

ORDINANCE NO. 5122

ORDINANCE OF THE COUNCIL OF THE CITY OF PALO ALTO AMENDING THE BUDGET FOR FISCAL YEAR 2012 TO ESTABLISH CAPITAL IMPROVEMENT PROGRAM PROJECT NUMBER PE-12011, NEWELL ROAD/SAN FRANCISQUITO CREEK BRIDGE REPLACEMENT, AND TO PROVIDE AN APPROPRIATION IN THE AMOUNT OF \$360,000

The Council of the City of Palo Alto does ORDAIN as follows:

SECTION 1. The City Council of the City of Palo Alto finds and determines as follows:

A. Pursuant to the provisions of Section 12 of Article III of the Charter of the City of Palo Alto, the Council on June 20, 2011 did adopt a budget for fiscal year 2012; and

B. The existing Newell Road bridge over San Francisquito Creek was constructed in 1911. The bridge links Palo Alto with the Woodland Avenue neighborhood of East Palo Alto. The bridge is functionally obsolete and substandard in many ways with respect to traffic safety; and

C. The bridge's deficiencies include its substandard width, lack of access for bicycle and pedestrian traffic, harsh vertical profile, unsafe railings, and poor sight distances. In addition to its traffic safety deficiencies, the bridge also creates a partial obstruction to water flow in San Francisquito Creek because the bridge abutments are constructed within the creek channel; and

D. The San Francisquito Creek Joint Powers Authority (JPA) and the Santa Clara Valley Water District have analyzed the bridge as part of a preliminary study of flood control options for San Francisquito Creek upstream of Highway 101 and have determined that the existing bridge will need to be removed or replaced in order for the creek to accommodate the projected 1% (100-year) flow rate at this location; and

E. Through the Highway Bridge Program (HBP), Caltrans issues grants to owners of local bridges for replacement of structurally deficient or functionally obsolete bridges. The City of Palo Alto will be completely reimbursed for the engineering design/environmental assessment phase of the project, with a Caltrans Highway Bridge Program grant providing 88.53% of the funding and the 11.47% local match being provided by the San Francisquito Creek JPA; and

F. It is anticipated that HBP funds will be available to pay 88.53% of the project's construction cost in a future budget year, and that the cities of Palo Alto and East Palo Alto and the JPA will work to find the remaining funds; and

G. Staff has developed a scope of work for an engineering design/environmental planning consultant for the replacement of the Newell Road Bridge over San Francisquito Creek. The City of Palo Alto, the City of East Palo Alto, and the JPA will participate in selecting a consultant to perform the work; and

H. City Council authorization is needed to amend the 2012 budget as hereinafter set forth.

SECTION 2. Capital Improvement Program (CIP) Project Number PE-12011, Newell Road/San Francisquito Creek Bridge Replacement, is hereby created.

SECTION 3. The sum of Three Hundred Sixty Thousand Dollars (\$360,000) is hereby appropriated to CIP Project Number PE-12011.

SECTION 4. Three Hundred Sixty Thousand Dollars (\$360,000) is hereby transferred from the Capital Project Fund Infrastructure Reserve.

SECTION 5. The Infrastructure Reserve will later be reimbursed by grant funding from the Caltrans HPB and the San Francisquito Creek JPA in the amount of Three Hundred Sixty Thousand Dollars (\$360,000).

SECTION 6. The transactions above will have no net impact on the balance of the Infrastructure Reserve.

SECTION 7. As specified in Section 2.28.080(a) of the Palo Alto Municipal Code, a two-thirds vote of the City Council is required to adopt this ordinance.

SECTION 8. The Council of the City of Palo Alto hereby finds that the design portion of this project does not represent a project with respect to the California Environmental Quality Act (CEQA). The Newell Road/San Francisquito Creek Bridge Replacement Project will be subject to environmental assessment and review in compliance with both CEQA and the National Environmental Policy Act (NEPA).

SECTION 9. As provided in Section 2.04.330 of the Palo Alto Municipal Code, this ordinance shall become effective upon adoption.

INTRODUCED AND PASSED: July 11, 2011

AYES: BURT, ESPINOSA, HOLMAN, KLEIN, SCHARFF, SCHMID, SHEPHERD, YEH

NOES:

ABSTENTIONS:

ABSENT: PRICE

ATTEST:

Alma J. Greder
City Clerk

APPROVED AS TO FORM:

Carroll
Senior Assistant City Attorney

APPROVED:

Eric Seligson
Mayor

Paul Arto
City Manager

Jim Sunk
Director of Public Works

[Signature]
Director of Administrative Services