

**RESOLUTION NO. 75348**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH SAN JOSE STATE UNIVERSITY FOR SERVICES RELATED TO CONSTRUCTION OF RECYCLED WATER FACILITIES, AT A TOTAL COST TO THE CITY NOT TO EXCEED \$422,000**

**WHEREAS**, in March 2009, the United States Bureau of Reclamation ("USBR") announced a competitive grant program to agencies previously funded under USBR Title XVI under a new appropriation from the American Recovery and Reinvestment Act of 2009 ("ARRA"); and

**WHEREAS**, in July, 2009, the City of San José ("City") submitted a grant application requesting \$6.46 million in federal stimulus funds, to be used for the design and construction of \$14.8 million of pipeline extensions and related facilities for the South Bay Water Recycling project; and

**WHEREAS**, the projects included under the ARRA South Bay Water Recycling Project grant application include two on the San José State University campus: (1) the connection of the Martin Luther King, Jr. Joint Library to the recycled water systems; and (2) improvements to the San José State University distribution system to allow for the use of recycled water to irrigate the landscape on the University's main campus ("Projects"); and

**WHEREAS**, the City desires to negotiate and execute an agreement with San José State University for services related to construction of the recycled water facilities for the Projects with an estimated total cost of \$787,000, and a cost to the City not to exceed \$422,000, which total amount may be further decreased in the event ARRA grant funding is obtained;

**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 agreement with San José State University for services related to construction of recycled water facilities including (1) the connection of the Martin Luther King, Jr. Joint Library to the recycled water systems; and (2) improvements to the San José State University distribution system to allow for the use of recycled water to irrigate the landscape on the University's main campus, at a total cost to the City not to exceed \$422,000.

ADOPTED this 20<sup>th</sup> day of April, 2010, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,  
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE; REED.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.

  
\_\_\_\_\_  
CHUCK REED  
Mayor

ATTEST:



\_\_\_\_\_  
LEE PRICE, MMC  
City Clerk