

**COUNCIL MINUTES
December 9, 1997**

SECOND READING OF ORDINANCES - ORDINANCE NOS. 2408 AND 2410

It was moved by Councilman Chung, seconded by Councilman Dinsen, and carried by unanimous vote, that full reading of Ordinance No. 2408 and No. 2410 be waived.

ORDINANCE NO. 2408 was presented for second reading and adoption and the title read in full, being an Ordinance enacting Taxicab Regulations entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE, CALIFORNIA, AMENDING MUNICIPAL CODE SECTION 48 IN ITS ENTIRETY ENTITLED "TAXICAB REGULATIONS" (F: 105.2)

Councilman Dinsen moved, seconded by Councilman Chung, that Ordinance No. 2408 be and hereby is passed. Upon the following vote:

AYES:	COUNCILMEMBERS: (5)	CHUNG, DINSEN, LEYES, MADDOX, BROADWATER
NOES:	COUNCILMEMBERS: (0)	NONE
ABSENT:	COUNCILMEMBERS: (0)	NONE

said Ordinance No. 2408 was declared passed.

ENACTMENT OF TAXICAB REGULATIONS (F: 105.2) (XR: 60.2) (XR: 105.1)

Staff report dated November 13, 1997 was introduced, indicating that the Government Code requires cities to regulate taxicab services; and to ensure a quality level of service to Garden Grove residents, other cities' taxicab codes were reviewed to determine objective performance measures.

The Orange County Transportation Authority established the Orange County Tax Administration Program to provide a central location for all regulations and procedures dealing with taxicab companies, drivers, vehicles and insurance. Each participating City has a representative on both the Steering Committee and the Public Safety Committee.

A task force of the 22 participating cities worked on model ordinances and resolutions since January 1997. Cities retain the ability to charge a business tax or franchise fee for allowing a taxicab company to operate in their cities. The ordinance addresses requirements for companies, vehicles, drivers and insurance. The resolutions address fair rates and operating regulations.

ORDINANCE NO. 2408 was introduced for first reading and the title read in full, being AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE, CALIFORNIA, AMENDING MUNICIPAL CODE SECTION 48 IN ITS ENTIRETY ENTITLED "TAXICAB REGULATIONS"

Councilman Dinsen moved, seconded by Councilman Chung, that full reading of Ordinance No. 2408 be waived, and said Ordinance be and hereby is passed to second reading. Upon the following vote:

AYES: COUNCILMEMBERS: (5) CHUNG, DINSEN, LEYES, MADDOX,
BROADWATER
NOES: COUNCILMEMBERS: (0) NONE
ABSENT: COUNCILMEMBERS: (0) NONE

said Ordinance No. 2408 was declared passed to second reading.

RESOLUTION NO. 8036-97

Councilman Leyes moved, seconded by Councilman Chung, that full reading of Resolution No. 8036-97 be waived, and said Resolution entitled A

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
ADOPTING TAXICAB REGULATIONS, FEES, RATES AND CHARGES , be
and hereby is adopted. Upon the following vote:

AYES: COUNCILMEMBERS: (4) CHUNG, DINSEN, LEYES,
BROADWATER
NOES: COUNCILMEMBERS: (1) MADDOX
ABSENT: COUNCILMEMBERS: (0) NONE

said Resolution No. 8036-97 was declared adopted.

RESOLUTION NO. 8037-97

Councilman Leyes moved, seconded by Councilman Chung, that full reading
of Resolution No. 8037-97 be waived, and said Resolution entitled A
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
ESTABLISHING PROCEDURES FOR OBTAINING AUTHORIZATION TO
OPERATE A TAXICAB SERVICE IN THE CITY OF GARDEN GROVE, be
and hereby is adopted. Upon the following vote:

AYES: COUNCILMEMBERS: (5) CHUNG, DINSEN, LEYES, MADDOX,
BROADWATER
NOES: COUNCILMEMBERS: (0) NONE
ABSENT: COUNCILMEMBERS: (0) NONE

said Resolution No. 8037-97 was declared adopted.

CITY OF GARDEN GROVE

INTRA-DEPARTMENT MEMORANDUM

To: GEORGE L. TINDALL From: Capt. John Baker
Dept: City Manager Dept: Police
Subject: **NEW TAXICAB ORDINANCE AND** Date: November 13, 1997
RESOLUTIONS

BACKGROUND: Government Code Section 53075.5 requires cities to regulate taxicab services. Cities developed ordinances and resolutions that required taxicab companies to go through a series of steps for the company, drivers and vehicles before they were given an operating permit. Fees varied and most, if not all, of the requirements were duplicative in the other cities, causing increased times and expense for the taxicab companies.

The Orange County Transportation Authority (OCTA) established the Orange County Tax Administration Program (OCTAP) to provide a central location for all regulations and procedures dealing with taxicab companies, drivers, vehicles and insurance. Each participating city has a representative on the Steering Committee, either the City Manager or his/her appointee, and the Police Chief or his/her appointee serves on the Public Safety Committee. The Steering Committee meets quarterly to advise OCTA on policy issues. The Public Safety Committee meets quarterly on public safety issues. Taxicab companies and Chamber of Commerce representatives also serve on the Steering Committee.

ANALYSIS: A task force of the 22 participating cities worked on model ordinances and resolutions since January 1997. Cities retain the ability to charge a business tax or franchise fee for allowing a taxicab company to operate in their cities. The model ordinance addresses requirements for companies, vehicles, drivers and insurance. The model resolutions address fare rates and operating regulations.

To insure a quality level of service to Garden Grove residents, other cities' taxicab codes were reviewed to determine objective performance measures. The proposed ordinance and resolutions provides that taxicab companies provide service to any point within the City, twenty-four (24) hours per day, each day of the year, with a minimum waiting time between the solicitation of a ride by a customer, and the arrival of the taxicab, of not more than thirty (30) minutes, at least ninety (90) percent of the time.

Any applicant denied a permit may appeal such denial to the City Manager or his/her designee. If the City Manager or his/her designee deny the appeal, the applicant may appeal this decision to the City Council.

Although the ordinance and resolutions have a proposed effective date of January 1, 1998, a transition plan is in place to phase in any companies operating under existing city permits through 1998. As these expire in 1998, the companies will have to comply with the OCTAP provisions. The Police Department will be responsible for the transition plan notifications to the taxicab companies.

RECOMMENDATION: It is recommended that the City Council take the following actions:

- a. Introduce ordinance establishing taxicab regulations;
- b. Adopt resolution establishing administrative regulations and fees and charges;
- c. Adopt resolution establishing City procedures for obtaining authorization to operate taxicab service.



Capt. John Baker
Acting Chief of Police

RECOMMENDED FOR APPROVAL:



George L. Tindall
City Manager