

**RESOLUTION NO. 24-013**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON,  
CALIFORNIA, APPROVING AND ADOPTING A POLICY REGARDING  
ADVERTISING ON CITY-OWNED BUS STOP SHELTERS**

**WHEREAS**, the City of Carson (“City”) owns certain bus stop shelters located in the public right of way, which shelters feature two-sided advertising display panels available for placement of advertisements. The City anticipates partnering with one or more third party advertising agencies to coordinate the placement of advertisements within this advertising space; and

**WHEREAS**, the City does not currently have a policy regulating advertisements in City-owned bus shelter advertising display panels; and

**WHEREAS**, the City-owned bus shelters, and the advertising display panels therein, constitute a nonpublic forum under the First Amendment. The First Amendment does not forbid a viewpoint-neutral exclusion of speakers who would disrupt a nonpublic forum and hinder its effectiveness for its intended purpose. The intended purpose of the City’s bus transportation system is to provide safe and reliable public transportation, and the purpose of the advertising display panels within the City-owned bus stop shelters is to provide revenue to the City. Riders of the City’s bus transportation must necessarily be in or around the City-owned bus shelters in order to use the relevant bus stops to access and use the City’s bus transportation system; and

**WHEREAS**, the City Council now sees fit and intends to adopt a policy applicable to this advertising space to prohibit the display of material that may foreseeably result in harm to, disruption of, or interference with City’s public bus transportation system and hinder its effectiveness for its intended purpose. The City Council finds that the material prohibited by the attached policy, if displayed in the City-owned bus stop shelters, may foreseeably result in harm to, disruption of, or interference with City’s public bus transportation system and hinder its effectiveness for its intended purpose.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:**

**SECTION 1.** The foregoing recitals are true and correct, and are incorporated herein by this reference as findings of fact.

**SECTION 2.** The policy attached hereto as Exhibit “A” regarding Advertising on City-Owned Bus Shelters is hereby approved and adopted. As stated in the policy, in any City agreement(s) with advertising contractor(s) of the City related to the advertising space in the City-owned bus stop shelters, the advertising contractor(s) shall be required to (i) reject any material proposed to be displayed in the advertising space which does not meet the standards set forth in the policy, and (ii) remove any material actually displayed which does not meet the standards set forth in the policy, and City shall reserve the right, in such agreements, to require rejection and/or removal

of material proposed for display and/or actually displayed in the advertising space which City, in its sole discretion, determines does not meet the standards set forth in the policy

**SECTION 3.** The City Council declares that, should any provision, section, paragraph, sentence or word of this Resolution be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Resolution as hereby adopted shall remain in full force and effect.

**SECTION 4.** The City Clerk shall certify to the adoption of this resolution and enter it into the book of original Resolutions.

**SECTION 5.** This Resolution shall become effective immediately upon its adoption.

[signatures on the following page]

**PASSED, APPROVED, and ADOPTED** this 23<sup>rd</sup> day of January, 2024.

APPROVED AS TO FORM:

CITY OF CARSON:

\_\_\_\_\_  
Sunny K. Soltani, City Attorney

\_\_\_\_\_  
Lula Davis-Holmes, Mayor

ATTEST:

\_\_\_\_\_  
Dr. Khaleah K. Bradshaw, City Clerk

STATE OF CALIFORNIA        )  
COUNTY OF LOS ANGELES    )  ss.  
CITY OF CARSON                )

I, Dr. Khaleah Bradshaw, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 24-013, adopted by the Carson City Council at its meeting held on the January 23, 2024, by the following vote:

AYES:        COUNCIL MEMBERS:  
NOES:        COUNCIL MEMBERS:  
ABSTAIN:    COUNCIL MEMBERS:  
ABSENT:     COUNCIL MEMBERS:

\_\_\_\_\_  
Dr. Khaleah K. Bradshaw, City Clerk