

1 [Lease Amendment - Airport Concession - Domestic Food and Beverage - Gotham  
2 Enterprises, LLC - Minimum Annual Guarantee \$37,353]

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4 **Resolution approving Amendment No. 1 to the Domestic Terminal Food and Beverage**  
5 **Lease No. 03-0193 between Gotham Enterprises, LLC, and the City and County of San**  
6 **Francisco, acting by and through its Airport Commission with a minimum annual**  
7 **guarantee of \$37,353, for the term of September 29, 2003, through February 23, 2017.**

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9 WHEREAS, by Resolution No. 03-0193, adopted September 29, 2003, the Airport  
10 Commission awarded the Domestic Terminal Food and Beverage Lease (“Lease”) for  
11 approximately 1,037 square feet to Gotham Enterprises, LLC; and

12 WHEREAS, by Resolution No. 09-0121, adopted on May 22, 2009, the Airport  
13 Commission approved one option to extend the term for two years (“Option Term”); and

14 WHEREAS, by Resolution No. 13-0015, adopted on January 30, 2013, the Airport  
15 Commission approved Amendment No. 1 to the Domestic Terminal Food and Beverage  
16 Lease No.03-0193 with Gotham Enterprises, LLC; now, therefore, be it

17 **RESOLVED**, That this Board of Supervisors approves Amendment No. 1 which (1)  
18 decreases the premises by approximately 310 square feet and allows the permanent closure  
19 of the Peet’s Coffee and Tea location in Terminal 1, (2) reduces the Minimum Annual  
20 Guarantee (“MAG”) to \$37,353 for the current Lease Year, (3) approves the calculation of  
21 future MAG Adjustments based on the initial MAG of \$29,080, (4) decreases the Tenant  
22 Infrastructure Fee to \$10,905, and (5) decreases the Promotional Charge to \$727 to reflect  
23 the lower square footage; and be it

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1           FURTHER RESOLVED, That the Lease Agreement and Lease Amendment No. 1 are  
2 on file with the Clerk of the Board of Supervisors in File Number 130335, which is hereby  
3 declared to be a part of this resolution as if set forth fully herein.

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