

ADVISORY COMMISSION ON RENTS (ACR)

ACTION MINUTES OF THE MEETING AT 5:30 PM

JULY 16, 2009

MEMBERS PRESENT: James Bojorquez Commissioner
Dan Wagner Commissioner
Robert Bailey Commissioner
Sandy Adams Commissioner
Naidu Ashok Commissioner

STAFF: Shasta Greene City Attorney's Office
Ramo Pinjic Housing Staff

MEMBERS ABSENT: Michael Fitzgerald Commissioner

GUESTS: None

LOCATION: City of San José 12th floor, Room T-1254

AGENDA ITEM

(a) Call to Order/Introduction

The meeting was called to order at 5:30 p.m. Commissioners, and staff introduced themselves. Deputy City Attorney, Shasta Greene welcomed the new commissioners to the Housing Department, and the City of San José.

(b) Orders of the Day

Greene requested a motion to move the agenda item on the Commission Orientation Presentation - Part 1 to the last item on the agenda. Commissioner Wagner asked if it is possible to do the orientation after the Adjournment. Greene said yes. Commissioner Wagner made a motion to drop the agenda item, Commission Orientation Presentation - Part 1. Commissioner Bailey seconded the motion. The motion passed (5-0).

(c) Approval of Action Minutes for March 19, 2009, regular meeting

Commissioner Wagner made a motion to approve the action minutes. Commissioner Bailey seconded the motion. The motion passed (5-0).

(d) Reports

(1) Legislative Report - Item Deferred.

(2) Litigation and Legal Report - City Attorney, Shasta Greene, stated that there was nothing new to report under ACR.

- (3) **Quarterly Report** - Pinjic provided a summary of the staff reports (database, notice to vacate, case log, and public outreach reports) for the third quarter FY 08/09.
- (4) **Advisory Commission on Rents (ACR) Vacancies** - Pinjic provided a status report on the ACR open vacancies.
- (5) **Foreclosure Update** - Pinjic provided an update about foreclosures in the City of San José, and mentioned that the Housing Department staff is assisting property owners through Foreclosure Help Center located at the Work 2 Future Office.

(e) **Action / Discussion Items**

- (1) **Status of Rent Controlled Rental Properties in Foreclosure** - Pinjic provided an update about foreclosures on rent controlled properties in the City of San José.
- (2) **Commission Orientation Presentation Part 1 - Item Dropped**
- (3) **Consideration of Resolution to Adopt Proposed ACR Bylaws** - Greene said that the old bylaws have a timetable that is not consistent with the Sunshine Reform Task Force. In addition, she said that these bylaws govern the proceedings of the ACR. Greene gave an overview of the ACR bylaws. She asked for a motion to adopt the bylaws with the amendments to section 401, and section 402. Commissioner Adams made motion to adopt the new bylaws with the changes to section 401 and section 402. Commissioner Bailey seconded the motion. The motion passed (5-0).
- (4) **Set the Date for Retreat (Combine with the regular meeting)** - A motion to combine the Retreat and the ACR regular meeting on Saturday, September 26, 2009, was made by Commissioner Bailey. Commissioner Adams seconded the motion. The motion passed (5-0).
- (5) **ACR Work Plan for 2009** - The Commission agreed that the work plan schedule should include the following:
 - ACR bylaws with the amendments

(f) **Open Forum**
None

(g) **Adjournment**
The meeting was adjourned at 6:29 p.m.