

1 [Lease and Use Agreement Modification - Delta Air Lines, Inc. - Estimated Rent of
2 \$74,192,941.78]

3 **Resolution approving Modification No. 1 to 2011 Lease and Use Agreement No.**
4 **L10-0083 between Delta Air Lines, Inc., and the City and County of San Francisco,**
5 **acting by and through its Airport Commission, for changes in the demised premises,**
6 **with an estimated minimum rent of \$74,192,941.78 for the remainder of the lease term**
7 **expiring on June 30, 2021.**

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9 WHEREAS, Delta Air Lines, Inc. (“Delta”) entered into the 2011 Lease and Use
10 Agreement No. L10-0083 (“L10-0083”) pursuant to Airport Commission Resolution No.
11 10-0083 adopted on March 16, 2010, and Board of Supervisors Resolution No. 208-10
12 adopted on May 21, 2010, which commenced on July 1, 2011; copies of which are on file with
13 the Clerk of the Board of Supervisors in File No. 100351; and

14 WHEREAS, By Resolution No. 15-0032 adopted on February 3, 2015, the Airport
15 Commission approved Modification No. 1 to L10-0083 for the removal from Delta’s demised
16 premises of approximately 4,495 square feet on the Mezzanine Level of Terminal 1 and
17 approximately 5,269 square feet on Level 3 of Boarding Area A in the International Terminal,
18 and the addition to Delta’s demised premises of approximately 10,012 square feet in Boarding
19 Area C of Terminal 1, for a net gain of approximately 248 square feet of Exclusive Category II
20 Space (“Modification No. 1”); and

21 WHEREAS, Based on projected adjustments to the Airport’s Rates and Charges, the
22 estimated minimum rent under L10-0083 with Delta, as modified by Modification No. 1, is
23 \$74,192,941.78 for the remainder of the lease term; and

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1 WHEREAS, A copy of the form of Modification No. 1 is on file with the Clerk of the
2 Board of Supervisors, in File No. 150237, which is hereby declared to be a part of this
3 resolution as if set forth fully herein; now, therefore, be it

4 RESOLVED, That this Board of Supervisors hereby approves and authorizes the
5 execution of Modification No. 1 to the 2011 Lease and Use Agreement No. L10-0083 between
6 Delta Air Lines, Inc. and the City and County of San Francisco, acting by and through its
7 Airport Commission, with an estimated minimum rent of \$74,192,941.78 over the remainder of
8 the term, which expires on June 30, 2021; and, be it

9 FURTHER RESOLVED, That within thirty (30) days of the Modification being fully
10 executed by all parties, the Airport Commission shall provide a copy of the final Modification
11 No. 1 to the Clerk of the Board of Supervisors for inclusion into the official file.