

# OAKLAND CITY COUNCIL

68415

RESOLUTION NO. \_\_\_\_\_ C. M. S.

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## RESOLUTION AUTHORIZING A LEASE FOR USE OF LAND AT THE REAR OF 2405 MONTEREY BOULEVARD FOR THE MONTCLAIR GOLF COURSE

WHEREAS, by Ordinance No. 9882 C.M.S., dated February 19, 1980 the City of Oakland entered into a lease with Irene Emma Carter, for a 7,904 square foot portion of land located at the rear of 2405 Monterey Boulevard, Oakland as described in Exhibit "A" attached and incorporated herein. This site is used by the Montclair Golf Course for the purpose of operating a golf course fairway, putting green, tee, and "rough", and

WHEREAS, the Office of Parks and Recreation needs to continue the use of this site located in the Montclair Golf Course, and

WHEREAS, Irene Emma Carter and the City have agreed to enter into a new lease for a term of ten years. The lease period shall commence March 1, 1991 and shall end February 28, 2001. The City is given the option to renew this lease on a year to year basis for five consecutive years, under the same terms and conditions. The rental rate shall be \$230 per month, payable in advance on the first day of each month. The monthly rent shall be increased by (5%) over the prior year's monthly rent at the commencement of the second year and each year thereafter; now, therefore be it

RESOLVED: That the City Manager is hereby authorized and directed to execute the lease on behalf of the City of Oakland for the term of ten years beginning March 1, 1991 and ending February 28, 2001 and five 1 year renewal options thereafter at the rental rates described above.

FURTHER RESOLVED: That the Manager, Real Estate Service is authorized to take the necessary actions to complete this lease transaction including the exercising of the one year renewal options after the basic 10-year term.

FURTHER RESOLVED: That the lease shall be approved as to form and legality by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, OCT 8 1991, 19 \_\_\_\_\_

### PASSED BY THE FOLLOWING VOTE:

AYES— ~~BAZILE~~, CANNON, ~~GIBSON HASKELL~~, MILEY, MOORE, ~~OGAWA~~, RILES, SPEES, and PRESIDENT HARRIS, - 6

NOES— NONE

ABSENT— BAZILE, GIBSON HASKELL, OGAWA, - 3

ABSTENTION— NONE

ATTEST: \_\_\_\_\_

*Arrege Jameson*

ARREGE JAMESON

City Clerk and Clerk of the Council

EXHIBIT A

Legal description of the land being leased to the City of Oakland is as follows:

That parcel of land situate in the City of Oakland, Alameda County, California being a portion of Lot 17 as that lot appears on the particular map entitled "Montera, Oakland, Alameda County, California" filed April 23, 1925, at Map Book 4, Pages 68 & 69, Alameda County Records, more particularly described as follows:

Beginning at the most southwestern corner of the hereinabove-mentioned Lot 17 and running thence N8°46'52"W, 149.00 feet along the western line of said lot (N8°46'52"W being taken as the bearing of said line for purposes of this description), then S59°42'34"E, 97.88 feet along the northeastern line of said Lot 17; thence leaving said last-named line and running S14°17'40"W, 62.01 feet; thence S3°36'50"E, 46.65 feet; to the southwestern line of Lot 17 and thence along said last-named line N79°56'30"W, 50.17 feet to the point of Beginning.

The hereinabove-described parcel contains 7,904 square feet more or less.