

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 221101-104

WHEREAS, The Transit Shelter Advertising Agreement (Agreement) between the City and Clear Channel Outdoor, Inc. (Clear Channel) began on December 10, 2007, for a term of 15 years, plus one five-year option to extend at the City's sole discretion; and

WHEREAS, On October 4, 2022, the SFMTA Board approved Resolution No. 221004-092, to approve the Second Amendment to the Agreement, to exercise the option to extend the Agreement for five years, through December 7, 2027, adjust the minimum annual guarantee payments, as well as administrative and marketing payments, and increase the maintenance and service obligations of Clear Channel; and

WHEREAS, The Second Amendment contained an error, in that the following language that should have been omitted from the Second Amendment was inadvertently left in the Amendment:

At the end of the term of the Agreement, effective December 11, 2027, ownership of any Shelters and Kiosks owned by Contractor shall transfer to the SFMTA on an "as is, where is" basis. At such time, the SFMTA shall assume all obligations associated with ownership, maintenance and repair of the Shelters and Kiosks. Contractor shall reasonably cooperate with the SFMTA to execute any documents required to effectuate transfer of ownership."; and

WHEREAS, This resolution corrects the error; and

WHEREAS, On September 27, 2022, the SFMTA, under authority delegated by the Planning Department, determined that the Second Amendment to the Transit Shelter Advertising Agreement with Clear Channel Outdoor, Inc., is not a "project" under the California Environmental 3 Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations Sections 15060(c) and 15378(b); and

WHEREAS, A copy of the CEQA determination is on file with the Secretary to the SFMTA Board of Directors and is incorporated herein by reference; and

WHEREAS, The Second Amendment, as corrected, has been submitted to the Port Commission for approval at its November 8, 2022, meeting, and has also been submitted to the Board of Supervisors for final approval; now, therefore, be it

RESOLVED, That the Second Amendment to the Transit Shelter Advertising Agreement with Clear Channel Outdoor, LLC, is corrected to remove the above surplus language from the Amendment.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of November 1, 2022.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency