



CITY OF COLUMBIA, MISSOURI

PUBLIC WORKS DEPARTMENT

5/1/2019

Elizabeth May
Bird Rides, Inc.,
406 Broadway Ave #369
Santa Monica, CA 90401

RE: City of Columbia, Missouri Notice to Bird Rides, Inc. of Default Requiring Action.

To whom it may concern,

On May 1, 2019 at approximately 10:00 a.m. (CDT), the City of Columbia, Missouri ("City") received a check from Bird Rides, Inc. for \$20,865.00. This correspondence serves as acknowledgement that we received the check. Under Section 4.6 of the November 20, 2018 Interim Operating Agreement ("Agreement") you were required to remit a quarterly payment to the City of Columbia, Missouri ("City") by January 30, 2018 and another quarterly payment by April 30, 2019. The City considers the late arrival of this payment to be a default of the Agreement that was remedied within three (3) business days.

On April 18, 2019, the City notified you that certain scooters were in violation of Section 4.13 of the Agreement. *See attached Notice.* As of today, the scooters are still operating in violation of Section 4.13. This matter was not corrected within the prescribed time under the Agreement. Consequently, the City finds you are in default of the Agreement and requires you to remedy the default within three (3) business days of this communication. Failure to remedy the default within three (3) business days authorizes the City to terminate the Agreement.

If the City exercises its authority to terminate, you will have two (2) calendar days after receiving notice of the termination to remove all Bird Rides, Inc. scooters from City rights-of-way. Failure to remove the scooters within the two (2) calendar days will result in the City removing the scooters at your expense. The City is authorized under Sections 10 and 11 of the Agreement in that instance to draw upon the Performance Bond after twenty-four (24) hours of removing the scooters. All fees, penalties, and costs must be paid before the scooters are returned to you. Please contact my office immediately to discuss how you will remedy the default.

Sincerely,

A handwritten signature in blue ink, appearing to read "David Nichols", is written over the typed name.

David Nichols
Director of Public Works
City of Columbia, Missouri
573-874-2489

Enclosure

Cc: John Glascock, Nancy Thompson, José Caldera



Jose Caldera <jose.caldera@como.gov>

Bird scooters in Columbia Mo still active after dusk and 8pm

2 messages

Jose Caldera <jose.caldera@como.gov>

Thu, Apr 18, 2019 at 8:54 PM

To: citysupport@bird.co, Todd Guess <Todd.Guess@como.gov>, David Nichols <david.nichols@como.gov>

I saw scooters being ridden downtown at 8:51pm. Under our Agreement, operations must halt daily at dusk or 8pm whichever is later. It is well past dusk and 8pm. Can you explain why they are still operating?

Jose Caldera
Assistant City Counselor

Bird <citysupport@bird.co>

Thu, Apr 18, 2019 at 8:55 PM

Reply-To: Bird <citysupport@bird.co>

To: Jose Caldera <jose.caldera@como.gov>

##- Please type your reply above this line -##

Hi,

Thank you for contacting Bird. Your request (6403856) has been received and is being reviewed by our support staff. We will respond back to you within 1-2 business hours. To add additional comments, reply to this email.

Thank you.

[Redacted]