

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE (1) AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO APPROVE THE INITIAL STUDY/MITIGATED NEGATIVE DECLARATION PREPARED FOR THE RV SAFE PARKING PROJECT AT 1300 BERRYESSA ROAD (PLANNING FILE NO. ER23-081) IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND IMPLEMENT THE RELATED MITIGATION MONITORING AND REPORTING PROGRAM; (2) AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO: (I) AWARD AND EXECUTE A CONTRACT FOR THE CONSTRUCTION OF THE 10338 – 1300 BERRYESSA SUPPORTIVE PARKING PROJECT TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER IN AN AMOUNT NOT TO EXCEED \$15,000,000; (II) DECIDE ANY TIMELY BID PROTEST(S) AND MAKE THE CITY’S FINAL DETERMINATION AS TO THE LOWEST RESPONSIVE BIDDER THAT IS RESPONSIBLE AS NEEDED TO AWARD THE CONTRACT; AND (III) APPROVE A CONTINGENCY IN THE AMOUNT OF 15% OF THE CONTRACT AMOUNT; AND (3) APPROVE THE 1300 BERRYESSA SUPPORTIVE PARKING PROJECT AS A “COMMITTED ADDITION” TO THE 2024-2025 BASE BUDGET, CERTIFYING THAT ALL OPERATING AND MAINTENANCE COSTS ASSOCIATED WITH THE PROJECT WILL BE INCLUDED IN FUTURE FIVE-YEAR GENERAL FUND FORECASTS, BEGINNING WITH THE 2025-2029 FORECAST

WHEREAS, the City of San José (“City”) introduced supportive parking programs, creating a designated and secure place for car and Recreational Vehicle dwellers to park, sleep and access services; and

WHEREAS, supportive parking programs are one type of crisis response program designed to address the immediate needs unsheltered individuals and families pursue while they seek other transitional or permanent housing; and

WHEREAS, on June 6, 2023, the City Council adopted Resolution No. 2023-204 and Resolution No. 2023-205 to authorize the City Manager to negotiate and execute a lease agreement between Terreno Berryessa LLC and the City of San José for the use of the 1300 Berryessa Road site for the development of supportive parking, storage and/or other emergency interim housing programs; and

WHEREAS, approval of this Resolution authorizing the Director of Public Works to approve the Initial Study/Mitigated Negative Declaration and implement the Mitigation Monitoring and Reporting Program, and award and execute a construction contract for the 10338-1300 Berryessa Supportive Parking Project accelerates the construction contract award process to meet the aggressive completion timeline of Fall 2024;

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

- (1) The Director of Public Works is authorized to approve the Initial Study/Mitigated Negative Declaration prepared for the RV Safe Parking Project at 1300 Berryessa Road (Planning File No. ER23-081) in compliance with the California Environmental Quality Act and implement the related Mitigation Monitoring and Reporting Program.

- (2) The Director of Public Works is authorized to:
 - (i) Award and execute a contract for the construction of the 10338 – 1300 Berryessa Supportive Parking Project to the lowest responsive, responsible bidder in an amount not to exceed \$15,000,000;

 - (ii) Decide any timely bid protest(s) and make the City’s final determination as to the lowest responsive bidder that is responsible as needed to award the contract; and

(iii) Approve a contingency in the amount of 15% of the contract amount.

(3) Approve the 1300 Berryessa Supportive Parking Project as a “Committed Addition” to the 2024-2025 Base Budget, certifying that all operating and maintenance costs associated with the Project will be included in future Five-Year General Fund Forecasts, beginning with the 2025-2029 Forecast.

ADOPTED this ____ day of _____, 2023, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk