FUNDING AGREEMENT BETWEEN THE TOWN OF LOS GATOS AND

SANTA CLARA VALLEY TRANSPORTATION AUTHORITY FOR THE STATE ROUTE 17 CORRIDOR CONGESTION RELIEF PROJECT

THIS AGREEMENT ("AGREEMENT") dated as of the last date of signature by the parties hereto, as set forth in the signature block below ("Effective Date"), is made and entered into by and between the TOWN OF LOS GATOS, a municipal corporation of the State of California ("TOWN"), and SANTA CLARA VALLEY TRANSPORTATION AUTHORITY, a public agency organized as a special district under California law ("VTA"). Hereinafter, TOWN and VTA may be individually referred to as "PARTY" or collectively referred to as "PARTIES".

I. RECITALS

- 1. Whereas, on June 24, 2016, the VTA Board of Directors adopted a resolution to place a ballot measure before the voters of Santa Clara County in November 2016 to authorize a one-half of one percent retail transaction and use tax ("2016 MEASURE B") for 30 years for nine transportation-related program categories; and
- 2. Whereas, on November 8, 2016, the voters of Santa Clara County enacted 2016 MEASURE B for 30 years to pay for the nine transportation-related program categories;
- 3. Whereas, the duration of 2016 MEASURE B will be 30 years from the initial year of collection, beginning April 1, 2017, and continuing through March 31, 2047;
- 4. Whereas, on October 5, 2017, the VTA Board of Directors established the 2016 Measure B Program ("PROGRAM") and adopted the 2016 Measure B Program Category Guidelines;
- 5. Whereas, the PROGRAM includes a "Highway Interchange" program category ("HIGHWAY CATEGORY"), which includes a list of eligible projects, that funds highway projects throughout Santa Clara County;
- 6. WHEREAS, to the PARTIES desire to implement a project to improve traffic operations and circulations, and to relieve congestion on State Route ("SR") 17 and SR 9 in the Town of Los Gatos, Santa Clara County, California, as further described herein(the "PROJECT");
- 7. Whereas, the PROJECT is an eligible project identified in the Program and therefore eligible for HIGHWAY CATEGORY funds;
- 8. Whereas, the 2016 Measure B Program Category Guidelines for the HIGHWAY CATEGORY

require a minimum 10% non-2016 Measure B contribution for development of PROJECT;

- 9. WHEREAS, on March 19, 2019, the TOWN's Council approved and supported the PROGRAM which includes improvements to SR 17 and SR 9; and
- 10. WHEREAS, the PARTIES wish to set forth in this AGREEMENT their respective obligations in connections with the PROJECT.

NOW, THEREFORE, in consideration of the mutual promises contained in this AGREEMENT, the PARTIES agree as follows:

II. AGREEMENT

- 1. <u>PROJECT Description</u>. The PROJECT includes the construction of a new State Route 17 State Route 9 Interchange and a widening of State Route 17 between Lark Avenue and State Route 9 to accommodate new auxiliary lanes as shown in Attachment A, attached hereto and incorporated herein ("PROJECT LOCATION MAP").
- 2. <u>Scope of Work</u> The scope of work of this AGREEMENT ("Scope of Work") includes, but is not limited to: (i) all necessary approvals required from any and all governmental or regulatory agency or entity for the Project Initiaion Document ("PID") and Project Approval/Environmental Document ("PAED"), (ii) those planning and design activities necessary to complete the PID and PAED.
- **3.** <u>Cost of Scope of Work</u> The estimated cost of PROJECT's PID and PA/ED phases is Six Million Dollars (\$6,000,000).
- 4. <u>VTA's Financial Contribution for Cost of Scope of Work.</u> VTA will contribute to the PROJECT up to Five Million, Four Hundred Thousand Dollars (\$5,400,000) of HIGHWAY CATEGORY funds (herein after, "VTA's Contribution") towards the development and completion of PID and PA/ED.
 - <u>2016 MEASURE B Funds Limitation.</u> Notwithstanding any funding obligations set forth in this Agreement, 2016 MEASURE B funds must not be used to finance more than ninety percent (90%) of the Total Scope of Work Costs.
- **5.** TOWN's Financial Contribution for Cost of Scope of Work. TOWN will contribute to the PROJECT Six Hundred Thousand Dollars (\$600,000) (hereinafter, "TOWN's Contribution") as the non-2016 Measure B project contribution towards the development and completion of PID and PA/ED.

Upon execution of the AGREEMENT, VTA will invoice the TOWN for the TOWN's Contribution

and, upon receipt, will deposit the TOWN's Contribution into an interest-bearing account. The TOWN must pay to VTA the amount set forth in the VTA invoice within thirty (30) calendar days after receipt of invoice.

The TOWN's Contribution and any interest earned will be considered toward the required minimum 10% non-2016 Measure B contribution for the listed cost of PROJECT as identified in the 2016 Measure B Program Category Guidelines for the HIGHWAY CATEGORY.

The TOWN's Contribution towards PS&E, ROW and Construction phases will be subject to future negotiation and mutually agreed upon written amendment.

- **6. Cost of Scope of Work Savings.** If the PID and PA/ED are anticipated to be delivered under budget, HIGHWAY CATEGORY funds will be reduced in proportion to Town's Contribution to development and completion of the Scope of Work.
- **7.** <u>Use of the TOWN's Contribution.</u> VTA will use the TOWN's Contribution and the interest earned thereon for allowable costs and expenses for the sole purpose of completing the Scope of Work, as set forth in this AGREEMENT.
- **8.** TOWN's Obligations. The TOWN is the sponsor of the PROJECT. During the term of the AGREEMENT, the TOWN shall provide TOWN staff oversight of, and participation in, the PROJECT, and necessary and appropriate coordination with all departments of the TOWN. The TOWN shall provide timely reviews, comments, and approvals of PROJECT's documents submitted by VTA to the TOWN. The TOWN costs to administer and participate in PROJECT as described in this AGREEMENT will not be allowable costs against TOWN's Contribution.

9. VTA's Role in PROJECT.

- a. <u>Tasks</u>. VTA shall perform and/or be responsible for the following tasks to complete the PROJECT:
 - i. Service as project manager for PROJECT;
 - ii. Coordination with the State of California for its review and approval of PROJECT;
 - iii. Conduct of a conceptual alternatives analysis for PROJECT;
 - iv. Completion of PID work for PROJECT;
 - v. Completion of the PA/ED work for PROJECT;
 - vi. Support Town Staff in obtaining Town Council approval of the project; and
 - vii. Completion of PS&E, ROW and Construction work for the PROJECT, subject to future funding availability and agreement amendment.

Costs and expenses to perform these tasks shall be considered allowable costs and expenses pursuant to this AGREEMENT.

b. Consultants. VTA may retain design consultants to perform any of the functions listed in

Section 9(a). VTA's administrative costs to procure and manage consultant agreements as well as the actual costs of such consultants shall be allowable costs pursuant to this AGREEMENT.

- c. Other Project Management Duties VTA shall include the TOWN staff as an active participant within VTA's project management process, hold periodic meetings as agreed upon by the project team(s) to assess the progress of development for PROJECT and address PROJECT issues as they arise. VTA shall also prepare regular reports on activity and progress of PROJECT for the TOWN.
- d. <u>Project Cost Updates/ Amendments to TOWN's Contribution</u>. VTA shall actively monitor actual expenditures for PROJECT to ensure that TOWN's Contribution is used to pay for allowable PROJECT expenditures. If, at any time, planned PROJECT expenditures are projected to exceed the TOWN's Contribution, VTA shall immediately notify the TOWN of such facts. The Parties shall then have the following options:
 - Revise the PROJECT scope in accordance with the available funds, which revision can be accomplished only by written amendment mutually agreed upon by the Parties and approved by the TOWN'S Town Council;
 - ii. Seek additional funding to complete scope of PROJECT by revising the TOWN's Contribution to be accomplished only by written amendment to this AGREEMENT;
 - iii. VTA may formulate and implement a strategy to continue the PROJECT to the satisfaction of the TOWN'S Director of Parks and Public Works.
 - iv. The PARTIES may terminate this AGREEMENT which can be accomplished by either PARTY giving written notice to the other PARTY of such termination consistent with Section 12 below.
- **10.** <u>Compliance with Governmental Requirements.</u> The PARTIES shall comply with all applicable laws and regulations pertaining to the AGREEMENT.
- 11. <u>Compliance with 2016 Measure B Requirements.</u> The PARTIES must comply with and must ensure PROJECT compliance with all 2016 MEASURE B requirements set forth in the 2016 Measure B Program Category Guidelines for the HIGHWAY CATEGORY as identified in Attachment B, attached hereto and incorporated herein.
- **12.** <u>Written Termination.</u> In addition to termination pursuant to the terms of the preceding section, this AGREEMENT may be terminated upon mutual written agreement of the PARTIES.
- 13. <u>Refund of TOWN's Contribution.</u> Any balance of TOWN's Contribution, including interest, if applicable, remaining after the first to occur of: (a) expiration of the term of this AGREEMENT, or (b) termination of this AGREEMENT in its entirety as provided in Sections 9.d.(iv) and 12 above, or (c) completion of PROJECT, less any amounts necessary to pay for eligible expenses incurred prior to the date of completion of PROJECT or the effective date of the expiration or termination of the AGREEMENT, shall be refunded to the TOWN. VTA shall refund to the

TOWN such remaining balance, if any, within thirty (30) calendar days after the effective date of completion of PROJECT or sooner termination of the AGREEMENT. For purposes of this AGREEMENT a PROJECT shall be deemed complete only upon concurrence by both PARTIES of such completion.

- **14.** <u>Audit and Record Retention.</u> The TOWN may audit the expenses incurred in the performance of this AGREEMENT. VTA shall retain all records related to the PROJECTS for three (3) years after the completion of PROJECT. During this period, VTA shall make these records available within a reasonable time to the TOWN for inspection upon request.
- **15.** <u>Parties' Representatives.</u> The General Manager of VTA or the General Manager's designee is hereby made the representative of VTA for all purposes under this AGREEMENT. The Director of the Parks and Public Works for the TOWN or the Director's designee is hereby made the representative of the TOWN for all purposes under this Agreement.

16. Indemnification.

- A. Neither VTA nor any officer or employee thereof shall be responsible for any damage or liability occurring by reason of anything done or omitted to be done by the TOWN under or in connection with any work, authority or jurisdiction associated with the AGREEMENT. In addition, pursuant to Government Code §895.4, the TOWN shall fully indemnify and hold VTA harmless from any liability imposed for injury (as defined by Government Code §810.8) arising out of or relating to the TOWN's negligence, recklessness, or willful misconduct under or in connection with any work, authority or jurisdiction delegated to the TOWN under this AGREEMENT.
- B. Neither the TOWN nor any officer or employee thereof shall be responsible for any damage or liability occurring by reason of anything done or omitted to be done by VTA under or in connection with any work, authority or jurisdiction associated with the AGREEMENT. In addition, pursuant to Government Code §895.4, VTA shall fully indemnify and hold the TOWN harmless from any liability imposed for injury (as defined by Government Code §810.8) arising out of or relating to VTA's negligence, recklessness, or willful misconduct under or in connection with any work, authority or jurisdiction delegated to VTA under this AGREEMENT.
- **17.** <u>No Waiver.</u> The failure of either PARTY to insist upon the strict performance of any of the terms of this AGREEMENT shall not be deemed a waiver of any right or remedy that either PARTY may have, and shall not be deemed a waiver of the PARTY's right to require strict performance of all of the terms thereafter.
- **18.** <u>Notice.</u> Any notice required to be given by either PARTY, or which either PARTY may wish to give, must be in writing and served either by personal delivery or sent by certified or registered mail, postage prepaid, addressed as follows:

To VTA: Santa Clara Valley Transportation Authority

Gene Gonzalo, Highway Capital Program Manager

3331 North First Street, Bldg. B-2

San Jose, CA 95134-1906

To TOWN: Town of Los Gatos

Matt Morley, Director, Parks and Public Works

Department of Public Works

110 East Main Street Los Gatos, CA 95030

Notice will be deemed effective on the date personally delivered or, if mailed, three (3) days after deposit in the United States mail.

- 19. <u>Dispute Resolution</u>. If a question arises regarding interpretation of this AGREEMENT or its performance, or the alleged failure of a PARTY to perform, the PARTY raising the question or making the allegation must give written notice thereof to the other PARTY. The PARTIES must promptly meet in an effort to resolve the issues raised. If the PARTIES fail to resolve the issues raised, alternative forms of dispute resolution, including mediation or binding arbitration, may be pursued by mutual AGREEMENT. It is the intent of the PARTIES to the extent possible that litigation be avoided as a method of dispute resolution.
- **20.** Entire AGREEMENT This AGREEMENT constitutes the entire understanding between the PARTIES pertaining to the subject matter contained herein and supersedes all prior or contemporaneous agreements, representations, and understandings of the PARTIES relative thereto.
- **21.** <u>Term of AGREEMENT</u> This AGREEMENT will become effective upon the Effective Date and will remain in effect through June 30, 2024. Upon written request of VTA, the Director of the Parks and Public Works for the TOWN or a designee is authorized to extend the term of the Agreement for up to six (6) months after the initial termination date, upon written notice to VTA and without formal amendment of this Agreement. Extensions of more than six (6) months must be incorporated by the formal Amendment process in Section 22.
- **22.** <u>Amendments</u> Future amendments or changes to this AGREEMENT must be made by mutual written agreement of the PARTIES. Whenever reasonably practicable, the PARTY proposing the amendment will provide the other PARTY with a written request to amend this AGREEMENT ninety (90) calendar days prior to the desired effective date of such amendment.
- 23. Warranty of Authority to Execute AGREEMENT. Each PARTY to this AGREEMENT represents

and warrants that each person whose signature appears hereon has been duly authorized and has the full authority to execute this AGREEMENT on behalf of the entity that is a PARTY to this AGREEMENT.

