

ORDINANCE NUMBER O- 20324 (NEW SERIES)

DATE OF FINAL PASSAGE DEC 09 2013

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING AND DIRECTING THE COUNCIL PRESIDENT, OR HIS DESIGNEE, TO EXECUTE AND DELIVER THAT CERTAIN FIRST AMENDMENT TO LEASE – 525 B STREET, BETWEEN HINES 525 B STREET LP, A DELAWARE LIMITED PARTNERSHIP, AND THE CITY OF SAN DIEGO, TO ADD A NEW TERMINATION OPTION TO THE LEASE.

WHEREAS, on July 9, 2013, the date of final passage, the Council of the City of San Diego authorized by ordinance that certain Office Lease (Lease) for office space at 525 B Street, between Hines 525 B Street LP (Hines) and the City of San Diego (City), on file with the Office of the City Clerk as Document No. OO-20273; and

WHEREAS, Hines and City have agreed to amend the Lease by adding a “Termination Option” provision to the Lease which will allow City a one-time right to terminate the Lease early. If exercised, the Termination Option would be effective, and the Lease would terminate, as of the third (3<sup>rd</sup>) anniversary of the Lease Commencement Date. The terms and conditions of the Termination Option are more fully set forth in the proposed First Amendment to Lease;

NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego as follows:

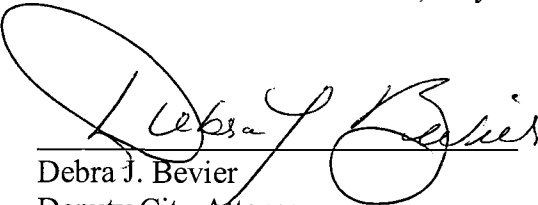
Section 1. That the Council President in his capacity under Charter section 265(i), or his designee, is hereby authorized and directed to execute and deliver that certain First

Amendment to Lease between Hines 525 B Street LP, a Delaware limited partnership, as landlord, and the City of San Diego, as tenant, and on file with the Office of the City Clerk as Document No. OO- 20324.

Section 2. That a full reading of this ordinance is dispensed with prior to passage, since a written copy was made available to the City Council and the public prior to the day of passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.


APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Debra J. Bevier  
Deputy City Attorney

DJB:mm  
10/10/13  
Or.Dept.: Real Estate Assets Dept.  
Doc. No. 652042

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of NOV 21 2013.

ELIZABETH S. MALAND  
City Clerk

By  for Gil Sanchez  
Deputy City Clerk

Approved pursuant to Charter section 265(i):

\_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Council President

Passed by the Council of The City of San Diego on NOV 21 2013, by the following vote:

| Councilmembers   | Yeas                                | Nays                     | Not Present              | Recused                  |
|------------------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| Sherrri Lightner | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Kevin Faulconer  | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Todd Gloria      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Myrtle Cole      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mark Kersey      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Lorie Zapf       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Scott Sherman    | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| David Alvarez    | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Marti Emerald    | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

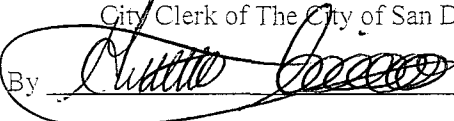
Date of final passage DEC 09 2013

AUTHENTICATED BY:

TODD GLORIA, COUNCIL PRESIDENT  
as interim Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By , Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on


OCT 29 2013

and on DEC 09 2013

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20324