

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 09-155

WHEREAS, The Cable Car Museum in the Municipal Railway's Cable Car Barn provides a free and educational museum experience for residents and tourists alike; and

WHEREAS, On November 21, 2000, the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors adopted Resolution No. 00-117, which approved a five-year Operating Agreement and License (Agreement) between the City and Friends of the Cable Car Museum, Inc. (FCCM) for a term beginning December 1, 2000; under the Agreement, FCCM is obligated to curate the exhibits in the Museum and to pay the SFMTA \$50,000 per year for the license to operate the Museum and Gift Shop; and

WHEREAS, On November 15, 2005, the SFMTA Board of Directors adopted Resolution No. 05-170, which approved a one-year extension of the Agreement (First Amendment), under the same terms as in the original Agreement; and

WHEREAS, On November 21, 2006, the SFMTA Board adopted Resolution No. 06-147, which approved a second one-year extension of the Agreement (Second Amendment); and

WHEREAS, On January 15, 2008, the SFMTA Board adopted Resolution No. 08-008, authorizing a new Agreement (2008 Agreement), expiring on November 30, 2008, with all other material terms remaining the same as in the Agreement entered into on December 1, 2000; and

WHEREAS, The intent of the 2008 Agreement was to allow time for FCCM and SFMTA to reach agreement concerning the long-term ownership of certain historic artifacts in the Museum; and

WHEREAS, A First Amendment (2008 Agreement Extension) to the Operating Agreement and License with FCCM, commencing on December 1, 2008, and ending on May 31, 2009, with all other terms remaining the same as in the 2008 Agreement was executed on November 28, 2008; and

WHEREAS, The 2008 Agreement Extension to the Operating Agreement and License with FCCM provided an opportunity for SFMTA and FCCM to reach a new Agreement on mutually agreed terms; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors authorizes the Executive Director/CEO to execute a new Agreement for Management and Operation of Cable Car Museum with the Friends of the Cable Car Museum, Inc, commencing on July 1, 2009, and ending on June 30, 2019, pending approval by the San Francisco Board of Supervisors

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of SEP 01 2009.

R. Boomer
Secretary to the Board of Directors
San Francisco Municipal Transportation Agency