24. Severability. If any term, covenant, condition or provision of this AGREEMENT, or the application thereof to any person or circumstance, is, to any extent, held by a court of competent jurisdiction to be invalid, void or unenforceable, the remainder of the terms, covenants, conditions and provisions of this AGREEMENT, or the application thereof to any person or circumstance, will remain in full force and effect and will in no way be affected, impaired, or invalidated thereby.

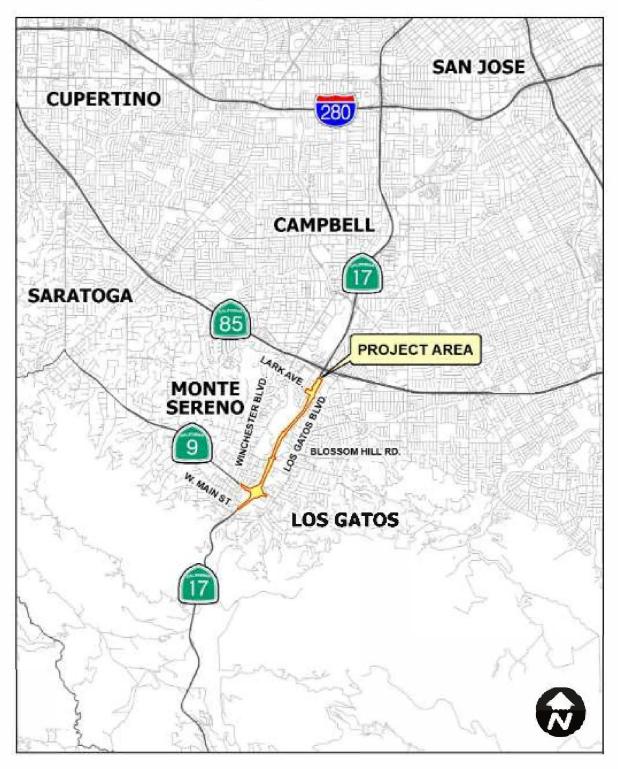
WITNESS THE EXECUTION HEREOF the day and year set forth below.

Town Parks and Public Works Director

"TOWN": TOWN OF LOS GATOS,	"VTA": SANTA CLARA VALLEY	
a California charter city and municipal	TRANSPORTATION AUTHORITY, a public	
corporation Docusigned by: By: [awrl frewth]	agency Docusigned by: Evelyne Tran By:	
LaureFrevetti	Evelynn Tran	
Town Manager	General Counsel and	
	Interim General Manager/CEO	
Date:	6/15/2021 Date:	
APPROVED AS TO FORM:	APPROVED AS TO FORM:	
Robert Schultz AEB54B0753694DB	DocuSigned by:	
Robert Schultz	Victor Pappalardo	
Town Attorney	Deputy General Counsel	
APPROVED AS TO CONTENT: DocuSigned by: Matt Molly Matt Molly		
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Attachment A:

Project Location Map



ATTACHMENT B

Highway Interchanges Program Guidelines

Definition from Resolution No. 2016.06.17

To fund highway projects throughout the valley that will provide congestion relief, improved highway operations and freeway access, noise abatement, roadway connection overcrossings, and deploy advanced technology through Intelligent Transportation Systems (ITS).

Total Funding

\$750 million in 2017 dollars.

Distribution

- VTA Board of Directors will allocate funding on a 2-year cycle.
- Funds will be distributed through two programs: capital projects and noise abatement.
- Funds will be available on a reimbursement basis.

Implementation

- VTA staff will work with local agency staff to identify and prioritize projects in the Highway Interchange Program Candidate List on 2016 Measure B. The following criteria will be considered:
 - Project Readiness
 - Level of local contribution
 - Geographic consideration
- VTA staff will work with member agency staff to advance projects.
- Noise Abatement projects will be a separate category within the Highway Interchange Program.
 - Projects identified in the 2011 VTA Soundwall Study will receive higher consideration during Call for Projects.
- Funds will be available on a reimbursable basis. Agencies may submit invoices to VTA
 on a monthly, quarterly or annual basis. Invoices must be submitted within one year
 of the date posted on the contractor's invoice.
- The cost of each phase of a proposed Highway Interchanges project will be finalized with execution of agreements with VTA for project funding.

Criteria

- Only VTA, Caltrans and Member Agencies can serve as an implementing agency.
- Only projects and programs currently listed on 2016 Measure B are eligible.

Requirements

- Projects require a minimum 10% non-2016 Measure B contribution.
- Reporting requirements will be detailed in agreements executed with VTA for project funding.
- All applications must include a delivery schedule.
- All projects must comply with VTA's Complete Streets Reporting Requirements.
- All collateral material will be required to display a 2016 Measure B logo.



MEMORANDUM

TO: Evelynn Tran, General Counsel and Interim General Manager/CEO

FROM: Gene Gonzalo – Highway Program Manager

DATE: May 24, 2021

SUBJECT: General Manager's signature for Funding Agreement between Town of Los Gatos

and VTA for the State Route 17 Corridor Congestion Relief Project (P-1138)

On January 10, 2019, the VTA Board of Directors authorized the General Manager to execute cooperative agreements with Cities and Towns of Santa Clara County for planning, environmental, design, right-of-way, and construction phases of 2016 Measure B roadway projects. The 2016 Measure B Program includes the State Route (SR) 17 Corridor Congestion Relief Project located in Town of Los Gatos.

This Funding Agreement between Town of Los Gatos and VTA is for \$600,000 for VTA to perform the preliminary engineering and environmental clearance phases of the project development process. An amendment to this agreement will be needed for the subsequent final design, right-of-way, and Construction phases.

The Funding Agreement between Town of Los Gatos and VTA will establish roles and responsibilities to complete the SR 17 Corridor Congestion Relief Project. This Funding Agreement will be executed upon receipt of VTA signatures.

