

AMENDED IN COMMITTEE

7/24/13

FILE NO. 130333

RESOLUTION NO. 284-13

1 [Airport Lease Amendments - Concessions]

2
3 **Resolution approving Amendment No. 2 to Boarding Area E Candy Kiosk Lease No.**
4 **08-0016 with Pacific Gateway Concessions, LLC; Terminal 3 Specialty Store Lease B**
5 **No. 04-0167 with Marilla Chocolate Company; Airport Spa Lease No. 06-0242 with**
6 **XpresSpa SF International, LLC; and Amendment No. 3 to Technology Stores and**
7 **Accessories Lease No. 07-0108 with ILJ San Francisco, LLC, and the City and County**
8 **of San Francisco, acting by and through its Airport Commission for a term of five years**
9 **retroactively to May 1, 2012.**

10
11 WHEREAS, The Airport has closed Boarding Area E for approximately two and one
12 half years for major renovations; and

13 WHEREAS, During this renovation, PGC, Marilla, XpresSpa and ILJ's facilities will be
14 demolished and tenants will be responsible for building new premises; and

15 WHEREAS, The Airport Commission approved Resolution Nos. 12-0204, 12-0205,
16 12-0206, and 12-0207, which includes replacement premises in Boarding Area E,
17 reimbursement of unamortized investments, and a new commencement date of the Five (5)
18 year term, now, therefore, be it

19 RESOLVED, That the Board of Supervisors hereby approves, retroactively to May 1,
20 2012, Amendment No. 2, to Lease No. 08-0016 with PGC; Lease No. 04-0167 with Marilla;
21 Lease No. 06-0242 with XpresSpa; and Amendment No. 3 to Lease No. 07-0108 with ILJ, as
22 follows:

- 23 1. Replacement Premises. Original premises shall be replaced with premises of
24 comparable size in Boarding Area E ("Replacement Premises").
25

1 2. Commencement of Five (5) Year Term. New Lease rent commencement date shall
2 be the earlier date of (i) the Replacement Premises are open for business or (ii) the
3 majority of gates in Boarding Area E are occupied ("Commencement Date").

4 3. Reimbursement of Unamortized Construction Costs.

- 5 • PGC to be reimbursed in the amount of Sixty Two Thousand Nine Hundred
6 Forty Two Dollars (\$62,942)
- 7 • ILJ to be reimbursed in the amount of Two Hundred and Six Thousand Four
8 Hundred and Sixty One Dollars (\$206,461)

9 FURTHER RESOLVED, That the Airport Director shall take all steps necessary to
10 implement such Amendment No. 2 and 3 to the Leases, including execution of the appropriate
11 documents.

12
13 JR:cc
14 bcc: a/c/f/DSS/J. Reeb
X:\Projects\Terminal 3\BAE\BoS\Amend 2 Retail\BAE Amend 2 Retail Res.doc



City and County of San Francisco

**Tails
Resolution**

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 130333

Date Passed: July 30, 2013

Resolution approving Amendment No. 2 to Boarding Area E Candy Kiosk Lease No. 08-0016 with Pacific Gateway Concessions, LLC; Terminal 3 Specialty Store Lease B No. 04-0167 with Marilla Chocolate Company; Airport Spa Lease No. 06-0242 with XpresSpa SF International, LLC; and Amendment No. 3 to Technology Stores and Accessories Lease No. 07-0108 with ILJ San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission for a term of five years retroactively to May 1, 2012.

July 24, 2013 Budget and Finance Committee - AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

July 24, 2013 Budget and Finance Committee - RECOMMENDED AS AMENDED

July 30, 2013 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 130333

I hereby certify that the foregoing Resolution was ADOPTED on 7/30/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved