

1 [Airport Professional Services Agreement Modification No. 3 - Operation and Maintenance
2 Services for the AirTrain System - Not to Exceed \$115,444,968]

3 **Resolution approving Modification No. 3 to Professional Services Agreement, Airport**
4 **Contract No. 8838, between Bombardier Transportation (Holdings) USA, Inc., and the**
5 **City and County of San Francisco, acting by and through its Airport Commission, to**
6 **exercise the first of two one-year options from March 1, 2017, through February 28,**
7 **2018, to provide operation and maintenance services for the AirTrain System, and**
8 **cover the replacement of obsolete AirTrain parts and equipment, for a new not-to-**
9 **exceed amount of \$115,444,968, pursuant to Charter, Section 9.118(b).**

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11 WHEREAS, On September 16, 2008, pursuant to Resolution No. 08-0173, the Airport
12 Commission awarded the Professional Services Agreement (PSA) to Bombardier
13 Transportation (Holdings) USA, Inc., for a five (5) year initial term with one three (3) year
14 option and two (2) additional one (1) year options to be exercised at the discretion of the
15 Airport Commission, at an initial not to exceed amount of \$56,500,000; and

16 WHEREAS, On November 18, 2008, pursuant to Ordinance No. 266-08, the Board of
17 Supervisors approved the PSA to Bombardier Transportation (Holdings) USA, Inc., to perform
18 the maintenance and operation services of the AirTrain system in an amount not to exceed
19 \$56,500,000 with a contingency budget of \$500,000 on file with the Clerk of the Board of
20 Supervisors in File No. 080942, which is hereby declared to be a part of this resolution as if
21 set forth fully herein; and

22 WHEREAS, On July 23, 2013, pursuant to Resolution No. 13-0156, the Airport
23 Commission approved Amendment No. 1 to the Operation and Maintenance Services for the
24 AirTrain System contract with Bombardier Transportation (Holdings) USA, Inc. to exercise the
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1 three (3) year option to renew the PSA from March 1, 2014 through February 28, 2017 for the
2 amount of \$42,200,000 for a new not to exceed contract amount of \$98,700,000; and

3 WHEREAS, On December 10, 2013, pursuant to Resolution No. 429-13, the Board of
4 Supervisors approved Modification No. 1, increasing the not-to-exceed amount by
5 \$42,200,000 for a new total not-to exceed contract value of \$98,700,000; and

6 WHEREAS, On May 19, 2014, pursuant to Resolution No. 14-0104, the Airport
7 Commission approved Modification No. 2, increasing the not-to-exceed amount by \$1,848,174
8 to cover the replacement of obsolete AirTrain equipment and to provide a contingency fund for
9 the replacement of any additional equipment over the three-year contract term for a new total
10 not-to exceed contract value of \$100,548,174; and

11 WHEREAS, On September 9, 2014, pursuant to Resolution No. 328-14, the Board of
12 Supervisors approved Modification No. 2, decreasing the not-to-exceed amount by \$4,340 for
13 a new total not-to exceed contract value of \$100,543,834; and

14 WHEREAS, On November 1, 2016, pursuant to Resolution No. 16-0277, the Airport
15 Commission approved Modification No. 3, increasing the not-to-exceed amount by
16 \$14,901,134 to exercise the first 1-year option (March 1, 2017 through February 28, 2018)
17 and cover the replacement cost of obsolete or worn out AirTrain parts and equipment for a
18 new total not-to exceed contract value of \$115,444,968; and

19 WHEREAS, San Francisco Charter Section 9.118(b) provides that the agreements
20 entered into by a department, board or commission requiring anticipated expenditures by the
21 City and County of \$10,000,000, shall be subject to approval by the Board of Supervisors by
22 resolution; and

23 WHEREAS, The Modification No. 3 is on file with the Clerk of the Board of Supervisors
24 in File No. 161266, which is hereby declared to be a part of this resolution as if set forth fully
25 herein; now, therefore, be it

1 RESOLVED, That the Board of Supervisors hereby approves Modification No. 3 to the
2 Professional Services Agreement for Airport Contract 8838 – Operation and Maintenance
3 Services for the AirTrain System between Bombardier Transportation (Holdings) USA, Inc.
4 and the City and County of San Francisco, acting by and through its Airport Commission,
5 increasing the not-to-exceed amount by \$14,901,134 to exercise the first 1-year option (March
6 1, 2017 through February 28, 2018) and cover the replacement cost of obsolete or worn out
7 AirTrain parts and equipment for a new total not-to exceed contract value of \$115,444,968,
8 copies of which are contained in Clerk of the Board of Supervisors’ File No. 161266; and, be it

9 FURTHER RESOLVED, That within thirty (30) days of to the Modification No. 3
10 Professional Services Agreement for Airport Contract 8838 being fully executed by all parties,
11 the Airport Commission shall provide the Modification No. 3 to the Clerk of the Board for
12 inclusion into the official file.

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