

**AGREEMENT BETWEEN COUNTY OF SANTA CLARA  
AND CITY OF MILPITAS REGARDING CALAVERAS  
ROAD FOOTPATH**

The following is an agreement between the County of Santa Clara, State of California (hereinafter referred to as "County") and the City of Milpitas, State of California, County of Santa Clara (hereinafter referred to as "City") relative to the construction of a Calaveras Road footpath from Piedmont Road to Ed Levin Park:

WHEREAS, it is in the interest of public safety and the common interest of the County and City to provide a paved footpath for pedestrian access to Ed Levin Park, hereinafter referred to as "Park", along or near the southerly side of Calaveras Road; and,

WHEREAS, the Park is owned by the County and a portion of the footpath is both within the park area and along the park's frontage with Calaveras Road; and,

WHEREAS, the County and the City mutually desire to cooperate and participate in providing this paved footpath and desire to specify herein the terms and conditions under which the footpath will be constructed and financed.

NOW, THEREFORE, in consideration of the covenants and conditions set forth herein, the County and the City agree to the following:

**CITY AGREES:**


The City will prepare plans, specifications and estimates for the paving of an asphalt concrete footpath, four feet in width, along the southerly side of Calaveras Road from Piedmont Road to a point near Downing Road.

The City will arrange the award of a contract for the purpose of constructing said paved footpath.

**COUNTY AGREES:**

The County agrees to reimburse the City a proportionate share of the cost of paving the footpath including incidentals and

cc: Milpitas + 1, Counsel, Finance, Public Works, Parks & Recreation

JUL 23 1974 

engineering costs related thereto.

The County's share of costs will be based on actual construction cost and will be determined as shown in the following estimate:

<u>Linear Footage of Footpath Along &amp; Within County Park</u>	x	Cost of Asphalt Concrete Footpath*	=	County's Share
Total Linear Footage of Footpath				
1650 L.F.	X	\$12,000*	=	\$4,352 Estimate of County's Share
<u>4550 L.F.</u>				

\*Estimated cost includes 20% Incidentals and Engineering.

Upon completion of the work, the City will forward to the County a summary of actual costs of the completed project together with an invoice for the County's share. Upon receipt of the invoice, the County will reimburse the City the amount shown as the County's share.

Should the County's share of actual costs exceed those estimated herein, such additional cost shall be subject to the approval of the County prior to reimbursement to the City.

IN WITNESS WHEREOF, the County and the City have approved this agreement and caused it to be executed by their respective officers as duly authorized as of July 2 1974.

APPROVED AS TO FORM:

By [Signature]  
City Attorney

ATTEST:  
City Clerk

By [Signature]

ATTEST: DONALD M. RAINES, Clerk  
Board of Supervisors

[Signature]

APPROVED AS TO FORM:

[Signature]  
Donald J. Baker, Deputy  
County Counsel

DJB:do  
6/13/74

CITY OF MILPITAS

By [Signature]  
Mayor

"CITY"

COUNTY OF SANTA CLARA

By [Signature]  
Chairman, Board of Supervisors

"COUNTY"

JUL 23 1974

July 29, 1974

W. E. Smith, City Clerk  
City of Milpitas  
City Hall  
455 E. Calaveras Boulevard  
Milpitas, California 95035

Subject: Cost Sharing Agreement for Construction of a  
Footpath leading to Ed R. Levin Park.

Dear Mr. Smith:

The Board of Supervisors, at its regularly scheduled meeting of July 23, 1974, approved the subject Agreement.

A fully executed copy of this Agreement is enclosed for your records.

Very truly yours,

BOARD OF SUPERVISORS  
Donald M. Rains, Clerk

By: Deputy Clerk

DMR/dgh

cc: Parks & Recreation

No. \_\_\_\_\_

Job No. \_\_\_\_\_

Change Order No. \_\_\_\_\_

**BOARD OF SUPERVISORS  
SANTA CLARA COUNTY**

DATE July 29, 1974

**Cost Sharing Agreement**

The following ~~contract was awarded or change order~~ was approved by the

Board of Supervisors at a meeting held:

July 23, 1974

Project to be charged Ed. R. Lovin Park - City of Milpitas

For the amount of \$4,352. (Estimate) - See Agreement  
City of Milpitas, City Hall

Contractor 455 E. Calaveras Blvd., Milpitas 95035

Completion Date See Agreement

Budget Item \_\_\_\_\_ (for Controller's use)

*Donald M. Rains*  
DONALD M. RAINS  
Clerk of the Board

dgh

WHITE ---- CONTROLLER  
CANARY -- FILE  
PINK --- PUBLIC WORKS  
// 3010/700 / PUBLIC WORKS //

27

July 15, 1974

TRANSMITTAL MEMORANDUM

FOR: Board of Supervisors Agenda of July 23, 1974  
FROM: B. V. Amyx, Director of Parks and Recreation  
TITLE: Agreement for cost-sharing with City of Milpitas for construction of a footpath leading to Ed R. Levin Park.

DESCRIPTION:


Attached is a copy of an agreement for cost-sharing with the City of Milpitas for the construction of a footpath bordering Calaveras Road into Ed R. Levin Park. The agreement has been executed by the City Council of Milpitas.

The County's cost has been calculated to be an estimated \$4,352 based on a ratio of the linear feet within the park area to the total length to be paved. The actual cost will be in the same proportion when the bids are received.

The City will advertise for bids and will manage the project.

RECOMMENDATION:

It is respectfully recommended that the Chairman be authorized to execute the agreement with the City of Milpitas to share in the cost of constructing a footpath to Ed R. Levin Park.

  
B. V. AMYX, Director  
Parks and Recreation

BVA:amf  
Attach.

AGENDA DATA

DATE: \_\_\_\_\_  
ITEM NO: \_\_\_\_\_  
BOARD ACTION: \_\_\_\_\_  
\_\_\_\_\_