



confidential information material to the Firm's engagement of a party adverse to the Agency.

#### FINANCIAL IMPACT

No financial impact.

#### COMMUNITY VISION IMPLEMENTATION

- Improving the City's economic base through the development of tax generating uses where appropriate.

#### RECOMMENDATION

Based on the Letter and Consent, staff recommends that the Agency:

- Approve the Consent to Representation and Waiver of Conflicts of Interest (in Attachment 1); and
- Authorize the Agency Director and Secretary to execute the pertinent documents on behalf of the Agency.
- Authorize the Consent as to the Firm's representation of the Lins in connection with the Agency's acquisition of the Lins' property; and
- Authorize the Agency Director hereafter to consider and approve (or disapprove) on a case-by-case basis each subsequent request by the Firm for consent to representation and waiver of conflicts of interest for other adverse party or adverse parties to the Agency for agreements, transactions, property negotiations, and related non-litigation matters that meet the terms and conditions of the Letter and Consent for a period of five (5) years commencing on the approval date of this item.

CHET YOSHIZAKI  
Economic Development Director

By: Paul Guerrero  
Senior Economic Development Specialist

Attachment 1 – Letter dated February 6, 2008 to Matthew Fertal from Jon E. Goetz of Pillsbury Winthrop Shaw Pittman LLP and the Consent to Representation and Waiver of Conflicts of Interest appended to the Letter