



City Council Agenda Item

City Council Meeting Date: June 20, 2023

FROM: Jeff Malawy, City Attorney

Subject: Application for Taxicab Owner's Permit by Jose De La Cruz III dba 805 Transportation, LLC.

Recommendation:

The City Council, pursuant to Lompop Municipal Code (LMC) Chapter 5.36 Article 2 – Owners' Permits, determine based on the report from the Police Chief that all material statements contained in the application and accompanying affidavit are true; that it does not appear the applicant, nor any partner, associate, officer or director of the applicant is a fugitive from justice; that based on the report below from the City Attorney it appears that the policy of insurance is a legal and binding obligation and complies with the requirements of Article 2 of LMC Chapter 5.36; and direct City Staff to issue a taxicab owner's permit to Mr. Jose De La Cruz dba 805 Transportation, LLC.

Background:

LMC Chapter 5.36 regulates the operation of taxicabs on the public streets of the City. Prior to operating any taxicab, the owner must apply for a Taxicab Owner's Permit, which is issued by the City after (i) completion of a background investigation by the Lompop Police Chief; (ii) City Council approval of a Certificate of Convenience and Necessity, and (iii) verification of required insurance coverage.

Discussion:

On October 25, 2022, Jose De La Cruz III submitted an application for a Certificate, to allow him to purchase the current taxi service company Lompop Taxi. The Certificate of Convenience and Necessity was approved by Council action on January 17, 2023, and issued to Jose De La Cruz III dba 805 Transportation, LLC.

The City Attorney's Office has reviewed and verified the required insurance coverage, and concluded the insurance policy meets the City requirements. The Police Chief has completed its background investigation, found no illegal substances in Mr. De La Cruz's substances screening, and has recommended approval of the Taxicab Owner's Permit.

Fiscal Impact:

Approval of the Owner's Permit has no negative effect on the General Fund.

Conclusion:

If City Council makes the findings in staff's recommendation above, then the City Clerk will include those findings in the Official Minutes of the City Council and will issue a Taxi Cab Owner's Permit to Jose De La Cruz III to operate taxicabs upon proof of his compliance with all applicable laws and requirements.

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read 'Jeff Malawy', is written above a horizontal line.

Jeff Malawy, City Attorney

Attachments: 1) Taxi Cab Owner's Permit Application
2) Police Department Report