. The statutes and regulations will all be reviewed to bring up to speed from the 1970's when they were put into place. Over the next two weeks, Administrator Armstrong will be reviewing the TA internally to review its procedures to make them easier for the companies and the drivers. Before he does that, he will have meetings with the industry regarding the same and has set up meetings with the industry over the next two weeks.

Administrator Armstrong stated that the TA budget for the upcoming legislative session will hopefully be finalized after January 23, 2023. The TA budget includes the addition of at least two additional enforcement officers, an additional support person in licensing, and change of the Chief Investigator position to a Deputy District Administrator. He seeks eight additional vehicles to replace eight of the 26 vehicles that are at the end of their life. The TA currently has \$5 million in its reserve fund. There are also 1.2 million more rides being added per month. The industry is showing strong growth and resilience. TA Officers will now be staffed with Narcan in case something happens on the street. They will receive officer training to administer Narcan.



Member Decker asked about the \$5 million reserve, which is a significant increase from last year. Member Decker asked about the personnel being added to the TA in light of the reserve, and Administrator Armstrong confirmed that he is adding more enforcement officers to the TA. Member Decker asked about updating NRS 706 as regarding the TA and the NTA.

Administrator Armstrong discussed the Sunset Commission and how it is already providing for the ability of the TA and the NTA to look at their regulations and statutes. They have come to the conclusion that before a recommendation can be made about combining the TA with the NTA, both the TA and NTA statutes and regulations must be reviewed. This must be done before the Legislature can determine whether it is possible or not possible for the TA to be combined with the NTA. The BDR allows for a study to be done regarding that within the next biennium. The TA then recommends items to the Sunset Commission and the Legislature to obtain a study. Member Decker asked about whether the Sunset Commission will be combining the TA and the NTA. He also asked about the progress of the update to the regulations that was started one year ago, along with the workgroups. He commented that no progress was made and asked if that was happening now. Administrator Armstrong stated the Sunset Commission's BDR will authorize an interim study on updating the regulations along with the NTA.

Chairman Reaser stated that the current BDR calls for creation of a legislative interim committee. That committee would perform a review of the statutes and regulatory schemes to see if they should be modernized. A specific discussion has been with removing the statutory scheme that gives the impediment to implementation of technology. They will be looking at ratemaking between the two agencies. Chairman Reaser's understanding is that this is the process for review of whether to separate or combine the TA with the NTA and that the legislative commission made no recommendation of doing either of those things. Member Decker asked that the TA add to the legislative interim committee discussions resolution between the penalties for NRS 706 violations allowed for TA and NTA violations. Right now, the penalties differ for the same violation.

Member Decker asked about the enforcement vehicles now being provided through fleet. Administrator Armstrong stated that the TA is currently self-managing enforcement vehicles, but there is a question of maintenance that has been lacking for some years. He needs for an outside agency to deal with the vehicle management. Member Decker asked whether fleet will be replacing management and vehicles or whether it will just be a maintenance contract. Administrator Armstrong said that they will be transitioning the entire fleet to fleet. Because of budgeting concerns, the TA will start with eight new vehicles from fleet and see where it goes from there.

The Members and Administrator again discussed the Governor's Executive Order suspending regulations and the BDR allowing for the TA and NTA to review their own statutory and regulatory schemes. Administrator Armstrong said he is in the process of finding out whether the TA is exempt from portions of the Executive Order under the public safety exception. Chairman Reaser asked that Administrator Armstrong keep them apprised of this. Administrator Armstrong also noted that he will be talking with the industry about this as well.



ii. Report on TA Agency and Industry Statistics for December 2022

Administrator Armstrong presented the court stats first. Administrator Armstrong has a meeting with the Las Vegas City Attorney and Downtown Parking Enforcement regarding downtown taxi stands and tickets written by both the TA and Parking Enforcement. He will also be having a discussion with the airport regarding its practice in dealing with drivers. He will report back to the Board at next month's Board Meeting. Administrator Armstrong presented industry statistics next.

Member Decker commented on the enforcement/court stats.

- b. Enforcement/Compliance Report: NONE
- c. Stats ((see 6(a)(ii) above))
- d. Legal Counsel: Neither Amy A. Porray, Esq. of the TA nor DAG Chricy Harris had anything to report.
- e. Future Agenda Items:

Member Decker followed up on items raised in the past meetings that he wanted to hear updates on. One problem was the taxi stands in the downtown area. Administrator Armstrong stated that he is having a meeting next week regarding this issue and hopes for a quick resolution and will report back at the next meeting.

