

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 THE SEVENTH AMENDMENT TO THE LEASE AGREEMENT WITH CAROLYN S. BERNARDI AND ALLAN J. BERNARDI, AS SUCCESSORS IN INTEREST TO MARY E. LEEMAN, TO ALLOW FOR THE COUNTY'S CONTINUED LEASING AND USE OF THE EXISTING COMMUNICATION FACILITY AT 440 PIGEON POINT ROAD IN PESCADERO; AND B) THE COUNTY EXECUTIVE, OR THEIR DESIGNEE, TO ACCEPT OR EXECUTE ON BEHALF OF THE COUNTY ANY AND ALL NOTICES, OPTIONS, CONSENTS, APPROVALS, TERMINATIONS, AND DOCUMENTS IN CONNECTION WITH THE LEASE AGREEMENT

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

WHEREAS, on January 20, 1987, as authorized by Resolution No. 48831, the County of San Mateo and Mary E. Leeman entered into a Lease Agreement for construction and maintenance of a communication facility at 440 Pigeon Point Road, Pescadero, California; and

WHEREAS, on May 21, 1996, as authorized by Resolution No. 60204, the County and Carolyn S. Bernardi and Allan J. Bernardi, successors in interest ("Landlord"), entered into a First Amendment to the Lease Agreement; and

WHEREAS, on April 24, 2001, the County and Landlord, as authorized by Resolution No. 64380, entered into a Second Amendment to the Lease Agreement; and

WHEREAS, on November 9, 2004, the County and Landlord, as authorized by Resolution No. 67025, entered into a Third Amendment to the Lease Agreement; and

WHEREAS, on August 4, 2009, the County and Landlord, as authorized by Resolution No. 70311, entered into a Fourth Amendment to the Lease Agreement; and

WHEREAS, on July 29, 2014, the County and Landlord, as authorized by Resolution No. 65416, entered into a Fifth Amendment to the Lease Agreement; and

WHEREAS, on May 8, 2017, the County and Landlord, as authorized by Resolution No. 75219, entered into a Sixth Amendment to the Lease Agreement; and

WHEREAS, the term of the lease is set to expire on July 31, 2022, and the County and Landlord desire to amend the Lease to extend the term and modify the rent payment provisions of the Lease Agreement; and

WHEREAS, there has been presented to this Board of Supervisors for its consideration and acceptance a Seventh Amendment to the Lease Agreement, whereby the County of San Mateo will exercise its right to extend the Lease term by five years, through July 31, 2027, in accordance with the terms and conditions contained in said Seventh Amendment to the Lease Agreement and this Board, having reviewed such Seventh Amendment, desires to enter into it;

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 Seventh Amendment to Lease Agreement for and on behalf of the County

of San Mateo, and the Clerk of this Board shall attest the President's signature thereto;
and

IT IS FURTHER DETERMINED AND ORDERED that the County Executive or designee is hereby authorized to accept or execute on behalf of the County, any and all notices, options, consents, approvals, terminations, and documents in connection with the Seventh Amendment including, but not limited to, extension or termination of the Agreement under the terms set forth therein.

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