

1 [Lease Amendment - Airport Concession Lease - InMotion Entertainment Group, LLC -
2 Minimum Annual Guarantee \$412,485]

3 **Resolution retroactively approving Amendment No. 2 to the Electronics and**
4 **Technology Stores in Terminal 2 and Terminal 3 Lease No. 10-0038, between InMotion**
5 **Entertainment Group, LLC, and the City and County of San Francisco, acting by and**
6 **through its Airport Commission, to extend the term for two years for a total term of May**
7 **19, 2010, through December 31, 2020, with an option for early termination, and no**
8 **change to the minimum annual guarantee of \$412,485.**

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10 WHEREAS, On February 18, 2010, by Resolution No. 10-0038, the Airport
11 Commission awarded the Electronics and Technology Stores in Terminal 2 and Terminal 3
12 Lease (the "Lease") No. 10-0038 to Edge 1 Cellular, LP; and

13 WHEREAS, The Board of Supervisors approved the Lease by Resolution No. 185-10,
14 adopted on April 27, 2010; and

15 WHEREAS, On December 6, 2011, by Resolution No. 11-0291, the Airport
16 Commission approved Amendment No. 1 to the Lease authorizing a revision to the definition
17 of Lease Year within the Lease as warranted to correctly set the first Lease Year as an eight-
18 month period rather than a twenty-month period ("Amendment No. 1"); and

19 WHEREAS, On December 3, 2013, by Resolution No. 13-0259, the Airport
20 Commission consented to the assignment of the Lease from Edge 1 Cellular, LP to InMotion
21 Entertainment Group, LLC; and

22 WHEREAS, The Board of Supervisors approved Amendment No. 1 by Resolution
23 No. 487-15, adopted on December 8, 2015; and

24 WHEREAS, To accommodate the Terminal 3 West renovation, the Airport Commission
25 adopted Resolution No. 17-0319 on December 19, 2017, approving Amendment No. 2 to the

1 Lease, which extends the term to December 31, 2020, with the condition that the Airport
2 Director, at his sole and absolute discretion, may terminate earlier by providing six months'
3 advance written notice ("Amendment No. 2"); and

4 WHEREAS, A copy of Amendment No. 2 is on file with the Clerk of the Board of
5 Supervisors in File No. 180210, which is hereby declared to be a part of this resolution as if
6 set forth fully herein; now, therefore, be it,

7 RESOLVED, That the Board of Supervisors hereby retroactively approves Amendment
8 No. 2 to the Electronics and Technology Stores in Terminal 2 and Terminal 3 Lease No. 10-
9 0038 with InMotion Entertainment Group, LLC; and, be it

10 FURTHER RESOLVED, That within 30 days of Amendment No. 2 being fully executed
11 by all parties, the Airport shall provide a copy of the final Amendment No. 2 to the Clerk of the
12 Board for inclusion into the official file.

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