#### City of Fayetteville Staff Review Form

C. 1 Dynasty Taxi Page 1 of 8

#### City Council Agenda Items and Contracts, Leases or Agreements

10/16/2012
City Council Meeting Date

Agenda Items Only **Greg Tabor** Police Police Submitted By Division Department **Action Required:** Request for public hearing to determine if a Certificate of Public Convenience and Necessity should be issued to Dynasty Taxi. This action is an application to increase his minimum and maximum number of permitted vehicles. N/A N/A N/A Program Category / Project Name Cost of this request Category / Project Budget N/A N/A N/A Program / Project Category Name Account Number Funds Used to Date N/A N/A N/A Remaining Balance **Fund Name Project Number Budget Adjustment Attached Budgeted Item** Previous Ordinance or Resolution # Department Director Original Contract Date: Original Contract Number: 9-28-2012 Received in City 9-2712P01:15 RCVD Date Finance and Internal Services Director Clerk's Office Chief of Staf Received in Mayor's Office Comments:



POLICE DEPARTMENT 100-A West Rock Street Fayetteville, AR 72701 P (479) 587-3555 F (479) 587-3522

TO:

Mayor Lioneld Jordan and Members of the City Council

FROM:

Greg Tabor, Chief of Police

DATE:

September 26, 2012

RE:

Request for Public Hearing on a Certificate of Public Convenience and Necessity for Dynasty

Taxi (Filing for Additional Vehicles)

#### **Recommendation:**

The council should schedule a public hearing to determine if a Certificate of Public Convenience and Necessity should be issued to Dynasty Taxi that increases the company's number of vehicles to be permitted.

#### **Background:**

City Ordinance 117 article IV governs taxicabs and requires a public hearing to determine if there exists the further need for taxicab service. Dynasty was issued an original Certificate of Public Convenience and Necessity by the City Council on April 5, 2005, and was allotted a minimum number of two (2) taxis and a maximum number of ten (10) taxis. Dynasty has remained in business throughout this time frame. Currently, the city of Fayetteville has a total of six (6) authorized taxi companies. The city council has approved a maximum number of fifty-four (54) taxis in current city council actions for these six companies.

#### Discussion:

Attached are copies of Mr. Curry's notarized application for his certificate, proof of insurance, and financial statement.

#### **Budget Impact:**

None.

RESOL	UTION	NO.	

A RESOLUTION GRANTING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO DYNASTY TAXI SERVICE, INC. FOR THE OPERATION OF A TOTAL OF FIFTEEN (15) TO THIRTY (30) TAXICABS IN THE CITY OF FAYETTEVILLE

WHEREAS, the City Council of the City of Fayetteville, Arkansas finds that further taxicab service in the City is required by the public convenience and necessity; and

WHEREAS, the City Council of the City of Fayetteville, Arkansas, taking into consideration the number of taxicabs already in operation, whether existing transportation is adequate to meet the public need, the probable effect of increased service on local traffic conditions and the character, experience, and responsibility of the applicant, finds the applicant, Dynasty Taxi Service, Inc. is fit, willing, and able to perform such public transportation and to conform to the provisions of Article IV of Chapter 117 of the Fayetteville Code of Ordinances;

# NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:

Section 1. That the City Council of the City of Fayetteville, Arkansas hereby grants a Certificate of Public Convenience and Necessity to Dynasty Taxi Service, Inc. for the operation of a total of fifteen (15) to thirty (30) taxicabs in the City of Fayetteville, in accordance with Article IV of Chapter 117 of the Fayetteville Code of Ordinances.

**PASSED** and **APPROVED** this 16<sup>th</sup> day of October, 2012.

APPROVED:	ATTEST:	
By:	By:	
LIONELD JORDAN, Mayor	SONDRA E. SMITH, City Clerk/Treasure	er

## **Certificate of Public Convenience & Necessity** Application/Renewal As required to comply with Chapter 117 of the Payetleville Code of Ordinances

Applicant Name State Mission Blud 521-1974  Applicant Name Address Frage Hev. 11e, A.Phone Number  Dynasty Traxi  Name of Business  Phone Number
Applicant Name Address Jane Heur IIE As Phone Number
7 mg/months
Name of Business Phone Number
1428 N. College Ave. Fryetteville, Az. 72703
Business Location
1428 N. College Ave. Fryetleville, Az. 72703  Business Location  1722 N. College He. C PMB 317 Fryetleville, Az.  Mailing Address  72703
LLC.
Type of Business (Sole Proprietor, Corporation, LLC)
Name and address of all owners, officers and stockholders:
PONICE R. CONKY (Some 15 Above)
Henveth Sice 5028 W. New bridge Try. An.
72704
Name of person to whom complaints should be directed:
Denveth SILL
Financial status of applicant (Attach financial statement or profit and loss statement)

