

# MEMORANDUM

To: Council

From: Administration

Date: October 11th, 2019

Re: Lime Scooter Interim Licensing Agreement

Following up on the discussion at Council meeting regarding the Lime scooters, Administration is gathering the requested information and will forward the information to Council.

As Council may recall, the Interim Licensing Agreement had an initial term of 90 days with an option to renew the agreement for two more 90-day terms. Administration intends to renew the agreement for a second 90-day term. A renewed Interim Licensing Agreement is necessary while an ordinance is prepared and considered by the Council. Without an ordinance or a contract, the City will be potentially without authority to regulate the operation of shared mobility businesses and their related use of e-Scooters. If the Interim Licensing Agreement is not renewed, the City will have no contractual authority to regulate Lime or the use of its e-Scooters. State law permits the operation of shared mobility businesses and although State law permits cities to regulate those businesses, the City currently has no ordinance prohibiting shared mobility businesses from operating in Sandy. Absent a contract or an ordinance Lime may argue it has a right to operate in Sandy, essentially without any regulation. Hence, Administration believes renewing the agreement for an additional 90-day term while it works toward an ordinance will be in the City's best interest. The new 90-day term will expire in January 2020 unless an ordinance is adopted earlier which would automatically terminate the agreement.