

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE DIRECTOR OF AVIATION OR THEIR DESIGNEE TO CANCEL INVOICE SJC-25215722 IN THE AMOUNT OF \$566,950 ALONG WITH ALL ASSOCIATED LATE FEES, SUBJECT TO THE EXECUTION OF THE AMENDMENT BETWEEN THE CITY OF SAN JOSE AND SSP AMERICA SJC, LLC

WHEREAS, the City of San José (“City”) owns and operates the Norman Y. Mineta San José International Airport (“Airport”); and

WHEREAS, on August 26, 2025, the City Council adopted a resolution delegating authority to the City Manager or their designee to negotiate and execute an amendment to the Food and Beverage Concession agreement between the City of San José and SSP America SJC, LLC to: (i) accept the one-time key money remittance of \$2,820,300 towards the completion of SSP’s remaining construction projects at the San José Mineta International Airport, and (ii) revise the construction schedule dates and provide a construction incentive credit of \$850 per day per concession location if the concessions open earlier than the revised construction schedule dates; and

WHEREAS, adopting this resolution will authorize the Director of Aviation or their designee to cancel invoice SJC-25215722 in the amount of \$566,950 along with all associated late fees, contingent upon the execution of the amendment between the City of San José and SSP;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The Director of Aviation or their designee is hereby authorized to cancel invoice SJC-25215722 in the amount of \$566,950 along with all associated late fees, subject to the execution of the amendment between the city of San José and SSP America SJC, LLC.

ADOPTED this _____ day of _____, 2025, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, MMC
City Clerk