



Legislation Text

File #: 10-0495, **Version:** 4

Subject: Exclusive Negotiating Agreement Amendment
From: Community And Economic Development Agency
Recommendation: Adopt The Following Pieces Of Legislation:

1) An Agency Resolution Authorizing: (1) The Agency Administrator To Negotiate And Execute A Second Amendment To The Exclusive Negotiating Agreement (ENA) With AMB Property, L.P./California Capital Group ("AMB/CCG") For A Development On The Former Oakland Army Base ("Base") To: A. Extend The ENA Term From April 22, 2011 To The Earlier Of April 22, 2012 Or The Execution Of A Lease Disposition And Development Agreement, With The Provision For An Automatic Extension Of The Term Of Up To April 22, 2013 If There Is A Delay In Completing A Certification For The Project Under The California Environmental Quality Act Or The National Environmental Policy Act; And B. Provide For: (A) Reimbursement To California Capital Group ("CCG") Of Up To A Maximum Amount Of \$14,100,000 For The Third Party Consultants Cost Of The Planning And Design Work For The Base's Infrastructure, Public Utilities, And Public Streets; (B) Approval Of CCG's Proposal For A Development Team, Scope Of Work, Budget, And Schedule For The Planning And Design Work; (C) Elimination Of The Requirement To Accommodate The Oakland Produce Market And The Oakland Film Center As Part Of The Development; (D) Expansion Of The Development Area To Include The Former Oakland Maritime Support Services ENA Site In The East Gateway Area; And (E) Release Of AMB Property, L.P. From Responsibility For The Planning And Design Work, And Designating CCG As The Sole Party Responsible For The Planning And Design Work (2) A Waiver Of The Advertising And Request For Proposal/Qualifications Process And An Award Of The Planning And Design Of Infrastructure Improvements For The Port-Oriented Railyard And 7th Street Overpass Work, In An Amount Not-To-Exceed \$3,850,212.00, To CCG [TITLE CHANGE]; AND