Chairman Reaser followed up on the status of a prior Board Meeting's presentation regarding technology that would be competitive with the TNC's. Chairman Reaser wanted to hear about where that technology was being done now and what was the success. Administrator Armstrong stated that he has a meeting after the Board Meeting today with the person who gave the presentation. That person will update Administrator Armstrong, and he will update the Board during the February 2023 Board Meeting.

Chairman Reaser discussed the appointment of a fifth Board Member to fill Member Rodriguez's vacancy. The Board needs to select a Vicechair but does not want to foreclose that the Vicechair may be the newly-appointed fifth Member. Therefore, they should wait until after the appointment. Chairman Reaser left this to the discretion of Administrator Armstrong and the Director as to how to proceed. Administrator Armstrong will place this on his agenda for his discussion with the Director tomorrow.

Member Trujillo did not have anything to place on the next Agenda at this time. He is currently reviewing everything, including previous meetings, in hopes of providing more input at the next Board Meeting.

No additional items requested. Item closed.

///

///



8. Public Comment

Members of the public are invited to comment on items on the meeting agenda or on items not contained therein. No action may be taken upon a matter raised during Public Comment until the matter itself has been specifically included on an agenda as an item for possible action. Because of the time considerations, speakers are urged to avoid repetition of comments made by previous speakers.

No public comments. Item closed.

9. Adjournment (Action)

Member Soderberg moved for adjournment. All Members in favor of adjournment. Motion passes. Meeting adjourned.



AGENDA ITEM 4

Industry Discussion

(For Discussion Only)

Members of the industry may present comments, questions, or concerns regarding ongoing discussions on proposed regulation changes and/or industry-related matters.

AGENDA ITEM 5

Staff Report

(For Discussion Only)

A. Administrator's Report

- i. Administrator's update on taxi stands and enforcement in the Downtown Las Vegas area, as requested by Member Decker at the January 18, 2023 Board Meeting.
- ii. Administrator's update on discussion with the Harry Reid International Airport regarding its practices with taxi drivers.
- iii. Administrator's update on the status of technology competitive with the TNC's, as requested by Chairman Reaser at the January 18, 2023, Board Meeting.
- iv. Administrator's update on discussion with Director Reynolds regarding appointment of Fifth TA Board Member and future selection of TA Board Vicechair, as requested by Chairman Reaser at the January 18, 2023.

B. Enforcement/Investigation Report

C. Stats

D. Legal Counsel

E. Future Agenda Items

DECEMBER 2022

Monthly Vehicle Report

<u>Taxicab Company</u>	<u>OSN Issued</u>	<u>24Hr Issued</u>	<u>Accident</u>	<u>Annual Insp</u>	<u>Meter Seal</u>
A_CAB	3	16	3	14	0
BD VIRGIN VALLEY	7	19	6	34	1
DELUXE	5	5	2	16	1
DESERT	19	7	18	25	3
HENDERSON	5	6	3	14	5
LUCKY LAS VEGAS	7	8	8	18	0
NELLIS	6	18	9	23	1
NEWCAB 21 LLC	7	14	5	15	3
NEWCAB ACQLLC	4	13	6	10	0
NEWCAB CT LLC	2	11	3	10	1
NEWCAB TT LLC	6	9	6	6	0
WESTERN	3	8	3	12	1
WHITTLESEA	8	8	7	28	3
YCS CHECKER LLC	20	24	22	36	2
YCS STAR LLC	14	20	18	23	0
YCS YELLOW LLC	14	18	16	25	2
Total:	130	204	135	309	23

DECEMBER 2022

INVESTIGATIONS

Total number of citations written	77
Total number of violations written (including impounds)	82
Total number of long hauling citations	0
Total number of Impound/Special	0
Total number of No CPCN	0
Total number of warrants arrests	0

COURTS

Total number of violations cited & resolved w/in the month	42
Total number of failed to appear in Court	2
Total number of waived before Hearing (walk-ins)	2
Total number of Hearing held:	15
Guilty	6
Not Guilty	0
Denial	3
Revocation	0
Dismissed	1
Vehicle Release	0
Total number of violations Waived at Hearing (on court day)	0
Total number dismissed by Hearing Officer	1
Total number dismissed by Administration	0
Total number dismissed by Investigations	0
Total number of denied/Overtured	0
Total number citations not turned in	0
Total number citations voided	0

