

**MINUTES OF THE JOINT SAN JOSÉ CITY COUNCIL
AND REDEVELOPMENT AGENCY BOARD**

SAN JOSÉ, CALIFORNIA

TUESDAY, DECEMBER 14, 2004

The Council of the City of San José convened at 4:26 p.m. to hear Item 7.1 in a Joint Session with the Redevelopment Agency Board in Council Chambers at City Hall.

Present: Council Members - Campos, Chavez, Chirco, Cortese, Dando, LeZotte, Reed, Williams, Yeager; Gonzales.

Absent: Council Members - Gregory. (Excused)

JOINT REDEVELOPMENT AGENCY/CITY COUNCIL ITEM

- 7.1 (a) Adoption of a resolution by the City Council making certain determinations related to the Agency's funding of a public improvement, the McEnery Convention Center Interim Expansion Project.**
- (b) Adoption of a resolution by the Redevelopment Agency Board:**
- (1) Authorizing the Executive Director to make findings needed for use of a proprietary specification for the San Jose McEnery Convention Center Interim Expansion Project at the completion of the competitive selection of a rigid frame fabric system; and,**
 - (2) Authorizing the Executive Director to negotiate and execute the first amendment to the agreement with Patri-Merker Architects for design of the San Jose McEnery Convention Center Interim Expansion Project, revising the scope of work and increasing the compensation by \$325,000 for a total amount not to exceed \$500,000; and,**
 - (3) Delegating authority to the Executive Director to award a construction contract to the lowest responsive bidder, in an amount not to exceed \$5,000,000, and establishing a contract contingency not to exceed 10% of the contract amount.**

CEQA: Mitigated Negative Declaration, CP04-028 [MERGED]

Documents Filed: Memorandum from City Manager Del Borgsdorf, and Redevelopment Agency Executive Director Harry Mavrogenes, dated December 14, 2004, recommending adoption of resolutions.

Public Comment: William Garbett spoke in opposition to the expansion project.

Motion: Council Member Reed moved approval of the Staff recommendation. Council Member Chavez seconded the motion. Council Member Cortese expressed support for the original purpose and contract, but opposed the current form.

7.1 (Cont'd.)

Discussion: A short discussion ensued.

Action: On a call for the question, the motion carried unanimously, and Resolution No. 72472, entitled: "A Resolution of the Council of the City of San José Making Certain Determinations Related to the Agency's Funding of a Public Improvement, The McEnery Convention Center Interim Expansion Project"; and Redevelopment Agency Board Resolution No. 5567 were adopted. (9-1-1. Noes: Cortese. Absent: Gregory.)

ADJOURNMENT

The Council of the City of San José, and Redevelopment Agency Board adjourned at 4:34 p.m.

RON GONZALES, MAYOR

ATTEST:

LEE PRICE, CMC, CITY CLERK

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