

Calaveras Rd.
14

#5

May 9, 1966

Mr. Alan S. Hart
Division of Highways
150 Oak Street
San Francisco, California

Subject: Agreement with State of California
For Installation of Traffic Signals and Highway
Lighting on Calaveras Road Extension Project,
City of Milpitas

Dear Mr. Hart:

Enclosed you will find an original and 3 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 May 9, 1966 authorized its Chairman to execute this agreement on behalf of the County.

After execution of all copies, we would appreciate your returning 2 copy (ies) to this office.

Very truly yours,

JEAN PULLAN, Clerk
of the Board of Supervisors

By _____
Deputy Clerk

JP: jc
Encls.

Four (4) Certified copies of Resolution
authorizing execution of above
agreement.
No. 1

194182

194182

AGREEMENT

The County of Santa Clara, a political subdivision of the State of California, hereinafter referred to as "COUNTY", and the State of California, Department of Public Works, Division of Highways, hereinafter referred to as "STATE" do enter into the following Agreement:

WHEREAS, County contemplates construction of an extension of Calaveras Road between State Highway Routes 680 (Main Street) and 237 (Alviso-Milpitas Road) all within the City of Milpitas; and

WHEREAS, State and County contemplate installation of traffic control signal systems and highway lighting at the intersection of the proposed extension of Calaveras Road with said Routes 680 and 237; and

WHEREAS, County is willing to include installation of said signal systems and highway lighting in County's construction contract for said extension of Calaveras Road; and

WHEREAS, State and County desire to jointly participate in financing said traffic signal system and highway lighting installation and desire to specify the proportionate share of costs to be borne by each, and to provide herein for future maintenance of said improvements.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

SECTION I

For and in consideration of the covenants and conditions to be kept and performed by State as set forth herein, County agrees:

- 1.) In connection with County's proposed construction contract for said extension of Calaveras Road, to construct or cause to be constructed, the aforesaid traffic control signal systems and highway lighting, through construction by County

DUPLICATE ORIGINAL

CC - Public Works No. 71 by [signature]

1 forces, or by contracts with construction contractors licensed by
2 the State of California, said contracts to be carried out in
3 accordance with the laws governing County with reference to the
4 character of the work to be done thereunder, and to be completed
5 in conformity with plans and specifications of County and to the
6 satisfaction of and subject to the approval of State.

7 2.) To bear the entire expense of preparation of plans
8 and specifications, and one-half of the construction engineering
9 costs and construction costs required to complete the traffic
10 control signal systems and highway lighting referred to herein,
11 plus the entire cost of all other work incident to said extension
12 of Calaveras Road.

13 3.) To reimburse State for County's proportionate share
14 of the cost of maintenance and operation of said highway lighting
15 and/or traffic signals, such share to be determined in the manner
16 provided in that agreement for maintenance of traffic signals and
17 intersection lighting on State highways within the County which
18 is in effect at the time said costs are incurred.

19 SECTION II

20 For and in consideration of the covenants and conditions
21 to be kept and performed by County as set forth in this Agreement,
22 State agrees:

23 1.) Following completion and acceptance by County of the
24 construction contract for signal systems and highway lighting
25 referred to herein, and promptly upon receipt from County for a
26 detailed statement therefor, to pay County one-half of the actual
27 cost to County for construction and construction engineering
28 required to complete said traffic control signal systems and
29 highway lighting.

30 It is estimated that State's share of the installation
31 is \$17,500. The actual amount of State's share will be determined

1 after the traffic control signal installations are completed but
2 in no event shall State's share exceed \$17,500 unless otherwise
3 provided in a subsequent agreement between County and State.

4 2.) To maintain and operate the entire traffic control
5 signal systems and highway lighting as constructed.

6 SECTION III

7 IT IS UNDERSTOOD AND AGREED that neither State nor any
8 officer or employee thereof shall be responsible for any damage
9 or liability occurring by reason of anything done or omitted to
10 be done by County under or in connection with any work, authority
11 or jurisdiction delegated to County under this Agreement. It is
12 also understood and agreed that, pursuant to Government Code
13 Section 895.4, County shall fully indemnify and hold State
14 harmless from any liability imposed for injury (as defined by
15 Government Code Section 810.8) occurring by reason of anything
16 done or omitted to be done by County under or in connection with
17 any work, authority or jurisdiction delegated to County under
18 this Agreement.

19 IT IS UNDERSTOOD AND AGREED that neither County nor any
20 officer or employee thereof, is responsible for any damage or
21 liability occurring by reason of anything done or omitted to be
22 done by State under or in connection with any work, authority
23 or jurisdiction not delegated to County under this Agreement.
24 It is also understood and agreed that, pursuant to Government
25 Code Section 895.4, State shall fully indemnify and hold County
26 harmless from any liability imposed for injury (as defined by
27 Government Code Section 810.8) occurring by reason of anything
28 done or omitted to be done by State under or in connection with
29 any work, authority or jurisdiction not delegated to County under
30 this Agreement.

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IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their respective officers, duly authorized, by County this _____ day of _____, 1966, and by State this 9th day of June, 1966.

APPROVAL RECOMMENDED:

R. A. Hayler
Deputy District Engineer

APPROVED AS TO FORM AND PROCEDURE:

Harold Thompson
County Attorney

Paul Alvarado
Attorney, Department of Public Works

STATE OF CALIFORNIA
Department of Public Works
Division of Highways

J. C. WOMACK
State Highway Engineer

By [Signature]
Deputy State Highway Engineer

COUNTY OF SANTA CLARA

By [Signature]
Chairman, Board of Supervisors

Attest: [Signature]
Clerk
Board of Supervisors

DEPARTMENT OF PUBLIC WORKS

DIVISION OF HIGHWAYS

P. O. BOX 3366 RINCON ANNEX, SAN FRANCISCO 94119



July 6, 1966

04-SC1-237

Calaveras Road Extension

331200

Contr & Agmt

Mr. James T. Pott
Director of Public Works
County of Santa Clara
20 West Hedding Street
San Jose, California

Dear Mr. Pott:

Attached for the files of the County of Santa Clara is one fully executed copy of Cooperative Agreement #43-194182, between County and State, executed by the State on June 9, 1966, which provides for State's financial participation in the installation of traffic control signals and highway lighting at the intersections of the proposed extension of Calaveras Road with State Routes 237 (Alviso-Milpitas Road) and 680 (Main Street) in the City of Milpitas.

Please accept our apologies for the delay in processing and delivering this document to the County.

Very truly yours,

ALAN S. HART
District Engineer

By *R. G. Salentine*

R. G. SALENTINE
Asst. City and County
Cooperative Projects Engineer

Attach.

[Faint, illegible text and markings, possibly bleed-through from the reverse side of the page]

RECEIVED
JUL 13 1966
CENTRAL FILES

RECEIVED
DEPT. OF PUBLIC WORKS
JUL 7 1966
COUNTY ENGINEER

#5

RESOLUTION OF THE BOARD
OF SUPERVISORS AUTHORIZING
EXECUTION OF A COOPERATIVE
AGREEMENT FOR CALAVERAS
ROAD EXTENSION PROJECT

The Board of Supervisors of the County of Santa Clara, State of California, hereby authorize the Chairman of this Board to execute on behalf of the County of Santa Clara that certain agreement between the State of California, Department of Public Works (Division of Highways) and the County of Santa Clara providing for State's financial participation in the installation of traffic control signal system and highway lighting at the intersections of the proposed extension of Calaveras Road with State Routes 237 (Milpitas-Alviso Road) and 680 (Main Street) in the City of Milpitas.

