



SEATTLE CITY COUNCIL

Legislative Summary

CB 118618

Record No.: CB 118618

Type: Ordinance (Ord)

Status: Passed

Version: 3

125011

In Control: City Clerk

File Created: 01/25/2016

Final Action: 03/25/2016

Title:

Date

Notes:

Filed with City Clerk:

Mayor's Signature:

Sponsors:

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Attachments: Divided Report

Drafter: cheryl.swab@seattle.gov

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

Yes

No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Mayor	01/26/2016	Mayor's leg transmitted to Council	City Clerk			
	Action Text:		The Council Bill (CB) was Mayor's leg transmitted to Council. to the City Clerk				
1	City Clerk	01/26/2016	sent for review	Council President's Office			
	Action Text:		The Council Bill (CB) was sent for review. to the Council President's Office				
	Notes:						
1	Council President's Office	01/27/2016	sent for review	Sustainability and Transportation Committee			
	Action Text:		The Council Bill (CB) was sent for review. to the Sustainability and Transportation Committee				
	Notes:						
1	Full Council	02/01/2016	referred	Sustainability and Transportation Committee			
	Action Text:		The Council Bill (CB) was referred. to the Sustainability and Transportation Committee				
	Notes:						
1	Sustainability and Transportation Committee	02/02/2016	discussed				

Action Text: The Council Bill (CB) was discussed in Committee.

Notes:

- 1 Sustainability and Transportation Committee 02/19/2016 discussed

Action Text: The Council Bill (CB) was discussed.

- 1 Sustainability and Transportation Committee 03/01/2016 pass as amended

Pass

Action Text: The Committee recommends that Full Council pass as amended the Council Bill (CB) with a Divided Report.

In Favor: 4 Chair O'Brien, Vice Chair Johnson, Member Sawant, Juarez

Opposed: 2 Alternate Herbold, Burgess

- 2 Full Council 03/14/2016 passed as amended

Pass

Action Text: The Motion carried, the Council Bill (CB) passed as amended by the following vote, and the President signed the Bill:

Notes:

ACTION 1:

Motion was made by Councilmember Burgess and duly seconded, to amend Council Bill 118618, Recitals, Sections 1 through 5, and by renumbering the remaining sections accordingly, as shown in the underlined and strike through language below:

Recitals

WHEREAS, the City Council requested a business plan including a financial analysis and information on long-term operations, implementation, and spending before granting such authority; and

WHEREAS, Pronto bike share is facing insolvency; and

WHEREAS, SDOT presented a proposal for City acquisition and on-going City

ownership of Pronto bike share; NOW, THEREFORE,

~~WHEREAS, SDOT continues to develop the business plan for expansion and will~~

~~bring that before the City Council later this year; and~~

~~WHEREAS, to keep bike share operational in 2016, SDOT proposes that the City~~

~~take ownership of the system and contract directly with an operator; and~~

~~WHEREAS, SDOT will then conduct a competitive bid process for long-term~~

~~operations and equipment for the bike share system; and~~

~~WHEREAS, the existing bike share system is currently insolvent and~~

~~may cease~~

~~operations, which would create a gap between Pronto's and the City's
operation~~

~~of the bike share system; NOW, THEREFORE,~~

Amended Section 1

Section 1. The Seattle Department of Transportation is granted a partial lift of the proviso in Green Sheet 93-1-A-1, part of The City of Seattle's 2016 budget, to satisfy the City's obligation on the Federal Transit Administration Grant for bike share and, if necessary, repay up to \$1,000,000 of grant funds in the event that Pronto bike share ceases operations.
~~purchase bike share assets from Pronto for \$1,400,000 to ensure that bike share remains operational in Seattle.~~

Amended Section 2.

Section 2. The remainder of the funds, totaling \$4,000,000, remains under proviso and may be available to support a future public-private partnership for bike share that does not rely on City of Seattle funding for operating revenue and appropriately shares responsibility for capital expenses. The Council understands that a future bike share system may make use of Pronto assets or may propose deploying new equipment. The Council will consider lifting the proviso on the remaining funds when the Seattle Department of Transportation provides a detailed Memorandum of Agreement between the City and an outside partner for Council approval that minimizes City investment and demonstrates a substantial shift in financial risk to the City's private partner, as well as a detailed spending and implementation plan and financial analysis of the future public-private

~~partnership bike share system. If a public-private partnership is not developed by the end of 2016 or the full amount is not needed, the remaining funds will be repurposed for high priority pedestrian and bicycle infrastructure safety projects. \$3,600,000, will not be appropriated until completion of the competitive process and vendor selection needed for expansion. Council anticipates that such authority will not be granted until the Seattle Department of Transportation provides a detailed spending and implementation plan and financial analysis of the expansion and long-term operations of the Bike Share program.~~

Delete Section 3

~~Section 3. Following acquisition of Pronto assets, SDOT will provide a monthly written report on bike share operations to City Council until January 2017. At a minimum, the report will include bike share ridership, program expenses and revenues, and a summary of SDOT actions to manage the bike share program.~~

Delete Section 4

~~Section 4. SDOT will incorporate feedback from the Council in developing the Request for Proposals for expansion of the bike share system. SDOT will involve the Council or Council staff in the review of responses to the Request for Proposals.~~

Delete Section 5

~~Section 5. The City Budget Office shall create a new Bike Share Fund in the development of the 2017-2018 Budget to manage expenses and revenues related to the program.~~

The Motion failed by the following vote:

In favor: Burgess, Herbold - 2

Opposed: Bagshaw, González, Harrell, Johnson, Juarez, O'Brien, Sawant - 7

ACTION 2:

Motion was made by Councilmember O'Brien, duly seconded and carried, to amend Council Bill 118618, Section 2, as shown in the underlined language below:

Section 2. The remainder of the funds, totaling \$3,600,000, will not be appropriated until completion of the competitive process and vendor selection needed for expansion. Council anticipates that such authority will not be granted until the Seattle Department of Transportation provides a detailed spending and implementation plan and financial analysis of the expansion and long-term operations of the Bike Share program; and demonstrates that the following bicycle infrastructure projects are on schedule to be completed prior to an expansion of the bike share system:

- a) Dexter Ave N Protected Bike Lane (Mercer St to Roy St)
- b) Westlake Ave N Protected Bike Lane (W Raye St to Valley St)
- c) 2nd Ave Protected Bike Lane (Yesler Way to S Washington St)
- d) 9th Ave N Protected Bike Lane (Westlake Ave N to Denny Way)
- e) 2nd Ave Protected Bike Lane (Pike St to Denny Way)

ACTION 3:

Motion was made by Councilmember González, duly seconded and carried, to amend Council Bill 118618, by amending Sections 1 and 2, adding a new Section 6, and renumbering the remaining sections accordingly, as shown in the underlined language below:

Amended Section 1

Section 1. The Seattle Department of Transportation is granted a

partial lift of the proviso in Green Sheet 93-1-A-1, part of The City of Seattle's 2016 budget, to purchase bike share assets from Pronto for \$1,400,000 to ensure that bike share remains operational in Seattle; and \$50,000 for outreach activities as described in Section 6 of this ordinance.

Amended Section 2

Section 2. The remainder of the funds, totaling ~~\$3,550,000~~\$3,600,000, will not be appropriated until completion of the competitive process and vendor selection needed for expansion. Council anticipates that such authority will not be granted until the Seattle Department of Transportation provides a detailed spending and implementation plan and financial analysis of the expansion and long-term operations of the Bike Share program.

New Section 6

Section 6. The Seattle Department of Transportation shall engage low-income populations and communities of color on the need for and expansion of the bike share system to serve these communities. SDOT shall consult with the Seattle Office for Civil Rights in the development of an outreach plan that is linguistically appropriate and culturally competent, and shall include surveys and direct public engagement. SDOT may engage community based organizations to assist in this outreach. SDOT shall report findings to Council as required by SMC 5.09.040, no later than September 30, 2016.

ACTION 4:

Motion was made by Councilmember O'Brien, duly seconded and carried, to amend Council Bill 118618, Section 4, as shown in the underlined language

below:

Section 4. SDOT will incorporate feedback from the Council in developing the Request for Proposals for expansion of the bike share system, including the possibility of a combined free-floating and point-to-point model, deployment of electric bicycles, and expanding the existing system. It is the Council's intention that the Mayor engage the Council in the selection of the future bike share operator for the Bike Share RFP prior to any Council action to lift the proviso on the remaining \$3.5 million for expansion. ~~SDOT will involve the Council or Council staff in the review of responses to the Request for Proposals.~~

ACTION 5:

Motion was made and duly seconded to pass Council Bill 118618 as amended.

In Favor: 7 Councilmember Bagshaw, Councilmember González, Council President Harrell, Councilmember Johnson, Councilmember Juarez, Councilmember O'Brien, Councilmember Sawant
Opposed: 2 Councilmember Burgess, Councilmember Herbold

- 3 City Clerk 03/16/2016 submitted for Mayor
Mayor's signature
Action Text: The Council Bill (CB) was submitted for Mayor's signature. to the Mayor
Notes:
 - 3 Mayor 03/25/2016 Signed
Action Text: The Council Bill (CB) was Signed.
Notes:
 - 3 Mayor 03/25/2016 returned City Clerk
Action Text: The Council Bill (CB) was returned. to the City Clerk
Notes:
 - 3 City Clerk 03/25/2016 attested by City Clerk
Action Text: The Ordinance (Ord) was attested by City Clerk.
Notes:
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CITY OF SEATTLE
ORDINANCE 125011
COUNCIL BILL 118618

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4
5 AN ORDINANCE relating to the Seattle bike share program; authorizing a partial removal of the
6 proviso included in 2016 budget Green Sheet 93-1-A-1; and ratifying and confirming
7 certain prior acts.
8

9 WHEREAS, bike share has been transformative in more than 500 cities on five continents and in
10 90 municipalities in the United States; and

