

**COMMERCIAL REAL ESTATE COMMITTEE  
MEETING MINUTES  
January 7, 2004**

**Attendees:**

Commissioner Protopappas	Omar Benjamin	Jerry Serventi	Pam Kershaw
Commissioner Scates	Fred Rickert	Dorin Tiutin	Sharon Maves
Tay Yoshitani	Vivian O'Neal	Dan Westerlin	John Betterton
Joe Wong	John Glover	Barbara Szudy	

**Meeting Called to Order at 12:06 p.m.**

**Board Letters for January 20, 2004 Board Meeting:**

1. The following Board letters were referred to the January 20, 2004 Board Meeting and are recommended for approval by the full Board:

- First Reading of an Ordinance Authorizing the Execution of a Purchase and Sale Agreement with Arrowhead Marsh Partners LLC for the Property Located at Swan Way and Pardee Drive, and a Resolution Amending the Exclusive Negotiating Agreement Between the Parties – Item C-1

The proposed ordinance authorizes the Executive Director to execute the Purchase and Sale Agreement for the 34-acre parcel located on Swan Way and Pardee Drive; and to amend the ENA to allow for the extension of the term for 30 days in exchange for a payment of \$100,000 by the purchaser. The proposed buyer is a partnership between Legacy Partners and Curt Smothers, an Oakland businessperson and attorney.

- Metroport: Approval of Addendum to Final Environmental Impact Report; Re-certification of Final Environmental Impact Report; Approval of Revised CEQA Findings and Statement of Overriding Considerations; and Approval of Modifications to the Project – Item C-2

This proposed action will authorize the approval of an addendum to the Final Environmental Impact Report to allow certification of the EIR for the property on Hegenberger Road adjacent to the 880 Freeway for a regional retail center.

- First Reading of an Ordinance Authorizing the Execution of a License and Concession Agreement with Oyster Reef Seafood Restaurant and Bar, LLC for the property located at 1000 Embarcadero, Oakland – Item C-3

First Reading of an Ordinance authorizing the Executive Director to execute a multiple year License and Concession Agreement with Oyster Reef Seafood Restaurant and Bar, LLC for the property at 1000 Embarcadero, containing 2090 square feet. The principals of the entity acquiring the Oyster Reef are Oakland residents.

**Open Forum**

1. None.

**Closed Session: 12:06 p.m.**

**Items Requiring Closed Session**

1. Conference with Legal Counsel-Anticipated Litigation: Significant exposure to litigation pursuant to subdivision (c) of Section 54956.9: Four Items
2. Conference with Real Property Negotiator: (Six Items)

Property: Various Parcels in Jack London Square, Oakland  
Negotiating Parties: Port of Oakland and Ellis Partners  
Under Negotiation: Price and Terms of Agreement

Property: Oak to Ninth Area, Oakland  
Negotiating Parties: Port of Oakland and Oakland Harbor Partners, LLC  
Under Negotiation: Price and Terms of Agreement

Property: 23-acres at Hegenberger Road & I-880 Freeway, Oakland  
Negotiating Parties: Port of Oakland and Simeon Commercial Properties  
Under Negotiation: Price and Terms of Agreement

Property: 2.09-acre parcel at the corner of Edgewater Dr. & Pardee Road, Oakland  
Negotiating Parties: Port of Oakland and City of Oakland  
Under Negotiation: Price and Terms of Agreement

Property: Arrowhead Marsh property (34 acres), Oakland  
Negotiating Parties: Port of Oakland and Arrowhead Partners  
Under Negotiation: Price and Terms of Agreement

Property: 1551 Embarcadero East, Oakland  
Negotiating Parties: Port of Oakland and City of Oakland  
Under Negotiation: Price and Terms of Agreement

Property: 1.75-acres of vacant land on Embarcadero Road at Diesel Street, Oakland  
Negotiating Parties: Port of Oakland and Food Specialists Inc.  
Under Negotiation: Price and Terms of Agreement

**Back into open session at 12:43 p.m.**

**Appearances - none**

**Adjournment - 12:43 p.m.**