

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO 1) NEGOTIATE AND EXECUTE AN AGREEMENT WITH MAGICAL BRIDGE FOUNDATION (MBF) TO PROVIDE CONSULTING DESIGN SERVICES AND FUNDRAISING FOR A NEW ALL-INCLUSIVE PLAY AREA AT EMMA PRUSCH FARM PARK AND 2) SUBMIT A GRANT APPLICATION AND, IF AWARDED, NEGOTIATE, AND EXECUTE A GRANT AGREEMENT WITH THE SANTA CLARA COUNTY OPEN SPACE AUTHORITY (OSA) FOR AN AMOUNT UP TO \$500,000 IN FUNDING TO PLAN, DESIGN, AND CONSTRUCT A NEW ALL-INCLUSIVE PLAY AREA AT EMMA PRUSCH FARM PARK

WHEREAS, the City of San Jose (“City”) has an interest in developing all-inclusive playgrounds that provide people of all abilities the opportunity to learn and play and has selected a site at Emma Prusch Farm Park for such a playground; and

WHEREAS, Magical Bridge Foundation (“MBF”) is a 501(c)3 non-profit organization that has unique expertise in designing and building all-inclusive playgrounds in the Bay Area; and

WHEREAS, Section 4.12.235 of the San Jose Municipal Code authorizes the City to forgo a competitive procurement for unique professional or other services when it is in the public interest to do so; and

WHEREAS, the City wishes to enter into an agreement with MBF to provide design services and fundraising for an all-inclusive play area at Emma Prusch Farm Park the terms of which are detailed in the memorandum to the City Council from Angel Rios, Jr., Director of Parks, Recreation and Neighborhood Services; and

WHEREAS, the Santa Clara County Open Space Authority (“OSA”) 20% Funding Program provides grant funding for projects that provide or enhance urban open space; and

WHEREAS, the City wishes to submit a grant application to OSA for partial funding to plan, design, and construct a new all-inclusive play area at Emma Prusch Farm Park;

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

The City Manager is authorized to:

1. Negotiate and execute an agreement with Magical Bridge Foundation (MBF) to provide consulting design services and fundraising for a new all-inclusive play area at Emma Prusch Farm Park.
2. Submit a grant application and, if awarded, negotiate, and execute a grant agreement with the Santa Clara County Open Space Authority (OSA) for an amount up to \$500,000 in funding to plan, design, and construct a new all-inclusive play area at Emma Prusch Farm Park.

ADOPTED this _____ day of _____, 2018, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk