

 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date:</b>	November 23, 2015
	<b>Agenda Item No.</b>	<b>44</b>
	<b>Roll Call No.</b>	<b><u>15-1989</u></b>
	<b>Communication No.</b>	<b><u>15-624</u></b>
	<b>Submitted by:</b>	<b>Pamela S. Cooksey, P.E., City Engineer</b>

**AGENDA HEADING:**

An ordinance to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 126-260, relating to the application fee for a paratransit service license.

**SYNOPSIS:**

Recommend approval of the amendments to the Municipal Code Sections 126-260, relating to payment of license application fees to include paratransit.

**FISCAL IMPACT:**

Amount: Collection of license application fees at \$250.00 each.

Funding Source: 2015-2016 Operating Budget, Page 80 Engineering Department Traffic and Transportation – Ordinance and Investigation, EG062082.

**ADDITIONAL INFORMATION:**

On March 9, 2015, by Roll Call No. 15-0418, modifications to Chapter 126 of the Municipal Code were approved by City Council regarding vehicle for hire and paratransit transportation services. These modifications included a revised application fee and certificate/license fee structure. The intent was to charge vehicle for hire and paratransit companies the same fees. However, the reference to the application fee was inadvertently left out of the paratransit section of the code. There are currently eight (8) paratransit companies licensed in the City of Des Moines. The proposed ordinance changes add the necessary reference to Section 126-260 requiring payment of an application fee as described in the schedule of fees for paratransit companies as well as vehicle for hire companies.

**PREVIOUS COUNCIL ACTION(S):**

Date: March 9, 2015

Roll Call Number: [15-0418](#)

Action: [Amending](#) Chapter 126 of the Municipal Code regarding Vehicle Transportation Services, as amended. ([Council Communication No. 15-112](#)) Moved by Hensley that this ordinance be considered and given second vote for passage. Motion Carried 7-0.

- (A) [Final](#) consideration of ordinance above (waiver requested by the City Manager), requires six votes. Moved by Hensley that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, [#15,354](#). Motion Carried 7-0.

Date: February 23, 2015

Roll Call Number: [15-0335](#)

Action: [Amending](#) Chapter 126 of the Municipal Code regarding Vehicle Transportation Services. ([Council Communication No. 15-081](#)) Moved by Hensley that this ordinance be considered and given first vote for passage; refer to the City Manager and City Attorney to continue to work with all interested parties and incorporate any agreed- upon changes during the second consideration of the ordinance at the next Council meeting, and for review and recommendation regarding the following: 1. How Uber handles payment of sales tax. 2. How Uber's insurance would comply with the current ordinance proposal. 3. What is Uber's history of insurance claims (payment/denials). 4. Should the ordinance change apply to limousines. 5. Delineate various types of fines and amounts. Motion Carried 7-0.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

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