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[Treasure Island Brig Sublease]
APPROVING A SUBLEASE, RETROACTIVE TO JULY 1, 2000, BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO (THE "CITY") AND THE TREASURE ISLAND DEVELOPMENT AUTHORITY (THE "AUTHORITY") FOR CERTAIN PROPERTY ON TREASURE ISLAND COMMONLY KNOWN AS THE BRIG (BUILDINGS 670 & 671) LOCATED AT THE CORNER OF 13TH AND M STREETS ON TREASURE ISLAND, FOR AN ANNUAL RENT NOT TO EXCEED \$250,000 PER YEAR.

WHEREAS, Under the Treasure Island Conversion Act of 1997, which amended Section 33492.5 of the California Health and Safety Code and added Section 2.1 to Chapter 1333 of the Statutes of 1968 (the "Act"), the California Legislature (i) designated the Authority as a redevelopment agency under California redevelopment law with authority over former Naval Station Treasure Island (the "Base"), and (ii), with respect to those portions of the Base which are subject to the public trust for commerce, navigation and fisheries (the "Tidelands Trust"), vested in the Authority the authority to administer the Tidelands Trust as to such property; and,

WHEREAS, The Tidelands Trust prohibits the sale of Tidelands Trust property into private ownership, generally requires that Tidelands Trust property be accessible to the public and encourages public oriented uses of trust property that, among other things, attract people to the waterfront, promote public recreation, protect habitat and preserve open space; and,

WHEREAS, The Board of Supervisors approved the designation of the Authority as a redevelopment agency with powers over Treasure Island in Resolution No. 43-98, dated February 6, 1998; and

WHEREAS, Under the Act and the Authority's Articles of Incorporation and Bylaws, the Authority, acting by and through its Board of Directors has the power, subject to applicable

1 laws, to sell, lease, exchange, transfer, convey or otherwise grant an interest in or right to use
2 or occupy all or any portion of the real property located on the Base; and,

3 WHEREAS, The Sheriff's Department of the City and County of San Francisco wishes
4 to sublease from the Authority and reuse existing buildings on certain property located on
5 Treasure Island commonly known as the Brig (Buildings 670 and 671) (the "Premises") for
6 use and,

7 WHEREAS, The Sheriff's Department will use the Premises for 90 days per year during
8 the term of the Sublease and as otherwise agreed by the Sheriff's Department and the
9 Executive Director of the Authority; and,

10 WHEREAS, The Premises was originally developed by the Navy as a jail for military
11 purposes and therefore has very limited interim reuse potential; and,

12 WHEREAS, Based upon an appraisal, the Authority has determined that a reasonable
13 value for the use of the Premises (given its limited reuse potential) for 90 days per year is
14 \$250,000; and,

15 WHEREAS, The term of the proposed sublease would expire on May 15, 2005, unless
16 sooner terminated pursuant to the terms of the sublease; and,

17 WHEREAS, On November 3, 1997 the Planning Department of the City and County of
18 San Francisco determined for the Authority that such interim reuses as the proposed sublease
19 are categorically exempt under the California Environmental Quality Act (CEQA) and Sections
20 15301, 15303, 15304(e), and 15061(b)(3) of the State Guidelines; and,

21 WHEREAS, At a regular meeting on October 11, 2000, the Board of Directors of the
22 Authority authorized the Executive Director of the Authority to enter into such sublease with
23 the City; and,

24 WHEREAS, The Board of Supervisors' approval of the sublease is required to
25 authorize the Director of Property to enter into the sublease on behalf of the City; and,


1 WHEREAS, A copy of the proposed sublease with the City for the Brig is on file with
2 the Clerk of the Board of Supervisors in File No. 010145; now therefore, be it

3 RESOLVED: That the Board of Supervisors hereby reaffirms the finding of the
4 Planning Department of the City and County of San Francisco (the "Planning Department")
5 that the interim reuse of the Premises as proposed by the City is categorically exempt under
6 CEQA for the reasons stated in the Certificate of Determination dated November 3, 1997 by
7 the Planning Department, a copy of which is on file with the Clerk of the Board of Supervisors
8 in File No. 010145; and, be it

9 FURTHER RESOLVED: That the Board of Supervisors hereby approves the sublease
10 between the City and the Authority for use of the Brig facility on Treasure Island, and
11 authorizes the Director of Property to enter into such sublease with the Authority to use the
12 Brig facility for 90 days per year and as otherwise agreed by the Sheriff's Department and the
13 Executive Director of the Authority, for a rental amount not to exceed \$250,000 per year; and,
14 be it

15 FURTHER RESOLVED: That the Director of Property is hereby authorized to take any
16 and all actions deemed necessary by the Director of Property in consultation with the City
17 Attorney's Office to carry out the intent of this resolution, including without limitation, the
18 amendment of any leases with the Navy.

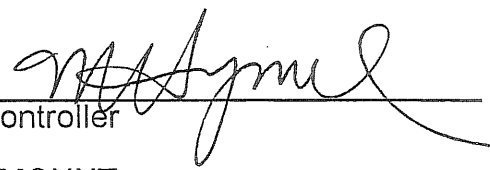
19 SUBMITTED:

20 
21 Director of Property SA

22 RECOMMENDED:

23 
24 Sheriff

CONTROLLER'S CERTIFICATION
OF FUNDS


Controller

AMOUNT: \$250,000.00

SOURCE: 1G-AGF-AAA 065014

081ED

MAYOR BROWN
BOARD OF SUPERVISORS



City and County of San Francisco

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

Tails

Resolution

File Number: 010145

Date Passed:

Resolution approving a sublease, retroactive to July 1, 2000, between the City and County of San Francisco (The "City") and the Treasure Island Development Authority (The "Authority") for certain property on Treasure Island commonly known as the Brig (Buildings 670 and 671) located at the corner of 13th and M Streets on Treasure Island, for an annual rent not to exceed \$250,000 per year.

March 26, 2001 Board of Supervisors — CONTINUED


Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick,
Newsom, Peskin, Sandoval, Yee

April 9, 2001 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin,
Sandoval, Yee
Noes: 1 - Gonzalez

File No. 010145

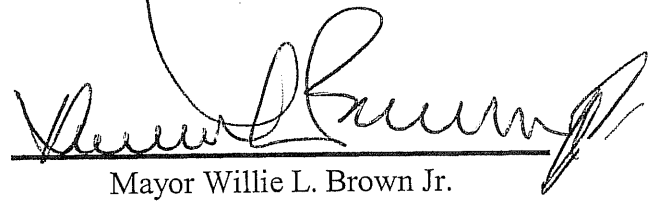
I hereby certify that the foregoing Resolution was ADOPTED on April 9, 2001 by the Board of Supervisors of the City and County of San Francisco.



Jean Lum
Acting Clerk of the Board

APR 20 2001

Date Approved



Mayor Willie L. Brown Jr.