

Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Richard Doyle
City Attorney

SUBJECT: PERMIT REQUIREMENT FOR
GROUND TRANSPORTATION
PROVIDERS IN THE ON-
DEMAND PROGRAM AT THE
AIRPORT

DATE: September 14, 2012

SUPPLEMENTAL

REASON FOR SUPPLEMENTAL

Item 6.2b of the September 18, 2012 Agenda is consideration of converting on-demand ground transportation providers from contracts to permits. The purpose of this memorandum is to clarify two separate items in this process: (1) door-to-door shuttle operations; and (2) additional requirements for holders of Airport Access Permits (the permit issued to those authorized for the on-demand program).

BACKGROUND

In 2005, Council Resolution 72867 authorized the City Manager to negotiate and execute agreements with commercial ground transportation providers of taxi and door-to-door shuttle operations to provide on-demand taxi service at the Airport. The "on-demand" program serves airport passengers who have not made a reservation for taxi services.

On April 14, 2009, Council approved staff's recommendation that the City Manager no longer issue contracts for door-to-door operators due to the increase in the operations and vehicles without the corresponding demand. On September 18, 2012, Council will consider staff's recommendations regarding changes to the Municipal Code.

September 14, 2012

Subject: Permit Requirements for Airport On-Demand Services

Page 2

ANALYSIS

This memorandum supplements staff's detailed September 4, 2012, memorandum. The proposed ordinance reflects the current operational structure at the Airport. The on-demand program includes the door-to-door shuttle providers, and, as such, the proposed ordinance includes them. The proposed Ordinance codifies the Council direction in 2009 to stop issuing door-to-door shuttle permits, and provides that the discretion to issue these permits is exercised based upon the business needs of the Airport.

The proposed Ordinance also clarifies the consequences for suspension or revocation of Airport Access Permits. There are two types of Airport Access permits, those issued to companies and those issued to individual drivers. When an individual driver holds his or her own permit, he or she must affiliate with a company.

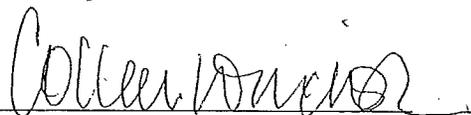
If there is conduct which warrants suspension or revocation of a permit, the holder of a permit is entitled to a hearing and an opportunity to be heard, or due process. The proposed Ordinance clarifies that, if an individual driver has his or her individual permit suspended or revoked, he or she cannot avoid the consequences of the suspension or revocation by utilizing a permit issued to a company.

COORDINATION

This supplemental memorandum has been coordinated with the Airport.

RICHARD DOYLE
City Attorney

By



Colleen D. Winchester
Sr. Deputy City Attorney

cc: Debra Figone

For questions please contact COLLEEN WINCHESTER, Sr. Deputy City Attorney, at
(408) 535-1946