



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: James R. Helmer

SUBJECT: ROUTE 101/DE LA CRUZ BLVD/
TRIMBLE RD INTERCHANGE

DATE: 10-06-09

Approved

Date

10/7/09

COUNCIL DISTRICTS: 3, 4

RECOMMENDATION

1. Approve the First Amendment to Amended and Restated Cooperative Agreement between the City of San José and the Santa Clara Valley Transportation Authority for the Route 101/De La Cruz Boulevard/Trimble Road Interchange Reconstruction Project, extending the term of the agreement from October 24, 2009 through December 31, 2010, at no additional cost to the City.
2. Adopt a resolution authorizing the City Manager to negotiate and execute a Second Amendment to Amended and Restated Cooperative Agreement between the City of San José and the Santa Clara Valley Transportation Authority for the Route 101/De La Cruz Boulevard/ Trimble Road Interchange Reconstruction Project, expanding the scope of services and increasing the City's contribution by \$150,000 from \$700,000 to \$850,000.

OUTCOME

The recommended action facilitates completion of the initial project development phase of the Route 101/De La Cruz Boulevard/Trimble Road interchange improvement project consistent with the adopted goals of the Vision North San José development policies and regional transportation improvement priorities.

The project supports City policy goals related to economic development and safe and efficient transportation systems development.

BACKGROUND

The improvement of the Route 101/De La Cruz Boulevard/Trimble Road interchange is one of the City's priority transportation projects both in terms of upgrading the regional highway system and in supporting economic development opportunities for the City of San José. The project is included in the long-range vision of transportation improvements in Santa Clara County (Valley Transportation Plan 2035), and is also listed as a Tier 1 regional improvement

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that supports the North San José development. The estimated cost for project implementation is \$34 million.

The purpose of the project is to improve traffic flow on both Route 101 and along the Trimble Road/De La Cruz Boulevard corridor. The interchange project includes replacement and widening of the existing 4 lane bridge with a new 6 lane structure and upgrading the interchange ramps. In addition, the project also includes improvements to the bicycle and pedestrian facilities within the limits of the project.

On June 30, 2005, the City executed an agreement with VTA to provide funding to VTA to develop a conceptual design for the interchange improvement in the amount of \$100,000. This agreement was subsequently amended on April 24, 2007, expanding the scope of services to further develop the design of the project and obtain environmental clearance. This amended and restated agreement increased the compensation by City from \$600,000, for a total agreement amount of \$700,000 and authorized the extension of the term of the agreement to April 24, 2009. The agreement authorized the Director of Transportation to extend the term to October 24, 2009.

ANALYSIS

Over the course of developing the project, there have been a number of design changes and unanticipated events that have impacted the project schedule. The key elements contributing to this delay include:

- A more aggressive approach toward improving the bicycle and pedestrian environment within the limits of the project was added to the original scope of work. This required additional geometric design revisions and reviews that were not provided for under the terms of the original agreement.
- The project has experienced unanticipated delays associated with Caltrans' review and approval process of the project's traffic forecasting and operational studies.
- Based on the archaeological survey report, the project limits include a highly sensitive archaeological area that has prompted additional cultural studies and investigations.

For these reasons, additional time is required in order to complete the project. As such, it is recommended that the term of this agreement be extended through December 31, 2010.

In terms of funding, it is recommended that the City Manager be authorized to negotiate and execute a first amendment to the cooperative agreement. The First Amendment will increase the City's contribution by \$150,000 (from \$700,000 to \$850,000). These funds will be used to fulfill the commitments of the original and expanded scope of the project to include environmental clearance, and approved project reports and studies required by Caltrans. Completion of environmental clearance is a significant milestone that increases opportunities for pursuing grant funding for design and construction.

The additional funding recommendation is included in the 2008-2009 Annual Report which will be forwarded for Council approval on October 20, 2009. Staff will move forward with the First Amendment only in the event the additional funding of \$150,000 is approved by the City Council.

EVALUATION AND FOLLOW-UP

This memorandum will not require any further follow-up from staff.

POLICY ALTERNATIVES

Should the City Council elect to not support the recommendations of this memorandum, the project studies, reports and environmental clearances would be completed through a draft stage of development. This level of project documentation has limited benefit in the context of project readiness and competing for regional transportation funding.

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 and 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)**

While this memorandum does not meet the \$1 million threshold under Criterion 1, this memorandum will be posted on the City's website for the Council Agenda.

COORDINATION

This memorandum has been coordinated with the City Attorney's Office, the City Manager's Budget Office and the Redevelopment Agency.

FISCAL/POLICY ALIGNMENT

The recommended action is consistent with the City's economic development strategy to promote development of the North San José area.

COST SUMMARY/IMPLICATIONS

1. AMOUNT OF ADDITIONAL RECOMMENDATION: \$150,000

2. COST ELEMENT OF AGREEMENT:	ORIGINAL	ADDITIONAL
Cooperative Agreement	\$100,000	\$0
Amended & Restated Cooperative Agmt	\$600,000	\$0
1 st Amendment to Restated Cooperative Agmt	\$0	\$0
2 nd Amendment to Restated Cooperative Agmt	\$0	\$150,000
TOTAL AGREEMENT:	\$700,000	\$150,000

TOTAL AGREEMENT PLUS 1st AND 2nd AMENDMENT: \$850,000

3. SOURCE OF FUNDING: 429 – Building and Structure Construction Tax Fund

4. FISCAL IMPACT: No additional fiscal impact is anticipated due to the work incorporated by the First and Second Amendment to the Amended and Restated Cooperative Agreement.

BUDGET REFERENCE

The table below identifies the fund and appropriation proposed to fund the project included in this memo.

Fund #	Appn #	Appn. Name	Total Appn.	Total Amt. for Project	2009-2010 Proposed Capital Budget Page	Last Budget Action (Date, Ord. No.)
429	NEW	Route 101/De La Cruz Blvd/Trimble Rd Interchange	\$150,000*	\$150,000	N/A	TBD
Total Funding Recommended			\$150,000	\$150,000		

* The funding recommendation for this amendment is included in the 2008-2009 Annual Report, which will be brought forward for Council approval on October 20, 2009.

CEQA

EIR Resolution No. 72768 adopted on June 21, 2005.

/S/
 JAMES R. HELMER
 Director of Transportation

For questions please contact Ray Salvano, Regional Projects Division Manager at 975-3706.