

ORDER NO.

An Order of the Board of Harbor Commissioners of the City of Los Angeles ("Board") resetting the compensation to be paid by Millennium Maritime, Inc. ("Tenant"), pursuant to Permit No. 882.

WHEREAS, the City of Los Angeles, acting by and through the Board ("City"), and Tenant entered into Permit No. 882 ("Permit") as of February 26, 2010, for a term of five (5) years, with options to extend the term for two (2) consecutive five (5) year periods; and

WHEREAS, Permit No. 882 provides, among other things, that the rental compensation ("Rent") to be paid by Tenant shall be readjusted for each successive five (5) year period; and

WHEREAS, the Permit provides that if the Tenant exercises the five (5) year option, then Harbor Department staff and Tenant will make a best effort mutually to agree upon rent for the extended term, such rent being adjusted to market value, either through mutual agreement or through an appraisal process; and,

WHEREAS, the Harbor Department staff and Tenant have reached an agreement on the rent adjustment for the first option period, commencing on November 1, 2016 and expiring on October 31, 2021, to adjust annually the current monthly rent by four (4) percent; and

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

1. For the period of November 1, 2016 through October 31, 2017, the annual Rent payable to City by Tenant in equal monthly installments, subject to annual CPI adjustments pursuant to Section 5.2 of the Permit, shall be \$317,549.00; and on November 1 every year thereafter until October 31, 2021, the then current monthly Rent shall be increased by four (4) percent.
2. On July 1st of each year, the Rent shall be adjusted pursuant to Section 5.2 of the Permit.
3. Except as herein provided, each and every one of the covenants, terms and conditions of Permit No. 882 shall be and remain in full force and effect.

TRANSMITTAL 2

4. The Secretary of City's Board of Harbor Commissioners shall certify to the adoption of this Order by said Board of Harbor Commissioners.

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 _____.

AMBER M. KLESGES
Board Secretary

The undersigned hereby accepts the terms and conditions as specified above.

MILLENNIUM MARITIME, INC.,
a Washington Corporation,

Dated: JUNE 30, 2016

By: [Signature]

Doug Houghton
(Print/Type Name and Title)

Attest: [Signature]

Mano Meyers
(Print/Type Name and Title)

APPROVED AS TO FORM AND LEGALITY

July 5, 2016
MICHAEL N. FEUER, City Attorney
Janna B. Sidley, General Counsel

By: [Signature]
CHRISTOPHER B. BOBO, Assistant

CBB
06/17/16