11 WHEREAS, the non-profit company, Puget Sound Bike Share, doing business as Pronto,
12 launched bike share in Seattle in October 2014; and

13 WHEREAS 34,000 individuals have taken more than 160,000 trips on the 54-station, 500-
14 bicycle system; and

15 WHEREAS, The City of Seattle's 2016 budget included a \$5,000,000 appropriation from Seattle
16 Department of Transportation (SDOT) street use fee revenue to be used to expand bike
17 share; and

18 WHEREAS, the City Council, in Green Sheet 93-1-A-1, imposed a proviso on the use of those
19 funds for the expansion of bike share; and

20 WHEREAS, the City Council requested a business plan including a financial analysis and
21 information on long-term operations, implementation, and spending before granting such
22 authority; and

23 WHEREAS, SDOT continues to develop the business plan for expansion and will bring that
24 before the City Council later this year; and

25 WHEREAS, to keep bike share operational in 2016, SDOT proposes that the City take
26 ownership of the system and contract directly with an operator; and

1 WHEREAS, SDOT will then conduct a competitive bid process for long-term operations and
2 equipment for the bike share system; and

3 WHEREAS, the existing bike share system is currently insolvent and may cease operations,
4 which would create a gap between Pronto's and the City's operation of the bike share
5 system; NOW, THEREFORE,

6 **BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

7 Section 1. The Seattle Department of Transportation is granted a partial lift of the proviso
8 in Green Sheet 93-1-A-1, part of The City of Seattle's 2016 budget, to purchase bike share assets
9 from Pronto for \$1,400,000 to ensure that bike share remains operational in Seattle; and \$50,000
10 for outreach activities as described in Section 6 of this ordinance.

11 Section 2. The remainder of the funds, totaling \$3,550,000, will not be appropriated until
12 completion of the competitive process and vendor selection needed for expansion. Council
13 anticipates that such authority will not be granted until the Seattle Department of Transportation
14 provides a detailed spending and implementation plan and financial analysis of the expansion
15 and long-term operations of the Bike Share program; and demonstrates that the following bicycle
16 infrastructure projects are on schedule to be completed prior to an expansion of the bike share
17 system:

- 18 a) Dexter Ave N Protected Bike Lane (Mercer St to Roy St)
- 19 b) Westlake Ave N Protected Bike Lane (W Raye St to Valley St)
- 20 c) 2nd Ave Protected Bike Lane (Yesler Way to S Washington St)
- 21 d) 9th Ave N Protected Bike Lane (Westlake Ave N to Denny Way)
- 22 e) 2nd Ave Protected Bike Lane (Pike St to Denny Way)

1 Section 3. Following acquisition of Pronto assets, SDOT will provide a monthly written
2 report on bike share operations to City Council until January 2017. At a minimum, the report
3 will include bike share ridership, program expenses and revenues, and a summary of SDOT
4 actions to manage the bike share program.

5 Section 4. SDOT will incorporate feedback from the Council in developing the Request
6 for Proposals for expansion of the bike share system, including the possibility of a combined
7 free-floating and point-to-point model, deployment of electric bicycles, and expanding the
8 existing system. It is the Council's intention that the Mayor engage the Council in the selection
9 of the future bike share operator for the Bike Share RFP prior to any Council action to lift the
10 proviso on the remaining \$3,550,000 for expansion.

11 Section 5. The City Budget Office shall create a new Bike Share Fund in the development
12 of the 2017-2018 Budget to manage expenses and revenues related to the program.

13 Section 6. The Seattle Department of Transportation shall engage low-income
14 populations and communities of color on the need for and expansion of the bike share system to
15 serve these communities. SDOT shall consult with the Seattle Office for Civil Rights in the
16 development of an outreach plan that is linguistically appropriate and culturally competent, and
17 shall include surveys and direct public engagement. SDOT may engage community based
18 organizations to assist in this outreach. SDOT shall report findings to Council as required by
19 SMC 5.09.040, no later than September 30, 2016.

20 Section 7. Any act consistent with the authority of this ordinance taken after its passage
21 and prior to its effective date is ratified and confirmed.

1 Section 8. This ordinance shall take effect and be in force 30 days after its approval by
2 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
3 shall take effect as provided by Seattle Municipal Code Section 1.04.020.

4
5 Passed by the City Council the 14th day of March, 2016, and
6 signed by me in open session in authentication of its passage this
7 14th day of March, 2016.

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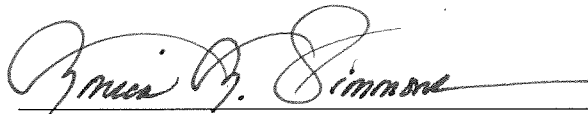
10 President _____ of the City Council

11
12 Approved by me this 25th day of March, 2016.

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14 

15 Edward B. Murray, Mayor

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17 Filed by me this 25th day of MARCH, 2016.

18
19 

20 Monica Martinez Simmons, City Clerk

21
22 (Seal)