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IN the From	extleville A	ach	
re any facts you believe tend			,
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Town week	e NOT JUS,	TON WEEK	ENRS
t the number of vehicles that	will be under your operation (	or control: <u>15 - 30</u>	_
num and Maximum number	of vehicles to be permitted:	/5	30 Maximum
t the location of proposed de	ots and terminals:		
	ege Ave F	1 // //	

D	Describe the color scheme or insignia to be used to designate your vehicle:
_	
	lst your days and hours of operation:
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	but we will most likely be 24/7 365 Dms
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	ist any days you do not propose to provide taxicab service to the general public:
	The Day that Ma Come Dies will probably
•	when were someth
	WILL NOT THE SERVICE
L	Ist your proposed passenger rate schedule:
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	Police Department Representative Date
1000 W.S	
100,000	9 2(m/2
	Allower 9-26-12 9-26-12
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Sulsa	Euled and swarn to before me this Xoday  Spt. 2012. My commission expires:  MI (1emier minimum Q 2) (5-1)



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DDRASE) 7 OF 8 9/18/2012

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to

	ne terms and conditions of the polic ertificate holder in lieu of such endo				ndorse	ement. A sta	itement on th	is certificate do	es not c	onfer	rights to the
PRODUCER				CONTACT Margaret Pendry							
McNair & Associates				NAME: 7 PHONE (A/C, No. Ext): (479) 521-7800 FAX (A/C, No): (479) 521-8617							
	O Box 819				E-MAIL	ee margie	o@mcnaira	ndassociate	s.com		
I O DOX 013			E-MAIL ADDRESS: margiep@mcnairandassociates.com  INSURER(S) AFFORDING COVERAGE NAIC #						NAIC #		
Fayetteville AR 72702-0819			INSURER(s) AFFORDING COVERAGE INSURER A National Interstate Ins Co						IVAIC#		
INSURED AR 72702-0019											
					INSURE						
Dynasty Taxi Service, Inc.					INSURE	RC:					
917 71 Plaza Court B					INSURER D :						
	_				INSURE	RE:					
Sp	ringdale AR 7				INSURE	RF:					
				NUMBER:CL1241800				REVISION NUM			
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INSR LTR		INSR	WVD	POLICY NUMBER		(MM/DD/YYYY)	(MM/DD/YYYY)				
	GENERAL LIABILITY							DAMAGE TO RENT	ED	\$	
	COMMERCIAL GENERAL LIABILITY							PREMISES (Ea occu	urrence)	\$	
	CLAIMS-MADE OCCUR							MED EXP (Any one		\$	
		-						PERSONAL & ADV		\$	
		-						GENERAL AGGREC	BATE	\$	
	GEN'L AGGREGATE LIMIT APPLIES PER:							PRODUCTS - COM	P/OP AGG	\$	
	POLICY PRO- JECT LOC					4/10/0010	4/10/0010	COMBINED SINGLE	LIMIT	\$	
	AUTOMOBILE LIABILITY			EAL 0000466-03		4/18/2012	4/18/2013	(Ea accident)		\$	100,000
A	ANY AUTO							BODILY INJURY (Pe	er person)	\$	
••	ALL OWNED X SCHEDULED AUTOS							BODILY INJURY (Pe		\$	
	HIRED AUTOS NON-OWNED AUTOS							PROPERTY DAMAC (Per accident)	SE .	\$	
	X Uninsured BI			\$25,000/\$50,000						\$	
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	WORKERS COMPENSATION					***		WC STATU- TORY LIMITS	OTH- ER		
	AND EMPLOYERS' LIABILITY  ANY PROPRIETOR/PARTNER/EXECUTIVE	<b>-</b> 1						E.L. EACH ACCIDE		\$	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	]N/A						E.L. DISEASE - EA		\$	·
	If yes, describe under DESCRIPTION OF OPERATIONS below							E.L. DISEASE - POL			
		+				4/18/2012	4/19/2012			Ψ	F0 000
A	Assault & Battery Liab			0000466-03		l		Combined Single Lin			50,000
	Sexual/Phys Abuse Liab			0000466-03		4/18/2012	4/18/2013	Combined Single Lin	nit		50,000
DES	CRIPTION OF OPERATIONS / LOCATIONS / VEI	ICLES	(Attach	ACORD 101, Additional Remarks	s Schedu	lle, if more space	e is required)				
CE	RTIFICATE HOLDER				CAN	CELLATION					
jharter@ci.fayetteville.ar City of Fayetteville					SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.						
113 W Mountain Fayetteville, AR 72701				AUTHORIZED REPRESENTATIVE							

Joan Menais

John McNair/MARGIE

917 71 Plaza Ct. Ste. B Springdale, AR. 72764

E-mail bcurry@currysinc.com

Voice 479.443.5466 Fax: 479.750.9558

When the Ride is as Important as the Event

To whom it may Concern;

Date: 09/24/2012

Dynasty Transportation has no liens, or judgments, and current on all taxes, and insurance.

I personally feel this company at the present time is sound, and able to conduct business in the N.W. Arkansas area. If any financials are necessary they are readily available.

Thank you

**Brice Curry** 

Document 1