



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Katy Allen
James R. Helmer
Jennifer A. Maguire

SUBJECT: SEE BELOW

DATE: August 24, 2009

Approved

Date

9/4/09

COUNCIL DISTRICT: City-Wide
SNI AREA: Various

SUBJECT: ADOPTION OF APPROPRIATION ORDINANCE AND FUNDING SOURCES RESOLUTION AMENDMENTS IN THE SERVICES FOR REDEVELOPMENT CAPITAL PROJECTS FUND (CITY-SIDE REDEVELOPMENT FUND)

RECOMMENDATION

Adopt the following Appropriation Ordinance and Funding Sources Resolution amendments in the Services for Redevelopment Capital Projects Fund (City-side Redevelopment Fund) for 2009-2010:

- a) Increase the estimate for Earned Revenue by \$325,765;
- b) Increase the Beginning Fund Balance by \$105,463;
- c) Increase the appropriation to the Department of Transportation for Additional Blight Contingency Services (PSM 592) in the amount of \$30,000;
- d) Increase the appropriation to the Department of Public Works for the Transit Mall Paving Restoration Project (PSM 550 Amendment #1) in the amount of \$295,765;
- e) Increase the appropriation to the Office of Economic Development for the Public Art - One East Julian Housing Project in the amount of \$23,397; and,
- f) Increase the appropriation to the Office of Economic Development for the Public Art - Keystone Place Housing Project in the amount of \$82,066.

OUTCOMES

The City Council's approval of the recommended actions will allow for additional blight abatement services to be performed by the Department of Transportation and allow for the enhancement of the pedestrian environment in the Greater Downtown,. In addition, it will ensure the timely completion of Public Art projects previously anticipated to be completed by the end of 2008-2009, but it is now estimated that expenditures will be completed in 2009-2010.

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BACKGROUND

The San Jose Redevelopment Agency has requested City services in the implementation of Agency projects. These proposed amendments are necessary to account for City-side expenditures on Redevelopment Agency projects.

ANALYSIS

Additional Blight Contingency Services

The Additional Contingency Services project provides funding for the Department of Transportation to provide blight abatement services requiring special expert resources or equipment. These services include, but are not limited, street sweeping, concrete work, lighting installations, curb and street striping, tree pruning, signage installation, maintenance on Agency properties, or special small projects. All additional services shall be requested and approved by the Agency's Property Management Office, in writing, prior to the start of the project. The source of funding for this project would be a transfer from the Redevelopment agency in the total amount of \$30,000.

Transit Mall Paving Restoration Project

The Transit Mall Paving Restoration Project provides for the enhancement of the pedestrian environment in the Greater Downtown supporting the goals of the Downtown Streetscape Master Plan and the Downtown Street and Pedestrian Lighting Plan. Sections of the existing transit mall pavers along South First Street from Santa Clara to Paseo de San Antonio have sunk over time and no longer meet city standards. Restoring the granite paving includes the removal of existing pavers, grinding of existing concrete subbase under the pavers, and installation of the pavers or new pavers on a mortar setting bed. The Department of Public Works will manage and administer the project in coordination with Valley Transportation Authority and the San Jose Redevelopment Agency. With a total amended budget of \$295,765, these additional funds are specifically for construction, re-design and re-bid/award services, construction management and inspection, and staffing costs. The source of funding for this portion of the project would be a transfer from the Redevelopment Agency in the total amount of \$295,765.

Public Art - One East Julian Housing Project and Public Art - Keystone Place Housing Project

Due to delays in these Projects, a number of rebudget adjustments will be necessary to complete these projects. The majority of those rebudget adjustments will be brought forward once a final reconciliation of all funds is completed as part of the 2008-2009 Annual Report to be published at the end of September 2009. However, these rebudgets are necessary to complete prior to that time to allow continued progress for those specific projects.

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Funding of \$23,397 is necessary to support the administration of the City Council approved Public Art for the One East Julian Housing Project. Funding is needed to support work currently underway in 2009-2010.

Funding of \$82,066 is necessary to support the administration of the City Council approved Public Art for the Keystone place Housing Project. Funding is needed to support work currently underway in 2009-2010.

EVALUATION AND FOLLOW-UP

No additional follow up actions with the Council are expected at this time.

POLICY ALTERNATIVES

Not applicable.

PUBLIC OUTREACH/INTEREST

- Criterion 1:** Requires Council action on the use of public funds equal to \$1 million or Greater. **(Required: Website Posting)**
- Criterion 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-Mail Website Posting)**
- Criterion 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

Although this project does not meet the \$1 million threshold for Criterion 1, this memorandum is posted on the City's website for the September 15, 2009 Council Agenda.

COORDINATION

This project and memorandum have been coordinated with the City Attorney's Office, the Office of Economic Development, and the San Jose Redevelopment Agency.

