

AIRPORT COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 17-0034

MODIFICATION NO. 1 TO LICENSE AND SERVICES AGREEMENT NO. 50037 WITH AIRPORT RESEARCH AND DEVELOPMENT FOUNDATION, A NOT-FOR-PROFIT CORPORATION

WHEREAS, on January 20, 2015, the Commission adopted Resolution No. 15-0008, authorizing the Airport to enter into a License and Services Agreement (Agreement) with Airport Research and Development Foundation (ARDF), under which (a) the Airport provides ARDF with a revocable license to use the Airport's Application-Based Commercial Ground Transportation (ABCT) Management System for the life of the intellectual property, exclusive for the first two years of the Agreement, in return for a Service Development Fee equal to 25% of the total administrative services fees collected by ARDF from participating airports; and (b) ARDF provides the Airport with tracking, collection, and clearinghouse services for its ABCT permittees for an initial two-year term with three one-year options to extend at the Commission's discretion, in return for an Administrative Services Fee equal to 5% of the trip fees collected on behalf of the Airport, with no fee payments exchanged between the Airport and ARDF in the first year of the Agreement and with a \$500,000 cap on the Administrative Services Fee in the second year of the Agreement; and

WHEREAS, on March 10, 2015, by Resolution No. 58-15, the Board of Supervisors approved the Agreement under San Francisco Charter Section 9.118; and

WHEREAS, the Airport desires to exercise all three one-year options to extend the Agreement, and modify the terms of the Agreement to add an annual cap on the Administrative Services Fee paid by the Airport to ARDF; now, therefore, be it

RESOLVED, that this Commission approves Modification No. 1 to License and Services Agreement No. 50037 with ARDF to extend the Services Term by three years for the period of March 13, 2017 through March 12, 2020, and to modify the Agreement to cap the City's Administrative Services Fee at \$250,000 annually; and, be it further

RESOLVED, that the Airport Director is authorized to take the necessary steps to obtain Board of Supervisors' approval of the agreement modification pursuant to San Francisco Charter Section 9.118.

I hereby certify that the foregoing resolution was adopted by the Airport Commission

at its meeting of _____

~~FEB 21~~ FEB 21 2017


Secretary