

1 [2011 Airport Lease and Use Agreement - Air Pacific Limited dba Fiji Airways]

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3 **Resolution approving the terms of 2011 Lease and Use Agreement No. 17-0184**
4 **between the City and County of San Francisco, acting by and through its Airport**
5 **Commission, and Air Pacific Limited dba Fiji Airways to conduct flight operations at**
6 **San Francisco International Airport, for the lease term to commence following Board**
7 **approval through June 30, 2021.**

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9 WHEREAS, Air Pacific Limited dba Fiji Airways (“Fiji Airways”) currently conducts flight
10 operations at San Francisco International Airport (the “Airport”) pursuant to Airline Operating
11 and Space Permit No. 4504; and

12 WHEREAS, The City and County of San Francisco, acting by and through its Airport
13 Commission (“City”), has entered into a 2011 Lease and Use Agreement (“2011 Lease”)
14 with 52 airlines effective July 1, 2011, for a term of ten years, to provide for the continuation
15 of flight operations and terminal rental by such airlines at the Airport; and

16 WHEREAS, Fiji Airways now desires to become a signatory to the 2011 Lease, which
17 grants it the right to conduct flight operations with City under the same terms and conditions
18 as other signatory airlines, except that the term will be approximately three years and seven
19 months to commence on the first day of the month following full approval by City; and

20 WHEREAS, Fiji Airways does not rent any exclusive space but will use the
21 International Terminal Joint Use Spaces and support facilities, as summarized on
22 Attachment A; and

23 WHEREAS, On July 25, 2017, the Airport Commission adopted Resolution
24 No. 17-0184 approving a 2011 Lease with Fiji Airways; and

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1 WHEREAS, A copy of the 2011 Lease is on file with the Clerk of the Board of
2 Supervisors in File No. 171080, which is hereby declared to be a part of this resolution as if
3 set forth fully herein; now, therefore, be it

4 RESOLVED, That this Board of Supervisors approves 2011 Lease No. 17-0184 with
5 Air Pacific Limited dba Fiji Airways; and, be it

6 FURTHER RESOLVED, That this Board of Supervisors authorizes the Airport Director
7 to enter into non-material modifications to the Lease, including changes to the demised
8 premises of not to exceed ten percent (10%) of the lease square footage, that the
9 Commission, in consultation with the City Attorney, determines are in the best interest of the
10 Commission and necessary to effectuate the purposes of the 2011 Lease and are in
11 compliance with all applicable laws, including the City's Charter; and, be it

12 FURTHER RESOLVED, That within 30 days of the 2011 Lease being fully executed by
13 all parties, the Airport Commission shall provide a copy of the final 2011 Lease to the Clerk of
14 the Board for inclusion into the official file.