

ROADS Cont + Agmts 48
Cost SHARING - Budd Ave
Campbell

#9

February 20, 1967

Mrs. Dorothy Trevethan, Clerk
City of Campbell
75 North Central Avenue
Campbell, California

Subject: Agreement with
For City of Campbell
Improvement of Budd Avenue btw
Winchester Blvd and Virginia Avenue
(Cost Sharing)

Dear

Mrs. Trevethan:
Enclosed you will find (2) fully executed copies of
an agreement between the County of Santa Clara and the
party (ies) named above. The Board of Supervisors at
its regularly scheduled meeting on 2/20/67
approved this agreement on behalf of ~~February 20,~~ 1967

The enclosed copies are for your records.

Very truly yours,

JEAN PULLAN, Clerk
of the Board of Supervisors

By _____
Deputy Clerk

JP:

Encl. ^{je}

No. 4

AGREEMENT FOR PAYMENT OF COSTS OF
IMPROVEMENT OF BUDD AVENUE BETWEEN
WINCHESTER BOULEVARD AND VIRGINIA AVE.

THE FOLLOWING is an agreement between the County of Santa Clara, a political subdivision of the State of California, hereinafter called "County", and the City of Campbell, a municipal corporation of the State of California, hereinafter called "City";

WHEREAS, City and County wish to improve Budd Avenue between Winchester Boulevard and Virginia Avenue (herein for convenience referred to as "said project") by widening, realigning, and constructing necessary appurtenances to the foregoing improvements; and

WHEREAS, approximately 81.7 percent of the estimated cost of said project will be expended within the limits of City, and City and County wish to provide for the payment of their respective shares of the costs of constructing said project;

NOW, THEREFORE, in consideration of their mutual promises, covenants and agreements herein contained, the parties hereto do hereby agree as follows:

1. City shall prepare plans and specifications for the construction of said project and shall submit said plans and specifications to County for approval.

2. Construction, Inspection and Insurance. Upon approval of said plans and specifications by County, City shall advertise for bids for the construction of said project, award a contract therefor, and supervise the construction thereof to completion. City agrees to require any contractor engaged to construct said project to take out and maintain in full force and effect during the construction of said project public liability and property damage insurance in form and limits of liability acceptable to County, insuring County, and its employees, from and against loss, cost or expense arising out of or in any way connected with the construction of said project.

*cc - Finance
- Public Works (3)*

Campbell, City of

FEB 20 1967

3. County shall acquire, at its own expense, all required right of way located in the unincorporated limits of County, and City shall acquire at its own expense all required right of way located in the incorporated limits of City.

4. Payment

(a) Within thirty (30) days after approval by County of said plans and specifications, County shall pay to City the sum of \$8,560.00, which is the total amount presently estimated by City Engineer to be 18.3 percent of the construction cost of said project.

(b) As used in this agreement, the term "construction cost" of said project shall mean the sum total of all the costs incurred and expenditures made by City, including but not limited to engineering costs and expenses, costs and expenses of preparation of plans and specifications, costs and expenses for inspection, publication, advertising and printing, cost of the construction contract awarded by City for the construction of said project, cost of extra work authorized by City, and cost of all materials not included in the contract price of said construction contract.

(c) Upon completion of said project, City shall pay the cost of the construction contract awarded by City for the construction of said project and cost of extra work authorized by City to its contractor and shall thereafter prepare and furnish to County a final accounting of said construction cost. Said accounting shall show the final construction cost for said project in its entirety.

(d) In the event said accounting shows that 18.3 percent of the final construction cost is less than the sum advanced by County to City under Paragraph 4 hereof, City shall refund to County the difference between the sum of \$8,560.00 and 18.3 percent of the final construction cost. In the event said accounting shows that 18.3 percent of the final construction cost is more than the sum advanced by County to City under

Paragraph 4 hereof, County shall pay its share of the additional amount within 30 days after approval of said accounting.

5. Termination. In the event City does not award a contract for the construction of said work on or before June 30, 1967, this agreement shall terminate ipso facto upon said date and shall be of no further force or effect.

IN WITNESS WHEREOF, the parties have caused this agreement to be executed.

