

AGREEMENT BETWEEN COUNTY OF SANTA CLARA AND CITY OF SAN JOSE FOR RESURFACING OF A PORTION OF TULLY ROAD

WHEREAS, Tully Road from Monterey Road to Senter Road lies partly within the County of Santa Clara (hereinafter called "County") and partly within the incorporated limits of the City of San Jose (hereinafter called "City"); and

WHEREAS, County and City have determined it necessary in the interest of public safety and convenience that the aforesaid portion of Tully Road be resurfaced;

NOW, THEREFORE, County and City agree as follows:

1. County shall assume the cost of the preparation of plans and specifications for the resurfacing of Tully Road from Monterey Road to Senter Road. County shall submit said plans and specifications to bid, shall award the contract to the successful bidder and shall inspect and approve of the work to be performed.

2. The aforesaid plans and specifications are identified as "Plans and Specifications for Resurfacing of Tully Road, Department of Public Works, County of Santa Clara, W. O. 2088, dated June 22, 1960" and are incorporated herein by reference the same as though set out in full. Said plans and specifications, or a true copy thereof, shall remain on file in the Department of Public Works during the term of this agreement.

3. The length of said road lying within the incorporated limits of City is 18.33% of the total length from Monterey Road to Senter Road. City shall pay to County for City's share of the costs of resurfacing of said road, a sum equal to 18.33% of the total costs of resurfacing as computed and determined under the contract awarded by County. In no event shall City's share of said costs exceed the sum of 18.33% of \$20,000.

4. Upon completion of the resurfacing of said road, County shall submit to City an itemized statement of the costs of construc-

tion and shall state therein the amount to be paid by City to County. Within ten days after receipt of said itemized statement, City shall notify County in writing of any claims for adjustment or any disagreement as to the amount to be paid by City. Failure to so notify shall be deemed approval of said statement and the amount specified therein to be paid by City to County shall be paid forthwith.

IN WITNESS WHEREOF, County and City have executed this agreement as of the \_\_\_\_\_ day of AUG 8, 1960.

CITY OF SAN JOSE

By Paul Moore

Title MAYOR

By Al P. Hamann

Title Al Capuz CITY MANAGER

ATTEST:

By James L. Senior

Title CITY CLERK

COUNTY OF SANTA CLARA

By J. P. DeLorenzo  
Chairman of the Board of Supervisors

ATTEST: JEAN PULLAN, Acting Clerk  
Of the Board of Supervisors

Jean Pullan

**ORDINANCE NO. 8331**

**Ordinance of the City of San Jose Authorizing Execution of Agreement with County of Santa Clara Providing for the Payment By City of Portion of the Costs of Resurfacing A Portion of Tully Road.**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SAN JOSE:**

The Mayor and City Manager are hereby authorized to execute, on behalf of the City of San Jose, that certain agreement entitled "Agreement Between County of Santa Clara and City of San Jose for Resurfacing of a Portion of Tully Road", on file in the office of the City Clerk, which agreement provides that the County of Santa Clara shall award a contract for the resurfacing of Tully Road from Monterey Road to Senter Road in accordance with "Plans and Specifications for Resurfacing of Tully Road, Department of Public Works, County of Santa Clara, W. O. 2088, dated June 22, 1960", and City shall pay to County 18.33% of the cost of resurfacing said road as determined by the contract awarded by County, City's share in no event to exceed 18.33% of \$20,000.00.

PASSED TO PRINT this 22 day of August, 1960 by the following vote:

AYES: Councilmen - Doerr, Solari, Starbird, Watson and Moore

NOES: Councilmen - None

ABSENT: Councilmen - Hathaway and Welch.

PAUL MOORE,

Mayor

ATTEST: FRANCIS L. GREINER  
City Clerk

(Seal of the City of San Jose)

This is to certify that the foregoing is a full, true and correct copy of Ordinance No. 8331 of the Council of the City of San Jose which was given final reading and adopted on August 29, 1960

Attest: SEP 30 1960

FRANCIS L. GREINER

City Clerk of the City of San Jose,  
County of Santa Clara, State of California.

By: Francis L. Greiner Deputy

August 10, 1960

Mr. Francis L. Greiner,  
City Clerk  
City of San Jose  
San Jose, California

Re: Resurfacing of a portion of Tully Road

Dear Mr. Greiner:

Enclosed, please find original and four copies of Agreement between the County of Santa Clara and City of San Jose for resurfacing a portion of Tully Road.

Please sign all copies and original, retaining a copy for your file, returning remainder to this office.

Very truly yours,

BOARD OF SUPERVISORS

MRS. JEAN PULLAN, Acting  
Clerk of the Board

JP/jm  
Enc. (5) Original and 4 copies.



CITY CLERK

CITY OF SAN JOSE  
CALIFORNIA

CITY HALL

TELEPHONE CYPRESS 2-3141

County Board of Supervisors  
20 W. Rosa Street  
San Jose, California

Gentlemen:

Enclosed please find <sup>two</sup> executed copies of Agreement Between County of Santa Clara and City of San Jose for Resurfacing of a Portion of Tully Road

This copy is to be retained for your files.

Very truly yours,

FRANCIS L. GREINER  
City Clerk

By: Betty Bergstrom

FLG:bb  
Enc.

