

# OAKLAND CITY COUNCIL

## RESOLUTION NO. \_\_\_\_\_ C.M.S.

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### RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO:

**(A) FINALIZE AND EXECUTE AN AGREEMENT WITH LYFT BIKES AND SCOOTERS, LLC. TO AUTHORIZE THE ADDITION OF DOCKED ELECTRIC BICYCLES TO THEIR BIKE SHARE FLEET, SUBJECT TO THE TERMS OF THEIR FRANCHISE AGREEMENT;**

**(B) ACCEPT AND APPROPRIATE FUNDS FROM THE METROPOLITAN TRANSPORTATION COMMISSION'S ONE BAY AREA GRANT IN THE AMOUNT OF \$150,000 TO FUND STAFF TIME FOR THE PLANNING, OUTREACH, AND PERMITTING OF NINETEEN NEW BIKE SHARE STATIONS; AND**

**(C) ADOPT APPROPRIATE CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS**

**WHEREAS**, the City of Oakland (City) recognizes the practice of bike sharing as a beneficial mode of transportation that reduces demand for private vehicles, decreases per capita greenhouse-gas emissions, and creates more affordable mobility options for all of Oakland's residents; and

**WHEREAS**, the City, through its "Alternative Modes Policy" (Resolution No. 73036 C.M.S.), supports transportation alternatives to private, single-occupant vehicles; and

**WHEREAS**, the City's Energy and Climate Action Plan (Resolution No. 84126 C.M.S.) calls for a 36% reduction in greenhouse gas emissions and a 20% reduction in vehicle-miles traveled from 2005 levels by 2020: and

**WHEREAS**, the City adopted a Bike Sharing Policy (Resolution No. 85715 C.M.S.), which calls for the implementation of a bike sharing program that facilitates the "last mile" of transit trips and non-auto short trips; and

**WHEREAS**, additional shared electric bicycles and bike share stations increase mobility options and access to job opportunities for Oakland residents; and

**WHEREAS**, the City entered into a Franchise Agreement within February 2016 with Bay Area Motivate, L.L.C. to operate a bike share program, and in November 2018, Bay Area Motivate, L.L.C. was purchased by the ride-hailing company Lyft, Inc., which operated the bike share program as “Bay Wheels” through Lyft Bikes and Scooters, LLC’s (Lyft), and

**WHEREAS**, the City desires to expand the Lyft BayWheels Bike Share Program with docked electric bicycles; and

**WHEREAS**, a draft Agreement with Lyft to allow them to add electric bicycles to their fleet, subject to the terms of their Franchise Agreement, is included as **Exhibit A**; and

**WHEREAS**, the Metropolitan Transportation Commission (MTC) awarded the City \$150,000 in funds toward staff time to plan, conduct outreach, and permit the nineteen new stations in Oakland: and

**WHEREAS**, the City must accept and appropriate the grant funds in order to fund staff time to implement the new stations; now, therefore, be it

**RESOLVED:** That the City Administrator is hereby authorized to finalize and execute an agreement with Lyft to authorize the addition of electric bicycles to their bike share fleet, subject to the terms of their franchise agreement; and be it

**FURTHER RESOLVED:** That the City Administrator or Designee is hereby authorized to enter into an agreement with the MTC and accept and appropriate \$150,000 in MTC funds into Project and Grant Fund to be determined, and use the funds towards staff time to plan, conduct outreach, and permit nineteen new Bay Wheels bike share stations; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized execute any documents and agreements that are consistent with the intent and purpose of this resolution except with respect to any increase in compensation; and be it

**FURTHER RESOLVED:** That the Council finds and determines that the project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15301 (existing facilities), 151 (projects consistent with General Plan and Zoning), and 15061(b)(3) (no significant effect on the environment) and the City Administrator or designee is authorized to file a Notice of Determination/Notice of Exemption with the clerk of the County of Alameda on this project; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized on behalf of the City to execute and submit all documents, payment requests, and related actions.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, JENKINS, KALB, KAPLAN, RAMACHANDRAN, REID, AND  
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_  
ASHA REED  
City Clerk and Clerk of the Council of the  
City of Oakland, California

*Exhibit A: Electric Bike Expansion Agreement*