

**RESOLUTION NO. 75217**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A GROUND LEASE WITH EARTHQUAKES LLC FOR THE DEVELOPMENT OF AN APPROXIMATELY 2.6 ACRE SOCCER PRACTICE FIELD AS AN INTERIM USE ON THE 74.8 ACRE CITY OWNED AIRPORT WEST PROPERTY**

**WHEREAS**, on May 5, 2009, the Council of the City of San Jose ("City") approved amended business terms with Coleman Airport Partners, FWSH LLC and the Earthquakes LLC for the development of the City's 74.8 acre Airport West Property ("Property"); and

**WHEREAS**, the business terms include the development of 14 acres of the Property for a professional soccer stadium for the Major League Soccer Professional Earthquakes team; and

**WHEREAS**, on June 12, 2009, the City Council authorized the City Manager to negotiate and execute a Memorandum of Understanding with Earthquakes LLC for a 2.6 acre practice field on the Property ; and

**WHEREAS**, the City now desires to negotiate and execute a Ground Lease with Earthquakes LLC for a 2.6 acre practice field;

**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 Ground Lease with Earthquakes LLC for the development of an approximately 2.6 acre soccer practice field as an interim use on the 74.8 acre City owned Airport West Property.

ADOPTED this 8<sup>th</sup> day of December, 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