

1 **(Lease of Real Property)**

2 **AUTHORIZING A LEASE AT 30 VAN NESS FOR THE SAN FRANCISCO POLICE**
3 **DEPARTMENT.**

4 RESOLVED, That in accordance with the recommendation of the Chief of Police and the
5 Director of Property, the Mayor, the Clerk of the Board of Supervisors and the Director of Property are
6 hereby authorized to take all actions, on behalf of the City and County of San Francisco, as Tenant, to
7 execute a written lease and other related documents with the Herbst Foundation, as Landlord, for
8 second floor space at the building commonly known as 30 Van Ness Avenue, San Francisco, California,
9 which space comprises an approximate area of 1,563 square feet on the terms and conditions contained
10 herein and on a form approved by the City Attorney.

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13 FURTHER RESOLVED, The lease shall commence upon mutual execution of the lease
14 (expected to be about September 1, 1999) and terminate August 31, 2004. The monthly rent for the
15 first five years of the term shall be \$2,865.50. The City shall pay typical operating expense increases
16 over a 1999 base year and other typical tenant costs such as telephone, data and moving costs. City
17 shall have two options to renew the lease for three (3) years each.

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19 FURTHER RESOLVED, That the lease shall include an appropriate clause (in a form approved
20 by the Director of Property and the City Attorney), indemnifying and holding harmless the Landlord,
21 from and agreeing to defend the Landlord against any and all claims, costs and expenses, including,
22 without limitation, reasonable attorney's fees, incurred as a result of City's use of the premises, any
23 default by the City in the performance of any of its obligations under the lease, or any acts or omissions
24 of City or its agents, in, on or about the premises or the property on which the premises are located,
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1 excluding those claims, costs and expenses incurred as a result of the active negligence or willful
2 misconduct of Landlord or its agents; and be it

3 FURTHER RESOLVED, That all actions heretofore taken by the officers of the City with
4 respect to such lease are hereby approved, confirmed and ratified.

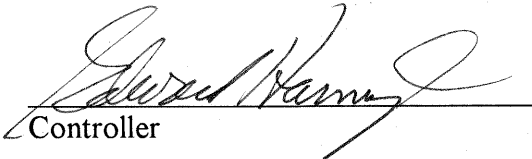
5 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Property to
6 enter into any amendments or modifications to the Lease (including without limitation, the exhibits) that
7 the Director of Property determines, in consultation with the City Attorney, are in the best interest of
8 the City, do not increase the rent or otherwise materially increase the obligations or liabilities of the
9 City, are necessary or advisable to effectuate the purposes of the Lease or this resolution, and are in
10 compliance with all applicable laws, including City's Charter.

11 Said Lease shall be on a form approved by the City Attorney and shall be subject to certification
12 as to funds by the Controller, pursuant to Section 6.302 of the Charter.

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16 **RECOMMENDED:**

\$28,655 Available
Appropriation No. 386 50525 0277 99

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19 _____
Chief of Police

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22 _____
Controller

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Director of Property



City and County of San Francisco

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

Tails
Resolution

File Number: 991452

Date Passed:

Resolution authorizing a lease at 30 Van Ness Avenue for the San Francisco Police Department.

August 9, 1999 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,
Yaki, Yee

Absent: 1 - Teng

File No. 991452

I hereby certify that the foregoing Resolution
was ADOPTED on August 9, 1999 by the
Board of Supervisors of the City and County
of San Francisco.

Gloria L. Young
Clerk of the Board

AUG 20 1999

Date Approved

Mayor Willie L. Brown Jr.