

1 [Master Lease Amendment - United States Navy - Treasure Island Marina]

2

3 **Resolution approving the Seventeenth Amendment to the Treasure Island Marina**
4 **Master Lease between the Treasure Island Development Authority and the U.S. Navy to**
5 **extend the term for a period of one year beginning on December 1, 2013, and ending on**
6 **November 30, 2014.**

7

8 WHEREAS, The Treasure Island Development Authority ("Authority") and the United
9 States of America, acting by and through the Department of the Navy (the "Navy"), entered
10 into a master lease dated September 4, 1998, for the Authority to use and sublease certain
11 land and structures on former Naval Station Treasure Island (as amended from time to time,
12 the "Marina Master Lease") at no rent; and,

13 WHEREAS, The Master Lease and amendments No. 1 through 16 are on file with the Clerk
14 of the Board of Supervisors in File No. 120737; and,

15 WHEREAS, The Marina Master Lease enables the Authority to sublease portions of
16 the master leased area for interim uses and generate revenues to support the interim
17 operation of Treasure Island and the future redevelopment of the former Naval Station
18 Treasure Island; and,

19 WHEREAS, The term of the Marina Master Lease expires on November 30, 2013; and,

20 WHEREAS, The Authority wishes to extend the term of such lease for a period of one
21 (1) year beginning on December 1, 2013 and ending on November 30, 2014, unless sooner
22 terminated in accordance with the terms and conditions of the Master Lease; and,

23 WHEREAS, The Navy concurs with such amendment and the amendment has been
24 approved by the Authority Board of Directors at its May 8, 2013 meeting; and,

25

1 WHEREAS, The Board of Supervisors Resolution establishing the Authority, AB 699
2 and TIDA's Bylaws require that the Authority obtain Board of Supervisors approval of any
3 agreements having a term in excess of ten (10) years or anticipated revenues of \$1,000,000
4 or more; and,

5 WHEREAS, Because the cumulative term of the Marina Master Lease exceeds ten
6 (10) years, the Authority is requesting that the Board of Supervisors approve the Seventeenth
7 Amendment to extend the term of such lease for a period of one (1) year beginning on
8 December 1, 2013 and ending on November 30, 2014, unless sooner terminated in
9 accordance with the terms and conditions of the Master Lease; now, therefore, be it

10 RESOLVED, That the Board of Supervisors hereby approves and authorizes the
11 Director of Island Operations of the Authority or her designee to execute and enter into the
12 Seventeenth Amendment to the Marina Master Lease in substantially the form filed with the
13 Clerk of the Board of Supervisors in File No. 130904, and any additions, amendments or other
14 modifications to such Seventeenth Amendment (including, without limitation, its exhibits) that
15 the Director of Island Operations of the Authority or her designee determines, in consultation
16 with the City Attorney, are in the best interests of the Authority and do not otherwise materially
17 increase the obligations or liabilities of the Authority, and are necessary or advisable to
18 effectuate the purpose and intent of this resolution; and, be it

19 FURTHER RESOLVED, That within thirty (30) days of the lease amendment being fully
20 executed by all parties the Director of Island Operations of the Authority shall provide the final
21 lease amendment to the Clerk of the Board for inclusion into the official file.

22
23
24
25