05/15/07

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J. BYRON FLECK

May 1, 2007

Ms. Jennifer Sparacino, City Manager
City of Santa Clara
1500 Warburton Avenue
Santa Clara, CA 95050

Re: Stadium Funding Measure

Dear Ms. Sparacino:

On behalf of Ms. Karen Hardy and myself, we respectfully request that the following items be placed on the Santa Clara City Council agenda for the meeting of Tuesday, May 15, 2007 or as soon thereafter as the matter may be heard and acted upon by the City Council:

1. It is requested that the Santa Clara City Council commit that any proposal involving the appropriation of any City or City Agency or City Utility money, property or indebtedness, for the construction of a football stadium, be first submitted to the voters of Santa Clara for approval or rejection.

2. We additionally request that the Council direct that the Stadium Funding Measure be placed on the February 2008 primary ballot.

Thank you for your continuing courtesies.

Very truly yours,

J. BYRON FLECK, ESQ.

JBF/get

cc: Mayor
Santa Clara City Council

Good evening! My name is Janette Boehm. I have been a resident of Santa Clara County since 1973.

I'm a retired teacher by profession, a writer by hobby, but **a public speaker I AM NOT!**

Tonight I have **set aside my fears** of speaking in public because a cause greater than my fear urges me on.

Almost 20 years ago, the 49ers moved their CHQ and Training Facility to Santa Clara, so they are already **taxpayers** in your City. Only the field where they played professional football was outside your city.

Time is long overdue for the Team to have a state-of-the art stadium. What better site than the parcel of land **just across** from their CHQ & TF, which is also an area designated for entertainment and other public uses, such as the SC Convention Center, Soccer park, and hotels.

Public transportation is well established in the area, both the Light and Heavy Rails, to help fans commute from elsewhere to SC. **Access to many highways** and expressways will fan out the traffic quickly on game days.

Having a stadium in this entertainment sector will **enhance the City's coffers**, contribute to business opportunities for the local and nearby hotels--**on days when local business are closed for the weekend**.

Those who want to VOTE on this use of SC land have a right to voice their opinion, but they need to be armed with **FACTS.** If voters have not informed themselves by reading the extensive **financial reports** done by a

leading, professional consultant in NFL stadium building, they will not vote intelligently, but **on emotion alone.**

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Think back to the time when **Great America** was just an idea proposed to the City Council. What if those planners had been afraid of investing in an amusement park that has since enriched the City for its **wise investment**.

I wish ordinary investors had the opportunity to reap such a huge investment with only a **20% contribution!** And to have the 49ers **absorbing the risk** of cost overrun makes the pot even sweeter for the City of SC.

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The 49ers are constantly **giving back** to the community through its many charitable programs. It's up to the City now to support a business within its boundaries to continue the work of **athletes helping others in need**--not just their FANS!

Keep the 49ers in Santa Clara by letting them build their stadium in the Entertainment District of the City. The team is back on its winning ways and it would be a shame to let **Lombardi Trophy #6** be housed in a city not named Santa Clara.

Janette L. Boehm
Santa Clara County resident since 1973

Conflict of Interest Pledge:
May 15, 2007

I pledge that neither I nor a member of my immediate family will take a paid position with the proposed *Santa Clara Stadium Authority*; and I also pledge that I will not accept the endorsement of, or contributions from, The Santa Clara and San Benito Counties Building and Construction Trades Council, from the York family or the 49ers, or other organizations with a majority of their membership residing outside the City of Santa Clara, or individuals outside the City, who would benefit directly or indirectly from the construction of the stadium, for a campaign for State Assembly or other elected public position.

Patricia M. Mahan, Mayor

Dominic J. Caserta, Seat 2

Will Kennedy, Seat 3

Kevin Moore, Seat 4

Joe Kornder, Seat 5

Pat Kolstad, Seat 6

Jamie McLeod, Seat 7