

1 [Accept and Expend Grant - Airport Commission - U.S. Federal Aviation Administration Grant  
2 - Not to Exceed \$79,982,500]

3 **Resolution authorizing the Airport Commission to execute an Other Transaction**  
4 **Agreement with the Federal Aviation Administration (FAA) for the Replacement Airport**  
5 **Traffic Control Tower and FAA Offices in the amount not-to-exceed \$79,982,500 and**  
6 **retroactively accept and expend federal funds.**

7  
8 WHEREAS, In 2008, it was concluded that the existing Airport Traffic Control  
9 Tower (ATCT) at the Airport required replacement due to not meeting current seismic  
10 standards; and

11 WHEREAS, The Federal Aviation Administration (FAA), with the support of the Airport,  
12 performed a siting study and determined that the preferred site for the Replacement ATCT  
13 was Courtyard 2; and

14 WHEREAS, The Airport and the FAA are in agreement that the agencies should  
15 develop a partnership which provides for FAA oversight of the project and assigns project  
16 management, design and construction responsibilities of the Replacement ATCT and  
17 integrated FAA Offices (FAA Facilities) to the Airport; and

18 WHEREAS, The Airport proposes to negotiate and execute an Other Transaction  
19 Agreement (OTA) with the FAA to define roles and responsibilities for the implementation, and  
20 develop a budget and funding plan for proceeding with the work; and

21 WHEREAS, The FAA will reimburse the Airport for 100% of the estimated cost of the  
22 FAA Facilities, either in advance with the existing appropriations or as reimbursement from  
23 future appropriations, in an amount not to exceed \$79,982,500; and

1           WHEREAS, The Airport will prepare an Environmental Assessment (EA) on FAA's  
2 behalf to ensure compliance with requirements set forth in the Council on Environmental  
3 Quality regulation for implementing the National Environmental Policy Act (NEPA); and

4           WHEREAS, It is anticipated that EA will result in a Finding of No Significant Impact  
5 (FONSI), and the EA will be approved by the FAA; and

6           WHEREAS, The OTA will remain in effect for five years or when the Airport's design-  
7 build contractor has completed the design and construction of the FAA Facilities, and the FAA  
8 has approved the facility; and

9           WHEREAS, The ATCT and FAA Facilities will be solely owned by the Airport which will  
10 be responsible for the maintenance, repair, and upkeep for the life of the building; and

11           WHEREAS, The OTA requires the Airport and the FAA at the conclusion of this  
12 Agreement to have a separate lease agreement which will contain the FAA and Airport  
13 specific operational responsibilities; and

14           WHEREAS, The OTA does not require an ASO amendment; and

15           WHEREAS, The Board of Supervisors hereby waives inclusion of indirect costs in the  
16 project budget; now, therefore be it:

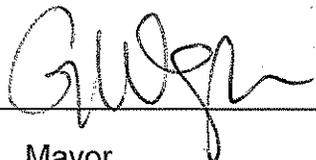
17           RESOLVED, That the San Francisco Board of Supervisors authorizes the Airport to  
18 execute an Other Transaction Agreement with the Federal Aviation Administration for 100%  
19 reimbursement of the Replacement Airport Traffic Control Tower and integrated FAA Offices  
20 in the amount not-to-exceed Seventy Nine Million Nine Hundred Eighty Two Thousand Five  
21 Hundred Dollars (\$79,982,500) and retroactively accept and expend federal funds.

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Recommended:

  
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Department Head

Approved:   
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For Mayor

Approved:   
\_\_\_\_\_

Controller



**City and County of San Francisco**  
**Tails**  
**Resolution**

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

**File Number:** 101110

**Date Passed:** September 28, 2010

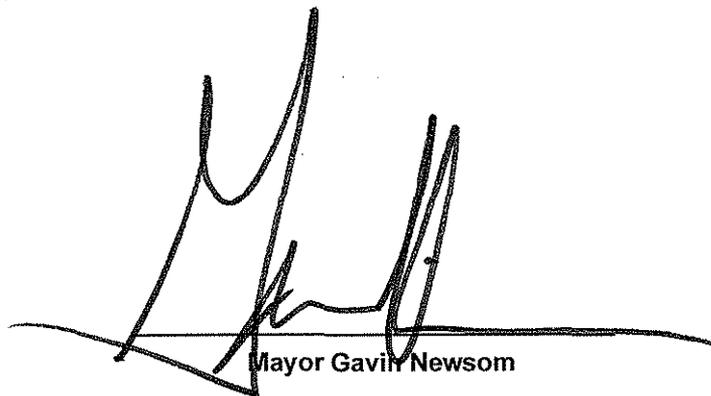
Resolution authorizing the Airport Commission to execute an Other Transaction Agreement with the Federal Aviation Administration (FAA) for the Replacement Airport Traffic Control Tower and FAA Offices in the amount not to exceed \$79,982,500 and retroactively accept and expend federal funds.

September 28, 2010 Board of Supervisors - ADOPTED

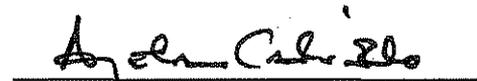
Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar and Maxwell  
Excused: 1 - Mirkarimi

File No. 101110

I hereby certify that the foregoing Resolution was ADOPTED on 9/28/2010 by the Board of Supervisors of the City and County of San Francisco.



Mayor Gavin Newsom



Angela Calvillo  
Clerk of the Board

September 30, 2010  
Date Approved