

1 (Amendment of Lease of Property)

2 AUTHORIZING A SECOND AMENDMENT OF A 40-YEAR LEASE OF PUBLIC  
3 UTILITIES LAND LOCATED IN THE CITY OF SANTA CLARA FOR PARKING AND  
4 LANDSCAPING TO MELP VII L.P., LESSEE.  
5

6 WHEREAS, The Lessee has agreed to an amendment of Lease to (i) extend the  
7 lease term forty (40) years from the date of the second amendment; (ii) annual rent  
8 adjustments based on cost of living increases with rent reappraisal on March 12, 2007  
9 and on March 12 of each fifth (5<sup>th</sup>) year thereafter for the remainder of the lease term  
10 adjusting the base rent to the prevailing fair market value based on current land values  
11 less a 10% discount off fair market value as opposed to a 20% discount, and  
12

13 WHEREAS, The Public Utilities Commission pursuant to Resolution 99-0026  
14 approved the subject Amendment No. 2 of Lease, and

15 WHEREAS, Section 2.110 of the charter requires that the lease of real property  
16 in excess of ten years shall be subject to approval by resolution of the Board of  
17 Supervisors; now therefore, be it  
18

19 RESOLVED, That this Board hereby approves the Second Amendment of lease  
20 of .346 acres of a portion of Parcel 144 of Bay Division Pipeline Nos. 3 and 4 right of  
21 way, located in Santa Clara, California, between the City and County of San Francisco,  
22 Lessor, MELP VII L.P., Lessee, having been approved pursuant to Public Utilities  
23 Commission Resolution No. 99-0026 adopted January 26, 1999.  
24  
25

Public Utilities Commission



# City and County of San Francisco

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

## Tails

### Resolution

---

**File Number:** 990256

**Date Passed:**

Resolution authorizing a second amendment of a 40-year lease of Public Utilities land located in the City of Santa Clara for parking and landscaping to MELP VII L.P., lessee.

---

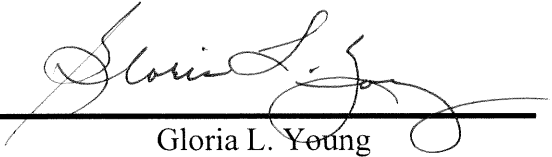
March 15, 1999 Board of Supervisors — ADOPTED

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

File No. 990256

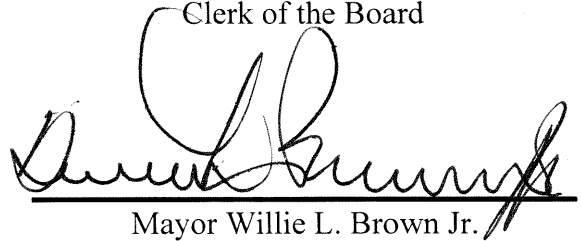
I hereby certify that the foregoing Resolution  
was ADOPTED on March 15, 1999 by the  
Board of Supervisors of the City and County  
of San Francisco.



Gloria L. Young  
Clerk of the Board

**MAR 26 1999**

**Date Approved**



Mayor Willie L. Brown Jr.

File No. 990256 continued...