

RESOLUTION NO. 73805

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE MAKING CERTAIN DETERMINATIONS REQUIRED BY STATE LAW FOR THE EXPENDITURE OF REDEVELOPMENT AGENCY FUNDS ON CERTAIN PUBLIC IMPROVEMENTS TO THE CHILDREN'S DISCOVERY MUSEUM EXPANSION

WHEREAS, the expansion of the Children's Discovery Museum ("Museum") and construction of upgrades to its mechanical system requires architectural services for a master plan ("Public Improvement"); and

WHEREAS, Section 33445 of the California Health and Safety Code authorizes a redevelopment agency, with the consent of the legislative body, to pay for the costs of certain public improvements if the legislative body determines that: 1) the public improvements benefit the project area; 2) no other reasonable means of financing the improvements are available to the community, and 3) payment for the improvements will assist in the elimination of blight in the project area and is consistent with the Five-Year Implementation Plan; and

WHEREAS, the proposed Public Improvement is located in and would benefit the Guadalupe-Auzerais Project Area ("Project Area") by improving a prominent public and cultural facility in the Project Area and providing a source for community activities and study along the Guadalupe River Park, encouraging greater activity at the Museum and within the Project Area; and

WHEREAS, the Public Improvement will assist in eliminating blight within the Project Area by increasing the usage of the space, improving the linkage between the Museum and the Guadalupe River Park, and continuing to activate the Project Area; and

WHEREAS, the Public Improvement is not included in the City's Capital Budget, and there is no other reasonable means of financing the Public Improvement; and

WHEREAS, the Public Improvement is consistent with the Project Area Implementation Plan which provides for improvements to civic facilities.

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

- A. Agency funding of the Public Improvement:
 - (1) benefits the Guadalupe-Auzerais Redevelopment Project Area;
 - (2) cannot be reasonably financed by other means;
 - (3) assists in the elimination of blight;
 - (4) is consistent with the adopted Implementation Plan for the Project Area.
- B. The Council consents to the Agency's funding of the Public Improvement.

ADOPTED this 5th day of June, 2007, by the following vote:

AYES:	CAMPOS, CHIRCO, CONSTANT, CORTESE, LICCARDO, NGUYEN, OLIVERIO, PYLE, WILLIAMS; REED
NOES:	NONE
ABSENT:	NONE
DISQUALIFIED:	NONE
VACANT:	DISTRICT 4

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk

