

ORDER NO.

An Order of the Board of Harbor Commissioners of the City of Los Angeles ("Board") resetting the compensation to be paid by the Department of General Services of the City of Los Angeles and Department of Public Works of the City of Los Angeles ("Tenant") pursuant to PERMIT NO. 853, as amended by the First Amendment, (collectively "PERMIT NO. 853" or "PERMIT") for the period of June 9, 2016 through June 8, 2021.

WHEREAS, PERMIT NO. 853 grants Tenant the right to use the premises ("Premises") which are the subject of said PERMIT for the operation and maintenance of a Department of Public Works wastewater treatment plant, advanced water treatment facility and sanitary sewer, among other things, as more particularly described in the PERMIT;

WHEREAS, PERMIT NO. 853, provides for the readjustment of rent to be paid by Tenant to Board for the use of the subject premises to be readjusted for each five year period;

WHEREAS, PERMIT NO. 853 is being amended concurrently herewith by a First Amendment to Permit NO. 853 ("First Amendment") to add certain premises to the premises depicted in Exhibit A to PERMIT NO. 853 and the readjustment of rent per this Order shall apply to the premises under PERMIT NO. 853, as amended by the First Amendment;

WHEREAS, Board and Tenant have agreed on a rate of compensation to be paid by Tenant during the five-year period of June 9, 2016 through June 8, 2021.

NOW, THEREFORE, IT IS HEREBY ORDERED by the Board of Harbor Commissioners of the City of Los Angeles, as follows:

Section 1. For the period of June 9, 2016 through June 8, 2021, the annual compensation shall be reset at \$2,229,655 per year. Said adjusted rent is subject to the CPI Adjustment in Section 4(g)(8) of the Permit.

Section 2. The Board Secretary shall certify to the adoption of this Order by the Board of Harbor Commissioners of the City of Los Angeles.

I HEREBY CERTIFY that the foregoing Order was adopted by the Board of Harbor Commissioners of the City of Los Angeles at its meeting held _____.

Board Secretary

TRANSMITTAL 4

APPROVED AS TO FORM AND LEGALITY

_____, 2016

MICHAEL N. FEUER, City Attorney

Janna B. Sidley, General Counsel

By _____

Estelle M. Braaf, Deputy

The Department of Public Works and Department of General Services hereby consent to the foregoing readjustment of annual compensation as described above and agrees to pay to the Board of Harbor Commissioners of the City of Los Angeles the annual compensation as set forth herein during the five-year period June 9, 2016, through June 8, 2021.

CITY OF LOS ANGELES, by its
Department of General Services

Dated: _____

By _____

Tony M. Royster
General Manager

CITY OF LOS ANGELES, by its
Department of Public Works, Bureau of Sanitation

Dated: _____

By _____

Enrique C. Zaldivar
Director, Bureau of Sanitation

Attest _____

(Print/Type Name and Title)

APPROVED AS TO FORM AND LEGALITY

_____, 2016

MICHAEL N. FEUER, City Attorney

By _____

(TypePrint Name and Title)