

1 [Accept and Expend Grant - U.S. Federal Aviation Administration Grant - Not to Exceed
2 \$79,982,500]

3 **Resolution authorizing the Airport Commission to execute an Other Transaction**
4 **Agreement with the Federal Aviation Administration (FAA) for the Replacement Airport**
5 **Traffic Control Tower and FAA Offices in the amount not-to-exceed \$79,982,500 and**
6 **retroactively accept and expend federal funds.**

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8 WHEREAS, In 2008, it was concluded that the existing Airport Traffic Control
9 Tower (ATCT) at the Airport required replacement due to not meeting current seismic
10 standards; and

11 WHEREAS, The Federal Aviation Administration (FAA), with the support of the Airport,
12 performed a siting study and determined that the preferred site for the Replacement ATCT
13 was Courtyard 2; and

14 WHEREAS, The Airport and the FAA are in agreement that the agencies should
15 develop a partnership which provides for FAA oversight of the project and assigns project
16 management, design and construction responsibilities of the Replacement ATCT and
17 integrated FAA Offices (FAA Facilities) to the Airport; and

18 WHEREAS, The Airport proposes to negotiate and execute an Other Transaction
19 Agreement (OTA) with the FAA to define roles and responsibilities for the implementation, and
20 develop a budget and funding plan for proceeding with the work; and

21 WHEREAS, The FAA will reimburse the Airport for 100% of the estimated cost of the
22 FAA Facilities, either in advance with the existing appropriations or as reimbursement from
23 future appropriations, in an amount not to exceed \$79,982,500; and

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1 WHEREAS, The Airport will prepare an Environmental Assessment (EA) on FAA's
2 behalf to ensure compliance with requirements set forth in the Council on Environmental
3 Quality regulation for implementing the National Environmental Policy Act (NEPA); and

4 WHEREAS, It is anticipated that EA will result in a Finding of No Significant Impact
5 (FONSI), and the EA will be approved by the FAA; and

6 WHEREAS, The OTA will remain in effect for five years or when the Airport's design-
7 build contractor has completed the design and construction of the FAA Facilities, and the FAA
8 has approved the facility; and

9 WHEREAS, The ATCT and FAA Facilities will be solely owned by the Airport which will
10 be responsible for the maintenance, repair, and upkeep for the life of the building; and

11 WHEREAS, The OTA requires the Airport and the FAA at the conclusion of this
12 Agreement to have a separate lease agreement which will contain the FAA and Airport
13 specific operational responsibilities; and

14 WHEREAS, The OTA does not require an ASO amendment; and

15 WHEREAS, The Board of Supervisors hereby waives inclusion of indirect costs in the
16 project budget; now, therefore be it:

17 RESOLVED, That the San Francisco Board of Supervisors authorizes the Airport to
18 execute an Other Transaction Agreement with the Federal Aviation Administration for 100%
19 reimbursement of the Replacement Airport Traffic Control Tower and integrated FAA Offices
20 in the amount not-to-exceed Seventy Nine Million Nine Hundred Eighty Two Thousand Five
21 Hundred Dollars (\$79,982,500) and retroactively accept and expend federal funds.

1 Recommended:
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Approved: _____

Mayor

4 Department Head

Approved: _____

Controller

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