Passed and adopted by the Board of Supervisors of the County of Santa Clara, State of California on MAY 9 - 1966
by the following vote:

AYES: Supervisors Della Maggiore Spangler Mehrkens Sanchez Quinn
NOES: Supervisors None
ABSENT: Supervisors None

Alvin A. Zimm
Chairman of the Board of Supervisors

ATTEST: JEAN PULLAN
Clerk of the Board of Supervisors

Jean Pullan

APPROVED AS TO FORM:

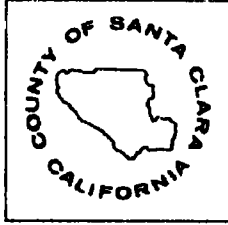
JOHN R. KENNEDY
Acting County Counsel

By *Gerard Thompson*

MAY 9 - 1966

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TRANSMITTAL MEMORANDUM

DEPARTMENT OF PUBLIC WORKS

DATE: April 27, 1966

FOR: BOARD OF SUPERVISORS AGENDA OF May 9, 19 66

FROM: Steffani, Design, Public Works

- TITLE:
- 1) Cooperative Agreement with the State of California for the Installation of Traffic Signals and Highway Lighting on the Calaveras Road Extension Project in the City of Milpitas.
 - 2) Resolution authorizing Execution of Agreement.

DESCRIPTION:

The proposed agreement provides that the County install traffic signals and highway lighting at the intersections of Calaveras Road with Main Street and at Galaveras Road with Milpitas Alviso Road, in connection with the proposed Calaveras Road Extension (non-expressway) project.

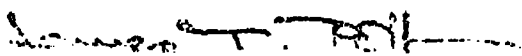
The State's proportionate share of cost for the signal and lighting system installation is limited to one-half of the actual cost to the County.

It is estimated that the State's share of the installation will be \$17,500.00 payable upon receipt from County of a detailed statement after completion and acceptance of the project by County.

Approval is recommended. If approved, the original and three (3) copies of the executed agreement and four (4) certified copies of the resolution authorizing execution should be mailed to Mr. Alan S. Hart, Division of Highways, 150 Oak Street, San Francisco, California.

ECS:JYT:cw

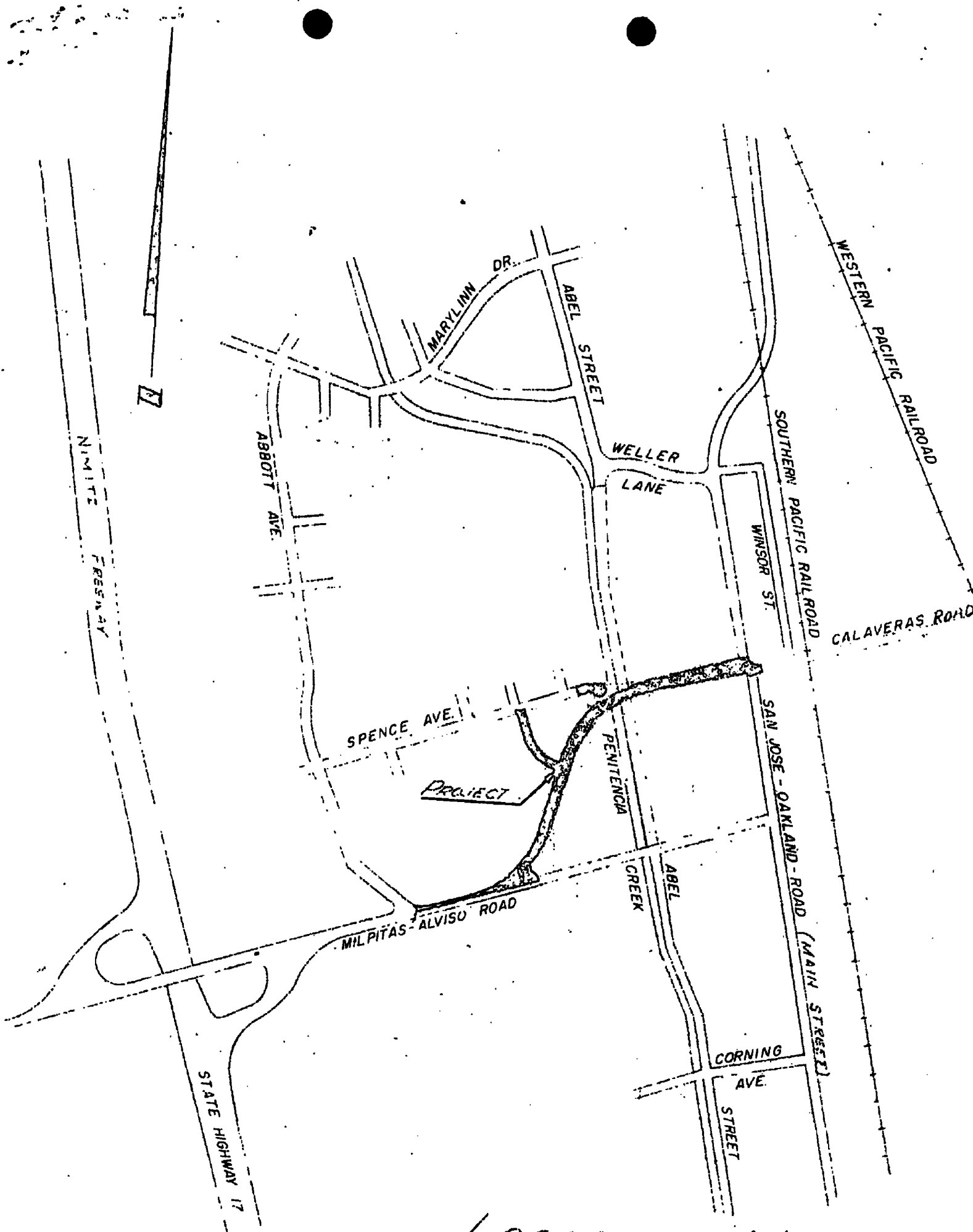
APPROVED:



