

RESOLUTION NO. 75012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE MAKING CERTAIN DETERMINATIONS REQUIRED BY REDEVELOPMENT LAW, HEALTH AND SAFETY CODE SECTION 33445, FOR REDEVELOPMENT AGENCY FUNDING OF THE PUBLIC IMPROVEMENTS FOR THE EXPANSION AND RENOVATION OF THE SAN JOSE MCENERY CONVENTION CENTER

WHEREAS, the expansion of the San Jose McEnery Convention Center (“Center”) will add up to 170,000 square feet of ballroom and meeting space and associated service, support, circulation and pre-function spaces; and

WHEREAS, the renovation of the existing Center includes the replacement of the central utility plant, repair/replacement of the roofs and terraces, replacement of the fire alarm system, refurbishment/replacement of moveable acoustic partitions, doors, frames and hardware, upgrades to the interior finishes, such as paint, carpet and ceilings, wayfinding and environmental graphics, elevator and escalator repairs, expansion of the kitchen, and replacement of the Building Management System; and

WHEREAS, the expansion and renovation of the Center (“Project”) is estimated to cost \$300 million; 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 implementation plan; and

WHEREAS, the Project benefits the Guadalupe-Auzerais Redevelopment Project Area (“Project Area”) by preserving and enhancing the functionality and usefulness of the Center and entire Downtown Core Area; and

WHEREAS, other than those funds which may be generated by the proposed Convention Center Facilities District (“CFD”), no other reasonable means of financing the Project are available as the City has no funds currently budgeted or otherwise identified to pay for the Project, and no other source, public or private, has been identified to provide funds to accomplish this Project. The funds generated by the CFD are not expected to be sufficient to complete the Project; and

WHEREAS, the Project will assist in the elimination of blight in the Project Area by preserving and enhancing the functionality and usefulness of the Center and supporting visitor levels within the Project Area and other Downtown project areas, which will maintain and/or increase levels of economic stimulus and investments in the Project Area and other Downtown project areas; and

WHEREAS, the Project is consistent with the adopted implementation plan for the Project Area, which identifies the goals of establishing the Downtown as the 24-hour center of urban life and activity and providing new or enhanced cultural, convention, recreational and entertainment facilities;

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

- A. Determines that Agency funding of the Project:
- (1) benefits the Guadalupe-Auzerais Redevelopment Project Area;
 - (2) cannot be reasonably financed by other means;
 - (3) assists in the elimination of blight in the Downtown project areas; and
 - (4) is consistent with the adopted implementation plan for the Guadalupe-Auzerais Redevelopment Project Area.

B. Consents to the Agency's funding of the Project.

ADOPTED this 23rd day of June, 2009, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE, REED.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk