

RESOLUTION NO. 73989

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A THIRD AMENDMENT TO THE AGREEMENT WITH HISTORY SAN JOSE TO ADVANCE THE SECOND QUARTER PAYMENT FOR THE PERIOD OF OCTOBER TO DECEMBER 2007 IN THE AMOUNT OF \$143,705.75

WHEREAS, on April 1, 1998, the City of San José (“City”) entered into an agreement with History San José (formerly The History Museums Of San José) for the operation of City-owned historical facilities, including the Historical Museum located at Kelley Park and the Fallon House and the Peralta Adobe (“Agreement”), which Agreement has since been amended; and

WHEREAS, History San José (“HSJ”) has made an emergency request for advance of quarterly payments from its annual operating subsidy under the Agreement due to cash flow problems; and

WHEREAS, while the City is reviewing financial information provided by HSJ, the City desires to advance the second quarterly operations payment for fiscal year 2007-2008; and

WHEREAS, City and HSJ desire to negotiate and execute a third amendment to the Agreement to advance City’s second quarterly operations payment in the amount of \$143,705.75;

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 a third amendment to the Agreement with History San José (formerly the History Museums of San José) to

advance the second quarter payment for the period of October to December 2007, in the amount of \$143,705.75.

ADOPTED this 11th day of September, 2007, by the following vote:

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

NOES: NONE

ABSENT: NONE

DISQUALIFIED: NONE

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk