

BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND

6/14/18
Item 2.2
CT/MSR
CT QW

ORDINANCE APPROVING LEASE AMENDMENT NO. 10 TO THE U.S. GOVERNMENT LEASE FOR REAL PROPERTY WITH THE UNITED STATES OF AMERICA, GENERAL SERVICES ADMINISTRATION, ON BEHALF OF THE TRANSPORTATION SECURITY ADMINISTRATION, WHICH INCREASES THE LEASED OFFICE SPACE USED BY THE TRANSPORTATION SECURITY ADMINISTRATION AT OAKLAND INTERNATIONAL AIRPORT BY 225 SQUARE FEET AT A RENTAL RATE OF \$5,666.17 PER MONTH THROUGH SEPTEMBER 30, 2021.

WHEREAS, in 2011, the City of Oakland, acting by and through its Board of Port Commissioners (the "Port") and the United States of America, General Services Administration ("GSA"), on behalf of the Transportation Security Administration ("TSA") entered into the U.S. Government Lease for Real Property for a term of ten years, through September 30, 2021 for premises at the Oakland International Airport; and

WHEREAS, the U.S. Government Lease for Real Property has been amended multiple times to consolidate TSA offices and add additional space in various locations growing the TSA's total leased premises to approximately 6,521 square feet; and

WHEREAS, the Board of Port Commissioners of the City of Oakland ("Board") has reviewed and evaluated the Agenda Report for Agenda Item 2.2, dated June 14, 2018 (the "Agenda Report") and related agenda materials, has received the expert testimony of Port staff, and has provided opportunities for and taken public comment; now, therefore

BE IT ORDAINED by the Board of Port Commissioners of the City of Oakland as follows:

Section 1. In acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in related agenda materials and in testimony received.

Section 2. The Board hereby approves the terms and conditions set forth in the Agenda Report for the Lease Amendment No. 10 to the U.S. Government Lease for Real Property with the GSA, on behalf of the TSA,

as of July 1, 2018, to increase the leased office space of the leased premises by 225 square feet, at the rental rate under the Port's rates and charges ordinance, which would increase monthly rent by \$5,666.17 based on the current rates and charges ordinance.

Section 3. The Board hereby authorizes the Executive Director to execute the Lease Amendment No. 10 to the U.S. Government Lease for Real Property with GSA, subject to approval as to form and legality by the Port Attorney.

Section 4. The Board hereby finds and determines that entering into the Lease Amendment No. 10 to the U.S. Government Lease for Real Property with GSA is categorically exempt from the requirements of California Environmental Quality Act ("CEQA") pursuant to Section 15301, Existing Facilities.

Section 5. This ordinance is not evidence of and does not create or constitute (a) a contract(s), or the grant of any right, entitlement or property interest, or (b) any obligation or liability on the part of the Board or any officer or employee of the Board. Unless and until a separate written contract is duly executed on behalf of the Board as authorized by this ordinance, is signed as approved as to form and legality by the Port Attorney, and is delivered to other contracting party, there shall be no valid or effective contract.

President.

Attest: _____
Secretary.

Approved as to form and legality:

Port Attorney