

RESOLUTION NUMBER R- 310706

DATE OF FINAL PASSAGE OCT 04 2016

APPROVING THE CITY COUNCIL’S RESPONSE TO THE 2015-2016 SAN DIEGO COUNTY GRAND JURY REPORT TITLED “SAN DIEGO’S BIKESHARING PROGRAM NEEDS HELP.”

WHEREAS, on May 19, 2016, the 2015-2016 San Diego County Grand Jury (Grand Jury) filed a report titled “San Diego’s Bikesharing Program Needs Help” (Report) that requested a response from the City Council (Council) and Mayor and from the Metropolitan Transit System (MTS); and

WHEREAS, the Report discusses a number of issues related to the San Diego bikesharing program (Program), the agreement between the City of San Diego and DecoBike, LLC for operation of the Program, Program implementation and perceived obstacles to its success; and

WHEREAS, the Report includes two findings and two recommendations directed to the Council and Mayor, with one other recommendation directed to MTS related to bikesharing station locations at transit stops; and

WHEREAS, under California Penal Code section 933(c), within 90 days after the filing of the report, each public agency which the Grand Jury reviewed, and about which it issued the Report, must comment to the Presiding Judge of the Superior Court on the findings and recommendations pertaining to matters under the control of the agency; and

WHEREAS, the comments required from the Council and Mayor are due to the Presiding Judge of the Superior Court on October 28, 2016, as the City requested and received an extension of time to respond, due to the Council’s legislative recess in August; and

WHEREAS, the Grand Jury requested that the Council and Mayor each respond to the recommendations numbered 16-01 and 16-02 in the Report; and

WHEREAS, the Office of the Independent Budget Analyst has proposed a City Council response to the Report as set forth in IBA Report No. 16-18REV, dated August 18, 2016, for the Council's consideration; and

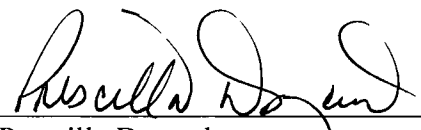
WHEREAS, on July 27, 2015, the Smart Growth and Land Use Committee forwarded the proposed response, which was adjusted to include suggested minor wording changes, including one from a member of the public, to the full City Council for approval; and

WHEREAS, under Charter section 280(a)(1) this resolution is not subject to veto by the Mayor because this matter is exclusively within the purview of the Council and not affecting the administrative service of the City under the control of the Mayor; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Council approves and adopts as its own the response to the 2015-2016 San Diego County Grand Jury Report titled "San Diego's Bikesharing Program Needs Help" as set forth in IBA Report No. 16-18REV, dated August 18, 2015.

BE IT FURTHER RESOLVED, that the Council President is authorized and directed, on behalf of the San Diego City Council, to execute and deliver the above-described response to the Presiding Judge of the San Diego County Superior Court no later than October 28, 2016.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 

Prescilla Dugard
Chief Deputy City Attorney

PMD:mt
August 25, 2016
Or.Dept: IBA
Doc. No.: 1339873

Passed by the Council of The City of San Diego on OCT 04 2016, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 04 2016

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By *Linda Irwin*, Deputy

Office of the City Clerk, San Diego, California

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