 JAMES T. POTT, COUNTY ENGINEER

AGENDA DATA

DATE: _____
 ITEM NO: _____
 BOARD ACTION _____



NIMITZ
FREWAY

ABBOTT AVE.

SPENCE AVE.

PROJECT

MILPITAS-ALVISO ROAD

STATE HIGHWAY 17

MARYLINN DR.

ABEL STREET

WELLER LANE

PENITENCIA CREEK

ABEL CREEK

CORNING AVE.

STREET

WINSOR ST.

SAN JOSE - OAKLAND - ROAD (MAIN STREET)

SOUTHERN PACIFIC RAILROAD

WESTERN PACIFIC RAILROAD

CALAVERAS ROAD

DEPARTMENT OF PUBLIC WORKS

DIVISION OF HIGHWAYS

P. O. BOX 3366 RINCON ANNEX, SAN FRANCISCO 94119



April 22, 1966

04-SC1-237
Proposed Calaveras Road
Extension

Mr. James T. Pott
Director of Public Works
County of Santa Clara
20 West Hedding Street
San Jose, California

ATTENTION: Mr. Jess Torres

Dear Mr. Pott:

Attached are the original and four copies of the proposed Cooperative Agreement between the State and Santa Clara County providing for State's financial participation in the installation of traffic control signal system and highway lighting at the intersections of the proposed extension of Calaveras Road with State Routes 237 (Alviso-Milpitas Road) and 680 (Main Street) in the City of Milpitas.

The proposed Agreement provides that the County will include the installation of signal control systems at the two above mentioned intersections, in connection with the County's contemplated construction contract for the extension of Calaveras Road.

State's proportionate share of cost for the signal system installations involved in this contract will be limited to one-half of the actual cost to the County for construction and construction engineering required to complete the traffic control signal systems and highway lighting at the two above mentioned intersections. It is estimated that State's share of the installation will be \$17,500. The actual amount of State's share will be determined upon completion of the work, but in no event shall State's share exceed \$17,500 unless provided for in a subsequent Agreement between the County and the State.

To: Mr. Pott

-2-

April 22, 1966

This matter has been the subject of past correspondence and meetings between representatives of State and County, the Agreement having been prepared on the basis of mutual understandings derived from the communications.

If the attached Agreement is satisfactory to the County, please have the original and three copies signed by the appropriate County officials and return the Agreements to this office for execution by the State.

Also, please furnish four certified copies of a resolution adopted by the County Board of Supervisors approving the Agreement and authorizing its execution.

Very truly yours,

ALAN S. HART
District Engineer

By 
FRANK C. TEDESCO
City and County
Cooperative Projects Engineer