

1 [Revenue Agreement Amendment – JC Decaux San Francisco, LLC – Extending Term to
2 October 17, 2017]

3 **Resolution approving the second amendment to the revenue agreement between**
4 **Public Works and JC Decaux San Francisco, LLC, for the Automatic Public Toilet and**
5 **Public Service Kiosk Program, extending the agreement term by one year for a total**
6 **agreement term of August 2, 1994, through October 17, 2017.**

7
8 WHEREAS, The original agreement with JC Decaux San Francisco, Inc. was initiated
9 as a pilot program with an effective date of August 2, 1994; and

10 WHEREAS, The First Amended and Restated Automatic Public Toilet and Public
11 Service Kiosk Agreement (“JC Decaux Agreement”) which expanded the program beyond the
12 trial phase to October 17, 2016, was approved by the Board of Supervisors on December 7,
13 1998; and

14 WHEREAS, On December 14, 2015, the JC Decaux Agreement was amended
15 pursuant to Section 5.10D of the JC Decaux Agreement to allow installation of temporary
16 personal wireless service facilities; and

17 WHEREAS, The JC Decaux Agreement and First Amendment to the JC Decaux
18 Agreement is on file with the Clerk of the Board of Supervisors in File No. 161019, which is
19 hereby declared to be a part of this resolution as if set forth fully herein; and

20 WHEREAS, The process for soliciting competitive proposals to continue the program
21 began in mid-2015 and due to non-responsive submittals to the Request for Proposals
22 needed to be re-advertised; and

23 WHEREAS, The extension of the JC Decaux Agreement via the second amendment to
24 October 17, 2017, a copy of which is on file with the Clerk of the Board of Supervisors in File
25 No. 161019, is necessary to keep the existing public toilets and public service kiosks in

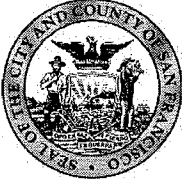
1 operation and to allow adequate time to negotiate a replacement revenue agreement with JC
2 Decaux San Francisco, LLC, the only responsive proposer to the re-advertised Request for
3 Proposals of April 29, 2016; and

4 WHEREAS, The San Francisco Charter Section 9.118(a) requires that amendments to
5 contracts that when entered into had anticipated revenues of \$1,000,000 or more be approved
6 by the Board of Supervisors; now, therefore, be it

7 RESOLVED, That the San Francisco Board of Supervisors approves the Second
8 Amendment to the Revenue Agreement with JC Decaux San Francisco, LLC which extends
9 the term of the JC Decaux Agreement by one year to October 17, 2017; and, be it

10 FURTHER RESOLVED, That within thirty (30) days of the second amendment to the
11 revenue agreement being fully executed by all parties Public Works shall provide the
12 executed amendment 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: 161019

Date Passed: October 18, 2016

Resolution approving the second amendment to the revenue agreement between Public Works and JC Decaux San Francisco, LLC, for the Automatic Public Toilet and Public Service Kiosk Program, extending the agreement term by one year for a total agreement term of August 2, 1994, through October 17, 2017.

October 05, 2016 Budget and Finance Committee - RECOMMENDED

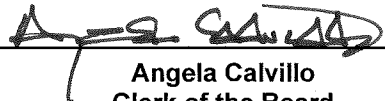
October 18, 2016 Board of Supervisors - ADOPTED

Ayes: 7 - Breed, Campos, Cohen, Farrell, Mar, Tang and Yee

Noes: 4 - Avalos, Kim, Peskin and Wiener

File No. 161019

I hereby certify that the foregoing
Resolution was ADOPTED on 10/18/2016
by the Board of Supervisors of the City and
County of San Francisco.


Angela Calvillo
Clerk of the Board


Mayor

10/28/16
Date Approved