Enclosures:

Funding Agreement

Board Memorandum dated January 10, 2019

Submitted by: Chris Lillie

6.10



Date:

January 3, 2019

Current Meeting:

January 10, 2019

Board Meeting:

January 10, 2019

APPROVED ACCEPTED ADOPTED AMENDED DEFERRED REVIEWED

BOARD MEMORANDUM

TO:

Santa Clara Valley Transportation Authority

Board of Directors

THROUGH:

General Manager, Nuria I. Fernandez

FROM:

Chief Engineering & Program Delivery Officer, Carolyn M. Gonot

SUBJECT:

VTA Highway Program Cooperative Agreement

Policy-Related Action: Yes

Government Code Section 84308 Applies: No

ACTION ITEM

RECOMMENDATION:

Authorize the General Manager to execute Cooperative Agreements with:

- 1. California Department of Transportation (Caltrans);
- 2. Cities and Towns of Santa Clara County and the County of Santa Clara; and
- 3. State and regional agencies such as the California Highway Patrol (CHP) and Metropolitan Transportation Commission (MTC)

for planning, environmental, design, right of way, and construction phases of roadway projects.

BACKGROUND:

The VTA Board of Directors adopted the Valley Transportation Plan (VTP) 2040 in February 2015 followed by submittal of VTP projects for inclusion in the Regional Transportation Plan (RTP) adopted by the Metropolitan Transportation Commission (MTC). Funding for these projects is anticipated from the State Transportation Improvement Program (STIP), the 2016 Measure B sales tax, local contributions, State grants, Federal grants, and other sources.

On October 5, 2017, the Board of Directors adopted a resolution establishing the 2016 Measure B Programs and the 2016 Measure B Program Category Guidelines, outlining the implementation of 2016 Measure. The Measure includes the following roadway-related funding: \$750 million for the Highway Interchanges Program, \$350 million for the State Route 85 Corridor, and \$750 million for the County Expressways Program.



DISCUSSION:

VTP 2040 identifies a list of roadway projects to improve the transportation network in Santa Clara County. Attachments A and B list the roadway projects that are included in the RTP and the 2016 Measure B. With funding becoming available through various SB 1 programs and 2016 Measure B, many of these projects will begin to be delivered.

The staff recommendation is to authorize the General Manager to execute cooperative agreements for roadway improvement projects with Caltrans, local agencies, regional agencies such as CHP and MTC, and regulatory agencies. The cooperative agreements would cover all phases of projects including planning, project approval and environmental document, design, right of way, construction, landscaping and project closeout. The reason for this action is to streamline the process to initiate the start of projects that would be especially useful in such cases as with Senate Bill (SB) 1 funds where there are strict requirements for the award of contracts that could hinge on the ability to get cooperative agreements in place.

In the case of highway projects with significant involvement by VTA and Caltrans, the agreements would establish the roles and responsibilities of VTA and Caltrans for project phases through construction. The agreements could also establish grant funding reimbursement parameters.

For VTA and regulatory agencies, the agreements could establish VTA's commitments such as for environmental mitigation measures, VTA compliance to regulatory agency standards and policies, and VTA reimbursement of services provided by the regulatory agency.

The local agency agreements could identify local agency contributions toward a project and the roles and responsibilities of VTA and the local agency relative to the subject project.

The VTA Administrative Code Chapter 5 establishes the powers and duties of the General Manager (GM) including the delegated authority of the GM to execute grant agreements for amounts not to exceed \$5,000,000 for projects and programs that are identified and included in VTA's budget. If agreements are beyond the GM's authority under the administrative code, GM authorization to execute such agreements would be submitted to the Board for approval.

ALTERNATIVES:

An alternative to the recommendation of this memorandum is for staff to appear before the VTA Board of Directors to request GM authorization to enter into agreements for each individual project as has been the practice in recent years. This approach has worked due to the lower number of roadway projects implemented by VTA without a direct steady source of funding that could be leveraged to fund roadway projects.

The potential to have steady funds from SB 1, Measure B and other sources means that the backlog of roadway improvements as shown in Attachments A and B could swell the number of cooperative agreements that are needed to be executed. The requested GM authority for cooperative agreement approval would put into place an authority similar to the one that was implemented for the 1996 Measure B Highway Program.



6.10

FISCAL IMPACT:

There are no direct fiscal impacts as a result of this action. However, the individual agreements could have a fiscal impact. To the extent that agreements are beyond the authorization of the General Manager, they will be brought to the Board for approval.

STANDING COMMITTEE DISCUSSION/RECOMMENDATION:

The Congestion Management Program and Planning Committee heard this item at their December 20, 2018 meeting recommended it to move forward to the VTA Board of Directors for approval.

Prepared by: Lam Trinh - Project Manager Memo No. 6665

ATTACHMENTS:

Attachment A - VTP 2040 Highway Program Projects (PDF)

Attachement B - VTA 2016 Measure B Highway Program (PDF)

I certify that the foregoing instrument is a true and exact copy of the original on file in the Secretary of the Board of Director's office.

Date 1/17/18

CHAPTER TWO INVESTING IN OUR

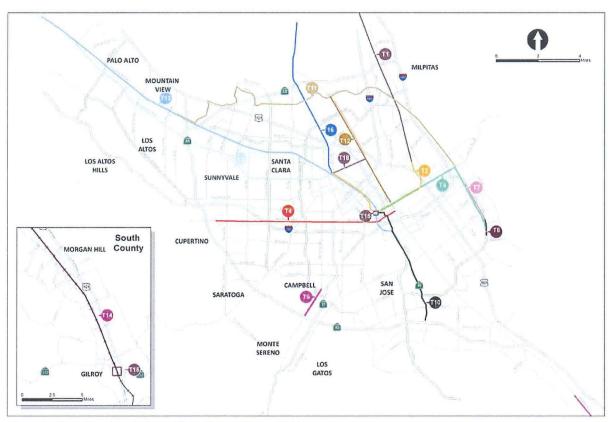


Figure 2.1 Transit projects in Santa Clara County. Source: VTA

Highway System Program Development

The VTP 2040 Highway Program includes ongoing efforts to expand the express lanes network, improvements to system operations, increased efficiency in key corridors, and enhancements that relieve congestion, alleviate bottlenecks, and increase safety. Capacity increasing projects are pursued if no other feasible alternative is found.

