



# **REDEVELOPMENT AGENCY BOARD**

## **MINUTES**

**AUGUST 10, 2010**

PETE CONSTANT  
ASH KALRA  
SAM T. LICCARDO  
KANSEN CHU  
NORA CAMPOS

DISTRICT 1  
DISTRICT 2  
DISTRICT 3  
DISTRICT 4  
DISTRICT 5

CHUCK REED – CHAIR

PIERLUIGI OLIVERIO  
MADISON P. NGUYEN  
ROSE HERRERA  
JUDY CHIRCO  
NANCY PYLE

DISTRICT 6  
DISTRICT 7  
DISTRICT 8  
DISTRICT 9  
DISTRICT 10

## Call to Order and Roll Call

**9:30 a.m.** - Closed Session, Council Chambers Conference Room W133

**Absent:** None

**3:20 p.m.** - Regular Session, Council Chambers, City Hall

**Absent:** None.

- Open Forum
- Closed Session Report
- Orders of the Day

The Orders of the Day were approved. (10-0-1) Absent: Kalra.

## 1 CEREMONIAL ITEMS

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None

## 2 CONSENT CALENDAR

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### 2.1 Approval of Minutes.

- (a) Approval of Redevelopment Agency Minutes for the Regular meeting of June 8, 2010.
- (b) Approval of Redevelopment Agency Minutes for the Regular meeting of June 15, 2010.
- (c) Approval of Redevelopment Agency Minutes for the Regular meeting of June 22, 2010.

Documents Filed: Regular minutes of June 8, June 15 and June 22, 2010.

Action: The Redevelopment Agency minutes of June 8, June 15 and June 22, 2010, were approved. (10-0-1) Absent: Kalra.

### 2.2 Approval of Council/Board Committee Reports.

- (a) Report of the Rules and Open Government Committee – June 9, 2010.  
(Mayor)
- (b) Report of the Rules and Open Government Committee – June 16, 2010.  
(Mayor)
- (c) Report of the Rules and Open Government Committee – June 23, 2010.  
(Mayor)

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## 2 CONSENT CALENDAR

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(Cont'd)

- 2.2 Documents Filed: Report of the Rules and Open Government Committee meeting of June 9, June 16 and June 23, 2010.

Action: The reports of the Rules and Open Government Committee meetings for June 9, June 16 and June 23, 2010, were approved. (10-0-1) Absent: Kalra.

- 2.3 **Approval of changes to the Agency's 401a Retirement Plan and Trust Agreement to maintain the qualified status of the Retirement Plan and Trust Agreement and as required by IRS Code Sections 415 and 401(a)(31)(B).**

**Recommendation:** Adoption of resolutions:

- (a) Approving an amendment to the Agency Retirement Plan and Trust Agreement providing for compliance under Internal Revenue Code Section 415 relating to post-severance compensation;
- (b) Approving an amendment to the Agency Retirement Plan and Trust Agreement providing for automatic rollovers of mandatory distributions of participant's benefits under Internal Revenue Code Section 401(a)(31)(B); and,
- (c) Authorizing the Executive Director to submit the 415 Amendment and 401(a)(31)(B) Amendment to the Internal Revenue Service's Voluntary Correction Program for correction.
- (d) Authorizing the Executive Director to execute all future instruments related to the Retirement Plan and Trust Agreement as may be necessary to maintain the qualified status of the Plan and Trust Agreement.

CEQA: Not a project. [MERGED]

Documents Filed: Memorandum from Executive Director of Redevelopment Agency Harry S. Mavrogenes, dated July 29, 2010, recommending adoption of resolutions: approving an amendment to the Agency Retirement Plan and Trust Agreement providing for compliance under Internal Revenue Code Section 415, approving an amendment to the Agency Retirement Plan and Trust Agreement, authorizing the Executive Director to submit the 415 Amendment and 401(a)(31)(B) Amendment to the Internal Revenue Service's Voluntary Correction Program for correction; and authorizing the Executive Director to execute all future instruments related to the Retirement Plan and Trust Agreement as may be necessary to maintain the qualified status of the Plan and Trust Agreement.

Action: Agency Resolution No. 5978 and No. 5979 were adopted. (10-0-1) Absent: Kalra.

### **3 GENERAL**

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#### **3.1 Presentation of the Quarterly Projects Status Report.**

**Recommendation:** Acceptance of the Redevelopment Agency's Quarterly Projects Status Report for the Fourth Quarter, FY 2009-10, including Agency capital projects and other major economic development, community revitalization and job creation initiatives. CEQA: Not a project. **[MERGED]**

Documents Filed: Memorandum from Executive Director of Redevelopment Agency Harry S. Mavrogenes, dated July 29, 2010, recommending acceptance of the Redevelopment Agency's Quarterly Projects Status Report for the Fourth Quarter, FY 2009-10.

Action: The Redevelopment Agency's Quarterly Projects Status Report for the Fourth Quarter, FY 2009-10 was accepted. (10-0-2) Absent: Constant, Nguyen.

#### **3.2 Approval of the Continuation and Third Amendment to the Agreement with Orrick, Herrington & Sutcliff, LLP for legal services.**

**Recommendation:** Approval of the Continuation and Third Amendment to the Agreement with Orrick, Herrington & Sutcliff, LLP to continue and amend the agreement to extend the term through June 30, 2011, expand the scope of services, and increase compensation by \$202,500 for a total amount not to exceed \$337,500 for legal services related to the Convention Center Facilities District No. 2008-1. CEQA: Not a Project: PP10-066(f). **[MERGED]**

Documents Filed: Memorandum from General Counsel of Redevelopment Agency Richard Doyle, dated July 29, 2010, recommending approval of the Continuation and Third Amendment to the Agreement with Orrick, Herrington & Sutcliff, LLP to continue and amend the agreement to extend the term through June 30, 2011.

Action: The Continuation and Third Amendment to the Agreement with Orrick, Herrington & Sutcliff, LLP was approved. (10-0-2) Absent: Constant, Nguyen.

### **4 NEIGHBORHOOD IMPROVEMENT STRATEGIES**

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None

## **5 HOUSING**

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None

## **6 FACILITIES AND SPACES**

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None

## **7 PRIVATE DEVELOPMENT**

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None

## **8 JOINT REDEVELOPMENT AGENCY/COUNCIL**

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**No Redevelopment-related actions were discussed on the City Council agenda today.**

**The City Council convened at 3:36 p.m. to consider Item 8.1 in a Joint Session.**

### **8.1 Acceptance of the report on the Strong Neighborhoods Business Plan Update.**

**Recommendations:** As referred by the Neighborhood Services and Education Committee on June 10, 2010:

- (a) Accept the report on the Strong Neighborhoods Business Plan Update with the goals of:
  - (1) Removing barriers to neighborhood action,
  - (2) Stabilizing neighborhoods in crisis,
  - (3) Supporting neighborhood action, and
  - (4) Connecting resources to priorities.
  
- (b) Adoption of resolutions by the City Council and Agency Board directing the City Manager and Redevelopment Agency Executive Director to implement the Strong Neighborhoods Business Plan Update.

CEQA: Not a Project. [Neighborhood Services and Education Committee referral 6/10/10 – Item D(6)] (Deferred 6/22/10, Item 8.3)

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## **8 JOINT REDEVELOPMENT AGENCY/COUNCIL**

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*(Cont'd)*

- 8.1 Documents Filed:** Memorandum from Executive Director of Redevelopment Agency Harry S. Mavrogenes, dated July 29, 2010, recommending acceptance of the report on the Strong Neighborhoods Business Plan Update and adoption of resolutions by the City Council and Agency Board directing the City Manager and Redevelopment Agency Executive Director to implement the Strong Neighborhoods Business Plan Update. Supplemental memorandum from Executive Director of Redevelopment Agency Harry S. Mavrogenes and City Manager Debra Figone, dated July 29, 2010, providing additional information on Strong Neighborhoods Business Plan Update.

Public Comments: Pete Kolstad and Sandra Soltiner spoke in support of item 8.1.

Action: The report on the Strong Neighborhoods Business Plan Update was accepted. Agency Resolution No. 5980 adopted. Council Resolution No. 75527 adopted. (11-0)

**The City Council portion of the meeting adjourned at 4:15 p.m.**

- **Adjournment**  
The Redevelopment Agency Board adjourned at 4:15 p.m.

**ATTEST:**



**HARRY S. MAVROGENES, SECRETARY**