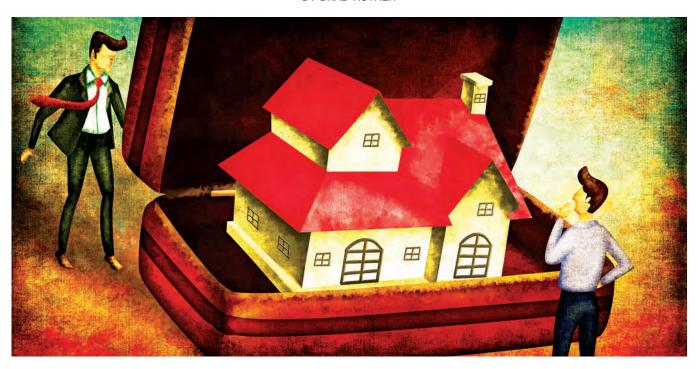
### **VETREPRENEUR VOICES**

# **SECURE YOUR SPACE**

3 initial steps for a successful commercial real estate lease negotiation.

BY BRAD RUTHER



**REAL ESTATE EXPENSES** 

are typically the second highest fixed cost for most companies, behind employee wages and benefits. Whether a vetrepreneur needs office, industrial or retail space, the objective remains the same obtaining space that enhances real estate's ability to serve as an enabler for the organization to execute its platform, while minimizing occupancy costs and risks and increasing workplace flexibility and productivity. The commercial real estate leasing process is long and complex. This article outlines some of the most important steps in the leasing process, which vetrepreneurs must take prior to examining options in the real estate market.

# DEFINE YOUR REQUIREMENTS

Conduct a thorough needs analysis on the front end that is in sync with your overall mission. While real estate is a loss item on your balance sheet, it should be viewed through the positive prism of obtaining space that both increases and maximizes revenue. There are a myriad of fundamental questions for vetrepreneurs to evaluate internally.

"What do we need for

tenant improvements? How should our space reflect our culture? What changes do we anticipate in our business that will reflect the length of lease we are willing to sign? Do we anticipate growth and need a right of first refusal or an expansion option?" For a potential lease renewal, these questions also include, "Can we improve efficiencies to create a more ideal work environment for our teammates? Are there changes we can make to our space configuration? Can we benefit from updated technology infrastructure?"

Monetizing what your company needs to maximize revenue growth and bridge the gap between potential revenue and its bottom line is the first step in the leasing process. Focus on how you need your space to foster revenue growth – do not focus on rent first. The rent will fall in line

# BEGIN THE PROCESS EARLY

Use backwards planning, make a timeline, and adhere to it. Properly negotiating a lease takes a great amount of time. Use time to your advantage. Your backwards planning should start with the desired date of your lease commencement or relocation, followed by all the steps needed to prepare for a move. Analyzing these steps will ensure you are pre-



Brad Ruther, a West Point graduate and Iraq War veteran, is founder of Veterans Commercial Real Estate (VCRE), a Cincinnati-based commercial real estate brokerage specializing in tenant representation, disposition of property, healthcare solutions and strategic consulting. For more information, visit www.vcre.us.

pared 9-12 months in advance, and you will generate leverage and confidence with your negotiations before they even start. Researching your options, touring properties, obtaining proposals (along with obtaining space plans per your requirement) can take three months, finalizing business terms and negotiating a lease can take three months, and constructing new improvements can take another three months. Allow for a generous amount of time for unexpected delays in the leasing process. A well-formulated plan will also enable you to not only obtain the economic terms you deserve, but also enable you to negotiate "tenant friendly" lease language.

#### **ASSEMBLE THE RIGHT TEAM**

As your company is in the business of generating revenue, outsource consultants so you can focus on your core business. Hire a real estate broker in order to shape the battlefield. A good tenant broker will know how to leverage your requirement and create competition amongst landlords, resulting in economic savings and better lease language. Your income stream pays all commissions, so why not have it work for you? In a typical commercial real estate transaction, there are two parts to a commission (the landlord's broker gets one piece and the tenant's broker

gets the other piece), and the landlord is normally responsible for paying it. Sometimes tenants believe they will get better economic terms by not using a broker, since the landlord does not have to pay a fee to the tenant broker. However, this is not true - if a tenant does not use a broker, the landlord's broker gets the entire fee.

Besides engaging a broker, you should also have other experts on your team. Hire a commercial real estate space planner, racking expert, or architect on the front end to assist you with your "objective" of enabling real estate to serve as a revenue multiplier. Engage a commercial

real estate attorney, hire your own general contractor for any required improvements (as this is often an additional profit center for landlords, who pay themselves above market fees on overhead and supervision), hire a mover, etc. If you do not have preferred vendors in these other areas, your broker should be able to provide several for you to vet - and may even assist you in the interview process. Assembling the team is an important step in preserving your combat power so you can focus on revenue growth, while also adding leverage to any lease negotiation. ®

# STEPS TO A GOOD NEGOTIATION



## **Definition of Requirements** &Team Selection • Scrutinize requirement. · Ascertain likely components of optimal solution. · Start the process early. Define specialized expertise needed.

Assemble team.

## Situational Analysis

 Refine understanding of your business, spatial, and financial requirements.

**Situation Analysis &** 

**Strategic Development** 

#### Strategy Development

- · Evaluate viability of renewal.
- Identify alternative location scenarios.
- Create geographic parameters for relocation scenarios.
- Compile employee information and develop workforce profile.

## **Market Survey**

- Conduct comprehensive market survey.
- Analyze prevailing market conditions and forecasts.
- Match potential facilities with your requirements.

#### & Selection Tour / Request for Proposal

Qualification

**Alternative Site** 

- Preview options.
- Conduct tours of the most qualified options.
- Prepare and issue Request for Proposal (RFP).

## **Proposal Analysis**

- Evaluate proposals.
- Present counterproposals.
- Perform financial analysis of each option.
- · Perform in-depth financial analyses of short list.

## **Negotiations**

 Formulate negotiation

strategies.

- Make final recommendation
- Present recommendation to management.
- · Draft letter of intent (LOI).
- Provide your attorney with the final, negotiated business terms.
- Review lease or purchase terms and conditions with your attorney.
- Negotiate work letter.
- Negotiate final lease agreement or purchase agreement. ...

 Create project schedule.

Follow-up Services &

**Ongoing Maintenance** 

- Establish detailed layout and furniture plan
- Manage procurement of materials and services.
- construction process and reporting.
- Supervise furniture and voice/data cabling installation.
- Execute organized move/staging process.
- Monitor critical dates.