Highway Capital Program

Seventy-six projects, representing approximately \$5.6 billion in costs, were evaluated using the Board adopted Highway Project Prioritization criteria, which are designed to allot fair consideration to the full range of low-cost, high utility improvements as well as higher cost mainline capacity and systems enhancements. Out of this unconstrained list the financially constrained projects were derived. The financially constrained project list consists of fifty-two projects totaling \$3.1 billion dollars of improvements (Figures

2.2 and 2.3), including \$2.3 billion for the comprehensive Silicon Valley Express Lane (SVEL) network in Santa Clara County. Revenues from the Express Lane Program will fund both operations and capital improvements.

VTA has legislative authority to implement and operate express lanes in the SR 237 and SR 85/US 101 corridors, and they are considered the highest priority express lanes projects in Santa Clara County.

Over the last several years, VTA and Caltrans have conducted highway planning studies to identify projects for development and that have been included in the VTP planning process. The highway projects in VTP 2040 focus on improving the existing highway network and were chosen because they address congestion, improve efficiency, and reduce commute times, all of which help to reduce greenhouse gases, vehicle miles traveled, and enhance the driving experience for travelers.

Table	Table 2.3a Financially Constrained Express Lanes/Toll Facilities Projects in Santa Clara County			
VTP ID	Route	Project Title and Description		
H1	SR 85	SR 85 Express Lanes: US 101 (South San Jose to Mountain View)		
		Converts 24 miles of the existing high-occupancy vehicle (HOV) lanes along SR 85 to express lanes. The proposed facility will allow single occupancy vehicles access to the express lanes by paying a toll. An additional express lane will be added to create two-lane express lanes along a portion of the corridor. The project will also include the continuation of the express lanes for three miles to US 101 in South San Jose, through the SR 85/US 101 Interchange, for a total of 27 miles.		
H2	US 101	Convert Existing HOV Lanes to Express Lanes on US 101 from Whipple Ave. in San Mateo County to Cochrane Rd. in Morgan Hill		
		Convert 34 miles of the existing HOV lane on US 101 between Cochrane Rd. and Whipple Ave. in San Mateo County to express lane operation. The proposed facility will implement two lanes of express lanes within the existing footprint to accommodate the projected travel demand for US 101.		
НЗ	SR 237	SR 237 Express Lanes: North First St. to Mathilda Ave.	\$20.0	
		Convert HOV lanes to express lanes on SR 237 between North First St. and Mathilda Ave.		
H4	SR 87	SR 87 Express Lanes: SR 85 to US 101	\$35.0	
		Convert HOV lanes to express lanes on SR 87.		
H5	SR 237	SR 237 Express Lanes: Mathilda Ave. to SR 85 \$8		
		Build new express lanes on SR 237 between Mathilda Ave. and SR 85.		
H6	1-680	I-680 Northbound Express Lane: Calaveras Blvd. to Alameda County line \$5		
		Widen to add an express lane on I-680 Northbound between Calaveras Blvd. and the Alameda County Line.		
H7	I-880	I-880 Express Lanes: Alameda County line to US 101	\$23.0	
		Convert existing HOV lanes to express lanes on I-880 between the Alameda County line and US 101.		
H8	US 101	US 101 Express Lanes: Cochrane Rd. to Masten Ave.	\$107.0	
		Build new express lanes on US 101 between Cochrane Rd. and Masten Ave.		
H9	US 101	US 101 Express Lanes: Masten Ave. to 10th St.	\$68.0	
		Build new express lanes on US 101 between Masten Ave. and 10th St.		
H10	US 101	US 101 Express Lanes: 10th St. to SR 25	\$50.0	
		Build new express lanes on US 101 between 10th St. and SR 25.		
H11	I-280	I-280 Express Lanes: Leland Ave. to Magdalena Ave.	\$58.0	
		Convert existing HOV lanes to express lanes on I-280 between Leland Ave. and Magdalena Ave.		
H12	I-280	I-280 Express Lanes: US 101 to Leland Ave.	\$25.0	
		Convert one general purpose lane to express lanes in each direction on I-280 between US 101 and Leland Ave.		
H13	I-280	I-280 Express Lanes: Southbound El Monte Ave. to Magdalena Ave.	\$14.0	
		Build new express lanes on I-280 Southbound from El Monte Ave. to Magdalena Ave.		
H14	1-680	I-680 Express Lanes: Calaveras Blvd. to Montague Expwy.	\$20.0	
		Convert one general purpose lane to express lanes in each direction on I-680 between Calaveras Blvd. and Montague Expwy.		

VTP ID	Route	Project Title and Description	Cost (2013 \$M)
H15	1-880	I-880 Express Lanes: US 101 to I-280	\$186.0
		Build new express lane on I-880 between US 101 and I-280.	
H16	SR 17	SR 17 Express Lanes	\$30.0
		Convert one lane to express lanes between I-280 to SR 85.	
H17	1-680	I-680 Express Lanes: Montague Expwy. to US 101	\$35.0
		Convert one lane to express lanes between I-280 to SR 85.	
H18	SR 152	New SR 152 Alignment: SR 156 to US 101	\$848.0
		Project includes US 101 widening from Monterey St. to the SR 25/US 101 interchange; no interchange at SR 25/US 101; and a new SR 152 alignment that will be operated as a to from US 101 to SR 156. SR152 ilmprovements include roadway and access control improbetween SR156 and the County line, and new eastbound truck-climbing lanes over Pachec	ll facility evements
		EXPRESS LANES PROJECTS TOTAL	2,282.0 M



