CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

COUNCIL AGENDA: 5/1/18
FILE: 18-561
ITEM: 2.11

CITY COUNCIL ACTION REQUEST			
Department(s): Public Works	**CEQA:** PP18-049	**Coordination:** CAO, CMO, Real Estate	**Dept. Approval:** /s/ Jon Cicirelli
Council District(s): 3			**CMO Approval:** 4-19-18

SUBJECT: APPROVE AN ORDINANCE DESIGNATING AN ADDITIONAL RIGHT-OF-WAY OF 6,480 SQUARE FEET OF CITY-OWNED LAND AT NORTH 21ST STREET

RECOMMENDATION:

Approve an ordinance designating as public right-of-way, 6,480 square feet of City-owned land located at the northernmost terminus of North 21st Street, north of the intersection with Santa Clara Street.

BASIS FOR RECOMMENDATION:

On December 3, 1951 the Council approved Ordinance No. 4011, which vacated a portion of North 21st Street north of Santa Clara Street. Since that time, the San Jose Unified School District ("School District"), incorporated the vacated street into the San Jose High School campus. On May 23, 2006, the Council adopted a resolution authorizing the Director of Public Works to execute agreements with the San Jose Unified School District in relation to property exchanges and leases related to Roosevelt Park and the Roosevelt Community Center. These actions allowed the School District to improve athletic facilities at San Jose High School and allowed the City to construct a new parking lot on the east side of North 21st Street. As a part of the property exchange agreements, the School District conveyed a portion of the previously vacated North 21st Street ("Parcel E", see attachment) back to the City.

Currently, Parcel E functions as a public street as the previous improvements (i.e. curb, gutter, and sidewalk) were not removed. Vehicles use the road to access a City overflow parking lot for the entrance driveway to the Roosevelt Community Center and Park. Parcel E also provides pedestrian access to the rear part of Roosevelt Park.

The recommended action will formally designate Parcel E as public-right-of-way, which is consistent with the current use of the property. A collateral result of this action would be to enable the Pacific Gas and Electric Company to use its franchise rights to bring upgraded electrical service across the newly designated public right-of-way to the eastern edge of the park near the roller rink. The Departments of Public Works and Parks, Recreation, and Neighborhood Services have collaborated to prepare park plans to utilize the proposed upgraded electrical service for upgraded sports lighting at both the City's softball field and roller rink.

COST AND FUNDING SOURCE:

There is no purchase cost to the City establishing City-owned property as part of the public right-of-way.

FOR QUESTIONS CONTACT: Michael O'Connell, Deputy Director, (408) 535-8300

Attachments:
Highlighted map of Parcel E
Council Memo Dated May 11, 2006, with Associated Map
Grant deed with Plat Map Statement of Exemption