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~~DRAFT~~
City Attorney's
Office

OAKLAND CITY COUNCIL
RESOLUTION NO. _____ C.M.S.

Introduced by Council President Patricia Kernighan

Resolution In Opposition to AB 1273 (Ting) Authorizing the Port of San Francisco to Approve A Mixed-Use Development on Piers 30-32 That Includes a Multipurpose Venue for Events and Public Assembly

WHEREAS, the owners of the Golden State Warriors seek to build a basketball arena on the San Francisco Waterfront and move the team from the Oracle Arena in Oakland to a new arena for the team's home games; and

WHEREAS, AB 1273 (Ting) would authorize the Port of San Francisco to approve a mixed-use development on Piers 30-32 that includes a multipurpose venue for Golden State Warrior games among other uses; and

WHEREAS, the Golden State Warriors are the anchor tenant of the Oracle Arena and an attraction for other world class entertainment events there; and

WHEREAS, the 50 games each regular season and other games when the team is in post-season playoffs provide good working class jobs in Alameda county that would be eliminated; and

WHEREAS, the Golden State Warriors' licensing agreement specifies that the Warriors contribute up to \$7.4 million annually toward debt service for capital improvements at the Oracle Arena, and as of 2017 there will be approximately \$66 million in outstanding debt on the Arena bonds; and

WHEREAS, a Warriors move from the Oracle Arena would cause a significant economic loss of events and thus jobs, which would eclipse these payments; and

WHEREAS, Public Trust Doctrine as interpreted by the U.S. Supreme Court places limitations on the California Legislature's authority to use trust lands for nontrust purposes, and a basketball arena, the major feature of the project, is not a traditional public trust use – it does not involve water related commerce, navigation or fishing; and

WHEREAS, building an entertainment venue on Piers 30-32 would substantially reduce maritime use and associated jobs on this part of the San Francisco waterfront; now therefore be it resolved

RESOLVED: that the Oakland City Council opposes AB 1273 because of the negative impact on jobs at the Oracle Arena and debt repayment on the bonds on the arena; and be it

FURTHER RESOLVED: that the Oakland City Council hereby directs the City Administrator to instruct the City's legislative lobbyist to advocate for the above position in the California State Legislature.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2013

PASSED BY THE FOLLOWING VOTE:

AYES-, BROOKS, GIBSON McELHANEY, GALLO, KALB, KAPLAN, REID,
SCHAFF, and PRESIDENT KERNIGHAN

NOES-

ABSENT-

ABSTENTION-

ATTEST:

LATONDA SIMMONS
City Clerk and Clerk of
the Council of the City of
Oakland, California