

RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING: A) THE PRESIDENT OF THE BOARD OF SUPERVISORS TO EXECUTE A FIFTH AMENDMENT TO THE LEASE AGREEMENT WITH DAN AND LINDA BORTOLOTTI, TO AMEND THE LEASE TO ALLOW COUNTY'S EXTENDED OCCUPANCY THROUGH JUNE 30, 2026, WITH AN OPTION FOR ONE ADDITIONAL TERM OF TWO (2) YEARS AT A MONTHLY RENTAL OF TEN THOUSAND NINETY SEVEN DOLLARS (\$10,097) WITH ANNUAL 4% INCREASES; AND B) THE COUNTY EXECUTIVE, OR THEIR DESIGNEE, TO ACCEPT OR EXECUTE NOTICES, OPTIONS AND DOCUMENTS ASSOCIATED WITH THE AGREEMENT INCLUDING, BUT NOT LIMITED TO, EXTENSION OR TERMINATION OF THE AGREEMENT UNDER THE TERMS SET FORTH THEREIN

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, as authorized by San Mateo County Resolution No. 62029, Landlord and Tenant entered into a lease agreement dated for reference purposes as of June 23, 1998 (the "Lease") for approximately 2,950 rentable square feet of building area at 500 California Street, Moss Beach, California; and

WHEREAS, as authorized by San Mateo County Resolution No. 64847, Landlord and Tenant entered into the First Amendment to Lease dated October 23, 2001, and the First Amendment increased the leased area of the building to 3,800 square feet, modified the leased property to include the entire parcel (APN 037-141-010) together with the improvements thereon and modified the base rent; and

WHEREAS, as authorized by San Mateo County Resolution No. 66790, Landlord and Tenant entered into the Second Amendment to Lease dated May 1, 2004, and the Second Amendment extended the term of the lease and modified the base rent; and

WHEREAS, as authorized by San Mateo County Resolution No. 67988, Landlord

and Tenant entered into the Third Amendment to Lease dated May 23, 2006, which extended the term of the lease, granted County the option to further extend the lease, and gave consent to Landlord to lease a portion of the leased premises to MetroPCS for use as a communication facility, and the County exercised its option on May 8, 2012 and extended the term for an additional three years through June 30, 2015; and

WHEREAS, as authorized by San Mateo County Resolution No. 073853, Landlord and Tenant entered into the Fourth Amendment to Lease dated May 18, 2015, to extend the Term through June 30, 2020 and provide one (1) additional option to extend for a period of three (3) years, and the County exercised its option on February 26, 2020 to extend the term through June 30, 2023; and

WHEREAS, there has been presented to this Board of Supervisors, for its consideration and acceptance a Fifth Amendment to Lease (“Fifth Amendment”) to allow County continued occupancy of the 3,800 square foot storage space, known as the Moss Beach Sheriff Substation for the continued term through June 30, 2026, starting at a monthly base rent of \$10,097, with annual 4% increases.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the President of this Board of Supervisors be, and is hereby authorized and directed to execute said Fifth Amendment for and on behalf of the County of San Mateo, and the Clerk of this Board shall attest the President’s signature thereto.

IT IS FURTHER DETERMINED AND ORDERED that the County Executive or his designee is hereby authorized to accept or execute on behalf of the County, any and all notices, options and documents associated with the original Lease Agreement including, but not limited to, extension or termination of the Lease under the terms set forth therein.

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