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[Lease of Real Property]

**AUTHORIZING A LEASE AT 30 VAN NESS FOR THE DEPARTMENT OF PUBLIC HEALTH'S CHILDREN, YOUTH AND FAMILIES SECTION.**

RESOLVED, That in accordance with the recommendation of the Director of the Department of Public Health and the Director of Property, the Mayor, the Clerk of the Board of Supervisors and the Director of Property are hereby authorized to take all actions, on behalf of the City and County of San Francisco, as Tenant, to execute a written lease and other related documents with Herbst Foundation, as Landlord, for second floor space at 30 Van Ness Avenue, San Francisco, California, which comprises an approximate area of 19,700± square feet for the Dept. of Public Health's Children, Youth and Families Section on the terms and conditions contained herein and on a form approved by the City Attorney; and, be it

FURTHER RESOLVED, That the lease shall commence upon substantial completion of tenant improvements (expected to be about March 1, 2000) and terminate February 28, 2005. The monthly rent including all services for the term shall be \$44,325. The lease includes two options of five years each to extend the term. The City will pay its pro rata share of typical operating expense increases over a 2000 base year. The Landlord will provide tenant improvements pursuant to City's specification up to a maximum of \$472,800±. City shall pay for typical tenant costs, including but not limited to, telephone, data, specialty items, furniture, and moving costs; and, be it

FURTHER RESOLVED, That the lease may include an appropriate clause (in a form approved by the City Attorney), indemnifying and holding harmless the Landlord, from and agreeing to defend the

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2 Landlord against any and all claims, costs and expenses, including, without limitation, reasonable  
3 attorney's fees, incurred as a result of City's use of the premises, any default by the City in the  
4 performance of any of its obligations under the lease, or any acts or omissions of City or its agents, in,  
5 on or about the premises or the property on which the premises are located, excluding those claims,  
6 costs and expenses incurred as a result of the active negligence or willful misconduct of Landlord or its  
7 agents; and be it  
8

9 FURTHER RESOLVED, That the lease shall be subject to and conditioned upon, the Human  
10 Rights Commission's approval of Landlord's compliance with City's Non-Discrimination and Equal  
11 Benefits in Employment Ordinance; and, be it  
12

13 FURTHER RESOLVED, That all actions heretofore taken by the officers of the City with  
14 respect to such lease are hereby approved, confirmed and ratified; and, be it  
15

16 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Property to  
17 enter into any amendments or modifications to the Lease (including without limitation, the exhibits) that  
18 the Director of Property determines, in consultation with the City Attorney, are in the best interest of  
19 the City, do not increase the rent or otherwise materially increase the obligations or liabilities of the  
20 City, are necessary or advisable to effectuate the purposes of the Lease or this resolution, and are in  
21 compliance with all applicable laws, including City's Charter; and, be it  
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23 FURTHER RESOLVED, That the Board of Supervisors acknowledges that 680 8<sup>th</sup> Street is the  
24 current location of the Department of Public Health's Children, Youth and Families Section and that this  
25 program is currently occupying such space on a month-to-month tenancy and authorizes payment

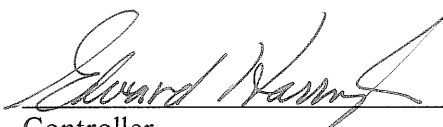
1 (if required) in the amount of \$33,150 for rent through January 31, 2000, \$44,625 per month through  
2 March 31, 2000 and \$66,937.50 per month thereafter.


3 Said Lease shall be subject to certification as to funds by the Controller, pursuant to Section  
4 6.302 of the Charter.

7 RECOMMENDED:

\$ \_\_\_\_\_ Available  
Appropriation No. 1G-AGF-AAA  
HCHPMADMINGF & HCHPMCCSPGGF 03011

8   
9 Director  
10 Department of Public Health

  
Controller

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12 Director of Property

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# City and County of San Francisco

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

## Tails

### Resolution

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**File Number:** 992311

**Date Passed:**

Resolution authorizing a lease at 30 Van Ness for the Department of Health's Children Youth and Families Section.

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January 18, 2000 Board of Supervisors — ADOPTED

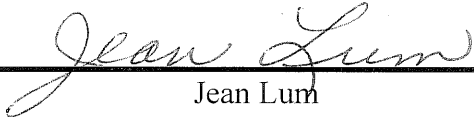
Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,

Yaki, Yee

Absent: 1 - Katz

File No. 992311

I hereby certify that the foregoing Resolution was ADOPTED on January 18, 2000 by the Board of Supervisors of the City and County of San Francisco.

  
\_\_\_\_\_  
Jean Lum  
Acting Clerk of the Board

  
\_\_\_\_\_  
Date Approved

  
\_\_\_\_\_  
Mayor Willie L. Brown Jr.