

RESOLUTION NO. 18-XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CUPERTINO
AMENDING FY18/19 ANNUAL OPERATING BUDGET TO APPROPRIATE \$200,000
TO PUBLIC WORKS TO CONDUCT A REQUEST FOR PROPOSALS AND RETAIN A
CONSULTANT TO CONDUCT A MARKET AND OPERATIONS FEASIBILITY
STUDY FOR A PERFORMING ARTS CENTER

WHEREAS, the City of Cupertino (City), a municipal corporation and general law city duly organized and existing under and pursuant to the laws of the State of California is authorized to request proposals and to enter into contracts on its behalf and for the benefit of the City; and

WHEREAS, on October 2, 2018, the City Council conducted the second reading approving the Vallco Town Center Specific Plan and Development Agreement, which included a provision for the developer to construct a 60,000 square foot core and warm shell for a Performing Arts Center, or to provide the City with a payment of \$22,800,000 in-lieu of constructing a Performing Arts Center within the Vallco Town Center project; and

WHEREAS, under the approved Development Agreement, the City is obligated to perform a market and operations feasibility study for the Performing Arts Center; and

WHEREAS, the City desires to hire a consultant for professional services to prepare the market and operations feasibility study for the Performing Arts Center; and

WHEREAS, the Development Agreement obligates the City to begin the market and operations feasibility study within ninety (90) days of the effective date of the Development Agreement;

NOW, THEREFORE, THE CUPERTINO CITY COUNCIL RESOLVES AS FOLLOWS:

1. The FY 18/19 Operating Budget is amended to appropriate \$200,000 to Public Works Capital Improvement account for the purpose of hiring a consultant to prepare a market and operations feasibility study for a Performing Arts Center.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Cupertino this 16th day of October 2018, by the following vote:

Vote

Members of the City Council

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Grace Schmidt, City Clerk

Darcy Paul, Mayor