

RESOLUTION NO. 5919**ANNUAL APPROPRIATION RESOLUTION OF THE BOARD OF DIRECTORS OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE FOR FISCAL YEAR BEGINNING JULY 1, 2009 AND ENDING JUNE 30, 2010, APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF MONIES DURING SAID FISCAL YEAR**

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE:

PART I.**GENERAL PROVISIONS**

Section 1.1 "Personal Services". As used in this Resolution unless otherwise specifically provided with respect to any particular appropriation, the words "Personal Services" means services rendered by an officer or employee of the Redevelopment Agency of the City of San Jose ("Agency") as well as money transferred to the City of San Jose ("City") for City employees assigned to Agency staff. Monies transferred to the City will be used in accordance with the terms of the City's Appropriation Ordinance.

Section 1.2 "Non-Personal Expenses". As used in this Resolution unless otherwise specifically provided with respect to any particular appropriation, the words "Non-Personal Expenses", where used to express the purpose for which monies are appropriated to the Agency, means any and all operating expenses of the Agency excepting and excluding those falling within the categories of Personal Services, Equipment, Support Services or Mayor and City Council, as defined herein. Non-Personal Expenses include but are not limited to the following:

1. Cost of supplies, materials, small tools, postage, subscriptions, books and periodicals, association dues and charges, cost of items of equipment, each of which costs less than Five Thousand Dollars (\$5,000.00) or has a life expectancy of not more than one (1) year;
2. Cost of public utility services;
3. Printing, duplicating, binding, advertising and publishing costs, expenses and charges;
4. Expenses incurred in travel to and from in attending conventions, conferences and meetings, and other travel expenses incurred in conducting Agency business;
5. Payment of car allowances and rental of equipment and vehicles, tools, machines and other properties;

6. Contractual expenses incurred for legal, engineering, and other professional services, for repair or maintenance of machines, tools and equipment and for operating purposes.

Monies transferred to the City will be used in accordance with the terms of the City's Appropriation Ordinance.

Section 1.3 "Equipment". Unless otherwise specifically provided with respect to any particular appropriation, monies appropriated for Equipment shall be deemed appropriated for vehicles, furniture and furnishings, and other items of equipment, the cost of which is Five Thousand Dollars (\$5,000.00) or more, and expected to last more than one year, as may be reasonably necessary for the operation of the Agency.

Section 1.4 "Support Services". As used in this Resolution, unless otherwise specifically provided with respect to any particular appropriation, the words "Support Services", where used to express the purpose for which monies are appropriated to the Agency, means Personal Services and Overhead for City staff performing services for the Agency. The term "Overhead" as used in this Resolution shall have the same definition as provided in the City's Appropriation Ordinance. Monies transferred to the City will be used in accordance with the City's Appropriation Ordinance.

Section 1.5 "Mayor and City Council". As used in this Resolution, unless otherwise specifically provided with respect to any particular appropriation, the words "Mayor and City Council", where used to express the purpose for which monies are appropriated to the Agency, means that percentage of expenses incurred by the Mayor and City Council for which the Agency must pay, including personal services, non-personal expenses and equipment. Monies transferred to the City will be used in accordance with the City's Appropriation Ordinance.

Section 1.6 "Capital Expenditures". As used in this Resolution, unless otherwise specifically provided with respect to any particular appropriation, the words "Capital Expenditures", where used to express the purpose for which monies are appropriated to the Agency, means monies on those projects listed by line item in the Adopted Fiscal Year 2009-2010 Capital Budget, including certain Support Services as specified, which is incorporated herein by reference, as permitted by the Health and Safety Code.

Section 1.7 "Restrictions and Expenditures". All appropriations contained in this Resolution for the operation of the Agency are for and during the fiscal year 2009-2010 and are for the purposes of objects named in the budget. No monies appropriated by this Resolution shall be expended for any other purpose or object unless monies are appropriated therefor, or its expenditures for such other purposes or objects is authorized, after July 1, 2009, by amendment of this Resolution or by other resolutions adopted after July 1, 2009.

**THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE
MERGED AREA SOURCE AND USE OF FUNDS SUMMARY**

SOURCE OF FUNDS	Adopted FY 2009-10
Beginning Fund Balance	\$ 114,073,984
Tax Increment	204,209,300
Supplemental Assessments	2,000,000
Bond Proceeds	99,000,000
Trust Account Interest	1,601,746
Redevelopment Fund Interest	2,310,848
Other/Miscellaneous	51,154,812
TOTAL SOURCE OF FUNDS	\$ 474,350,690
USE OF FUNDS	
Financing/Other Costs:	
Debt Service	\$ 132,992,993
ERAF Loans Payment	4,498,332
20% Housing Set Aside	41,241,860
AB1290 Pass-Through	749,936
Downtown Housing Project Reserve	3,000,000
CSJ Financing Authority (Parking Garage)	3,400,000
Convention Center Bond Payment	14,665,750
Total Financing/Other Costs:	\$ 200,548,871
Capital Expenditures:	
Strengthen Neighborhoods	\$ 9,505,630
Strong Neighborhoods Initiative	44,207,569
Develop and Preserve Housing	13,681,591
Build Public Facilities	30,332,600
Economic Development	99,342,962
County Settlement Payment	7,500,000
County Delegated Funds	19,800,000
Total Capital Expenditures	\$ 224,370,351
Operating Expenditures	
Personnel	\$ 3,784,428
Non - Personnel/Capital Equipment	271,472
City Support Services	2,091,807
Mayor/Board	2,117,674
Capital Project Direct Operating Cost	8,380,825
Capital Project Indirect Operating Cost	6,933,224
Total Operating Expenditures	\$ 23,579,430
Obligated Payments:	
Fiscal Agent Fees	\$ 425,177
Letter of Credit Fees	634,900
County Tax Collection Fees	2,075,791
Arena Pass-Through	325,000
County Agreement Payment	21,679,425
Total Obligated Payments	\$ 25,140,292
TOTAL USE OF FUNDS	\$ 473,638,945
Capital Reserves (Ending Fund Balance)	\$ 711,745

FY 2009-2010
MERGED AREA REVENUE SUMMARY

<u>REVENUES:</u>	<u>FY 2009-2010</u>
Tax Increment	\$ 204,209,300
Supplemental Assessments	2,000,000
Bond Proceeds	99,000,000
Interest Earnings	3,912,594
Other/Miscellaneous	51,154,812 *
TOTAL REVENUE	\$ <u><u>360,276,706</u></u>

* This includes \$20 million previously expected to be received from the City in special tax revenues for the Convention Center Expansion. The Agency no longer expects funding from this source in FY 2009-10 and will address this change in anticipated revenues in its revised Capital Budget expected to be adopted in September 2009.

Section 2.1: Funds are hereby appropriated as follows:

FY 2009-2010
REDEVELOPMENT OPERATING FUNDS

Operating Expenditures:	Adopted <u>FY 2009-2010</u>
Personal Services	\$ 3,784,428
Non-Personal Services/Capital Equipment	270,952
City Support Services	2,024,310
Mayor/Board	<u>2,117,674</u>
TOTAL OPERATING FUND	\$ <u><u>8,197,364</u></u>

Section 3.1: Funds are hereby appropriated as follows:

FY 2009-2010
REDEVELOPMENT CAPITAL FUNDS *

		Adopted FY 2009-2010
Capital Project Appropriations:		
Almaden Gateway	\$	1,576,372
Century Center		12,727
Edenvale		11,572,060
Julian Stockton		12,329,437
Market Gateway		530,508
Merged Area Impact		80,318,525 *
Neighborhood Investment Program		7,980,836
Strong Neighborhoods Initiative		44,207,574
Park Center		12,067,543
Rincon de Los Esteros		23,488,268
San Antonio		2,986,508
Total Capital Project Appropriation	\$	<u>197,070,358</u>
 Capital Project Operating Expenditures:		
Direct Cost:		
Personal Services	\$	8,169,157
Non-Personal Services		209,190
Sub-total Direct Cost	\$	<u>8,378,347</u>
Indirect Cost:		
Personal Services	\$	4,819,580
Non-Personal Services		2,167,639
Capital Outlay/Equipment		16,500
Sub-total Indirect Cost	\$	<u>7,003,719</u>
 Total Capital Project Operating Expenditures:	 \$	 <u>15,382,066</u>
 Total Capital Budget	 \$	 <u>212,452,424</u>

