

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED
ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.**

AN ORDINANCE

**EXTENDING THE EXPIRATION DATES OF TEMPORARY
OPERATING AGREEMENTS WITH LYFT, UBER AND GET
ME UNTIL OCTOBER 31, 2016, AND AUTHORIZING THE
CITY MANAGER TO FURTHER EXTEND THE EXPIRATION
DATES THREE ADDITIONAL TIMES, FOR A PERIOD OF
THIRTY DAYS FOR EACH ADDITIONAL EXTENSION.**

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WHEREAS, on August 13, 2015, City Council passed and approved Ordinance No. 2015-08-13-0684, which authorized the City Manager to enter into temporary operating agreements with Lyft, and individual Transportation Network Companies, for a period of nine months; and

WHEREAS, Uber entered into a temporary operating agreement which expires on July 13, 2016; Lyft entered into a temporary operating agreement which expires on September 3, 2016; and Get Me entered into a temporary operating agreement which expires on October 14, 2016; and

WHEREAS, Uber, Lyft and Get Me have been operating successfully, in compliance with the terms of their temporary operating agreements during their nine month evaluation periods; and

WHEREAS, further evaluation will assist the City in determining the appropriate level of regulation of TNCs; and

WHEREAS, having all the temporary operating agreements expire at the same time will assist the City in revising the regulations under which TNCs operate;

NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The temporary operating agreements entered into with Uber, Lyft and Get Me are hereby extended until October 31, 2016. The City Manager is authorized by this ordinance to further extend the term of these temporary operating agreements, without any further action by City Council, three additional times, for a period of thirty days for each additional extension. A copy of the agreements with Uber, Lyft and Get Me, extending their temporary operating agreements pursuant to this ordinance are attached hereto and incorporated herein for all purposes as **Attachment 1**.

SECTION 2. Uber, Lyft and Get me must each pay a fee of \$2,080 for each month or part thereof, on or before the fifth day of each month, each TNC continues to operate following the

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expiration of nine months after the TNC began operations under the TNC's temporary operating agreement.

SECTION 3. All other terms, conditions, covenants and provisions of the original temporary operating agreements not specifically mentioned herein and revised by this document, are hereby retained in their entirety, unchanged, and shall remain in full force in effect for the duration of said original agreement, and any extensions thereof.

SECTION 4. Enforcement of the provisions in the City Code of San Antonio, Texas, Chapter 33, and Chapter 3, Division 4, and the rules and regulations developed pursuant to that chapter, shall be suspended against a TNC that enters into an agreement with the City of San Antonio during the term of the agreement, and any extensions thereto.

SECTION 5. Funds generated by this ordinance from TNC operating permit fees will be deposited into Fund 11001000, Internal Order 217000000009 and General Ledger 4202300.

SECTION 6. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 7. This ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this ____ day of _____, 2016.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney