

**City and County of San Francisco  
Airport Commission  
P.O. Box 8097  
San Francisco, California 94128**

**Modification No. 6**

**Contract 10511.41  
Program Management Support Services for  
Airport Security Infrastructure Program**

THIS MODIFICATION (this "Modification") is made as of **March 6, 2018**, in San Francisco, California, by and between **Faith Group, LLC** ("Contractor"), and the City and County of San Francisco, a municipal corporation ("City"), acting by and through its Airport Commission, hereinafter referred to as "**Commission.**"

RECITALS

- A. City and Contractor have entered into the Agreement (as defined below); and
- B. On September 1, 2015, by Resolution No. 15-0170, the Commission awarded this Agreement to the Contractor for one (1) year with an amount not-to-exceed \$2,671,000; and
- C. On February 2, 2016, by Resolution No. 16-0045, the Commission approved the First Modification to the Agreement to proceed with Phase II of the PIDS project; and
- D. On March 2, 2016, the City and Contractor administratively modified the Second Modification the Agreement to update the Notice to Parties and amend Appendix B, Calculation of Charges; and
- E. On July 19, 2016, by Resolution No. 16-0210, the Commission approved the Third Modification to extend the contract term through October 15, 2017, and to increase the contract amount by \$2,989,142 for a new not-to-exceed amount of \$5,660,142; and
- F. On June 20, 2017, by Resolution No. 17-0154, the Commission approved the Fourth Modification to extend the contract term through August 15, 2018, and to increase the contract amount by \$4,160,653 for a new not-to-exceed amount of \$9,820,795; and
- G. On September 1, 2017, the City and Contractor administratively modified the Fifth Modification to the Agreement to update rates and to incorporate a new sub-consultant; and
- H. City and Contractor desire to modify the Agreement on the terms and conditions set forth herein to increase the contract amount and to extend the contract term; and
- I. On March 6, 2018, by Resolution No. 18-0054, the Commission approved this Modification to the Contractor to increase the contract amount by \$4,808,770 for a new not-to-exceed amount of \$14,629,565 and to extend the contract term to December 31, 2019; and
- J. On July 31, 2018, by Resolution No. 281-18 the San Francisco Board of Supervisors approved the modification to the Agreement under San Francisco Charter Section 9.118 but reduced the not-to-exceed amount by \$888,245 for a new not-to-exceed amount of \$13,741,320; and

K. Approval for this Agreement was obtained when the Civil Service Commission approved PSC No. 46926-14/15 on March 13, 2018; and

NOW, THEREFORE, Contractor and the City agree as follows:

1. **Definitions.** The following definitions shall apply to this Modification:

a. **Agreement.** The term “Agreement” shall mean the Agreement dated **September 1, 2015**, between Contractor and City, as amended by the:

<b>Modification No. 1,</b>	dated <b>February 2, 2016</b> , and
<b>Modification No. 2,</b>	dated <b>March 2, 2016</b> , and
<b>Modification No. 3,</b>	dated <b>July 19, 2016</b> , and
<b>Modification No. 4,</b>	dated <b>June 20, 2017</b> , and
<b>Modification No. 5,</b>	dated <b>September 1, 2017</b> .

b. **Other Terms.** Terms used and not defined in this Modification shall have the meanings assigned to such terms in the Agreement.

2. **Section 2. Term of the Agreement** is hereby amended to extend the term of the contract for a new ending date of December 31, 2019.

3. **Section 5. Compensation** is hereby amended to increase the total compensation payable by an amount not to exceed **Three Million Nine Hundred Twenty Thousand Five Hundred Twenty-Five Dollars (\$3,920,525)** for a new total not to exceed amount of **Thirteen Million Seven Hundred Forty-One Thousand Three Hundred Twenty Dollars (\$13,741,320)**.

4. **Section 65.7 Title VI List of Pertinent Nondiscrimination Acts and Authorities**, is hereby deleted in its entirety and replaced as follows:

**65.7 Title VI List of Pertinent Nondiscrimination Acts and Authorities.** During the performance of this Agreement, Contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the “Contractor”) agrees to comply with the following non-discrimination statutes and authorities; including but not limited to:





- Title VI of the Civil Rights Act of 1964 (42 USC §2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin);
- 49 CFR part 21 (Non-discrimination In Federally-Assisted Programs of The Department of Transportation—Effectuation of Title VI of The Civil Rights Act of 1964);
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 USC §4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects);
- Section 504 of the Rehabilitation Act of 1973, (29 USC. §794 *et seq.*), as amended, (prohibits discrimination on the basis of disability); and 49 CFR §27;
- The Age Discrimination Act of 1975, as amended, (42 USC §6101 *et seq.*), (prohibits discrimination on the basis of age);

- Airport and Airway Improvement Act of 1982, (49 USC §471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex);
- The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not);
- Titles II and III of the Americans with Disabilities Act of 1990, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 USC §12131 – 12189) as implemented by Department of Transportation regulations at 49 CFR §37 and 38 and the Department of Justice regulations at 28 CFR, parts 35 and 36;
- The Federal Aviation Administration’s Non-discrimination statute (49 USC §47123) (prohibits discrimination on the basis of race, color, national origin, and sex);
- Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures non-discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations;
- Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 CFR at 74087 to 74100);
- Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 USC §1681 *et seq.*).

**5. Effective Date.** Each of the changes set forth in this Modification shall be effective on and after the date of this Modification.

**6. Legal Effect.** Except as expressly changed by this Modification, all of the terms and conditions of the Agreement shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, Contractor and City have executed this Modification as of the date first referenced above.

CITY	CONTRACTOR
AIRPORT COMMISSION CITY AND COUNTY OF SAN FRANCISCO	
By:  Ivar C. Satero, Airport Director	 Authorized Signature
Attest:  By:  Jean Caramatti, Secretary Airport Commission	Wendy Wilke Managing Principal Faith Group, LLC 3101 South Hanley Road, Suite 100 St. Louis, MO 63143 Telephone Number: 314-991-2228
Resolution No: 18-0054	95158 City Vendor Number
Adopted on: March 6, 2018	000020321 City Supplier Number
Approved as to Form:	20-0568153 Federal Employer ID Number
Dennis J. Herrera City Attorney	
By:  Heather Wolnick Deputy City Attorney	