

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING “FREE USE” FOR A MEMORIAL OBSERVANCE IN THE ROTUNDA AT CITY HALL ON SATURDAY, MAY 4, 2019 HOSTED BY THE VIETNAMESE VOLUNTARY FOUNDATION, INC. (VIVO) AND THE COUNCIL DISTRICT 10 OFFICE**

**WHEREAS**, in June 2016, the Council of the City of San José (“City”) adopted Schedule of Fees Resolution No. 77829 for the fees and charges for City Hall Facility Use; and

**WHEREAS**, Resolution No. 77829 authorizes the City Council, Redevelopment Agency Board, and City departments to have “Free Use” of the facilities for those events that 1) qualify as official City business; 2) are free and open to the public; 3) occur on a Sunday through Friday; and 4) are booked 30 days in advance; and

**WHEREAS**, Resolution No. 77829 does not apply to free use requests for Saturday events, and as such City Council approval is required; and

**WHEREAS**, the Council District 10 Office has requested that “Free Use” be authorized for a Memorial Observance to recognize Ly Van Tong’s advocacy for the Vietnamese-American community in San José and throughout the United States, for promoting citizen engagement by naturalized citizens from Vietnam, and for his activism on behalf of Human Rights throughout the world, which is expected to significantly benefit the City if scheduled on a Saturday as it would accommodate the schedules of community members who own small businesses or work full-time jobs during the week and increase the number of participants; and

**WHEREAS**, the Memorial Observance is hosted by the Vietnamese-American Voluntary Foundation, Inc. (VIVO) and the Council District 10 Office and directly aligns

with the City's objective to engage and promote participation in the community by all members of our diverse immigrant communities, including the Vietnamese-American population – one of the largest in the United States; and

**WHEREAS**, the City finds that the Memorial Observance supports the City's mission to provide quality public services, facilities and opportunities that create, sustain, and enhance a vibrant community for its diverse residents, businesses, and visitors, and welcome and engage people from the City's diverse communities into full civic participation; and

**WHEREAS**, the City desires to allow for the free use of the City Hall Rotunda and parking in the City Hall Garage and 4th Street Garage for the Memorial Observance on Saturday, May 4, 2019;

**NOW, THEREFORE**, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The City Council hereby authorizes "Free Use" of the City Hall Rotunda and parking in the City Hall Garage and 4th Street Garage for a Memorial Observance on Saturday, May 4, 2019 to recognize Ly Van Tong's advocacy for the Vietnamese-American community in San José and throughout the United States, for promoting citizen engagement by naturalized citizens from Vietnam, and for his activism on behalf of Human Rights throughout the world, hosted by the Vietnamese Voluntary Foundation, Inc. and the Council District 10 Office.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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SAM LICCARDO  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk