

1 [Cesar Chavez Bike Bridge and at-grade pedestrian/bike path on State Route 101 at Cesar
2 Chavez Street.]

3 **Resolution approving a maintenance agreement with the State of California,**
4 **Department of Transportation (Caltrans) for the newly constructed Cesar Chavez Bike**
5 **Bridge and at-grade pedestrian/bike path on State Route 101 at Cesar Chavez Street**
6 **and authorizing official acts in furtherance thereof.**

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8 WHEREAS, On April 16, 2001, the Board of Supervisors, in Resolution 302-01,
9 approved a Cooperative Agreement with the State of California, Department of Transportation
10 (Caltrans) to construct the Cesar Chavez Bike Bridge on State Route 101 at Cesar Chavez
11 Street that is an overcrossing to provide a connection for bicyclists traveling westbound along
12 Cesar Chavez Street between Vermont Street and Potrero Avenue and to widen an existing
13 asphalt concrete path along the south side of Cesar Chavez Street to provide equal access
14 for bicyclists and pedestrians. A copy of said Resolution and accompanying documents are
15 on file with the Clerk of the Board of Supervisors in File No. 010532, which is hereby declared
16 to be a part of this Resolution as if set forth fully herein; and

17 WHEREAS, The construction of the Cesar Chavez Bike Bridge and at-grade
18 pedestrian/bike path was completed on April 2004; and,

19 WHEREAS, As part of the Cooperative Agreement, the City and Caltrans agreed upon
20 the control and maintenance responsibilities of the various portions of the improvements; and,

21 WHEREAS, The abovementioned maintenance responsibilities are set forth in the
22 maintenance agreement between the City and Caltrans. A copy of the maintenance
23 agreement is on file with the Clerk of the Board of Supervisors in File No. and is
24 incorporated herein by reference; and

25

1 WHEREAS, In DPW Order No. , dated 2005, the Director of Public
2 Works recommended that the Board approve the maintenance agreement. A copy of said
3 Order is on file with the Clerk of the Board of Supervisors in File No. , and is
4 incorporated herein by reference now, therefore, be it

5 RESOLVED, That the Board of Supervisors hereby approves the maintenance
6 agreement with Caltrans apportioning maintenance responsibilities for the newly constructed
7 Cesar Chavez Bike Bridge and at-grade pedestrian/bike path on State Route 101 at Cesar
8 Chavez Street in substantially the same form as the agreement attached hereto; and, be it

9 FURTHER RESOLVED, That the Board of Supervisors authorizes and directs the
10 Clerk of the Board and the Director of Public Works to take any and all actions which they or
11 the City Attorney may deem necessary or advisable in order to effectuate the purpose and
12 intent of this Resolution (including, without limitation, signing the aforementioned maintenance
13 agreement and filing such document in the official records of the Department of Public
14 Works).

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16
17 RECOMMENDED:
18 DEPARTMENT OF PUBLIC WORKS

19 By: _____
20 Edwin M. Lee
21 Director of Public Works