

PORT ORDINANCE NO. 4808

ORDINANCE APPROVING AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A PERSONAL VEHICLE SHARING NON-EXCLUSIVE PILOT PROGRAM AGREEMENT WITH TURO, INC. FOR OPERATION OF A PEER-TO-PEER CAR-SHARING SERVICE AT OAKLAND SAN FRANCISCO BAY AIRPORT FOR A TERM OF NINE MONTHS, WITH ESTIMATED NINE MONTH REVENUE OF \$180,000; AMENDING SECTION 8.01.020 OF THE PORT OF OAKLAND ADMINISTRATIVE CODE; AND FINDING THAT THE PROPOSED ACTION IS EXEMPT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

WHEREAS, the Board of Port Commissioners of the City of Oakland ("Board") has reviewed and evaluated the Agenda Report for Agenda Item 6.2, dated September 11, 2025, and related agenda materials ("Agenda Report"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in testimony received; now, therefore,

BE IT ORDAINED by the Board of Port Commissioners of the City of Oakland as follows:

Section 1. The Board hereby finds and determines that the proposed action is not subject to the California Environmental Quality Act ("CEQA") under the general rule exclusion under Section 15061(b)(3) of the CEQA Guidelines because it can be seen with certainty that the proposed action will not have a significant effect on the environment and therefore is not a "project" under CEQA.

Section 2. The Board hereby approves and authorizes the Executive Director to take all of the following actions.

A. Execute the proposed Personal Vehicle Sharing Non-Exclusive Pilot Program Agreement ("Agreement") with **Turo, Inc.** for operation of a peer-to-peer car-sharing service at Oakland San Francisco Bay Airport for a term of nine (9) months, with an estimated nine-month revenue of \$180,000, as further described in the Agenda Report.

B. Amend Section 8.01.020 of the Port of Oakland Administrative Code ("POAC") to delete the following language in ~~strikeout~~:

"Off-Airport Rental Car Company" shall mean a rental car company that is not an On-Airport Rental Car Company ~~and shall include online or mobile device application supported or peer-to-peer services that facilitate the temporary use of Vehicles for monetary consideration.~~

C. Make any additions, modifications, or corrections as necessary to implement the Agreement, provided that any such addition, modification, or correction does not materially differ from the terms and conditions set forth herein and in the Agenda Report, subject to approval as to form and legality by the Port Attorney.

Section 3. This Ordinance is not evidence of and does not create or constitute (a) a contract, or the grant of any right, entitlement or property interest, or (b) any obligation or liability on the part of the Board or any officer or employee of the Port. Unless and until a separate written agreement is duly executed on behalf of the Board as authorized by this Ordinance, is signed as approved as to form and legality by the Port Attorney, and is delivered to the other contracting party, there shall be no valid or effective agreement.

Section 4. This Ordinance shall take effect on the date of its final adoption; provided, however, that if a petition protesting the adoption of this Ordinance is timely and duly submitted to the elections official of the City of Oakland in the manner required under California Elections Code § 9237, the effective date of this Ordinance shall be suspended, and all actions authorized by this Ordinance shall be null and void.

The Board of Port Commissioners, Oakland, California, September 11, 2025. Passed to print for one day by the following vote: Ayes: Commissioners Dominguez Walton, Leslie, Martinez, Muhammad, Myres, Wong and President Cluver - 7. Noes: 0.

Daria Edgerly,

Secretary of the Board