


CITY COUNCIL ACTION REQUEST

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| Department(s): Transportation | CEQA: Peninsula Corridor Electrification Program Final Environmental Impact Report (SCH #2013012079), File No. PP16-061 | Coordination: City Attorney's Office, City Manager's Budget Office | Dept. Approval: /s/ John Ristow |
| Council District(s): 3, 6 & 7 | | | CMO Approval:  12/4/20 |

SUBJECT: RAILROAD MAINTENANCE AGREEMENT

RECOMMENDATION:

Approve the Railroad Maintenance Agreement between Peninsular Corridor Joint Powers Board (JPB) and the City of San José for the Peninsula Corridor Electrification Project.

BASIS FOR RECOMMENDATION:

On September 27, 2016, the City and JPB entered into a Comprehensive Agreement that defined the roles and responsibilities to deliver the design and construction of the Peninsula Corridor Electrification Project (Project). The Project is currently under construction and work within the City limits is anticipated to be completed by June 30, 2021.

The proposed Railroad Maintenance Agreement is a standard agreement that establishes the long-term maintenance and operational responsibilities for the Project. Under the terms of the Maintenance Agreement, JPB agrees to maintain the Project elements located in the public right-of-way as outlined in Exhibit A of the agreement, which includes the safety bridge screening on the Hedding St Bridge and San Carlos St Bridge structures, overhead catenary system attachments underneath the Hedding St Bridge and San Carlos St Bridge structures, overhead catenary poles and wires, electrical duct banks, and a connection to the City's storm drain system. The City will assist JPB with emergency repairs and maintenance of damaged safety bridge screening. Repair and maintenance costs provided by the City will be reimbursed by JPB.

The Maintenance Agreement will remain in full force once executed, unless amended or terminated at any time upon mutual consent of both the City and JPB, or until terminated by the City for cause.

Climate Smart San Jose: The recommendation in this memo aligns with one or more Climate Smart San José energy, water, or mobility goals.

Commission Recommendation/Input: No commission recommendation or input is associated with this action.

COST AND FUNDING SOURCE:

There are no direct City costs associated with the actions in this memo. The Project elements will not require routine maintenance by the City. Costs could be incurred to repair any damage to the bridge screening, but those costs would be one-time in nature and expected to be able to be absorbed with existing operations and maintenance funding in the Department of Transportation's General Fund non-personal/equipment appropriation.

FOR QUESTIONS CONTACT: Jessica Zenk, Deputy Director, jessica.zenk@sanjoseca.gov, 408-535-3543