

RESOLUTION NO. 73975

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE ALL DOCUMENTS NECESSARY TO CONVEY, TRANSFER, AND ACCEPT ALL PROPERTY INTERESTS ASSOCIATED WITH THE GUADALUPE CORRIDOR PROJECT, PURSUANT TO THE RIGHT-OF-WAY COOPERATIVE AGREEMENT BETWEEN THE CITY OF SAN JOSE, STATE OF CALIFORNIA, COUNTY OF SANTA CLARA, AND VALLEY TRANSPORTATION AUTHORITY

WHEREAS, Council has authorized the City Manager to negotiate and execute a Right-of-Way Cooperative Agreement between the State of California, County of Santa Clara, Valley Transportation Authority, and City of San Jose in order to transfer, convey, and accept final property interests in real estate acquired for the Guadalupe Corridor Project (the "Agreement"); and

WHEREAS, Joint Use Agreements between the City of San Jose and State of California for affected City sewer facilities related to the Guadalupe Corridor Project are also necessary to complete the Project; and

WHEREAS, numerous property interests, including fee title and easements, are to be exchanged between the parties to the Cooperative Agreement, thus delegation of execution of all documents necessary to implement the Agreement facilitates the transfers,

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

A. The Director of Public Works is hereby authorized to execute any and all documents necessary to complete the transfer, conveyance, and acceptance of property interests,

including but not limited to fee title, to close out the Guadalupe Corridor Project pursuant to the Agreement.

B. The Director of Public Works is authorized to negotiate and execute the Joint Use Agreements with the State of California for affected City sewer facilities related to the Guadalupe Corridor Project.

ADOPTED this 28th day of August, 2007, by the following vote:

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

NOES: NONE

ABSENT: NONE

DISQUALIFIED: NONE

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk