

CITY OF ALAMEDA ORDINANCE NO. _____
New Series

APPROVING A LEASE AND AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS NECESSARY TO IMPLEMENT THE TERMS OF A 10 YEAR LEASE WITH POWER ENGINEERING CONSTRUCTION COMPANY FOR BUILDING 166 LOCATED AT 1501 VIKING STREET AT ALAMEDA POINT

WHEREAS, Power Engineering Construction Company (Power Engineering) builds complex marine construction and civil engineering projects and has been an Alameda Point tenant since 2005; and

WHEREAS, Power Engineering occupied the current Lease Premises from 2005 to 2010 under a lease dated May 15, 2005; and

WHEREAS, Currently, Power Engineering has been occupying the premises on a month-to-month basis since 2010 because of the potential Lawrence Berkeley Laboratory development; and

WHEREAS, Building 166 consists of approximately 55,471 square feet of rentable space; and

WHEREAS, the premises will be used for warehouse, yard storage of equipment and raw construction materials, project specific manufacturing needs and related administrative office use; and

WHEREAS, the lease includes one subtenant, Delta Soundblasting, who does work in conjunction with Power Engineering.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Alameda that by four affirmative votes that:

Section 1. The City Manager of the City of Alameda or his designee is hereby authorized to negotiate, execute, for and on behalf of the City of Alameda, a lease with Power Engineering Construction Company for Building 166 located at 1501 Viking Street at Alameda Point for ten years, subject to such technical or clarifying revisions as are reasonably determined necessary by the City Manager and approved by the City Attorney, and the City Clerk is hereby authorized and directed to attest to the same.

Section 2. If any section, subsection, sentence, clause or phrase of this ordinance if, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council of the City of Alameda hereby declares that it would have passed this ordinance, and each section, subsections, clause, or phrase hereof, irrespective of the

fact that any one or more sections, subsections, sentences, clauses and phrases are declared to be invalid and unconstitutional.

Section 3. This ordinance shall be in full force and effect from and after the expiration of thirty (30) days from the date of its final passage.

Presiding Officer of the City Council

Attest:

Lara Weisiger, City Clerk

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I, the undersigned, hereby certify that the foregoing resolution was duly and regularly adopted and passed by the Council of the City of Alameda in a regular meeting assembled on the ___ day of _____, 2015, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSENTIONS:

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the official seal of said City this ___ day of _____, 2015.

Lara Weisiger, City Clerk
City of Alameda

APPROVED AS TO FORM:

Janet C. Kern, City Attorney
City of Alameda