Figure~2.2~Express~lane~projects~in~Santa~Clara~County.~Source:~VTA

Table 2	Table 2.3b Financially Constrained Highway Projects in Santa Clara County			
VTP ID	Route	Project Title and Description	Cost (2013 \$M)	
H19	US 101	Double Lane Southbound US 101 off-ramp to Southbound SR 87	\$1.0	
		Widen the existing ramp by providing a secondary lane on the off-ramp at SR 87.		
H20	SR 17	SR 17 Southbound/Hamilton Ave. Off-Ramp Widening	\$1.0	
		Widen off-ramp to improve operations on Southbound Route 17 at Hamilton Ave.		
H21	SR 85	SR 85 Northbound to Eastbound SR 237 Connector Ramp and Northbound SR 85 Auxiliary Lane	\$30.0	
		Widen off-ramp from Northbound SR 85 to SR 237 Eastbound to two lanes; construct auxiliary lane on Eastbound SR 237 between SR 85 on-ramp to Middlefield Rd.; construct braid off-ramp on Eastbound SR 237 between SR 85 and Dana St. These improvements will address the current congestion that extends from SR 237 to SR 85 El Camino Real interchange during the AM peak period. In addition, it would also remove the weave between traffic on Eastbound SR 237 exiting to Dana St. with traffic from Northbound SR 85.		
H22	SR 85	SR 85/Cottle Rd. Interchange Improvements	\$6.0	
		Reconfigure ramp interchange with minor improvements at SR 85 and Cottle Rd.		
H23	SR 87	SR 87/Capitol/Narvaez Interchange Improvements	\$12.0	
		Reconfigure the SR 87 interchange, with possible adjustment at Narvaez Ave.		
H24	US 101	Montague Expwy. and US 101 Interchange Improvements	\$17.0	
		Construct partial interchange at US 101 and Montague Expwy.		
H25	US 101	US 101 Southbound/Trimble Rd./De La Cruz Blvd./Central Expwy. Interchange Improvements	\$39.0	
		Modify existing loop cloverleaf ramp from Southbound US 101 to Trimble Rd. into a partial cloverleaf ramp (diagonal ramp with signalized intersection). Modify the Southbound US 101 on-ramp from De La Cruz Blvd./Central Expwy. to 1 mixed flow lane, 1 HOV lane with ramp metering equipment. The on-ramp will be modified to improve merging onto Southbound US 101. The De La Cruz Blvd. bridge across US 101 will be widened from four to six lanes. The segment between De La Cruz Blvd./Trimble Rd. intersections to bridge overcrossing will be widened by an additional lane.		
H26	US 101	US 101/Blossom Hill Rd. Interchange Improvements		
		Reconfigure interchange at US 101/Blossom Hill Rd. in San Jose; modifications are on the local roadway system, including widening of Blossom Hill Rd. over US 101.		
H27	US 101	US 101/Mabury Rd./Taylor St. Interchange Improvements	\$57.0	
		Construct a new interchange with full access to the US 101 freeway. The project will provide access to US 101 for the heavy local commuter traffic that currently is forced to use the congested Old Oakland Rd. interchange (north of Mabury Rd.). The interchange would also act as the primary access to the future Berryessa BART station.		
H28	US 101	US 101/Old Oakland Rd. Interchange Improvements	\$23.0	
		Interchange improvements at US 101 and Old Oakland Rd. and possible widening on Old Oakland Rd.		
H29	US 101	US 101/Hellyer Ave. Interchange Improvements	\$16.0	
		Widening the overcrossing from two to four lanes and installing traffic signals at each of the two off-ramp intersections. Widen the intersection with the southbound on- and off-ramps to include a second eastbound through-lane and a separate left turn pocket. Widen the southbound off-ramp will be widened to provide two left-turn lanes. At the intersection of the northbound off-ramp, widen Hellyer from one to two lanes in the eastbound direction and the westbound left turn pocket.		

Table 2.3b continued Financially Constrained Highway Projects in Santa Clara County			
VTP ID	Route	Project Title and Description	Cost (2013 \$M)
H30	US 101	US 101/Zanker Rd./Skyport Dr./Fourth St. Interchange Improvements	\$104.0
		Constructs a new interchange connecting Zanker Rd. and Old Bayshore Hwy. with North Fourth St. and Skyport Drive at US 101. The interchange will provide an overcrossing across US 101 to improve limited existing connectivity across US 101 to the North San Jose employment centers. In addition, the interchange would improve access to Mineta International Airport (San Jose) from US 101. The existing intersections at North First St. and Skyport Drive, North Fourth St. and Old Bayshore Hwy., Northbound US 101 on- and off-ramp, Northbound US 101 off-ramp to Brokaw Rd. will be modified to construct this interchange.	
H31	US 101	US 101/Buena Vista Ave. Interchange Improvements	\$31.0
		Constructs a full interchange at US 101 and Buena Vista Ave. The interchange includes a flyover southbound on-ramp to braid with the existing truck exit at the CHP Inspection Station. Off-Ramp diagonal ramps will be constructed.	
H32	SR 237	SR 237 Westbound On-Ramp at Middlefield Rd.	\$13.0
		Construct westbound loop on-ramp from Northbound Middlefield Rd. to Westbound SR 237; eliminates signalized intersection at Middlefield Rd./Westbound SR 237 diagonal on-ramp; and realigns frontage road to form a new intersection at Middlefield Rd./Ferguson Drive.	
H33	SR 237	SR 237/Mathilda Ave. and US 101/Mathilda Ave. Interchange Improvements	\$17.0
		Modify US 101/Mathilda and SR 237/Mathilda interchanges, reducing to one signalized intersection and increasing intersection spacing in the Mathilda Ave./SR 237 interchange area. Project to include ramp improvements, addition of auxiliary lanes, and construction of new ramp configurations.	
H34	SR 237	SR 237/North First St. Interchange Improvements	\$2.0
		Interchange improvements at SR 237 and North 1st St.	
H35	I-280	I-280 Northbound: Second Exit Lane to Foothill Expwy.	\$2.0
		Construct a second exit lane from northbound I-280 to Foothill Expwy.	
H36	1-880	I-880/Montague Expwy. Interchange Improvement	
		Construct partial interchange at I-880 and Montague Expwy., including improvements on Montague.	
H37	SR 152	SR 152 Ramp/Intersection Improvements	\$10.0
		Construct eastbound right-turn lane at the intersection of SR 152 and Frazier Lake Rd.; widen SR 152 at the intersection of Bloomfield Rd.; construct additional turn lanes at SR 152 and Watsonville Rd.; signalize and widen SR 152 south leg and Ferguson Rd. from two to four lanes.	
H38	SR 237	SR 237/El Camino Real/Grant Rd. Intersection Improvements	\$5.0
		Widen Westbound SR 237 within the existing median to extend both of the left-turn lanes; lengthen the Northbound El Camino Real right-turn lane onto SR 237 starting the lane at Yuba Drive; widen the Southbound El Camino Real left-turn lane within the existing median; and construct a right-turn lane on Southbound El Camino Real for traffic accessing Westbound Grant Rd.	
H39	I-280	I-280 Downtown Access Improvements between 3rd St. and 7th St.	\$29.0
		Reconstruct the existing I-280 Northbound off-ramp at 7th St. to connect directly to 3rd St.; the I-280 Northbound on-ramp from 4th St. will be reconstructed to cross over the new off-ramp. The existing off-ramp connection to 5th St. will be eliminated.	
H40	SR 85	SR 85/El Camino Real I/C Improvements	\$23.0
		Construct SR 85 auxiliary lanes between El Camino Real and SR 237, and SR 85/El Camino Real interchange improvements.	

