

1 [Lease Modification - United States Government - Offices Occupied by the U.S. Drug
2 Enforcement Administration - Annual Rent \$620,611.20]

3 **Resolution approving Modification No. 2 of Lease No. GS-09P-LCA03384 between the**
4 **United States (U.S.) Government and the City and County of San Francisco, acting by**
5 **and through its Airport Commission, to extend the term by two years from October 1,**
6 **2023, for a total term of October 1, 2015, through September 30, 2025, and increase the**
7 **annual rent to \$620,611.20 for offices occupied by the U.S. Drug Enforcement**
8 **Administration.**

9
10 WHEREAS, The Drug Enforcement Administration (DEA), an agency of the United
11 States (U.S.) Department of Justice, currently occupies offices at San Francisco International
12 Airport (Airport); and

13 WHEREAS, On September 1, 2015, by Resolution No. 15-0175, the Airport
14 Commission (Commission) approved General Services Administration (GSA) Lease
15 No. GS-09P-LCA03384 (Lease), providing administrative and operations offices for the DEA
16 in Terminal 3 of the Airport (Premises); and

17 WHEREAS, On December 8, 2015, by Resolution No. 490-15, the Board of
18 Supervisors (Board) approved the Lease; and

19 WHEREAS, On September 20, 2020, by Resolution No. 20-0177, the Commission
20 approved Lease Modification No. 1 extending the term of the Lease by three years, for a new
21 expiration date of September 30, 2023, and increasing the annual rent to \$569,635.43; and

22 WHEREAS, On October 27, 2020, by Resolution No. 510-20, the Board approved
23 Lease Modification No. 1; and

24 WHEREAS, The DEA Premises is currently comprised of approximately 2,612 square
25 feet of exclusive use space in Terminal 3; and

1 WHEREAS, The DEA wishes to extend the Lease term for an additional two-year
2 period, with a corresponding modification of rent, an option for the DEA to terminate the Lease
3 after one year, and an Airport option to relocate the Premises; and

4 WHEREAS, Airport staff negotiated Modification No. 2 of the Lease with the GSA,
5 acting on behalf of the DEA, to extend the term of the Lease by two years, through
6 September 30, 2025, increase the annual rent to \$620,611.20, add the DEA termination
7 option after one year, and add the Airport relocation option; and

8 WHEREAS, On August 15, 2023, by Resolution No. 23-0203, the Commission
9 approved Modification No. 2, a copy of which is on file with the Clerk of the Board of
10 Supervisors in File No. 230965, which is hereby declared to be part of this Resolution as if set
11 forth fully herein; and

12 WHEREAS, If full City approval of Modification No. 2 is not received prior to the current
13 September 30, 2023 expiration date, the Lease will enter a month-to-month holdover until full
14 City approval is obtained; now, therefore, be it

15 RESOLVED, That the Board of Supervisors hereby approves Modification No. 2 of
16 Lease No. GS-09P-LCA03384 between the United States Government and the City and
17 County of San Francisco, acting by and through its Airport Commission, which 1) extends the
18 term of the Lease for two years, 2) increases the annual rent to \$620,611.20, totaling
19 \$1,241,222.40 for the extension term, 3) provides the DEA with an option to terminate the
20 Lease after the first year of this extension term, and 4) provides the Airport with an option to
21 relocate the Premises; and, be it

22 FURTHER RESOLVED, That within thirty (30) days of the contract being fully executed
23 by all parties, the Airport Commission shall provide a copy of the final contract to the Clerk of
24 the Board for inclusion into the official file.

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