

RESOLUTION NO. 24-24

**RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MORRO BAY, CALIFORNIA
APPROVING AMENDMENT #1 TO THE INTERIM LEASE AGREEMENT
WITH TODD BASTON AND TAMARA GRAY-BASTON,
FOR LEASE SITE 62/62W LOCATED AT 551 EMBARCADERO**

**THE CITY COUNCIL
CITY OF MORRO BAY, CALIFORNIA**

WHEREAS, the City of Morro Bay is the lessor of certain properties on the Morro Bay Waterfront described as City Tidelands leases and properties; and

WHEREAS, Todd Baston and Tamara Gray-Baston (Tenant) are the current master leaseholder at Lease Site 62/62W located at 551 Embarcadero under an Interim Lease Agreement, dated October 1, 2019, by and between the City and Tenant (Master Lease); and

WHEREAS, Tenant has submitted their preliminary site plans for redevelopment on May 23, 2023, for input by the City Council; and

WHEREAS, on September 12, 2023, Tenant obtained a Consent of Landowner (COL) which provides permission and authority to submit their Lease Site 62/62W redevelopment plans for Conditional Use Permit approval by the City; and

WHEREAS, the term of the Master Lease expires on September 30, 2024; however, the redevelopment project will supersede this lease expiration date; and

WHEREAS, pursuant to Amendment #1 to the Master Lease, the City and Tenant have agreed to extend the term of the Master Lease by 18 months, establishing a new lease expiration date of March 30, 2026, to allow continued compliance with the COL.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Morro Bay, California, as follows:

1. The Amendment #1 to the Master Lease for Lease Site 62/62W attached hereto is hereby approved.
2. The City Manager is hereby authorized to execute said Amendment #1 in substantially the form attached hereto and to take all actions necessary to effectuate Amendment #1.

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3. The City Clerk shall certify to the adoption of this Resolution.

PASSED AND ADOPTED by the City Council of the City of Morro Bay at a regular meeting thereof held on the 9th day of April 2024 on the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

RECUSE:

ATTEST:

Carla Wixom, Mayor

Dana Swanson, City Clerk