

1 [Apply For, Accept, and Expend Fund - Transportation Security Administration - Other
2 Transaction Agreement - Not to Exceed \$59,429,406]

3 **Resolution approving the Airport Commission’s negotiation and execution of an Other**
4 **Transaction Agreement with the Transportation Security Administration for the**
5 **Terminal 1 Checked Baggage Inspection System Modernization Program for a five year**
6 **term in an amount not to exceed \$59,429,406, and approving the acceptance and**
7 **expenditure of federal funds.**

8
9 WHEREAS, The United States Congress passed the Aviation and Transportation
10 Security Act, which requires all checked baggage to be screened; and

11 WHEREAS, The Congress has allocated funds for the Transportation Security
12 Administration (TSA) to fund a Recapitalization Program for the purpose of funding the
13 modernization of the TSA’s Explosive Detection Systems (EDS) equipment and Checked
14 Baggage Inspection Systems (CBIS) in select US airports; and

15 WHEREAS, The TSA has determined that the San Francisco International Airport
16 (Airport) Terminal 1 EDS equipment is at the end of its service life and the CBIS areas are
17 obsolete; and

18 WHEREAS, The TSA has notified the Airport that the Terminal 1 CBIS Modernization
19 Program is eligible for federal funding; and

20 WHEREAS, The Airport Commission proposes to negotiate and execute an Other
21 Transaction Agreement (OTA) with the TSA to set forth terms and conditions by which the
22 TSA will reimburse the Airport for 100% of the estimated cost for design and construction of
23 the Terminal 1 CBIS Modernization Program, in an amount not to exceed \$59,429,406; and

24 WHEREAS, This agreement does not require an Annual Salary Ordinance (ASO)
25 amendment; and

1 WHEREAS, The OTA terms prohibit including indirect costs in federal funding budget;
2 and

3 WHEREAS, The Airport Commission adopted Resolution 13-0179 on August 13, 2013,
4 authorizing the execution of the OTA with the TSA, and accepting and expending these
5 federal funds; and

6 WHEREAS, Under San Francisco Administrative Code Section 10.170-1, the
7 acceptance and expenditure of federal, state, or other grant funds in the amount of \$100,000
8 or more is subject to the approval by resolution of the Board of Supervisors; and

9 WHEREAS, Under San Francisco Charter Section 9.118, contracts entered into by a
10 department, board or commission having anticipated revenue to the City and County of one
11 million dollars or more are subject to approval of the Board of Supervisors by resolution; now,
12 therefore, be it

13 RESOLVED, That the Board of Supervisors hereby approves the negotiation and
14 execution by the Airport Commission of an Other Transaction Agreement with the
15 Transportation Security Administration for full reimbursement of the Terminal 1 CBIS
16 Modernization Program in an amount not to exceed \$59,429,406; and, be it

17 FURTHER RESOLVED, That the Board of Supervisors hereby approves the Airport
18 Commission's acceptance and expenditure of such federal funds; and, be it

19 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
20 indirect costs in the federal funding budget; and, be it

21 FURTHER RESOLVED, That this resolution constitutes the approval required under
22 San Francisco Charter Section 9.118 and San Francisco Administrative Code Section 10.170-
23 1, as applicable; and, be it

24
25

1 FURTHER RESOLVED, That the actions of the officers, agents and employees of the
2 Airport Commission to carry out the purposes and intents of this Resolution taken prior to the
3 adoption of this Resolution are ratified, approved and confirmed.

4
5 Recommended:

Approved: _____

6 Mayor

7 _____
8 Department Head

Approved: _____

9 Controller