VTP ID	Route	Project Title and Description	Cost (2013 \$M)
H41	1-680	I-680/Montague Expwy. Interchange Improvement	\$26.0
		Construct partial interchange at I-680 and Montague Expwy. including improvements on Montague Expwy.	
H42	US 101	US 101 Southbound Improvements: San Antonio Rd. to Charleston Rd./Rengstorff Ave.	\$22.0
		Construct Southbound improvements on US 101 from San Antonio Rd. to Charleston Rd./Rengstorff Ave.	
H43	US 101	US 101/Oregon Expwy./Embarcadero Rd. Improvements	\$55.0
		Construct improvements to US 101/Oregon Expwy./Embarcadero Rd. interchange.	
H44	SR 237	SR 237 Westbound to Southbound SR 85 Connector Ramp Improvements (Including SR 85 Auxiliary Lanes between El Camino Real and SR 237)	\$40.0
		Construct a collector/distributor road in the westbound direction on SR 237 from the Central Expwy. overcrossing to SR 85. Widen off-ramp from westbound SR 237 to Southbound SR 85 to two lanes. Add auxiliary lane in the Southbound direction between SR 237 and the El Camino Real interchange on SR 85.	
H45	I-280	I-280 Northbound Braided Ramps between Foothill Expwy. and SR 85	\$44.0
		Conduct preliminary engineering, environmental studies and design to widen the existing off-ramp to Foothill Expwy. from Northbound I-280 from a single-lane exit to a two-lane exit opening at I-280. This solution is expected to improve the existing weaving traffic through this area.	
H46	I-280	I-280/Senter Rd. Interchange	\$50.0
		Extend Senter Rd. and construct new on-/off-ramps and modify existing on-/off-ramps into a collector/distributor ramp system.	
H47	SR 237	SR 237 Eastbound Auxiliary Lanes: Mathilda Ave. to Fair Oaks Ave.	\$7.0
		Construct SR 237 Eastbound; build auxiliary lanes between Mathilda Ave. to Fair Oaks Ave	э.
H48	US 101	US 101 Southbound Auxiliary Lane: Great America Pkwy. to Lawrence Expwy.	\$3.0
		Construct auxiliary lanes on US 101 from Great America Pkwy. to Lawrence Expwy.	
H49	US 101	Southbound Auxiliary Lane Improvement Between Ellis St. and SR 237	\$4.0
		Construct a US 101 Southbound auxiliary lane from Ellis St. interchange to Eastbound Route 237. The project will reduce queue backup onto Southbound US 101 mainline during the morning peak period by providing additional storage. The project may also include Traffic Operation Systems (TOS) elements.	
H50	All	Sound Walls	\$15.0
		Construct soundwalls on major highways and expressways. Projects to be determined through soundwall study.	
H51	All	Hwy. Transportation Operations System	\$50.0
		Transportation Operations Systems installation and maintenance for metering ramps and other ramp improvements.	
		HIGHWAY PROJECTS TOTAL	\$792.0 M

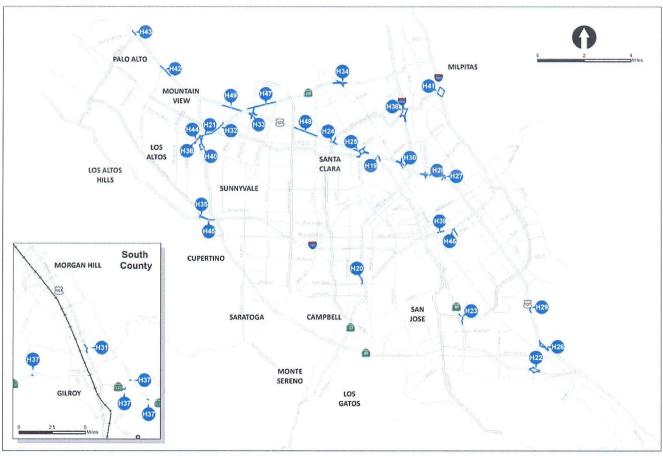


Figure 2.3 Highway projects in Santa Clara County. Source: VTA

Local System Program Development

The Local System Program area is a new organizational structure in the VTP document and encompasses a range of projects. The projects in this new program area have in the past been included in other VTP Program Areas, and are now consolidated into three primary categories:

- · County Expressways
- · Local Streets and County Roads
- Multimodal Transportation Investments (MTI)

The Local System Program area is intended to maximize funding flexibility and opportunities, and create a planning framework that encourages cities and county to look for project synergies—with the ultimate goals of improved project scope, cost savings, and increased administrative efficiency. Local System projects are largely generated by VTA's Member Agencies, with

input from the communities, and address deficiencies within the local street and county road system. The Local System Program areas are each discussed in more detail below.

County Expressways

Santa Clara County is the only County in California operating a comprehensive expressway system within the urban areas. In 2008, the County of Santa Clara adopted its Comprehensive County Expressway Planning Study which provides a long-term plan for the improvement and maintenance of the expressway system. In 2013, the County initiated a comprehensive update to this plan, reflecting new conditions and opportunities, and addressing unresolved issues identified in the 2008 Study. This new plan; however, will not change the County's expressway project VTP 2040 submittals but will be the basis for the expressway project submittals in the next VTP.

ATTACHMENT B

VTA 2016 MEASURE B HIGHWAY PROGRAM

US 101 Improvements in the cities of Palo Alto and Mountain View to address regional connectivity and circulation between San Antonio Road and Charleston Road at the US 101/San Antonio Road, US 101/Rengstorff/Charleston Road and US 101/Shoreline Boulevard interchanges.

SR 85/SR 237 Area Improvements in Mountain View to address mainline congestion and regional connectivity through the SR 85/SR 237 connector, SR 85/El Camino Real interchange, and the SR 237/El Camino/Grant Road interchange.

SR 237/US 101/Mathilda Avenue Area Improvements in Sunnyvale to address local roadway congestion.

SR 237 Corridor Improvements in the cities of San Jose, Santa Clara and Milpitas to address mainline congestion and regional connectivity by addition of a SR 237 westbound lane between McCarthy Boulevard and North First Street, improvements at the SR 237/Great America Parkway westbound off-ramp, and replacement/widening of the Calaveras Boulevard structures over the UPRR tracks.

West County Improvements along I-280 in Cupertino, Los Altos, Los Altos Hills and Sunnyvale to address mainline congestion with mainline and interchange improvements from Magdalena Avenue to the San Mateo County line.

SR 85/I-280 Area Improvements in Cupertino, Los Altos, and Sunnyvale to address regional connectivity through a northbound I-280 braided ramp between SR 85 and Foothill Boulevard and improvements at the northbound I-280 off-ramp to Foothill Boulevard.

US 101/Trimble Road/De La Cruz Boulevard to Zanker Road Area Improvements to address local roadway connectivity and mainline congestion in San Jose and Santa Clara with US 101/Trimble Road/De La Cruz Boulevard interchange improvements, southbound US 101/SB 87 connector improvements, and a new US 101/Zanker Road interchange.

