

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date:	March 19, 2018
	Agenda Item No.	56
	Roll Call No.	<u>18-0497</u>
	Communication No.	<u>18-142</u>
	Submitted by:	Pamela S. Cooksey, P.E., City Engineer

AGENDA HEADING:

Amending Chapter 114 of the Municipal Code for pedicabs.

SYNOPSIS:

The current pedicab process was approved by City Council in July 2016. The ordinance created regulation of pedicabs in the City. Staff proposes changes to the current pedicab ordinance to require all pedicab operators to have a form of state issued ID when operating and increase the annual company license application fee from \$100 to \$200.

FISCAL IMPACT:

Amount: \$1,200 projected revenue

Funding Source: 2018-19 Recommended Operating Budget, Page 87, Traffic Engineering EG062084.

ADDITIONAL INFORMATION:

- The current pedicab process was approved by City Council in July 2016. The ordinance created regulation of pedicabs in the City. Pedicabs are typically a bicycle with an attached buggy to carry passengers.
- The current ordinance provides for:
 - The definition of “pedicab”
 - \$1 million liability insurance required to operate in the City
 - Pedicab operator must have valid identification
 - Pedicab operator must adhere to rules outlined in Chapter 114 for bicycles
 - Must be solely operated by human power
 - Are not allowed to operate on streets with speed limits greater than 35-miles per hour
- Each company must apply for an annual license and demonstrate that they meet the requirements above. Each individual pedicab must also have a sticker clearly displayed on the buggy showing that they are licensed to operate in Des Moines. The current annual application fee is \$100, and the annual license sticker fee was \$10. The license expires December 31st of each year.

- In 2017, the City had issued six (6) company licenses for 27 pedicabs. These licenses expired on December 31, 2017.
- Staff proposes the following changes to the current pedicab ordinance:
 - Increase the annual company license application fee to \$200 to cover actual staff time to review and process the application
 - Require all pedicab operators to have a form of state issued ID when operating. This state issued ID could be from any state and could be in the form of a driver's license or state identity card
- The following code change will put this new requirement into effect:

Sec. 114-699. Prohibitions. (f) No person shall operate a pedicab without some form of state issued identification on their person.

PREVIOUS COUNCIL ACTION(S):

Date: July 11, 2016

Roll Call Number: [16-1147](#) and [16-1148](#)

Action: [Amending](#) Chapter 114 of the Municipal Code regarding licensing of Pedicabs. ([Council Communication No. 16-375](#)) Moved by Hensley that this ordinance be considered and given first vote for passage. Motion Carried 7-0.

(A) Final consideration of ordinance above, (waiver requested by Council Member Hensley), 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, [#15,487](#). Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the first floor of City Hall, 400 Robert D. Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to cityclerk@dmgov.org.