

1 [Airport Concession Lease Correction - J. Avery Enterprises]

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3 **Resolution correcting Resolution No. 220-11, which approved Amendment No. 1,**
4 **retroactive to April 14, 2011, to Domestic Terminal Food and Beverage Lease No. 03-**
5 **0192 with J. Avery Enterprises dba Klein’s Deli, and the City and County of San**
6 **Francisco, acting by and through its Airport Commission.**

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8 WHEREAS, The Airport intends to close Boarding Area B in or around May 2011 for an
9 unknown period; and

10 WHEREAS, The Airport will close Boarding Area E for approximately one year for
11 major renovations; and

12 WHEREAS, J. Avery Enterprises operates Klein’s Deli in Boarding Areas B and E
13 (“Original Premises”); and

14 WHEREAS, The closures of Boarding Areas B and E also requires the closure of the
15 Original Premises; and

16 WHEREAS, The Airport Commission approved the terms for Amendment No. 1 to the
17 Lease by Resolution No. 11-0084, which includes a change in the Premises, suspension and
18 reinstatement of the Minimum Annual Guarantee and Tenant Infrastructure Fee, an extension
19 of the Lease Term, and a reimbursement to the Tenant for unamortized cost of improvements
20 for the Original Premises in the amount of \$390,773; and

21 WHEREAS, The Budget and Legislative Analyst report reviewed the proposed
22 Amendment No.1 to Lease No. 03-0192, including the unamortized cost of improvements for
23 the Original Premises in the amount of \$390,773, and recommended approval of the
24 proposed Amendment No. 1; and

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1 WHEREAS, The Resolution presented to the Board of Supervisors for approval
2 erroneously states the unamortized cost of improvements for the Original Premises is
3 \$294,003; and

4 WHEREAS, The Board of Supervisors approved the amendment in Resolution No.
5 220-11 containing the erroneous unamortized cost of improvements; now, therefore, be it

6 RESOLVED, That the Board of Supervisors hereby approves a correction to Resolution
7 No. 220-11, striking the unamortized cost of improvements in the amount of \$294,003, and
8 replacing the unamortized cost total with the correct cost of \$390,773.

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