Resolution approving the Airport Commission's negotiation and execution of an Other Transaction Agreement with the Transportation Security Administration for the Terminal 1 Checked Baggage Inspection System Modernization Program for a five-year term in an amount not to exceed $59,429,406 and approving the acceptance and expenditure of Federal funds.

WHEREAS, The United States Congress passed the Aviation and Transportation Security Act, which requires all checked baggage to be screened; and

WHEREAS, The Congress has allocated funds for the Transportation Security Administration (TSA) to fund a Recapitalization Program for the purpose of funding the modernization of the TSA's Explosive Detection Systems (EDS) equipment and Checked Baggage Inspection Systems (CBIS) in select US airports; and

WHEREAS, The TSA has determined that the San Francisco International Airport (Airport) Terminal 1 EDS equipment is at the end of its service life and the CBIS areas are obsolete; and

WHEREAS, The TSA has notified the Airport that the Terminal 1 CBIS Modernization Program is eligible for federal funding; and

WHEREAS, The Airport Commission proposes to negotiate and execute an Other Transaction Agreement (OTA) with the TSA to set forth terms and conditions by which the TSA will reimburse the Airport for 100% of the estimated cost for design and construction of the Terminal 1 CBIS Modernization Program, in an amount not to exceed $59,429,406; and

WHEREAS, This agreement does not require an Annual Salary Ordinance (ASO) amendment; and

Mayor Lee
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WHEREAS, The OTA terms prohibit including indirect costs in federal funding budget;

and

WHEREAS, The Airport Commission adopted Resolution 13-0179 on August 13, 2013, authorizing the execution of the OTA with the TSA, and accepting and expending these federal funds; and

WHEREAS, Under San Francisco Administrative Code Section 10.170-1, the acceptance and expenditure of federal, state, or other grant funds in the amount of $100,000 or more is subject to the approval by resolution of the Board of Supervisors; and

WHEREAS, Under San Francisco Charter Section 9.118, contracts entered into by a department, board or commission having anticipated revenue to the City and County of one million dollars or more are subject to approval of the Board of Supervisors by resolution; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the negotiation and execution by the Airport Commission of an Other Transaction Agreement with the Transportation Security Administration for full reimbursement of the Terminal 1 CBIS Modernization Program in an amount not to exceed $59,429,406; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby approves the Airport Commission's acceptance and expenditure of such federal funds; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect costs in the federal funding budget; and, be it

FURTHER RESOLVED, That this resolution constitutes the approval required under San Francisco Charter Section 9.118 and San Francisco Administrative Code Section 10.170-1, as applicable; and, be it
FURTHER RESOLVED, That the actions of the officers, agents and employees of the Airport Commission to carry out the purposes and intents of this Resolution taken prior to the adoption of this Resolution are ratified, approved and confirmed.

Recommended:  

Approved:  

Mayor

Department Head  

Approved:  

For  

Controller

Mayor Lee  

BOARD OF SUPERVISORS

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8/27/2013
Resolution approving the Airport Commission's negotiation and execution of an Other Transaction Agreement with the Transportation Security Administration for the Terminal 1 Checked Baggage Inspection System Modernization Program for a five-year term in an amount not to exceed $59,429,406 and approving the acceptance and expenditure of Federal funds.

September 11, 2013 Budget and Finance Committee - RECOMMENDED

September 17, 2013 Board of Supervisors - ADOPTED

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

I hereby certify that the foregoing Resolution was ADOPTED on 9/17/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Date Approved
9/19/2013