

1 [Real Property Lease Amendment - Northeast Corner of Octavia Boulevard and Fell Street]

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3 **Resolution approving an amendment of lease between the City and County of San**  
4 **Francisco and PROXYdevelopment, LLC, for property located at the northeast corner of**  
5 **Octavia Boulevard and Fell Street, commonly known as a portion of Assessor's Block**  
6 **No. 0817, Lot No. 33 (Parcel L), to extend the lease term from four years to five years.**

7  
8 WHEREAS, The State of California transferred certain real property located at the  
9 northeast corner of Octavia Boulevard and Fell Street and commonly known as a portion of  
10 Assessor's Block 0817, Lot 33 (Parcel L) to the City and County of San Francisco (City) as  
11 part of the demolition of the former Central Freeway and on the condition that City use the  
12 proceeds from any disposition of Parcel L in connection with City's Octavia Boulevard project  
13 and for transportation and related purposes set forth in Section 72.1(f)(1) of the California  
14 Streets and Highways Code; and,

15 WHEREAS, The Board of Supervisors authorized a four year lease (Original Lease) of  
16 Parcel L to PROXYdevelopment, LLC (Tenant) for an initial monthly base rent of \$2,000,  
17 adjusted annually, and a share of bonus rent under Resolution No. 385-10, adopted by the  
18 Board of Supervisors on August 3, 2010 and approved by the City's Mayor on August 12,  
19 2010, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 100669;  
20 and,

21 WHEREAS, Tenant and City wish to extend the term of the Original Lease to five years  
22 under an amendment to lease substantially in the form on file with the Clerk of the Board of  
23 Supervisors in File No. 110916 (Lease Amendment); and,

24 WHEREAS, The Director of Planning, by letter dated ~~April 26, 2011~~ <sup>May 14, 2010</sup>, a copy of which is  
25 on file with the Clerk of the Board of Supervisors in File No. 110916, found that the  
Supervisor Mirkarimi

BOARD OF SUPERVISORS

1 proposed Lease Amendment is categorically exempt from environmental review and in  
2 conformance with the City's General Plan; now, therefore, be it

3 RESOLVED, That in accordance with the recommendation of the Director of Office of  
4 Economic and Workforce Development and the Director of Property, the Director of Property  
5 is hereby authorized to execute the Lease Amendment; and, be it


6 FURTHER RESOLVED, That all actions heretofore taken by any City employee or  
7 official with respect the Lease Amendment are hereby approved, confirmed and ratified; and,  
8 be it

9 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of  
10 Property to enter into any amendments or modifications to the Lease Amendment that the  
11 Director of Property determines, in consultation with the City Attorney, are in the best interest  
12 of the City, do not materially reduce the rent or otherwise materially increase the obligations or  
13 liabilities of the City, are necessary or advisable to effectuate the purposes of the Lease  
14 Amendment and are in compliance with all applicable laws, including City's Charter.

15 RECOMMENDED:

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18 \_\_\_\_\_  
19 Jennifer Matz  
20 Director, Office of Economic  
21 and Workforce Development

22  
23 

24 \_\_\_\_\_  
25 John Updike  
Acting Director of Property



City and County of San Francisco

Tails  
Resolution

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

File Number: 110916

Date Passed: September 20, 2011

Resolution approving an amendment of lease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the northeast corner of Octavia Boulevard and Fell Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 33 (Parcel L), to extend the lease term from four years to five years.

September 14, 2011 Budget and Finance Committee - AMENDED


September 14, 2011 Budget and Finance Committee - RECOMMENDED AS AMENDED

September 20, 2011 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi and Wiener

File No. 110916

I hereby certify that the foregoing Resolution was ADOPTED on 9/20/2011 by the Board of Supervisors of the City and County of San Francisco.

  
Angela Calvillo  
Clerk of the Board

  
Mayor Edwin Lee

9/26/2011  
Date Approved