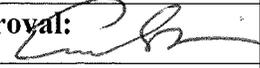




**Subject:**

**VTA AGREEMENT AMENDMENT FOR THE ROUTE 101/TRIMBLE ROAD RECONSTRUCTION PROJECT**

**City Council Action Request**

<b>Department:</b> Transportation	<b>CEQA: File Nos.</b> EIR Resolution 72768 Adopted June 21, 2005	<b>Coordination:</b> City Attorney's Office	<b>CMO Approval:</b> 
			<b>Dept. Approval:</b> /s/ Hans F. Larsen

**RECOMMENDED ACTION:**

Approve the Third Amendment to the Cooperative Agreement with the Santa Clara Valley Transportation Authority (VTA) for the Route 101 De La Cruz Boulevard/Trimble Road interchange project extending the term of the agreement from April 30, 2012 to December 31, 2012, at no additional cost.

**BASIS FOR RECOMMENDATION:**

On June 30, 2005, the City entered into a cooperative agreement with the Santa Clara Valley Transportation Authority (VTA) whereby the City contributed \$100,000 to facilitate the initial development of a project to improve the Route 101 at Trimble interchange. The agreement was amended on April 24, 2007, to increase the total compensation to \$700,000 to provide for design development changes and environmental documents extending the term of the agreement to October 2009. Subsequent amendments in October 2009 and November 2010 increased the total compensation to \$850,000 to include additional traffic analysis and bike lane designs and provided for the extension of the term of the agreement to April 30, 2012.

During the term of this most recent amendment, Caltrans was in the process of revising its procedures associated with its oversight for local agency projects and stopped working on the project. One of the most critical points associated with Caltrans' revisions to its procedures was the development of a mechanism allowing Caltrans to recover a portion of its costs associated with the initial phase of project development. As a consequence, the 101/Trimble project was not able to advance as originally considered.

On March 1, 2012, the VTA Board of Directors approved funding to be dedicated to Caltrans' oversight of two local projects, one being the 101/Trimble project. It is expected that the funding agreement between VTA and Caltrans will be executed by late March, allowing Caltrans staff to resume the review and approval of the documentation associated with the 101/Trimble project.

Due to the unanticipated length of the Caltrans delay, the City's agreement with VTA will expire before the work can be completed. In order to continue the development of the project, the Department of Transportation recommends amending the term of the agreement from April 30, 2012 to December 31, 2012. In consideration for the \$850,000 invested by the City in this project, VTA will complete environmental documents as identified in the original scope of work. Except for the time extension, there are no changes in the scope or amount of the agreement.

**COST AND FUNDING SOURCE: N/A**

**FISCAL/POLICY ALIGNMENT**

The recommended action aligns with the Transportation and Aviation Services CSA Outcome related to providing viable transportation choices. The recommended action is consistent with the City's economic development strategy to promote the North San José development area.

HONORABLE MAYOR AND CITY COUNCIL

March 26, 2012

**Subject: VTA Agreement Amendment for the Route 101/Trimble Road Reconstruction Project**

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**COST SUMMARY/IMPLICATIONS**

The approval of this amendment to the Cooperative Agreement would allow for the continued development of the Route 101 De La Cruz Boulevard/Trimble Road interchange project. No additional cost increases are required with this amendment. Approval of this amendment will allow for continued collaboration with VTA towards completion of the project.

**FOR QUESTIONS CONTACT:** Manuel Pineda, Deputy Director at 408-975-3295