

RESOLUTION NO. 2025-099

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FONTANA, CALIFORNIA, APPROVING A SECOND AMENDMENT TO THE FIRST AMENDED AND RESTATED BILLBOARD RELOCATION AGREEMENT BETWEEN THE CITY OF FONTANA AND LAMAR CENTRAL OUTDOOR, LLC TO UPDATE CERTAIN RELOCATED SIGN LOCATIONS

WHEREAS, the City of Fontana (“City”) and Lamar Central Outdoor, LLC (“Lamar”) entered into that certain Billboard Relocation Agreement dated March 26, 2013, which was subsequently superseded in its entirety by that certain First Amended and Restated Billboard Relocation Agreement dated as of September 24, 2013, as further amended by that certain Amendment to the First Amended and Restated Billboard Relocation Agreement dated August 11, 2020 (“Agreement”); and

WHEREAS, the Agreement sets forth the locations of certain relocated billboards, as more particularly described in Exhibit B to the Agreement; and

WHEREAS, the City and Lamar now desire to enter into a Second Amendment to the Agreement (“Amendment”) to revise the previously approved billboard relocation locations at Summit Avenue and Lytle Creek Road (“Location 2”) and Citrus Avenue, north of 210 freeway (“Location 4”), to Cherry Avenue and South Highland Avenue (new Location 2) and to Citrus Avenue and South Highland Avenue (new Location 4) as more specifically set forth in Exhibit B-1, attached hereto and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Fontana, California, as follows:

Section 1. Recitals. The above recitals are true, correct and by this reference incorporated herein.

Section 2. CEQA. Approval of the Amendment only authorizes Lamar to pursue development of the relocated billboards as described herein and does not constitute a lease of real property with respect to the establishment of the relocated billboards or development or building permits of any kind. Therefore, approval of the Amendment does not constitute approval by the City of any development of real property or of other activity that would have a direct or reasonably foreseeable indirect environmental impact pursuant to CEQA. (See 14 C.C.R §§ 15060(c); 15378(b)). Further, pursuant to Section 15060(c) of the CEQA Guidelines (i.e., California Code of Regulations, Title 14, Division 6, Chapter 3 §§ 15000-15387), approval of this Resolution is exempt from CEQA because the actions described herein will not result in a direct or reasonable foreseeable indirect physical change in the environment and the actions described herein are not a “Project,” as defined within Section 15378 of the CEQA Guidelines. City Council directs staff to promptly file a Notice of Exemption with respect to the Amendment.

Section 3. Approvals. The City Council of the City of Fontana ("City Council") approves this Amendment to substitute the descriptions and depictions for Location 2 and Location 4, as described in Exhibit B-1, attached hereto and incorporated herein. Furthermore, City Council authorizes the City Manager to execute all documents necessary to effectuate this Amendment, including the revised Exhibit B-1.

Section 4. Effective Date. This Resolution shall become effective immediately upon its adoption.

Section 5. Severability. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The City Council declares that it would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Section 6. Certification. The City Clerk shall certify to the adoption of this Resolution.

Section 7. Custodian of Records. The documents and materials that constitute the record of proceedings on which this Resolution is based are located at the City Clerk's office located at 8353 Sierra Avenue, Fontana, CA 92335. The custodian of records is the City Clerk.

APPROVED AND ADOPTED this 14th day of October, 2025.

READ AND APPROVED AS TO LEGAL FORM:

City Attorney

I, Germaine Key, City Clerk of the City of Fontana, and Ex-Officio Clerk of the City Council, do hereby certify that the foregoing resolution is the actual resolution duly and regularly adopted by the City Council at a regular meeting on the 14th day of October, 2025, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

City Clerk of the City of Fontana

Mayor of the City of Fontana

ATTEST:

City Clerk