Citation/Violations Dispositions Summary

(12/01/2022 - 12/31/2022)

Fail to Appear in court	2
Waived Before Hearing	2
Trial Held-Revocation	0
Denials Overturned	0
Trial Held - Denial	3
Issued into Other Court	0
Waived at Hearing	0
Dismissed by Hearing Officer	0
Dismissed by Investigations	0
Dismissed by State	0
Dismissed by Administration	0
Dismissed by DAG	0
Trial Held - Guilty	4
Trial Held - Not Guilty	0
Default on Citation	0
Citation not turned in	0
Citation Voided	0
Denied No Appeal	0
Not Resolved	0
<i>Total January 2023 Violations Cited and Resolved:</i>	<i>42</i>
<i>Previous Months' Violations Resolved in December 2022:</i>	<i>0</i>

Citation Violation Report

(1/1/2023 - 1/31/2023)

NAC 706.531(1) \ DISPLAY T.A. PERMIT	4
NAC 706.543(1) \ VERBAL ARGUMENTS/PHYSICAL VIOLENCE	1
NAC 706.543(3) \ ROTATION OF TAXI STAND	13
NAC 706.552(1A) \ ASSURE METER ENGAGED ON HIRE	1
NAC 706.556(2) \ AN INDEPENDENT CONTRACTOR WILL KEEP A COPY OF LEASE IN T.	3
NRS 706.543(1) \ ACTS OF PHYSICAL VIOLENCE	1
NRS 706.88395 \ IMPOUND OF TAXI	2
NRS 706.8845 (3) \ NOT USE PROFANITY/SHOUT TO DRIVERS	1
NRS 706.8845 (6) \ ATTEND TAXI IF FOR HIRE	1
NRS 706.8845(9) \ INTERFERE W/TRAFFIC WHEN LOADING	4
NRS 706.8845(11) \ UNATTENDED W/KEY IN IGNITION	1
NRS 706.8845(12) \ OBEY LAWS - SAFETY COMFORT AND CONVENIENCE	43
NRS 706.8849 (2)D\ NOT OPERATE CAB W/O VALID DRIVER'S PERMIT	1
NRS 706.8849(1)B \ ON HIRE/ASSURE METER ENGAGED	1
Total	77

Nevada Taxicab Authority

DISABLED & ELDERLY RIDES SERVICED

JANUARY 2023 v. JANUARY 2022

Taxicab Company	2023			2022		
	Total Monthly Rides	Disabled	Elderly	Total Monthly Rides	Disabled	Elderly
A-CAB	67,891	49	221	Not Reported		
DELUXE	42,202	17	72	N/A	-	-
DESERT	175,552	71	162	N/A	-	-
HENDERSON	68,938	0	17	N/A	-	-
LUCKY	71,275	55	73	N/A	-	-
NELLIS	79,190	20	15	N/A	-	-
MARGIN VALLEY (Blue Desert, LLC)	68,642	0	16	N/A	-	-
WESTERN	51,218	7	13	N/A	-	-
WHITTLESEA	105,653	44	87	N/A	-	-
YCS - CHECKER	103,434	157	166	N/A	-	-
YCS - NEW CAB 1 TT TAXI TRANSPORT (ANLV)	33,460	97	40	N/A	-	-
YCS - NEW CAB 2 CT CAB TRANSPORT (Ace)	33,881	0	13	N/A	-	-
YCS - NEW CAB 3 ACQ YCS ACQUISITION LLC (Union)	39,076	171	68	N/A	-	-
YCS - NEW CAB 4 21 21st CENTURY TAXI (Vegas Western)	32,736	30	17	N/A	-	-
YCS - STAR	84,733	174	172	N/A	-	-
YCS - YELLOW	98,879	261	206	N/A	-	-
INDUSTRY TOTAL	1,156,760	1,153	1,358	#VALUE!	0	0

AGENDA ITEM 6

Public Comment

Members of the public must identify themselves for the record and are then invited to use three minutes to comment on items on the meeting agenda or on items not contained therein. Comments shall be directed to the Board and presented in a professional demeanor and not in a threatening, profane, vulgar, or abusive manner. *The Board may limit repetitive comments to balance time constraints.

*NRS 203.090 Disturbing meeting. Every person who, without the authority of law, shall willfully disturb an assembly or meeting not unlawful in its character shall be guilty of a misdemeanor.

AGENDA ITEM 7

**Adjournment
(Action)**