

1 [Freeway Maintenance Agreement - Interchange at Highway 101/ Richardson Avenue - Lyon  
2 Street]

3 **Resolution: 1) approving a Freeway Maintenance Agreement with the State of California**  
4 **apportioning maintenance responsibilities for Highway 101/Richardson Avenue at Lyon**  
5 **Street; and 2) authorizing the Director of Public Works to execute said Agreement on**  
6 **behalf of the City.**

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8 WHEREAS, State Cooperative Agreement No. 04-1916-C was executed between the  
9 State of California, acting by and through the Department of Transportation("State"), and the  
10 Presidio Trust, not a party to the Freeway Maintenance Agreement, to construct  
11 improvements to that portion of State Highway Route 101 from Francisco Street to the Marina  
12 Viaduct ("Presidio Trust Improvements"); and

13 WHEREAS, The State and Presidio Trust have executed a Freeway Maintenance  
14 Agreement Document File No. SF-38-015936 to clarify the division of maintenance  
15 responsibility for such improvements constructed pursuant to said Cooperative Agreement. A  
16 copy of said Agreement is on file with the Clerk of the Board of Supervisors in File No. 120070  
17 and is incorporated herein by reference; and

18 WHEREAS, The State and the Department of Public Works, acting on behalf of the  
19 City and County of San Francisco, mutually desire to clarify the division of maintenance  
20 responsibility for such improvements constructed pursuant to said Cooperative Agreement as  
21 to City streets or portions thereof and improvements and landscaped areas within or outside  
22 the freeway limits; and

23 WHEREAS, The State and City staff have negotiated a Freeway Maintenance  
24 Agreement, a copy of which is on file with the Clerk of the Board of Supervisors in File No.  
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1 120070 and is incorporated herein by reference. Said Agreement establishes maintenance  
2 responsibility for the above-mentioned Presidio Trust Improvements; and

3 WHEREAS, The Department of Public Works and other affected City departments will  
4 be entering into an interdepartmental Memorandum of Understanding that delineates the  
5 responsibilities of each department in regard to the City maintained improvements; and

6 WHEREAS, The City has resumed or will resume control and maintenance over each  
7 of the relocated or reconstructed City streets except on those portions thereof identified in the  
8 Agreement; and

9 WHEREAS, The Agreement, except as specifically provided for herein, does not effect  
10 the terms of prior written agreements, which include, but are not limited to, various  
11 agreements for maintenance of State Highways in the City and County of San Francisco; and

12 WHEREAS, The Board accepts the recommendations set forth in DPW Order No.  
13 180,020 concerning said Agreement. A copy of the DPW Order is on file with the Clerk of the  
14 Board of Supervisors in File No. 120070 and is incorporated herein by reference; now,  
15 therefore, be it

16 RESOLVED, That the Board of Supervisors approves the Freeway Maintenance  
17 Agreement for Highway 101/Richardson Avenue at Lyon Street and authorizes the Director of  
18 Public Works to execute the Agreement with the State; and, be it

19 FURTHER RESOLVED, That the Board of Supervisors authorizes the City to assume  
20 the maintenance responsibilities over the particular Presidio Trust Improvements that are  
21 mentioned in the Freeway Maintenance Agreement (under section 2(B)); and, be it

22 FURTHER RESOLVED, That the Board of Supervisors delegates to the DPW Director  
23 the authority to administratively approve minor amendments to the Freeway Maintenance  
24 Agreement (as contemplated under Section 2(E)); and, be it

1           FURTHER RESOLVED, That the Board of Supervisors delegates to the DPW Director,  
2 with the consent of the General Manager of the San Francisco Municipal Transportation  
3 Agency, that authority to assume maintenance of the traffic devices if State delegates this  
4 responsibility to the City (under Section 3(B)); and, be it

5           FURTHER RESOLVED, That the Board hereby directs the Clerk to send four (4)  
6 certified copies of this Resolution to the State at an address to be provided by the Director of  
7 the Department of Public Works.

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**City and County of San Francisco**

**Tails  
Resolution**

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

**File Number:** 120070

**Date Passed:** June 19, 2012

Resolution: 1) approving a Freeway Maintenance Agreement with the State of California apportioning maintenance responsibilities for Highway 101/Richardson Avenue at Lyon Street; and 2) authorizing the Director of Public Works to execute said Agreement on behalf of the City.


June 11, 2012 Land Use and Economic Development Committee - RECOMMENDED..


June 19, 2012 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague and Wiener

File No. 120070

I hereby certify that the foregoing  
Resolution was ADOPTED on 6/19/2012 by  
the Board of Supervisors of the City and  
County of San Francisco.

  
Angela Calvillo  
Clerk of the Board

  
Mayor

  
Date Approved