CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

COUNCIL AGENDA: 6/26/18
FILE: 18-934
ITEM: 2.15

CITY COUNCIL ACTION REQUEST			
Department(s): Parks, Recreation and Neighborhood Services	**CEQA:** Negative Declaration for the Lower Silver Creek Watershed Project – 1983 Recommended Plan, as modified by the 1998 Plan Update (Resolution No. 76942), File No. PP14-027.	**Coordination:** City Attorney's Office, Budget Office, Santa Clara Valley Water District	**Dept. Approval:** /s/ Angel Rios, Jr.
Council District(s): 5			**CMO Approval:** 6-12-18

SUBJECT: CITY OF SAN JOSE AND SANTA CLARA VALLEY WATER DISTRICT COST-SHARING AGREEMENT FOR LOWER SILVER CREEK RETAINING WALL/DOBERN AVENUE BRIDGE

RECOMMENDATION:

Adopt a resolution to authorize the City Manager to execute and negotiate a cost-sharing agreement between the City of San José and the Santa Clara Valley Water District (SCVWD) in the amount of $372,980 for improvements to enhance recreational access at the Lower Silver Creek Trail/Dobern Avenue Bridge site.

BASIS FOR RECOMMENDATION:

In January 2003, the City and SCVWD entered into a Collaborative Action Plan to support trail development. In December 2007, the City Council adopted a Master Plan for the Lower Silver Creek Trail. The 2012 - 2013 Capital Budget appropriated funds for development of a retaining wall along Lower Silver Creek to support future trail under-crossing development. City and SCVWD staff have coordinated since that time on planning, design, and construction of the improvement.

The SCVWD has been developing flood management improvements along the Lower Silver Creek channel generally between Lake Cunningham and Coyote Creek. The SCVWD's work at the Dobern Avenue Bridge site offered a timely opportunity for improvements to support trail access and related landscaping. The improvements have been delivered at a cost savings to the City through early collaboration and inclusion in the SCVWD flood management project.

The SCVWD advertised and publicly bid its project and included the City's Trail Improvements in order to ascertain the bidders' proposed price for this work. The bid items for the City's Trail Improvements are: Bid Item No. 13 Cantilever Retaining Wall ($169,200), Bid Item No. 14 Soldier Pile Retaining Wall ($139,500), Bid Item No. 44 Mulch ($20,000), Supplemental Bid Item No. 47 Landscape Irrigation ($25,000), and Supplemental Bid Item No. 48 Landscape Planting ($19,280) for a total cost of $372,980. The City will remit payment in full of $372,980 to the SCVWD for the bid items associated with the Trail Improvements per Article 4.1 of the cost-sharing agreement within 120 calendar days after receipt of the SCVWD's invoice to the City.

Adoption of the recommendation will authorize the City Manager to execute and negotiate a cost-sharing agreement to reimburse the SCVWD in the amount of $372,980 for construction of the trail-related cantilever retaining wall, a soldier pile retaining wall, mulch, landscape irrigation, and landscape planting.

COST AND FUNDING SOURCE:

The payment from the City of San José is $372,980. Current funding of $373,000 is derived from CD 5 Construction and Conveyance Tax Fund 382, Appropriation 7511. This amount was included in the 2018-2019 Proposed Capital Budget ($257,000) and added with the Mayor's Budget Addendum #29 ($116,000) scheduled for City Council Adoption on June 19, 2018.

FOR QUESTIONS CONTACT: Nicolle Burnham, Deputy Director, (408) 793-5514.