



COUNCIL AGENDA: 08-24-10
ITEM: 2.6

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Jennifer A. Maguire

SUBJECT: SEE BELOW

DATE: 08-02-10

Approved

Date

8/5/10

SUBJECT: ADOPTION OF APPROPRIATION ORDINANCE AND FUNDING SOURCES RESOLUTION AMENDMENTS IN VARIOUS FUNDS TO REBUDGET FUNDS TO 2010-2011 TO COMPLETE PROJECTS

RECOMMENDATION

1. Adoption of the following Appropriation Ordinance and Funding Sources Resolution Amendments in the Building Structure and Construction Tax Fund:
 - a. Increase the Beginning Fund Balance by \$230,000; and
 - b. Increase the SJSU to Japantown Pedestrian Corridor appropriation to the Department of Transportation by \$175,000; and
 - c. Increase the Jackson Street: LRT to Japantown Pedestrian Corridor Project appropriation to the Department of Transportation by \$55,000.
2. Adoption of the following Appropriation Ordinance and Funding Sources Resolution Amendments in the Services for Redevelopment Capital Projects Fund:
 - a. Increase the Beginning Fund Balance by \$150,000; and
 - b. Increase the 13th Street SNI Couplet Conversion and Pedestrian Improvement – Hensley Historic District SJSU to Japantown Pedestrian Corridor appropriation to the Department of Transportation by \$135,000; and
 - c. Increase the 13th Street SNI Couplet Conversion and Pedestrian Improvement – Jackson St: LRT to Japantown Pedestrian Corridor Project Embossed Crosswalk at 4th and Jackson appropriation to the Department of Transportation by \$15,000.

OUTCOME

Approval of this memorandum will allow the continuation of pedestrian improvements activities related to the San José State University (SJSU) to Japantown corridor and the Light Rail Transit (LRT) station on First Street to Japantown corridor in a timely manner. These expenditures were anticipated to occur by the end of 2009-2010, but it is now estimated that expenditures will be completed in 2010-2011.

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Subject: **Rebudget of Funds to 2010-2011 to Complete Projects**

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BACKGROUND

At the end of each fiscal year, all appropriations lapse and any unspent funds become part of the following year's beginning fund balance. In order to complete projects not completed at the end of the 2009-2010 fiscal year, the City Council must re-appropriate, or rebudget, the funds remaining to 2010-2011.

ANALYSIS

The majority of those rebudget adjustments will be brought forward once a final reconciliation of all funds is completed as part of the 2009-2010 Annual Report to be published at the end of September 2010. However, there are four rebudgets related to two individual projects that are necessary in order to pay staff and encumber consultant contracts for projects currently underway. These projects include pedestrian improvement activities related to the SJSU to Japantown corridor and the LRT to Japantown corridor. The rebudget of these funds would allow these efforts to continue without delay.

SJSU to Japantown Pedestrian Corridor Project and the 13th St SNI Couplet Conversion and Pedestrian Improvement – Hensley Historic District SJSU to Japantown Pedestrian Corridor Project

The funding for the SJSU to Japantown Pedestrian Improvement project and the 13th St SNI Couplet Conversion and Pedestrian Improvement – Hensley Historic District SJSU to Japantown Pedestrian Corridor project will provide for the construction contract and inspection costs related to these projects. These projects provide funding for pedestrian level improvements connecting San José State University, City Hall, and Japantown through the Hensley Historic District. The improvements include the addition of lighting treatments, street trees, monuments, and enhanced crosswalks. This funding needs to be rebudgeted prior to the Annual Report to allow for continued payment to the contractor and inspection of these projects which are currently under construction. Delay in payments and inspections will delay project completion.

Jackson Street: LRT to Japantown Pedestrian Corridor Project and 13th St SNI Couplet Conversion and Pedestrian Improvement – Jackson St: LRT to Japantown Pedestrian Corridor Project Embossed Crosswalk at 4th and Jackson Project

The funding for the Jackson Street: LRT to Japantown Pedestrian Corridor project and 13th St SNI Couplet Conversion and Pedestrian Improvement – Jackson St: LRT to Japantown Pedestrian Corridor Project Embossed Crosswalk at 4th and Jackson project will provide for the construction contract and inspection costs related to these projects. These projects provide funding to enhance pedestrian walkability and connectivity between the Ayer LRT Station and Japantown. The funding constructs intersection bulb-outs, enhanced crosswalks, ADA compliant wheelchair ramps, in-fill street trees, drainage facilities, a traffic signal modification, and string along Jackson Street. This funding needs to be rebudgeted prior to the Annual Report to allow for continued payment to the contractor and inspection of these projects which are currently under construction. Delay in payments and inspections will delay project completion.

EVALUATION AND FOLLOW-UP

No additional follow up actions with the City 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 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)**

This memorandum does not meet any of the above criteria; however, it will be posted on the City's website for the August 24, 2010 City Council agenda.

COORDINATION

This memorandum has been coordinated with the Department of Transportation.

FISCAL/POLICY ALIGNMENT

This memorandum is consistent with the City Council-approved Budget Strategy to continue with capital investments that spur construction spending in our local economy.

COST SUMMARY/IMPLICATIONS

A year-end reconciliation was completed for each of the projects recommended in this memorandum to ensure that it was available to rebudget unexpended funds.

BUDGET REFERENCE

Not applicable.

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CEQA

Not a project.



JENNIFER A. MAGUIRE

Budget Director

I hereby certify that there will be available for appropriation in the designated fund and in the amounts listed below in Fiscal Year 2010-2011 moneys in excess of those heretofore appropriated therefrom:

Building and Structure Construction Tax Fund	\$230,000
Services for Redevelopment Capital Projects Fund	\$150,000



JENNIFER A. MAGUIRE

Budget Director

For questions, please contact Kenn Lee, Capital Budget Coordinator, at 408-535-8136.

For questions on the projects, please contact Manuel Pineda, Acting Deputy Director, at 408-975-3295.

