File #: 19-354, **Version:** 1

Actions Related to the Request for Proposal for the San José International Airport Food and Beverage Concession Opportunities.

(a) Approve the selection of the top-ranking concessions for Packages I, II, and III for the Request for Proposals ("RFP") for the Food and Beverage Concession Opportunities at the Norman Y. Mineta San José International Airport ("Airport").

(b) Adopt a resolution authorizing the City Manager or designee to:

(1) Negotiate and execute Concession Agreements ("Agreement") between the City of San José and the following entities, effective from the date of execution by the City Manager through June 30, 2035:

(i) SSP America Inc. for the construction and operation of food and beverage concessions at the Airport listed as Package I of the Food and Beverage RFP;

(ii) Elevate Gourmet Brands-SJC Group for the construction and operation of a food and beverage concession at the Airport listed as Package II of the Food and Beverage RFP; and

(iii) WSE Group Inc. for the construction and operation of a food and beverage concession at the Airport listed as Package III of the Food and Beverage RFP.

(2) Negotiate and modify the concept types, concept locations, and/or concept designs with the entities above, as needed, to align the concepts with the needs of the Airport.

(3) Terminate negotiations with any of the recommended proposers for Packages I, II, or III in the event that the City and the recommended proposer(s) cannot agree upon the terms of the Concession Agreement, and negotiate and execute concession agreements with the next highest-ranked proposers, in order of their ranking for each package, until an Agreement has been reached with an operator.

(c) Adopt a resolution authorizing the Director of Aviation to extend the term of the agreement(s) through June 30, 2040, subject to mutual agreement by both parties.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts resulting in no physical changes to the environment. (Airport)