US 101/Old Oakland Road Improvements in San Jose to address local roadway congestion, access, and connectivity.

A new interchange on US 10/Mabury Road in San Jose to address regional access.

I-680 Corridor Improvements in San Jose to address mainline congestion and regional connectivity by improving the I-680/Alum Rock Avenue and I-680/McKee Road interchanges.

I-280/Lawrence Expressway/Stevens Creek Boulevard Interchange Improvements to address mainline and local roadway congestion.

I-280/Saratoga Avenue Interchange Improvements to address local circulation and mainline congestion.

I-280/Winchester Boulevard Area Improvements in Santa Clara and San Jose to address regional connectivity and local circulation.

SR 87 Corridor Technology-based Improvements in San Jose to address mainline congestion and system reliability through the implementation of technology-based operational improvements to the freeway.

Highway 17 Corridor Congestion Relief: Upgrade Highway 17/9 interchange to improve pedestrian and bicycle safety, mobility, and roadway operations; deploy advanced transportation technology to reduce freeway cut thru traffic in Los Gatos, including traffic signal control system upgrades in Los Gatos, Traveler Information Systems advanced ramp metering systems; support Multi-Modal Congestion Relief Solutions, including enhanced Highway 17 Express Bus service, implementing local bus system improvements that reduce auto trips to schools, work and commercial areas in Los Gatos; and develop park and ride lots to serve as transit hubs for express bus, shuttles, local bus system connections.

SR 17 Southbound/Hamilton Avenue Off-ramp Widening Improvements in Campbell to address mainline congestion and local circulation.

SR 17/San Tomas Expressway Improvements in Campbell to address mainline congestion and local circulation.

US 101/Blossom Hill Boulevard improvements in San Jose to address local roadway congestion and connectivity including for bicyclists and pedestrians.

US 101 Improvements in Gilroy to address mainline congestion and regional connectivity with a new US 101/Buena Vista Avenue interchange and US 101/SR 152 10th Street ramp and intersection improvements.

SR 152 Corridor Improvements in Gilroy including US 101/SR 25 interchange improvements to address regional connectivity and goods movement network improvements.

I-280/Wolfe Road Interchange Improvements in Cupertino to address mainline congestion and improve local traffic circulation.

I-880/Charcot Avenue Overcrossing in San Jose to address local relief circulation and adjacent I-880 interchanges congestion relief.

Noise Abatement Projects in Santa Clara County to implement treatments to address existing freeway noise levels throughout the county.

Intelligent Transportation Systems (ITS) Projects in Santa Clara County such as integrated corridor management systems, traffic operations systems, ramp metering, managed lanes, and local traffic signal control systems to address freeway mainline congestion and local roadway congestion caused by cut-through traffic.



MEETING DATE: 05/04/2021

ITEM NO: 8

DATE: April 28, 2021

TO: Mayor and Town Council

FROM: Laurel Prevetti, Town Manager

SUBJECT: Approve a Funding Agreement with the Santa Clara Valley Transportation

Authority for the State Route 17 Corridor Congestion Relief Project (CIP NO.

813-0237)

RECOMMENDATION:

Approve a funding agreement with the Santa Clara Valley Transportation Authority (VTA) for the State Route 17 Corridor Congestion Relief Project (CIP No. 813-0237).

BACKGROUND:

In 2016, voters passed the countywide Measure B sales tax initiative. This Measure increased the local sales tax to pay for transportation related maintenance and improvements. As the Measure language was being crafted, the Town Council and staff lobbied for inclusion of categories and projects that would allow for the return of sales tax to the Town.

One of the most competitive categories within Measure B is the Highways category. Within this category, potential projects are identified with specific language for Los Gatos that reads:

Highway 17 Corridor Congestion Relief: Upgrade Highway 17/9 interchange to improve pedestrian and bicycle safety, mobility, and roadway operations; deploy advanced transportation technology to reduce freeway cut through traffic in Los Gatos, including traffic signal control system upgrades in Los Gatos, Traveler Information System, advanced ramp metering systems; support Multi-Modal Congestion Relief Solutions, including enhanced Highway 17 Express Bus service, implementing local bus system improvements that reduce auto trips to schools, work, and commercial areas in Los Gatos; and develop park and ride lots to serve as transit hubs for express bus, shuttles, local bus system connections.

PREPARED BY: Matt Morley

Parks and Public Works Director

Reviewed by: Town Manager, Assistant Town Manager, Town Attorney, and Finance Director

PAGE **2** OF **3**

SUBJECT: Approve a Funding Agreement with the Santa Clara Valley Transportation

Authority for the State Route 17 Corridor Congestion Relief Project (CIP NO.

813-0237)

DATE: April 28, 2021

BACKGROUND (continued):

This was an important achievement as the Highway program is significantly oversubscribed (potential projects far exceed the available funds in the Measure B Highway category). The Town has advanced a Highway 17 Congestion Relief project to provide relief from cut through traffic that occurs on weekdays and during summer weekends (known as beach traffic). Although Measure B may not be able to fund all of the project, having it proceed early allows for maximizing the funding that does go towards the project.

For this project, the Valley Transportation Authority (VTA) is acting as the project lead with the Town and Caltrans as major stakeholders. Town staff have been working with VTA on initial stages of the project. On March 16, 2021 the Town Council supported continued advancement of this project.

DISCUSSION:

The project is ready to move to the next phase of design through execution of a funding agreement with the VTA to proceed with the Project Approval and Environmental Document (PAED). This agreement formalizes the Town's commitment of \$600,000 to advance the project. At the completion of the PAED phase, the total cost of the project will be approximately \$4 million, inclusive of Town funds.

CONCLUSION:

Approval of the Funding Agreement will allow for this project to proceed to the PAED phase.

COORDINATION:

This project is coordinated with VTA and Caltrans.

PAGE 3 OF 3

SUBJECT: Approve a Funding Agreement with the Santa Clara Valley Transportation

Authority for the State Route 17 Corridor Congestion Relief Project (CIP NO.

813-0237)

DATE: April 28, 2021

FISCAL IMPACT:

The Adopted FY 2020/21 Capital Improvement Program budget includes sufficient funds for this phase of the project, as demonstrated in the fiscal table below.

Highway 17/9 Interchange & Capacity Improvements				
Project 813-0237				
	Budget	Costs		
Traffic Mitigation Fund	\$600,000			
Total Budget	\$600,000			
Santa Clara Valley Transportation Authority		\$600,000		
Total Expenditures		\$600,000		
Remaining Balance		\$0		

ENVIRONMENTAL ASSESSMENT:

The project will begin an environmental assessment during the next phase of the project. This report is ministerial and not subject to environmental review.

Attachment:

1. Funding Agreement