* This includes \$20 million in expenditures for the Convention Center Expansion Project previously anticipated to be received from the City special tax revenues. The Agency no longer expects funding from this source in Fiscal Year 2009-10 and will address this change in anticipated revenues in its revised Capital Budget expected to be adopted in September 2009.

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Almaden Gateway Redevelopment Project

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the Almaden Gateway

	<u>Adopted</u>
	<u>FY 2009-2010</u>
1 Downtown Parking Acquisition	\$ 1,573,372
2 Development Assistance	3,000
TOTAL ALMADEN GATEWAY	\$ <u>1,576,372</u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Century Center Redevelopment Project

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the Century Center

		<u>Adopted</u> <u>FY 2009-2010</u>
1	Fountain Alley Parking Lot	\$ 715
2	Fountain Alley Pedestrian Enhancements	12,012
	TOTAL CENTURY CENTER	\$ <u><u>12,727</u></u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Edenvale Redevelopment Project
Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the Edenvale

	<u>Adopted</u> <u>FY 2009-2010</u>
1 BioCenter: Equipment Acquisitions and Tenant Improvements	173,842
2 BioCenter: First Floor Expansion	3,999,833
3 BioCenter Lease	513,924
4 BioCenter: Initial Build Out	1,161,318
5 IDT Lease	149,000
6 Assessment District/Interchange Improvements	159,143
7 Edenvale Emerging Technologies Fund	65,000
8 Biotech Manufacturing Initiative	5,200,000
9 Industrial Development Incentives	150,000
 TOTAL EDENVALE	 \$ <u><u>11,572,060</u></u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Julian/Stockton Redevelopment Project

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the Julian/Stockton

	<u>Adopted FY 2009-2010</u>
1 Fallon House Improvements	173,716
2 North San Pedro Proposed Housing/Brandenburg	11,381,591
3 Demolition of Westinghouse Warehouse Building and Parking Lot Development	774,130
 TOTAL JULIAN/STOCKTON	 \$ <u><u>12,329,437</u></u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Market Gateway Redevelopment Project
Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the Market Gateway Redevelopment

	<u>Adopted FY 2009-2010</u>
1 California Theatre - Opera San Jose	\$ 530,508
TOTAL MARKET GATEWAY	\$ <u><u>530,508</u></u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Neighborhood Investment Program Project

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the Neighborhood Investment Program

	<u>Adopted FY 2009-2010</u>
1 Alum Rock - Mexican Heritage Corp.	429,498
2 Alum Rock - Alum Rock Village Enhancements	800,000
3 Story Road - King & Story Implementation	159,901
4 The Alameda - Parking Solutions	318,802
5 The Alameda - Billy DeFrank Building Rehabilitation	48,470
6 Japantown - Corporation Yard Planning & Development	1,017,860
7 Japantown - Public Improvements	796,798
8 Japantown - Parking Lot Lease	45,611
9 NBD - Façade Improvements	2,445,005
10 NBD - Program Operations	31,968
11 NBD - Implementation & Opportunity Sites	848,988
12 Union/Camden	189,846
13 Monterey/Roeder	22,125
14 NBD - Landscape Improvements	315,000
15 Neighborhood Business Clusters	260,964
16 Route 87 Access	250,000
 TOTAL NEIGHBORHOOD INVESTMENT PROGRAM	 \$ <u>7,980,836</u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Strong Neighborhoods Initiative.

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the Strong Neighborhoods Initiative

	<u>Adopted</u>
	<u>FY 2009-2010</u>
1 SNI - 13th Street	\$ 2,486,641
2 SNI - Five Wounds/Brookwood Terrace	1,720,412
3 SNI - Delmas Park	293,690
4 SNI - East Valley/680 Communities	657,992
5 SNI - Edenvale/Great Oaks	360,193
6 SNI - Greater Gardner	825,788
7 SNI - Hoffman/Via Monte	914,275
8 SNI - Union/Curtner	212,747
9 SNI - University	713,559
10 SNI - Washington	1,427,428
11 SNI - West Evergreen	1,465,782
12 SNI - Winchester	4,158,225
13 SNI - Attractive Neighborhood	1,040,961
14 SNI - Outreach and Training	213,298
15 SNI - Blackford	1,603,050
16 SNI - Burbank/Del Monte	4,670,352
17 SNI - K.O.N.A.	856,572
18 SNI - Market/Almaden	983,863
19 SNI - Mayfair	1,510,000
20 SNI - Spartan/Keyes	3,253,972
21 SNI - Tully/Senter	5,849,492
22 SNI - Neighborhood Action Coalition Planning	3,272
23 SNI - Gateway East	1,048,258
24 SNI - City Manager's Office - SNI Team	1,555,279
25 SNI - City Attorney Code Enforcement	137,060
26 SNI - Neighborhood Reserve	218,820
27 SNI - Multi Family Housing Rehabilitation Pilot	350,000
28 SNI - Playground Improvements	364,969
29 SNI - Rental Housing Development	5,311,624
TOTAL STRONG NEIGHBORHOODS INITIATIVE	 \$ <u><u>44,207,574</u></u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Park Center Redevelopment Project

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the Park Center

	<u>Adopted</u>
	<u>FY 2009-2010</u>
1 Center for Performing Arts Improvements	\$ 901,844
2 Tech Museum of Innovation	581,702
3 Civic Auditorium	9,582,268
4 Adobe: Water Monitoring	1,729
5 Montgomery Theatre	1,000,000
 TOTAL PARK CENTER	 \$ <u><u>12,067,543</u></u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Rincon De Los Esteros Redevelopment Project

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the Rincon De Los Esteros Redevelopment

	<u>Adopted FY 2009-2010</u>
1 Rincon - Vision N. San Jose Infrastructure and Park Improvements	\$ 3,910,808
2 Industrial Development Opportunities	4,400,000
3 Rincon - Vision N. San Jose Schools	14,965,000
4 Rincon - Streetscape Improvements	200,000
5 Façade Improvements	12,460
 TOTAL RINCON DE LOS ESTEROS	 \$ <u><u>23,488,268</u></u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - San Antonio Plaza Redevelopment Project

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for fiscal year 2009-2010, for the San Antonio Plaza

	<u>Adopted FY 2009-2010</u>
1 Block 2: Remediation	195,785
2 Block 3: Central Place Parking Garage	369,017
3 Circle of Palms Plaza Improvements	2,421,706
 TOTAL SAN ANTONIO PLAZA	 \$ <u><u>2,986,508</u></u>

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Merged Area Impact Program Project *

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for FY 2009-2010, for the Merged Redevelopment Project:

	<u>Adopted</u> <u>FY 2009-2010</u>
1 San Jose Downtown Association	\$ 400,000
2 Façade Improvement Program	1,717,464
3 Misc. Public Improvements	728,956
4 Seasonal Street Banners	83,000
5 Automatic Public Toilets	634,590
6 Software Development Forum - Lease	207,976
7 GRP Improvements & Land Acquisition	2,060,610
8 City Improvements	1,503,639
9 Software and Environmental Business Clusters - Lease	225,960
10 Assessor	108,286
11 US Market Access Center - Lease	205,645
12 Retail Strategy	1,214,116
13 Entrepreneur Center Lease	327,519
14 Public Property Management	212,004
15 Asset Management	224,475
16 20% Supplement Parkland Fees	2,300,000
17 Transportation Planning	50,500
18 Development RFQ	84,648
19 Downtown Signage	158,000
20 Downtown for the Holidays	5,000
21 Downtown Mixed Use Projects	2,465,125
22 Downtown Project Feasibility Studies	62,864
23 Public Space Program	125,000
24 Child Care Development Fund	366,572
25 Mixed Use Project Area Environment Containment	155
26 4th Street Garage Marketing and Tenant Improvements	515,562
27 OEA Audit Services	158,860
28 Litigation Services	211,667
29 Real Estate and Relocation Services	46,005
30 Downtown Business Improvement Pool & Loans	1,534,189
31 Transit Mall Lighting	2,940,109
32 Downtown Ice Rink	87,011
33 Land Banking for Future Development	6,956,601

REDEVELOPMENT CAPITAL FUNDS

Redevelopment Capital Fund - Merged Area Impact Program Project *

Each of the following sums of money is hereby appropriated to the Redevelopment Capital Fund for each of the following designated line items, for FY 2009-2010, for the Merged Redevelopment Project:

	<u>Adopted</u> <u>FY 2009-2010</u>
34 Planning Code Enforcement Services	499,601
35 Downtown Streetscape	1,456,925
36 Competitive Art Capital Fund	149,512
37 Project Support Studies	288,992
38 City Auditor Services	125,792
39 Parking Lot Development/Improvements	1,007,234
40 Autumn Street Infrastructure Funding Plan	1,202,700
41 Vietnamese-American Community Center	1,512,252
42 Convention Center Expansion Phase I	26,958,543 *
43 1st ACT Small Wonders Program	2,313,862
44 Industrial Work Program Implementation	551,894
45 St. James Park Improvements	3,222,234
46 Permanent Major Outdoor Event Site	46,000
47 Public Education and Outreach	270,000
48 Arena Employee Parking	229,699
49 Downtown Major Tenant Fund	3,000,000
50 Clean Tech Jobs Investment Fund	2,500,000
51 490 & 500 S. First Building Improvements	2,272,612
52 Emerging Technologies Fund	2,500,000
53 Downtown Healthcare Facilities	299,879
54 Demolition of Agency-owned Buildings	1,273,046
55 San Pedro Square Urban Market	106,791
56 Plan Amendment Process	233,849
57 Pedestrian Corridors Improvement	375,000
TOTAL MERGED AREA IMPACT PROGRAM	\$ <u><u>80,318,525</u></u>

* This includes \$20 million in expenditures for the Convention Center Expansion Project previously anticipated to be received from the City special tax revenues. The Agency no longer expects funding from this source in Fiscal Year 2009-10 and will address this change in anticipated revenues in its revised Capital Budget expected to be adopted in September 2009.

REDEVELOPMENT FINANCING/NON-PROJECT COSTS

Financing/Non-Project Costs: Each of the following sums of money is hereby appropriated to the Redevelopment Merged Area Fund to each of the following items, for fiscal year 2009-2010, for financing, and non-project costs:

	Adopted
Financing/Non-Project Costs:	<u>FY 2009-2010</u>
Debt Service	\$ 132,992,993
ERAF Loan Payment	4,498,332
Housing Requirement	41,241,860
Downtown Housing Project Reserve	3,000,000
AB1290 Pass-Through	749,936
Convention Center Bond Payment	14,665,750
County Pass-Through Agreement Payment	21,679,425
County Agreement Delegated Funds	19,800,000
County Settlement Payment	7,500,000
Fiscal Agent Fees	425,177
Letter of Credit Fees	634,900
County Tax Collection Fees	2,075,791
Arena Pass-Through	325,000
CSJ Financing Authority (4th St. Garage)	<u>3,400,000</u>
TOTAL FINANCING/NON-PROJECT COSTS	\$ <u><u>252,989,164</u></u>

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

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

NOES: NONE.

ABSENT: NONE.

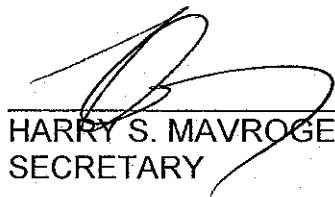
ABSTAIN: NONE.

VACANT: NONE.



CHUCK REED, CHAIRPERSON

ATTEST:



HARRY S. MAVROGENES
SECRETARY