

RESOLUTION 2016-60

RESOLUTION CONSENTING TO 46-YEAR AND 6-MONTH EASEMENT FROM PACIFIC GATEWAY, LTD DBA MARRIOTT MARQUIS SAN DIEGO MARINA LOCATED AT 333 W. HARBOR DRIVE, TO SAN DIEGO GAS AND ELECTRIC FOR NEW ELECTRICAL EQUIPMENT TO FACILITATE THE CONSTRUCTION OF MARRIOTT HALL

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the legislature in 1962 pursuant to Harbors and Navigation Code Appendix 1, (Port Act); and

WHEREAS, Section 21 of the Port Act authorizes the Board of Port Commissioners (BPC) to pass all necessary ordinances and resolutions for the regulation of the District; and

WHEREAS, Host Hotels & Resorts, LP owns Pacific Gateway Ltd. dba Marriott Marquis San Diego Marina (Marriott) located at 333 West Harbor Drive in San Diego; and

WHEREAS, Marriott has a 66-year lease with the District covering its hotel and marina operations, which expires in 2061 (Lease); and

WHEREAS, Marriott is investing approximately \$182 million in the Marriott Marquis & Marina Facilities Improvement Project (Project) which will make significant improvements and renovations throughout the leasehold to be competitive with the newer convention center headquarters hotels in the vicinity; and

WHEREAS, the Project includes replacement of the existing Marriott Hall with a new building including ballroom and meeting space, the construction of a new pedestrian walkway between Marriott and the adjacent Manchester Grand Hyatt known as Marina Walk, which will connect pedestrians from Harbor Drive to the Embarcadero and the addition of a public/private event space along the Embarcadero known as Marina Terrace; and

WHEREAS, to provide adequate electrical services to the Project, Marriott and SDG&E must execute a long-term easement allowing for the installation and maintenance of new electrical infrastructure; and

WHEREAS, the easement granted by Marriott to SDG&E is for a term of forty-six (46) years and six (6) months, which is coterminous with the Marriott Lease that expires in 2061; and


WHEREAS, the easement will allow SDG&E to install, maintain, and repair electrical facilities across the Marriott leasehold; and

WHEREAS, the District's consent is required for Marriott's granting of the easement to SDG&E.

NOW, THEREFORE, BE IT RESOLVED that the Board of Port Commissioners of the San Diego Unified Port District, hereby consents to a 46 year and 6-month easement from Pacific Gateway, Ltd to San Diego Gas and Electric for new electrical equipment to facilitate the construction of Marriott Hall.

APPROVED AS TO FORM AND LEGALITY:

GENERAL COUNSEL



By: ~~Assistant~~/Deputy

2016-60

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 10th day of May 2016, by the following vote:

AYES: Bonelli, Castellanos, Malcolm, Merrifield, and Nelson.

NAYS: None.

EXCUSED: Moore and Valderrama.

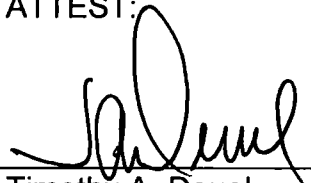
ABSENT: None.

ABSTAIN: None.



Marshall Merrifield, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)