FISCAL/POLICY ALIGNMENT

These projects are consistent with the Council-approved Budget Strategy to continue with capital improvement projects that will spur spending in our local economy.

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COST IMPLICATIONS

1. AMOUNT OF RECOMMENDATION/ COST OF PROJECTS: \$431,228
2. SOURCE OF FUNDING: 450 - Services For Redevelopment Capital Projects Fund
3. OPERATING COSTS: No operating and maintenance costs in the General Fund are anticipated for these projects.

CEQA

Additional Contingency Services: Not a Project

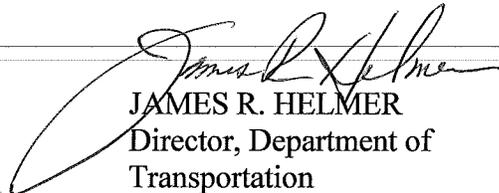
Transit Mall Paving Restoration Project: Resolution 72767 use of Final EIR, "San Jose Downtown Strategy 2000," File No. PP09-021 and addenda thereto

Public Art - One East Julian Housing Project: Resolution No. 68839, PP05-032

Public Art - Keystone Place Housing Project: Resolution No. 68839, PP02-084



KATY ALLEN
Director, Department of
Public Works



JAMES R. HELMER
Director, Department of
Transportation



JENNIFER A. MAGUIRE
Budget Director

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I hereby certify that there will be available for appropriation in the Services for Redevelopment Capital Projects Fund (City-side Redevelopment Capital Fund) in the Fiscal Year 2009-2010 monies in excess of those heretofore appropriated there from, said excess being at least \$431,228.


JENNIFER A. MAGUIRE
Budget Director

For more information regarding these projects contact:

Additional Blight Contingency Services: Phyllis Schultz, Maintenance Supervisor, (408) 975-7165.

Transit Mall Paving Restoration Project: Tom McLauchlan, Associate Landscape Architect, (408) 793-4136.

Public Art - One East Julian Housing Project: Barbara Goldstein, Public Art Director, (408) 277-5144 ext. 27.

Public Art - Keystone Place Housing Project: Barbara Goldstein, Public Art Director, (408) 277-5144 ext. 27.



**USE OF A FINAL EIR
FOR THE SAN JOSE DOWNTOWN STRATEGY 2000**

Pursuant to Section 15162 of the CEQA Guidelines, the City of San Jose has determined that the project described below is pursuant to or in furtherance of the Downtown Strategy Plan and does not involve new significant effects beyond those analyzed in the Final Environmental Impact Report (EIR) for the Downtown Strategy Plan in San Jose. Therefore, the City of San Jose can take action on the project as being within the scope of the Downtown Strategy Plan and the Final EIR.

PROJECT DESCRIPTION AND LOCATION

PP09-021. Bidding and construction of the Transit Mall Paving Restoration Project. The project, located along South First Street between Santa Clara Street and Paseo de San Antonio, involves: (1) The removal and replacement of transit mall granite pavers that have settled, and/or cracked; (2) Investigation of any substructural leaks in potable water irrigation and/or sewer lines; (3) Grading and compaction of subsoil and the re-installation of granite pavers.

Council District 3.

County Assessor's Parcel Number N/A

The environmental impacts of this project were addressed by a Final EIR entitled, "San Jose Downtown Strategy 2000," and findings were adopted by City Council Resolution No. 72767 on June 21, 2005. Specifically, the following impacts were reviewed and found to be adequately considered by the EIR:

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> Land Use | <input checked="" type="checkbox"/> Transportation and Circulation | |
| <input checked="" type="checkbox"/> Air Quality | <input checked="" type="checkbox"/> Noise | <input checked="" type="checkbox"/> Shade and Shadow |
| <input checked="" type="checkbox"/> Visual Resources | <input checked="" type="checkbox"/> Geology | <input checked="" type="checkbox"/> Cultural Resources |
| <input checked="" type="checkbox"/> Hazards | <input checked="" type="checkbox"/> Public Facilities and Services | |
| <input checked="" type="checkbox"/> Hydrology and Flooding | <input checked="" type="checkbox"/> Utilities and Infrastructure | <input checked="" type="checkbox"/> Energy |

Analysis:

The Downtown Strategy 2000 Final Program EIR covered a broad range of activities within the Downtown Core, including, but not limited to, the Downtown Streetscape Master Plan. The improvements associated with the proposed Transit Mall Paving Restoration project fall within the scope of the EIR. The project does not involve grading greater than 2 feet below grade.

Jared Hart
Project Manager

Joseph Horwedel, Director
Director, Planning, Building and Code Enforcement

Date

2/1/09

Deputy

J. B. Walsh