

**CITY OF LOS ALTOS
RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS
AUTHORIZING THE CITY MANAGER TO ALLOCATE PARK IN LIEU FUNDS IN AN
AMOUNT NOT TO EXCEED \$38,000 FOR THE DEVELOPMENT OR STUDY OF A
DOWNTOWN THEATER IN CERTAIN DESIGNATED LOCATIONS WITHIN THE
CITY AND AMENDING THE FY22 OPERATING BUDGET FOR THE PARK IN LIEU
FUND**

WHEREAS, The City Council finds that the Park in Lieu fees may be used for the purpose of developing new or rehabilitating existing park or recreational facilities such as the commissioning of a feasibility study of a downtown theater in certain designated locations within the City because: (1) the neighborhood in which the fees are to be expended has fewer than three (3) acres of park area per 1,000 members of the City; (2) it reasonably foreseeable that City residents will use the proposed park and recreational facilities where the fees are being used; (3) the use of the fees is consistent with the following: (a) the City's adopted General Plan, Open Space, Conservation & Community Facilities Element, Policy 9.2: Work with private developers to offer cultural activities within the community, such as a community theater and cinema; (b) the City's adopted Downtown Vision Plan(DTVP), Section 3, The Community's Vision: Utilizing existing parking plazas in a manner that enhances the village character while also meeting the working, living, entertainment, and hospitality desire of the community; (c) DTVP, Section 4, Land Use: San Antonino Road District: Envisioned attributes include: Performing arts theater, a central entertainment venue for the community; (d) DTVP, Section 4, Land Use: Opportunity Sites: Entertainment: A live thereafter is identified on Parking Plaza 2. This use would be both a daytime and evening draw from the community and elsewhere that would support complementary businesses, such as pre-event dining; and (e) DTVP, Section 9, Implementation: Phase 3: Long-Term: Construct live theater (Parking Plaza 2); and (4) the fees are used in compliance Los Altos Municipal Code Section 13.24.010.

WHEREAS, it is the desire of the City Council to conduct a feasibility study of a downtown theater in certain designated locations within Los Altos; and

WHEREAS, on June 14, 2022, at a public hearing City Council authorized increasing the current FY 2022 operating budget by \$38,000 to be appropriated from the Park in Lieu funds to be used for a feasibility study of a downtown theater in certain designated locations within Los Altos; and

NOW, THEREFORE, the City Council of the City of Los Altos, California, does resolve as follows:

1. The City Manager is authorized to execute an amendment to the Operating Budget to increase appropriations in an amount not to exceed \$38,000 to be used for a feasibility study of a downtown theater in certain designated locations within Los Altos.
2. The City Manager is also authorized to take such further actions as may be necessary to amend the Operating budget.
3. The FY22 Park in Lieu Funds shall be amended such that the FY22 appropriation in the Operating Budget is increased by \$38,000 to be used for a feasibility study of a downtown theater in certain designated locations within Los Altos.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Los Altos hereby authorizes the City Manager to amend the Park in Lieu appropriations by an amount not to exceed \$38,000 and amend the Operating budget to reflect this increased expenditure.

I HEREBY CERTIFY that the foregoing is a true and correct copy of a Resolution passed and adopted by the City Council of the City of Los Altos at a meeting thereof on the 28th day of June 2022 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

, MAYOR

Attest:

, CITY CLERK