

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE APPROVING THE (1) PROPOSED AIRPORT CONCESSION DISADVANTAGED BUSINESS ENTERPRISE (ACDBE) PROGRAM FOR THE NORMAN Y. MINETA SAN JOSE INTERNATIONAL AIRPORT (AIRPORT); (2) THREE-YEAR ACDBE RACE-NEUTRAL GOAL OF 10.10% FOR ALL AIRPORT CONCESSIONS, OTHER THAN RENTAL CARS, FOR FEDERAL FISCAL YEARS (FFY) 2021-2023; AND THE (3) THREE-YEAR ACDBE RACE-NEUTRAL GOAL OF 0.40% FOR RENTAL CARS FOR FFY 2021-2023; AND AUTHORIZING THE CITY MANAGER TO SUBMIT THE THREE-YEAR ACDBE PROGRAM TO THE FEDERAL AVIATION ADMINISTRATION (FAA) AND TO MAKE REVISIONS TO THE THREE-YEAR ACDBE PLAN AS REQUESTED BY THE FAA

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

WHEREAS, the Airport Concession Disadvantaged Business Enterprise (“ACDBE”) Program was created to minimize concerns related to minority discrimination in the award and administration of concession opportunities at the Airport; and

WHEREAS, adherence to ACDBE Program regulations is required to remain eligible to receive federal grants for airport development from the Federal Aviation Administration's ("FAA") Airport Improvement Program; and

WHEREAS, the Airport is required to submit an updated ACDBE Program participation plan every three years that identifies new concession opportunities, potential ACDBE participants, and new percentage targets for ACDBE participation; and

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WHEREAS, the proposed ACDBE participation targets for Federal Fiscal Years (“FFY”) 2021 through 2023 are 10.10% for concessions other than rental cars and 0.40% for rental cars, both to be achieved by using race-neutral methods;

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

1. The Airport’s ACDBE Program update for FFY 2021-2023, in accordance with FAA regulations is approved.
2. The Airport’s ACDBE participation target of 10.10% for all Airport concessions other than car rentals for FFY 2021-2023 is approved.
3. The Airport’s ACDBE participation target of 0.40% for car rentals for FFY 2021-2023 is approved.
4. The City Manager is hereby authorized to submit to the FAA the Airport’s draft three-year ACDBE participation plan update for FFY 2021-2023.
5. The City Manager is hereby authorized to make revisions to the Airport’s draft three-year ACDBE participation plan update for FFY 2021-2023, as requested by the FAA.

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ADOPTED this ____ day of _____, 2020, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk

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