

Attachment B

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Lease Assignment and Acceptance Agreement

Disposition, Development and Lease with Ord Market, Inc.
For property located at 2700 Imjin Road, Marina, California
Portions of APNs: 031-101-058-000 and 031-101-039-000

THIS AGREEMENT is entered into as of December 10, 2019 by and between the REDEVELOPMENT AGENCY OF THE COUNTY OF MONTEREY, by and through the statutory successor in interest, the SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE COUNTY OF MONTEREY (Health and Safety Code §34175(b) effective February 1, 2012) (hereinafter “Agency”), and the COUNTY OF MONTEREY, a political subdivision of the State of California (hereinafter “County”).

RECITALS

WHEREAS, in October 2006, the Redevelopment Agency of the County of Monterey and Darryl Choates executed a 20-year Disposition, Development and Lease Agreement for that certain real property consisting of 3 acres with existing convenience store and car wash improvements located at 2700 Imjin Road Marina, more specifically described in Exhibit “A” attached hereto and incorporated by reference (“Subject Property”); and

WHEREAS, California Assembly Bill 1X 26, enacted on June 28, 2011 and upheld by the California Supreme Court on December 29, 2011, dissolved all California redevelopment agencies effective February 1, 2012, through amendments to the California Health and Safety Code (the “Amended Code”). Pursuant to Sections 34173, 34175, and 34176 of the Amended Code, and by operation of law, the County of Monterey, as Successor Agency to the Redevelopment Agency of the County of Monterey, has assumed the rights, duties, and obligations pertaining to all functions of the Redevelopment Agency; and

WHEREAS, on April 18, 2014, pursuant to California Health and Safety Code Section 34191.5(b), the Successor Agency submitted a Long-Range Property Management Plan to the California Department of Finance, and on December 31, 2015, the Department of Finance approved the Successor Agency’s disposition of the properties listed in the Long-Range Property Management Plan; and

WHEREAS, the Subject Property will be transferred to the County to continue the existing governmental use of the property under the terms of the existing lease.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

The Agency hereby irrevocably assigns to County said Disposition, Development, and Lease Agreement, together with all terms, conditions, rights, responsibilities and interest therein; and

The County hereby accepts such assignment.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the dated first herein above written.

SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY OF THE
COUNTY OF MONTEREY

Dated: _____

John M. Phillips, Chair, Board of Directors
REDEVELOPMENT AGENCY OF THE
COUNTY OF MONTEREY by and through the
statutory successor in interest, the Successor
Agency to the Redevelopment Agency
of the County of Monterey (Health and Safety Code
§ 34175(b); effective February 1, 2012)

Approved as to Form:
AGENCY COUNSEL

Brian P. Briggs
Deputy County Counsel

Dated: _____

COUNTY OF MONTEREY

Dated: _____

John M. Phillips
Chair, Board of Supervisors

Approved as to Form:
COUNTY COUNSEL

Brian P. Briggs
Deputy County Counsel

Dated: _____