

**RESOLUTION NO. 75754**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO EXECUTE AND SUBMIT AN APPLICATION TO THE STATE OF CALIFORNIA UNDER THE COMMUNITY BASED TRANSPORTATION PLANNING GRANT PROGRAM FOR THE FEASIBILITY STUDY OF EDENVALE TRAIL IN AN AMOUNT NOT TO EXCEED \$200,000, TO ACCEPT THE GRANT IF AWARDED, AND TO EXECUTE ALL RELATED DOCUMENTS**

**WHEREAS**, on December 4, 2001, the San José City Council (Council) adopted the Edenvale/Great Oaks (Strong Neighborhood Area) Revitalization Plan Update; and

**WHEREAS**, the plan discussed the community's desire for a pedestrian bridge to span over Highway 101 and offer access to the Coyote Creek Trail; and

**WHEREAS**, a proposed Edenvale Trail is also listed in the Valley Transportation Authority's (VTA) Bicycle Expenditure Plan (BEP); and

**WHEREAS**, after the feasibility study is completed, the City could seek funding for construction of the Edenvale Trail Project (Project) from the VTA and other competitive grant agencies; and

**WHEREAS**, the Project is a high priority project for grant applications when annually evaluated against the Trail Prioritization Process approved by Council on August 23, 2003, and for its existence on the BEP list; and

**WHEREAS**, the Office of Community Planning at Caltrans works to influence the integration of land use and transportation decisions at the local level through the Community Based Transportation Planning (CBTP) grant program; and

**WHEREAS**, CBTP is funded via the State Highway Account and generally has a budget of \$3 million each year, with the maximum grant award allowable at \$300,000; and

**WHEREAS**, if the grant is awarded, the City will be required to provide a local match equaling \$75,000 of the total Project cost of \$275,000;

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

1. The City Manager, or designee is authorized to submit a grant application in an amount not to exceed \$200,000 for the State of California under the Community Based Transportation Planning grant program for the feasibility study of Edenvale Trail Project; and
2. The City certifies that it will have available the required local match of \$75,000 and any additional funds necessary to complete the Project prior to commencement of any work on the Project included in the application; and
3. The City agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines for the Project; and

4. The City Manager or designee is authorized to conduct all negotiations, execute and submit all documents, including, but not limited to applications, agreements, amendments, and payment requests, which may be necessary for the completion of the Project; and
5. The City Manager or designee is authorized to resubmit the grant application in subsequent years for the same amount and grant requirements if the City is unsuccessful with the initial grant application and negotiate and execute any documents to effectuate the grant.

ADOPTED this 15<sup>th</sup> day of March, 2011, by the following vote:

AYES: CAMPOS, CHU, HERRERA, LICCARDO, NGUYEN,  
OLIVERIO, PYLE, ROCHA; REED.

NOES: NONE.

ABSENT: CONSTANT, KALRA.

DISQUALIFIED: NONE.



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CHUCK REED  
Mayor

ATTEST:



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DENNIS D. HAWKINS, CMC  
City Clerk