

RESOLUTION NO. 75645

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE COUNTY OF SANTA CLARA FOR LANDSCAPING AND STREETLIGHT OPERATION AND MAINTENANCE ON CAPITOL EXPRESSWAY BETWEEN CAPITOL AVENUE AND QIMBY ROAD

WHEREAS, the Santa Clara Valley Transportation Authority ("VTA") is currently completing design documents for and desires to award a contract for construction of Phase I improvements for the Capitol Expressway Light Rail Pedestrian Improvements Project ("Project"); and

WHEREAS, the Phase I Project improvements include landscaping, sidewalk, streetlight and other roadway improvements along 2.6 miles of Capitol Expressway between Capitol Avenue and the Eastridge Transit/Shopping Center; and

WHEREAS, the County of Santa Clara ("County") owns and operates Capitol Expressway, and has established policies that preclude the County from incurring any additional cost associated with maintenance and operation of landscaping and streetlights; and

WHEREAS, in support of the Project, on June 22, 2010 the City Council approved an agreement with the VTA under which the City is providing design services for the Project, with the anticipation that the landscaping and streetlight improvements for the Project would be owned, operated, and maintained by the City; and

WHEREAS, it is anticipated that the City's annual cost to operate and maintain these improvements is estimated at approximately \$15,500 beginning in FY 2012-13, and increases to approximately \$29,500 annually in FY 2056-16; and

WHEREAS, the City desires to negotiate and execute an agreement with the County for landscaping and streetlight operation and maintenance on Capitol Expressway for the Project;

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 the County of Santa Clara for landscaping and streetlight operation and maintenance on Capitol Expressway between Capitol Avenue and Quimby Road, at an annual cost to the City of approximately \$15,500 beginning in FY 2012-13, and increasing to approximately \$29,500 annually in FY 2056-16 with the completion of the plant establishment period.

ADOPTED this 30th day of November, 2010, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, HERRERA, KALRA,
LICCARDO, OLIVERIO, PYLE.

NOES: NONE.

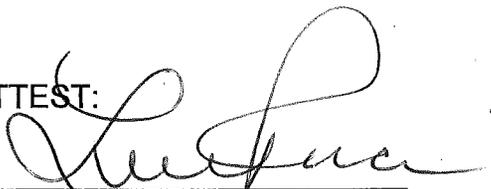
ABSENT: CONSTANT, NGUYEN; REED.

DISQUALIFIED: NONE.



CHUCK REED
Mayor

ATTEST:



LEE PRICE, MMC
City Clerk