

1 [Mission Bay South Access and Other Agreements]

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3 **Resolution approving one new agreement to extend the terms of terminated agreement**
4 **and to exercise options for extensions of seven other terminated agreements, all**
5 **containing easements and licenses for access, use, maintenance and operation of**
6 **infrastructure improvements in Mission Bay South, making such actions retroactive to**
7 **the date of their respective terminations and authorizing other official actions.**

8 WHEREAS, In DPW Order No. 174,862, dated June 16, 2004, the Director of the
9 Department of Public Works recognized the expiration of various temporary access, use,
10 maintenance and operations easements and licenses in Mission Bay South (“Agreements”)
11 and recommended approval of the new agreement and the approval of the options to extend
12 seven other agreements, designation of all of said actions as retroactive to their respective
13 termination dates, and extension of the agreements beyond their one-year terms, with no other
14 changes to said agreements . A copy of the DPW Order, the new agreement and the seven
15 other agreements are on file with the Clerk of the Board of Supervisors in File No.
16 _____ and are incorporated by reference herein; and

17 WHEREAS, Such recommended actions are necessary to allow: (1) City access, use,
18 maintenance and operation of certain interim infrastructure improvements and certain
19 permanent City improvements that are not ready to be accepted by the City as described in the
20 respective agreements, and (2) City access for construction or maintenance of the
21 improvements should the City exercise its rights under various Street Improvement Permits;
22 now, therefore be it

23 RESOLVED, That this Board of Supervisors has reviewed and approves the Director of
24 the Department of Public Works’ recommendation contained in Department of Public Works
25 Order No.174,862, dated June 16, 2004; and be it

1 FURTHER RESOLVED, That this Board of Supervisors does hereby approve the new
2 agreement and the options extending the seven other agreements, designates the actions
3 extending the agreements as retroactive to the date of their respective terminations, and
4 extend all of the agreements beyond their one-year terms; and be it

5 FURTHER RESOLVED, That this Board of Supervisors authorizes all actions heretofore
6 taken by the officers of the City with respect to this Resolution and hereby approves, confirms
7 and ratifies such actions. This Board also authorizes and directs the Mayor, Clerk of the
8 Board, Director of Property, and Director of Public Works to take any and all actions that they
9 or the City Attorney may deem necessary or advisable in order to effectuate the purpose and
10 intent of this Resolution including, without limitation, the recordation of any agreements or
11 evidence of such extension(s) in the Official Records of the City and County of San Francisco.

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1 RECOMMENDED:
2 DEPARTMENT OF PUBLIC WORKS

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4 By: _____
5 EDWIN M. LEE
6 Director of Public Works

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8 DESIGNATION CERTIFIED BY:
9 DEPARTMENT OF PUBLIC WORKS

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11 By: _____
12 ROBERT P. BECK
13 Deputy Director of Engineering, DPW

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15 CITY AND COUNTY OF SAN FRANCISCO

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17 By: _____
18 STEVE LEGNITO
19 Director of Property

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