

1 [Management and Operation Agreement Amendment - Retroactive - Friends of the Cable Car  
2 Museum - Cable Car Museum - Term Extension]

3 **Resolution retroactively approving the First Amendment to the Management and**  
4 **Operation Agreement between the Municipal Transportation Agency and Friends of the**  
5 **Cable Car Museum to exercise the first option to extend the term for five years from**  
6 **July 1, 2019, through June 30, 2024.**

7  
8 WHEREAS, The San Francisco Municipal Transportation Agency (SFMTA) operates a  
9 cable car “barn” facility in a building located at 1201 Mason St. in the City and County of San  
10 Francisco; the building consists of SFMTA’s cable car maintenance facility and a Cable Car  
11 Museum which is under SFMTA jurisdiction; and

12 WHEREAS, The Cable Car Museum provides a free educational museum experience  
13 for residents and tourists alike; the Museum has various artifact displays including antique  
14 cable cars, an observation deck overlooks the winding wheels pulls the cable car cables, and  
15 a gift shop area; and

16 WHEREAS, On September 1, 2009, the SFMTA Board of Directors adopted Resolution  
17 No. 09-155, authorizing the Director of Transportation to execute a Management and  
18 Operation Agreement (Agreement) between SFMTA and Friends of the Cable Car Museum  
19 (FCCM) to manage and operate the museum and gift shop for a ten-year term with two five-  
20 year options to extend upon Board of Supervisors approval; and

21 WHEREAS, On November 3, 2009, the Board of Supervisors adopted Resolution  
22 No. 432-09 approving the Management and Operation Agreement between the SFMTA and  
23 FCCM; and

1           WHEREAS, The Management and Operation Agreement expired on June 30, 2019,  
2 and FCCM has operated the museum and gift shop on a month-to-month hold over basis,  
3 while negotiations to amend the Agreement to extend the term ensued; and

4           WHEREAS, The proposed First Amendment to the Management and Operation  
5 Agreement (First Amendment) would allow for an extension of the term for additional five  
6 years, retroactive to July 2019, and would generate \$174,744 in total Concession Fees for the  
7 SFMTA which includes adjustments of annual Concession Fees to provide relief from the  
8 economic constraints realized by FCCM pursuant to the COVID-19 pandemic; and

9           WHEREAS, On January 14, 2020, the SFMTA, under authority delegated by the  
10 Planning Department, determined that the First Amendment to the Cable Car Museum  
11 contract is not defined as a "project" under the California Environmental Quality Act (CEQA)  
12 pursuant Title 14 of the California Code of Regulations, Sections 15060(c) and 15378(b); and

13           WHEREAS, On November 16, 2021, the SFMTA Board of Directors approved  
14 Resolution No. 211116-135 authorizing the Director of Transportation of the SFMTA to  
15 execute the First Amendment and to forward to the Board of Supervisors for final approval;  
16 and

17           WHEREAS, Consistent with Section 9.118 of the Charter, the First Amendment of the  
18 Agreement requires Board of Supervisors approval because of the term of the Agreement and  
19 the First Amendment exceeds ten (10) years; and

20           WHEREAS, A copy of the First Amendment to the Management and Operation  
21 Agreement is on file with the Clerk of the Board of Supervisors in File No. 220209, which is  
22 hereby declared to be part of this Resolution as if set forth fully herein; now, therefore, be it

23           RESOLVED, That the Board of Supervisors retroactively approves the First  
24 Amendment to the Management and Operations Agreement between Municipal  
25

1 Transportation Agency and the Friends of the Cable Car Museum to extend the term of the  
2 Agreement for an additional five years from July 1, 2019, through June 30, 2024; and, be it

3 FURTHER RESOLVED, That within thirty (30) days of the agreement being fully  
4 executed by all parties, the Director of Transportation of the SFMTA shall provide the final  
5 agreement to the Clerk of the Board for inclusion into the official file.

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City and County of San Francisco

Tails  
Resolution

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

File Number: 220209

Date Passed: May 10, 2022

Resolution retroactively approving the First Amendment to the Management and Operation Agreement between the Municipal Transportation Agency and Friends of the Cable Car Museum to exercise the first option to extend the term for five years from July 1, 2019, through June 30, 2024.

May 04, 2022 Budget and Finance Committee - RECOMMENDED

May 10, 2022 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220209

I hereby certify that the foregoing  
Resolution was ADOPTED on 5/10/2022 by  
the Board of Supervisors of the City and  
County of San Francisco.

Angela Calvillo  
Clerk of the Board

London N. Breed  
Mayor

5/20/22

Date Approved