

SURPLUS PROPERTY AUTHORITY RESOLUTION NO. 11-2

CITY COUNCIL RESOLUTION NO. 33-11

A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND AND THE SURPLUS PROPERTY AUTHORITY OF THE CITY OF RICHMOND APPROVING A LEASE WITH THE GENERAL SERVICES ADMINISTRATION FOR THE STORAGE OF THE VESSEL WAPAMA AT GRAVING DOCK #3 AT THE PT. POTRERO MARINE TERMINAL AND AUTHORIZING THE PORT DIRECTOR TO EXECUTE THE LEASE AND ANY AGREEMENTS REQUIRED TO EFFECTUATE THE LEASE

WHEREAS, in 2004, the Surplus Property Authority of the City of Richmond (“Surplus Property Authority”) leased to Richmond Joint Powers Financing Authority (“JPFA”), and JPFA subleased to the City of Richmond (“City”) certain property located in or near the Pt. Potrero Marine Terminal (“PPMT”) as a terminal facility;

WHEREAS, the Port of Richmond (“Port”) and the General Services Administration (“GSA”) entered into that certain Temporary Assignment Agreement dated August 31, 2000, whereby the Port leased Graving Dock #3 at the PPMT to GSA for dockside storage of the vessel Wapama (the “Temporary Assignment”);

WHEREAS, the Temporary Assignment was supplemented by that certain Supplemental Lease Agreement between the Port and GSA dated June 6, 2004 (“Supplemental Agreement”);

WHEREAS, the Temporary Assignment has expired pursuant to its terms and continues on a month-to-month basis;

WHEREAS, the Port and GSA desire to enter into a long term lease for dockside storage of the vessel Wapama at Graving Dock #3 at the PPMT pursuant to the terms of lease and accompanying documents (“Lease”) attached to the agenda report accompanying this resolution and incorporated herein by references (“Agenda Report”);

WHEREAS, under the California Environmental Quality Act Guidelines (CEQA) Section 15301, Existing Facilities, the proposed use under the Lease is categorically exempt from CEQA as the use consists of the leasing of existing public facilities involving negligible or no expansion of use beyond that existing at this time;

WHEREAS, by the Agenda Report the City Council and the Surplus Property Authority have been provided with additional information upon which the findings and actions set forth in this Resolution are based.

NOW, THEREFORE, BE IT RESOLVED, that the City Council and Surplus Property Authority hereby find the above recitals are true and correct and have served, together with the Agenda Report, as the basis for the findings and actions set forth in this Resolution.

NOW, THEREFORE, BE IT FURTHER RESOLVED, under the California Environmental Quality Act Guidelines (CEQA) Section 15301, Existing Facilities, the City Council finds the proposed use under the Lease is categorically exempt from CEQA as the use consists of the leasing of existing public facilities involving negligible or no expansion of use beyond that existing at this time.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the City Council and Surplus Property Authority hereby approve the Lease and authorize the Port Director to execute the Lease and any agreements required to effectuate the Lease with GSA for dockside storage of the vessel Wapama at Graving Dock #3 at the PPMT.

I certify that the foregoing resolution was passed and adopted by the members of the Richmond City Council at a joint meeting held on Tuesday, May 3, 2011, by the following vote:

AYES: Councilmembers Bates, Beckles, Booze, Ritterman, Rogers, Vice Mayor Butt, and Mayor McLaughlin

NOES: None

ABSTENTIONS: None

ABSENT: None

DIANE HOLMES
Clerk of the City of Richmond

[SEAL]

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

RANDY RIDDLE
City Attorney

State of California }
County of Contra Costa : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 11-2 and 33-11**, finally passed and adopted by the City Council of the City of Richmond at a joint meeting held on May 3, 2011.