

RESOLUTION NO. 73384

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AMENDING ALLOCATION OF AMOUNTS FOR APPLICATION OF LOCAL ASSISTANCE FUNDS FOR VARIOUS PROJECTS AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE, EXECUTE AND SUBMIT ALL NECESSARY DOCUMENTS FOR LOCAL ASSISTANCE FUNDS UNDER THESE GRANT PROGRAMS

WHEREAS, on January 22, 2002, the City Council of the City of San José (“City Council”) approved the filing of an application for local assistance funds of up to \$4,293,089 from the Roberti-Z’berg-Harris (“RZH”) Urban Open Space and Recreation Grant Program under the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000 (Proposition 12), whereby a list of six projects, including \$1.4 million allocated to neighborhood parks to be identified at a later date, were approved to be funded; and

WHEREAS, on January 27, 2004, the City Council approved the submission of an application for local assistance grant funds of up to \$4,051,000 funding from the RZH Urban Open Space and Recreation Grant Program under the State of California 2002 Resources Bond Act (Proposition 40), whereby a list of eight projects were included as eligible for reimbursement provided the projects are approved and completed by June 30, 2011; and

WHEREAS, on January 27, 2004, the City Council authorized the City Manager to negotiate, execute and submit an application and all necessary documents for local assistance grant funding of up to \$4,037,000 in funds from the Per Capita Grant Program under the 2002 Resources Bond Act (Proposition 40), whereby a list of eight

projects were included as eligible for reimbursement provided the projects are approved and completed by June 30, 2011; and

WHEREAS, certain project allocations previously approved by the City Council are now recommended to be reallocated to other projects, which reallocation will balance and fully allocate the grant programs and make them consistent with the approved allotments, resulting in the City recognizing revenues and expenditures under the correct sources and uses;

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

1. The allocation of certain amounts for application of local assistance funds for the following projects is hereby amended as follows:

- a. Roberti-Z'berg-Harris Urban Open Space and Recreation Grant Program under the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000 (Proposition 12) in the amount of \$273,000 be reallocated to the Trail: Airport Parkway Under Crossing (Lower Guadalupe River) project;
- b. Roberti-Z'berg-Harris Urban Open Space and Recreation Grant Program under the 2002 Resources Bond Act (Proposition 40) in the amount of \$1,150,000 be reallocated to the PAL Stadium ADA and restroom improvements and the Nisich Park Development; and

- c. Per Capita Grant Program under the 2002 Resources Bond Act (Proposition 40) in the amount of \$1,075,000 be reallocated to the Lake Cunningham ADA Playground project, Global Photon Building and the Airport Parkway Trail Under Crossing (Lower Guadalupe River).

2. The City Manager is hereby authorized to negotiate, execute and submit all necessary documents for local assistance funds under these grant programs.

ADOPTED this 29th day of August, 2006, by the following vote:

AYES: CAMPOS, CHAVEZ, CHIRCO, CORTESE, NGUYEN,
PYLE, REED, WILLIAMS, YEAGER; GONZALES

NOES: NONE

ABSENT: LeZOTTE

DISQUALIFIED: NONE

RON GONZALES
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk