

RESOLUTION NO. 73744

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AMENDMENT WITH THE SANTA CLARA VALLEY WATER DISTRICT FOR CONSTRUCTION OF THE AIRPORT PARKWAY UNDER-CROSSING TRAIL PROJECT TO INCREASE FUNDING FOR THE PROJECT IN AN AMOUNT NOT TO EXCEED \$601,000 TO A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$2,375,500.00

WHEREAS, on March 6, 2007, the City of San José (“City”) entered into an agreement with Santa Clara Valley Water District (“SCVWD”), which provides for the implementation and construction of the Airport Parkway Under-Crossing Trail project by the SCVWD (“Agreement”); and

WHEREAS, the City desires to amend the Agreement to increase City’s funding for the project due to the significantly higher than anticipated contractor bids received by SCVWD for construction of the project; and

WHEREAS, the City desires to negotiate and execute an amendment to the Agreement with SCVWD;

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

The City Manager is hereby authorized to negotiate and execute an amendment to the Agreement with SCVWD to increase City funding for the construction of the Airport

Parkway Under-Crossing Trail project in an amount not to exceed \$601,000 for a total contract amount not to exceed \$2,375,500.

ADOPTED this 1st day of May, 2007, by the following vote:

AYES: CAMPOS, CHIRCO, CONSTANT, LICCARDO, NGUYEN,
OLIVERIO, PYLE, WILLIAMS; REED

NOES: NONE

ABSENT: CORTESE

DISQUALIFIED: NONE

VACANT: DISTRICT 4

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk