

RESOLUTION NUMBER R- 312719

DATE OF FINAL PASSAGE OCT 31 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE CITY COUNCIL'S RESPONSE TO THE 2018-2019 SAN DIEGO COUNTY GRAND JURY REPORT TITLED "ELECTRIC SCOOTERS: INNOVATION OR DISRUPTION?".

WHEREAS, on June 20, 2019, the San Diego County Grand Jury filed a report, titled "Electric Scooters: Innovation or Disruption?" (Report) with the Presiding Judge of the San Diego Superior Court, in accordance with California Penal Code section 933; and

WHEREAS, the Report focuses on impacts to the City of San Diego (City) and its citizens related to scooter usage, as well as regulatory and associated enforcement issues; and

WHEREAS, the Report includes five findings and three recommendations, which are directed to the San Diego City Council (Council) for comment; and

WHEREAS, the Council is required to provide comments to the Presiding Judge of the San Diego Superior Court within 90 days; however, the Council President's office requested and received an extension for the response to December 13, 2019; and

WHEREAS, in responding to each Grand Jury finding, the City is required to either (1) agree with the finding or (2) disagree wholly or partially with the finding; and

WHEREAS, responses to the Grand Jury recommendations must indicate that the recommendation (1) has been implemented; (2) has not yet been implemented, but will be implemented in the future; (3) requires further analysis; or (4) will not be implemented because it is not warranted or is not reasonable; further, explanations for responses are requested, when applicable; and

WHEREAS, the Office of the Independent Budget Analyst (IBA) consulted with various City departments, including Development Services, Police, Environmental Services, Risk Management, and the Office of the City Attorney, to prepare a proposed Council response, which was set forth in IBA Report No. 19-22, dated September 24, 2019; and


WHEREAS, on October 2, 2019, the Active Transportation and Infrastructure Committee of the Council (Committee) reviewed the IBA's proposed Council response and approved it with one modification; and

WHEREAS, the IBA has revised the report, incorporating the Committee's modification, and now submits IBA Report No. 19-22 REV., dated October 15, 2019, to the Council for approval; 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 San Diego Grand Jury Report titled "Electric Scooters: Innovation or Disruption?" as set forth in IBA Report No. 19-22 REV., dated October 15, 2019, and incorporating any modifications approved by the Council at the Council hearing.

BE IT FURTHER RESOLVED, that the Council President is authorized and directed, on behalf of the Council, to execute and deliver the above-described response to the Presiding Judge of the San Diego Superior Court no later than December 13, 2019.

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Joan F. Dawson  
Deputy City Attorney

JFD:jvg  
October 15, 2019  
Or.Dept: IBA  
CC No. N/A  
Doc. No.: 2201141

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 28 2019.

ELIZABETH S. MALAND  
City Clerk

By Stacy Reed  
Deputy City Clerk

Approved: 10/31/19  
(date)

Kevin L. Faulconer  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on OCT 28 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<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"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 31 2019

(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.

(Seal)

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

By *Aty Brady*, Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R- 31271.9