



AGENDA MEMORANDUM
for the City Council Meeting of May 10, 2016

DATE: May 3, 2016
TO: Mayor and Council
FROM: Rebecca Huerta, City Secretary
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Discussion and consideration of an ordinance proposed by citizens through initiative proceedings regarding transportation network companies.

CAPTION:

Ordinance amending Chapter 57 of the Corpus Christi Code of Ordinances to establish Article VI. - Transportation Network Companies; and providing for severance, publication, penalty, and an effective date.

PURPOSE:

The City Charter, through initiative proceedings, allows citizens to propose ordinances to the City Council. If the Council fails to adopt the ordinance in substantial form, then the citizens can submit a valid petition signed by five percent of registered voters within a requisite timeframe to place the proposition on the ballot at a regular election.

BACKGROUND AND FINDINGS:

On April 15, 2016, the City Secretary was presented with a statement of intent to circulate an initiative petition regarding an ordinance to establish transportation network companies (see attachment).

Per the Charter, the City Attorney drafts an ordinance in legal form containing the substance of the ordinance, and the City Secretary presents the initiative for the Council's consideration. The City Council has 45 days from the date of presentment (until June 24, 2016) to consider the adoption of the ordinance as presented. If the Council fails to take action within the allotted time, then the City Secretary must provide petition pages to the petitioner for circulation among the City's registered voters. The petitioner will have 90 days to gather signatures of at least five percent of the registered voters to place a proposition on the ballot at the next regular city council elections. Within 20 days, the City Secretary will determine if enough signatures were obtained. If the petition does not contain the required number of signatures, then the petitioner has an additional 10 days to supplement signatures, with such supplemental signatures to be verified within 10 days by the City Secretary.

If a valid petition is submitted, the Council would include a proposition to adopt or reject the proposed ordinance on the ballot at the next regular city council elections, which are scheduled

for November 8, 2016. Please note that while the Charter allows the petitioners 90 days to gather the signatures, the statutory deadline to call for the November 8, 2016 election is August 22. The petition must be submitted and validated with sufficient time for the Council to hold a properly posted meeting to include the proposition on the ballot.

ALTERNATIVES:

The City Council is not required to act today. The Council has three options:

1. Vote in support of the ordinance on first reading and second reading.
2. Vote against the ordinance.
3. Postpone action on the item.

If the Council decides not to take action today, the mayor or five council members may place the proposed ordinance on a future agenda within the next 45 days for consideration. If the ordinance is rejected or action is not taken by June 24, 2016, the City Secretary will furnish petition pages to the proponents for circulation.

CONFORMITY TO CITY POLICY: The ordinance complies with requirements of the City Charter.

EMERGENCY / NON-EMERGENCY:

Non-emergency.

DEPARTMENTAL CLEARANCES:

Legal
Police

FINANCIAL IMPACT:

- Operating Revenue Capital Not applicable

Fiscal Year: 2015-2016	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget				
Encumbered / Expended Amount				
This item				
BALANCE				

LIST OF SUPPORTING DOCUMENTS:

Statement of Intent to Circulate Petition
Ordinance