

City and County of San Francisco
Airport Commission
P.O. Box 8097
San Francisco, California 94128

Modification No. 4

This Modification is made this 4th day of May, 2021, in the City and County of San Francisco, State of California, by and between: KONE Inc (the “Contractor”) and the City and County of San Francisco, a municipal corporation (the “City”), acting by and through its Airport Commission (the “Commission”).

Recitals

- A. City and Contractor have entered into the Agreement for the San Francisco International Airport (the “Airport” or “SFO”) (as defined below); and,
- B. The Commission is authorized to enter into all contracts which relate to matters under its jurisdiction; and
- C. On May 7, 2019, by Resolution No. 19-0098, the Commission awarded this Agreement to the Contractor for a two-year term from July 1, 2019 through June 30, 2021, in an amount not to exceed \$9,765,000; and
- D. On October 1, 2019, City and Contractor administratively modified the Agreement through Modification No. 1 to revise Appendix B by increasing the allowance for As-Needed Services with no change to the contract amount; and
- E. On July 1, 2020, City and Contractor administratively modified the Agreement through Modification No. 2 to reduce unit prices for preventative maintenance by five percent because of the COVID-19 pandemic, adjust the preventative maintenance schedule, and update standard contractual terms; and
- F. On December 1, 2020, by Resolution No. 20-0223, the Commission approved Modification No. 3 to the Agreement to increase the contract amount by \$9,000,000 for a not-to-exceed amount of \$18,765,600, with no change to the contract term; and
- G. On February 9, 2021, by Resolution No. 55-21, the Board of Supervisors approved Modification No. 3 under San Francisco Charter Section 9.118 for a reduced amount of \$8,500,000 for a not-to-exceed amount of \$18,265,600; and
- H. City and Contractor now desire to modify the Agreement to extend the contract duration by three years to a new contract end date of June 30, 2024, to increase the contract amount by \$16,200,000 for a new not-to-exceed amount of \$34,465,600, and reduce unit prices for preventative maintenance by twelve percent; and
- I. On May 4, 2021 by Resolution No. 21-0104, the Commission approved this Modification No. 4 to extend the contract duration by three years to a new contract end date of June 30, 2024, and increase the contract amount by \$16,200,000 for a new not-to-exceed amount of \$34,465,600; and

J. On June 15, 2021, by Resolution No. 306-21, the Board of Supervisors approved this Agreement under San Francisco Charter Section 9.118; and

K. Approval for this Agreement was obtained when the Civil Service Commission approved PSC No. 47246-18/19 on April 15, 2019; and

Now, THEREFORE, Contractor and the City agree as follows:

1. **Article 1. Definitions, 1.1 Agreement** is replaced as follows:

1.1 "Agreement" or "Contract Document" means this contract document dated May 7, 2019, Modification No. 1 dated October 1, 2019, Modification No. 2 dated July 1, 2020, and Modification No. 3 dated December 1, 2020, including all attached appendices, and all applicable City ordinances and "Mandatory City Requirements" which are specifically incorporated by reference into this Agreement.

2. **Article 2. Term of the Agreement, Section 2.1** is hereby amended to extend the term of the Agreement to a new ending date of June 30, 2024.

3. **Article 3. Compensation, Section 3.3.1 Payment** is hereby amended to increase the total not-to-exceed compensation payable by Sixteen Million and Two Hundred Thousand Dollars (\$16,200,000.00) for a new total not-to-exceed amount of Thirty-Four Million Four Hundred Sixty-Five Thousand and Six Hundred Dollars (\$34,465,600).

4. **Appendix B, A. Preventative Maintenance Service** is hereby amended. The table of unit prices has been replaced with the following, which reflects a twelve percent reduction of the monthly prices for preventative maintenance of escalators and electric walks:



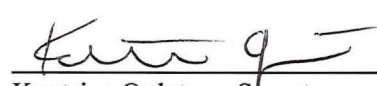
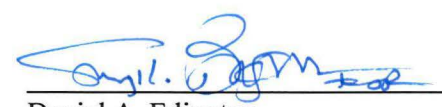
Description	Price per Month
Preventative Maintenance Services for Escalators Built 2000 or Earlier	\$1,463
Preventative Maintenance Services for Escalators Built 2001 or Later	\$1,756
Preventative Maintenance Services for Electric Walks Built 2000 or Earlier	\$2,738
Preventative Maintenance Services for Electric Walks Built 2001 or Later	\$3,260

5. **Appendix B, B. As-Needed Services** is hereby amended to increase the total Allowance for As-Needed Services by \$4,200,000, for a new total Allowance of \$13,200,000.

6. **Effective Date.** Each of the changes set forth in this Modification shall be effective on and after the date of this Modification.

7. **Legal Effect.** Except as expressly changed by this Modification, all of the terms and conditions of the Agreement shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day first mentioned above.

CITY AIRPORT COMMISSION CITY AND COUNTY OF SAN FRANCISCO	CONTRACTOR
By:  Ivar C. Satero, Airport Director	 Authorized Signature
Attest:	Joe Harmeyer Printed Name
By:  Kantrice Ogletree, Secretary Airport Commission	Vice President, Mid Pacific District Title
Resolution No: <u>21-0104</u>	KONE Inc. Company Name
Adopted on: <u>May 4, 2021</u>	0000003220 City Supplier Number
Approved as to Form:	567 7 th Street Address
Dennis J. Herrera City Attorney	San Francisco, CA 94103 City, State, ZIP
By:  Daniel A. Edington Deputy City Attorney	415-554-0580 Telephone Number
	36-2357423 Federal Employer ID Number