RESOLUTION NO. 196-2001

Adopted November 13, 2001

AUTHORIZING A FIFTH AMENDMENT TO THE OPERATING AGREEMENT WITH ZEUM TO INCREASE THE FISCAL YEAR 2001-2002 ANNUAL CONTRIBUTION BY $90,000 FOR A TOTAL AGGREGATE AMOUNT NOT TO EXCEED $663,000 FOR ASSISTANCE IN THE IMPLEMENTATION OF ZEUM'S SUSTAINABILITY PLAN; YERBA BUENA CENTER REDEVELOPMENT PROJECT AREA

BASIS FOR RESOLUTION

1. By Resolution No. 123-97, dated July 1, 1997, the Redevelopment Agency of the City and County of San Francisco ("Agency"), authorized an Operating Agreement ("Agreement") with Zeum, a California non-profit public benefit corporation (formerly known as the Yerba Buena Gardens Studio for Technology and the Arts) ("Zeum"), to operate a Youth Arts and Education Center, Carousel and Children’s Garden on Central Block 3 in the Yerba Buena Center Redevelopment Project Area. The Agreement provides that the Agency provide $500,000 in annual contributions for a total aggregate contribution of $910,000 for security, operations, and maintenance.

2. On October 27, 1998, the Agency authorized a First Amendment to the Agreement which adjusted the payment schedule of the annual contribution to Zeum.

3. On May 4, 1999, the Agency authorized a Second Amendment to the Agreement which provided Zeum with a $450,000 advance on the total annual contribution for the purpose of Zeum’s security, operations and maintenance and revised certain other terms to the Agreement.

4. On May 23, 2000, the Agency authorized a Third Amendment to the Agreement which provided Zeum with a $200,000 advance on the total annual contribution for the purpose of Zeum’s security, operations and maintenance.

5. On March 6, 2001, the Agency authorized a Fourth Amendment to the Agreement which provided Zeum with a $260,000 advance on the total annual contribution for the purpose of Zeum’s security, operations and maintenance.

6. The Agency now desires to provide Zeum with a $90,000 increase to their Fiscal Year 2001-2002 total annual contribution for the purpose of funding increased costs associated with its leadership transition and an Executive Director search.

RESOLUTION

ACCORDINGLY, IT IS RESOLVED by the Redevelopment Agency of the City and County of San Francisco that the Executive Director is authorized to execute a Fifth Amendment to the Operating Agreement with Zeum, a California non-profit public benefit corporation, to increase the annual contribution by $90,000 for a total aggregate amount not to exceed $663,000 for assistance in the implementation of Zeum’s sustainability plan, substantially in the form lodged with the Agency General Counsel.

APPROVED AS TO FORM:

Bertha A. Ontiveros 11/17/01
Agency General Counsel