

RESOLUTION NO. 73064

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AMENDMENT TO THE AGREEMENT WITH BASEBALL ACQUISITION COMPANY, INC. RELATING TO SAN JOSE MUNICIPAL STADIUM**

**WHEREAS**, the San José Municipal Stadium (“Stadium”) opened to the public in 1942 and includes the stadium and parking areas located at the corner of Senter Road and Alma Street, bounded by Kelley Park to the east and the Ice Centre to the west; and

**WHEREAS**, recently the Stadium has been utilized, operated and managed by Baseball Acquisition Company, Inc. (“BAC”) under an agreement with the City of San José (“City”), and is home to the San José Giants single A baseball team, provides a venue for San José State University home baseball games and acts as host site for other sports and special event uses; and

**WHEREAS**, the City desires to negotiate and execute an amendment to the Agreement with Baseball Acquisition Company, Inc. relating to the San José Municipal Stadium;

**NOW, THEREFORE**, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The City Manager is hereby authorized to negotiate and execute an amendment to the Agreement with the Baseball Acquisition Company, Inc. (BAC) to:

1. Authorize BAC to manage the purchase and installation of a new core scoreboard at the San José Municipal Stadium at all costs to BAC, subject

to the City's reimbursement of up to \$40,000 plus the City's payment of up to \$10,000 in Department of Public Works review and inspection costs;

2. Allow BAC at its sole cost, to manage the purchase and installation of an enhanced video board and associated advertisement panels to add to the core scoreboard;
3. Expand the defined parking area by approximately 30,000 square feet; and
4. Extend the term of the Agreement by twenty four (24) months to October 1, 2009.

ADOPTED this 14<sup>th</sup> day of February, 2006, by the following vote:

AYES:	CAMPOS, CHAVEZ, CHIRCO, CORTESE, LeZOTTE, NGUYEN, PYLE, REED, WILLIAMS, YEAGER; GONZALES
NOES:	NONE
ABSENT:	NONE
DISQUALIFIED:	NONE

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RON GONZALES  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk

