

RESOLUTION NO. 73661

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH SAN JOSE ARENA MANAGEMENT FOR THE OPERATION AND MAINTENANCE OF THE CAROUSEL, CHILDREN'S PLAY AREAS AND RESTROOMS IN THE ARENA GREEN AREA IN AN AMOUNT NOT TO EXCEED \$136,022 PER YEAR**

**WHEREAS**, the Arena Green area of the Guadalupe River Park & Gardens includes a carousel, children's play areas and restrooms; and

**WHEREAS**, San José Arena Management ("SJAM") desires to ensure these attractions are operated and maintained at the highest levels possible, and has assumed the responsibilities for the operation and maintenance of the carousel, children's play areas and restrooms under previous agreements with the City of San José ("City"); and

**WHEREAS**, the City desires to enter into a new two-year agreement with SJAM for operation and maintenance of these attractions subject to annual appropriation of funds, with an option to renew for one additional year, at a cost to the City not to exceed \$136,022 per year; and

**WHEREAS**, the City desires to negotiate and execute an agreement with SJAM for the above purpose;

**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 agreement with San Jose Arena Management for the operation and maintenance of the carousel, children's play areas and restrooms in the Arena Green area of the Guadalupe River Park and Gardens for a term of two years subject to annual appropriation of funds, with an option for a one-year extension, at a cost to the City not to exceed \$136,022 per year.

ADOPTED this 27<sup>th</sup> day of February, 2007, by the following vote:

AYES: CAMPOS, CHIRCO, CONSTANT, CORTESE,  
LICCARDO, NGUYEN, PYLE, WILLIAMS; REED

NOES: NONE

ABSENT: NONE

DISQUALIFIED: NONE

VACANT: DISTRICT 4, DISTRICT 6

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CHUCK REED  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk