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Agenda Items: ID#19-1776 (3-B)

Date: 76/25/2019

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CITY OF FRESNO
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Late Submission Information Packet

Agenda Related Item(s) – ID#19-1776 (3-B)

Item(s)

WORKSHOP – Shared Mobility Devices

Contents: Version 2 – Revised PowerPoint

Supplemental Information:

Any agenda related public documents received and distributed to a majority of the City Council after the Agenda Packet is printed are included in Supplemental Packets. Supplemental Packets are produced as needed. The Supplemental Packet is available for public inspection in the City Clerk's Office, 2600 Fresno Street, during normal business hours (main location pursuant to the Brown Act, G.C. 54957.5(2)). In addition, Supplemental Packets are available for public review at the City Council meeting in the City Council Chambers, 2600 Fresno Street. Supplemental Packets are also available on-line on the City Clerk's website.

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SHARED MOBILITY DEVICE WORKSHOP



OVERVIEW

- Bikes, Scooters, etc.
- Typically Battery Powered
- May be Docked or Dockless
- Allow for Electronic Payment (Mobile/Credit/Debit)
- Charged at Night by Third Parties
- Providers: Lime, Bird, Jump, CitiBike, etc.



FEATURES

- Electronic Payment
- Cash Payment Options
- GPS Tracking & Control/Geofencing
- Origin/Destination Data
- Helmets Available
- Programs for disadvantaged



BENEFITS

- Fun
- Convenient
- Easy to Use
- Highly Manuverable
- "Zero" Emission



DISADVANTAGES

- **Safety**

- Operator Inexperience
- Lack of Protective Equipment
- Interaction with Autos, Pedestrians, Bicycles

- **Parking**

- ROW use
- ADA/Accessibility



LEGAL/RISK

- ADA lawsuits for operation on or blocking sidewalks
- Personal injury lawsuits for small scooter wheels causing accidents from potholes, cracks, or debris on pavement
- Pedestrians could be struck or trip over equipment
- Risk mitigation:
 - Require mobility companies to assume all risks with indemnification and insurance
 - Designate docking stations or parking areas
 - Require users to sign waivers of claims against

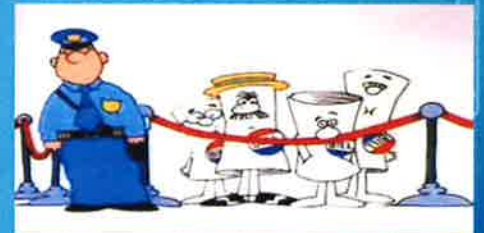


PROPOSED LEGISLATION - AB1112

- Requires visible, unique alphanumeric ID on device.
- Allows City to require trip data but limits it to aggregated form
- Prohibits City from imposing unduly restrictive requirements including:
 - requiring operation below cost
 - requiring providers to pay unreasonable fees
 - creating more restrictive requirements than that for personally owned devices



PROPOSED LEGISLATION - AB1286



- **Provider must obtain a permit/agreement with City**
- **Sets minimum insurance requirements for provider**
- **Prohibits waivers of rider's legal rights or remedies**
- **Requires City to adopt operation, parking, maintenance and safety rules prior to permitting**

OTHER CONSIDERATIONS

- Increased competition
- Evolving technologies/new platforms
- City's cost to manage



FEES CHARGED TO OPERATORS

- **Other agency fee structures**

- Intended to recover costs
- Typically a flat permit fee and per device/mile fee
- Annual fees (flat fee + per device/mile fee) \$50,000 - \$85,000 for a 500 unit fleet
- Impound/storage fees often \$100-150 per inch

OPTIONS

- **Do nothing – will be allowed under state law with no City protection (not recommended)**
- **Prohibit Operation**
- **Regulate Operation**
 - **Ordinance to control operation and parking**
 - **Require permit and franchise agreement with insurance, indemnification and cost recovery provisions**
 - **Adopt a Pilot Program**

PILOT PROGRAM STEPS (DATES ARE APPROXIMATE)

- Revised ordinance to Council for approval (August 2019)
- Negotiate pilot franchise agreement with provider (Sept-Oct 2019)
- Launch six month pilot (Oct 2019-Mar 2020)
- Extend pilot an additional 6 months * (Apr-Sep 2020)
- Award competitively bid franchise agreement(s)** TBD

* Optional based on results of first six months

** Dependent upon success of pilot