COUNTY OF SANTA CLARA

By *A. B. DeLorenzo*
Chairman, Board of Supervisors

FEB 20 1967

ATTEST: JEAN PULLAN, Clerk
Board of Supervisors

Jean Pullan

APPROVED AS TO FORM:

By *Norman E. Mattson*
Assistant-Deputy
County Counsel

Date December 6, 1966

CITY OF CAMPBELL, a municipal corporation

By *Ralph Trotter Sr.*
Mayor

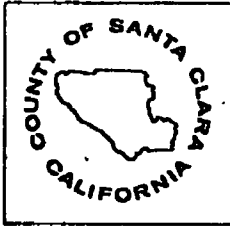
And *David C. Stephens*
City Manager

ATTEST:

Shirley French
City Clerk

RECEIVED
PUBLIC WORKS
DEC 21 11 55 AM '66
COUNTY OF
SANTA CLARA

RECEIVED
DEPT. OF PUBLIC WORKS
DEC 21 1966
COUNTY ENGINEER



TRANSMITTAL MEMORANDUM

DEPARTMENT OF PUBLIC WORKS

DATE: February 7, 1967

FOR: BOARD OF SUPERVISORS AGENDA OF February 20, 1967

FROM: STEFFANI, DESIGN, PUBLIC WORKS

TITLE: AGREEMENT FOR PAYMENT OF COSTS OF RESURFACING OF
BUDD AVENUE BETWEEN WINCHESTER BOULEVARD AND VIRGINIA AVENUE

DESCRIPTION:

This is an agreement between the County and the City of Campbell for improvement on Budd Avenue. The area of County participation is principally resurfacing.

The County's share is estimated to be \$8,560.00.

The City of Campbell has approved the agreement.

Approval is recommended.

ECS:WW:vlh
Attachment

APPROVED: James T. Pott
JAMES T. POTT, COUNTY ENGINEER

<u>AGENDA DATA</u>	
DATE:	_____
ITEM NO:	_____
BOARD ACTION	_____



Handwritten scribbles and illegible text at the top of the page.

"HUB OF THE FABULOUS SANTA CLARA VALLEY"

75 NORTH CENTRAL AVENUE • CAMPBELL, CALIFORNIA 95008 • TELEPHONE (408) 378-8141

December 19, 1966,

Santa Clara County
Engineer's Office
20 West Hedding Street
San Jose, California

ATTENTION: Edward C. Steffani,
Assistant County Engineer

Dear Mr. Steffani:

Enclosed is the cooperative Agreement on Budd Avenue for payment of costs of improvement between Winchester Boulevard and Virginia Avenue as signed by the City officers.

Thank you for your cooperation in this matter.

Very truly yours,
William G. Wren
William G. Wren,
Acting Director of Public Works

cb

Enclosure

FEB 20 1967

RESOLUTION NO. 2168

BEING A RESOLUTION AUTHORIZING EXECUTION
OF AGREEMENT FOR PAYMENT OF COSTS OF
IMPROVEMENTS BETWEEN WINCHESTER BOULEVARD
AND VIRGINIA AVENUE.

WHEREAS, there has been submitted to the City Council
an Agreement with County of Santa Clara for payment of costs
of improvement of Budd Avenue between Winchester Boulevard and
Virginia Avenue.

WHEREAS, said Agreement is recommended by the City
Manager and the same has been approved as to form by the
City Attorney, and

WHEREAS, the City Council finds the same to be fair
and equitable and to the best interest of the City of Campbell.

NOW, THEREFORE, BE IT RESOLVED, by the City Council
of the City of Campbell that the Mayor and the City Clerk be
and the same are hereby authorized to execute the said Agree-
ment on behalf of the City of Campbell.

PASSED AND ADOPTED this 12th day of December, 1966,
by the following vote:

AYES: Councilmen: Hyde, Rogers, Rose, Smeed, Doetsch
NOES: Councilmen: None
ABSENT: Councilmen: None

APPROVED:

Ralph Doetsch, Sr. Mayor

ATTEST:

I, Dorothy Trevethan, City Clerk of the City of Campbell, do
hereby certify that the attached is a true and correct copy
of Res # 2168 passed and adopted at a regular
meeting of the City Council of the City of Campbell on the
12th day of December 1966.

Dorothy Trevethan
Dorothy Trevethan, City Clerk