

1 **[Lease of Property]**

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3 **Resolution authorizing a 25-year Lease of San Francisco Public Utilities Land Between**  
4 **the City and County of San Francisco and Sunol Valley Golf & Recreation Co., in**  
5 **Alameda County.**

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7 WHEREAS, The San Francisco Public Utilities Commission pursuant to Resolution 03-  
8 0201 approved the subject Lease; and

9 WHEREAS, Section 2.110 of the charter requires that Lease of real property in excess  
10 of ten years shall be subject to approval by Resolution of the Board of Supervisors; now,  
11 therefore, be it

12 RESOLVED, That this Board hereby approves that Lease of 280 acres of land  
13 between the City and County of San Francisco Public Utilities Commission and Sunol Valley  
14 Golf & Recreation Co.; and be it

15 FURTHER RESOLVED, That the Board of Supervisor's approval of the Lease is  
16 conditioned on the inclusion of a specific Lease provision that Sunol Valley Golf and  
17 Recreation Co. shall be obligated to expend an aggregate amount of not less than Ten Million  
18 Eight Hundred Thousand dollars (\$10,800,000) in addition to the requirement to expend Two  
19 Million Ninety Six Thousand and Ninety Eight Dollars (\$2,096,098), in connection with  
20 completing additional capital improvements and "Required Work" during the term of the  
21 Lease, and be it;

22 FURTHER RESOLVED, That in order to offset approximately 25% of the Two Million  
23 Ninety Six Thousand and Ninety Eight Dollars (\$2,096,098) of "Required Work" in the Lease,  
24 Sunol Valley Golf and Recreation Co. shall pay 1/2 of their current rent for a period of two (2)

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1 years which is calculated as follows: 5% of Admissions gross revenues, 2.5 % of Equipment  
2 Rentals gross revenues, and 4.125% of Concessions gross revenues; and be it

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4 FURTHER RESOLVED, That the General Manager of the San Francisco Public  
5 Utilities Commission shall be authorized to enter into any amendments or modifications to the  
6 Lease, including without limitation, completion of the exhibits, and to take any and all steps  
7 (including, but not limited to, the execution and delivery of any and all certificates, notices,  
8 consents, agreements, memorandum and other documents) that the General Manager  
9 determines, in consultation with the City Attorney, are in the best interest of the City, do not  
10 decrease the rent or otherwise materially increase the obligations or liabilities of the City, are  
11 necessary or advisable to effectuate the purposes and intent of the Lease or this resolution,  
12 and are in compliance with all applicable laws, including City's Charter; and be it

13 FURTHER RESOLVED, That upon approval by this Board, the General Manager of  
14 the San Francisco Public Utilities Commission is hereby authorized and directed to execute  
15 said Lease.



City and County of San Francisco

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

Tails  
Resolution

File Number: 031928

Date Passed:

Resolution authorizing a 25-year Lease of San Francisco Public Utilities Land between the City and County of San Francisco and Sunol Valley Golf & Recreation Co., in Alameda County.

December 9, 2003 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Peskin, Sandoval

Excused: 1 - Newsom

File No. 031928

I hereby certify that the foregoing Resolution was ADOPTED on December 9, 2003 by the Board of Supervisors of the City and County of San Francisco.

DEC 12 2003

Gloria L. Young  
Clerk of the Board

Date Approved

Mayor Willie L. Brown Jr.