



**Agenda Item D.1  
PUBLIC HEARING  
Meeting Date: April 1, 2008**

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**TO:** Mayor and Councilmembers

**FROM:** Steve Wagner, Community Services Director

**CONTACT:** Rosemarie Gaglione, Senior Project Manager

**SUBJECT:** Revised Caltrans Freeway Agreement

**RECOMMENDATION:**

Authorize the City Manager to enter into a Freeway Agreement between the State of California acting by and through the Department of Transportation and the City of Goleta

**BACKGROUND:**

On October 5, 2007, the City received a request from Caltrans to revise the existing Freeway Agreement to include those portions of State Route 101 from 0.2 miles east of Patterson Avenue to Farren Road, City Limits along State Route 101 and on State Route 217 from 0.2 mile east of Hollister Avenue to Route 101. This revised Agreement is needed to include the portion of State Route 101 included in the Cathedral Oaks Bridge Replacement project, and to replace the Agreement with the County now that Goleta has incorporated.

This new Freeway Agreement would revise a portion of the Freeway Agreement executed between Caltrans and the County of Santa Barbara on December 9, 1968.

**DISCUSSION:**

On June 21, 1945, the California Highway Commission adopted a resolution designating the section of State Route 101 between Hollister Wye and Tecolote Creek as a freeway. Then on October 23, 1957, the Commission adopted a similar resolution designating State Route 217 from State Route 101 to UCSB as a freeway.

Since State Routes 101 and 217 go through local jurisdictions, Caltrans needs to have Freeway Agreements in place to allow Caltrans to do work related to the freeway that affect local streets and roads.

The first Freeway Agreement between Caltrans and the County of Santa Barbara was executed on March 3, 1958 and included the sections of freeway noted above. There

was a Supplemental Freeway Agreement executed on September 28, 1964 to add the section of SR 101 from El Sueno Road to Elwood Overhead, and that section of SR 217 between Hollister Avenue and SR 101. On December 9, 1968 Caltrans executed a revised Freeway Agreement with the County of Santa Barbara which specifically stated the State's responsibility for construction and reconstruction of County roads adjacent to the freeway when major construction was being performed.

Now that Goleta is a City and in the process of building a joint project with Caltrans, namely the Cathedral Oaks Bridge and Overhead Replacement Project, Caltrans requires a valid Freeway Agreement with the City. Failure to execute the Freeway Agreement would delay delivery of this critical transportation project. The new Exhibit showing the limits of the Agreement have been changed to fit within the City's boundaries.

**GOLETA STRATEGIC PLAN:**

The replacement and realignment of the Cathedral Oaks Interchange is the number one transportation project in the Goleta Transportation Improvement program, and is consistent with the goal in the Goleta Strategic Plan entitled "IMPLEMENT CITY WIDE CAPITAL IMPROVEMENT PROGRAM." The replacement of a deteriorating bridge on a poor alignment with a new bridge built to current standards on an optimal alignment will improve traffic flow and safety for motorists, bicyclists and pedestrians. The existing bridge does not have any sidewalks or bike lanes, while the new structure will.

**FISCAL IMPACTS:**

There are no fiscal impacts of entering into this Freeway Agreement. The project can only go forward if the proper legal Agreement is in place. The Agreement does not place any additional burden on the City, and is mostly an administrative action.

**LEGAL REVIEW:**

The City Attorney's office has reviewed the Freeway Agreement Resolution and exhibits and approved of the content and format.

Submitted By:

Reviewed By:

Approved By:

\_\_\_\_\_  
Steve Wagner  
Community Services Director

\_\_\_\_\_  
Michelle Greene  
Admin. Services Director

\_\_\_\_\_  
Daniel Singer  
City Manager

Attachments:

1. Letter from Caltrans dated October 3, 2007
2. Freeway Agreement
3. Exhibit A showing limits of Agreement

**Attachment 1**

**Letter from Caltrans dated October 3, 2007**

**DEPARTMENT OF TRANSPORTATION**

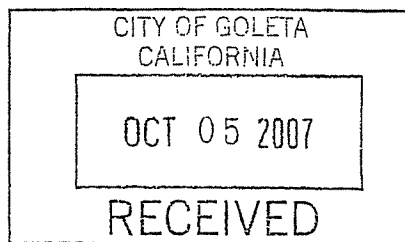
DISTRICT 5

50 HIGUERA STREET

SAN LUIS OBISPO, CA 93401-5415

PHONE (805) 549-3431

FAX (805) 549-3062

*Flex your power!  
Be energy efficient!*

October 3, 2007

Steven Wagner, PE  
Community Services Director  
City of Goleta  
130 Cremona Drive, Suite B  
Goleta, CA 93117

RE: Freeway Agreement for Hollister Avenue Overcrossing Replacement

Dear Mr. Wagner:

The State of California, Department of Transportation (Department) is working on a project to replace the existing structurally deficient Hollister Avenue Overcrossing on Route 101, in the City of Goleta, in Santa Barbara County. The new overcrossing will be located at Cathedral Oaks Road, approximately 0.2 miles east of the existing location.

A Freeway Agreement with the City of Goleta from 0.2 mile east of Patterson Avenue to Farren Road, city limits along Route 101, and on Route 217 from 0.2 mile east of Hollister Avenue to Route 101 is required due to the overcrossing relocation. This Freeway Agreement revises a portion of the executed Agreement with the County of Santa Barbara, dated December 9, 1968.

Attached are two originals of the Freeway Agreement and Exhibit A as approved by the Department for execution by the City via a City Council Resolution. As you may be aware of, Section 100.22 of the Streets and Highways code requires that "The city council or board of supervisors shall, prior to entering into the agreement, conduct a public hearing on the subject." The City's Resolution should include a statement which authorizes an official to sign the agreement and indicates that the provisions of Section 100.22 have been complied with.

Please return the two originals of the signed Freeway Agreement, along with two originals of the City Resolution that approves the agreement, to us for final execution by the Department. After final execution of the agreement, one of the originals will be submitted to the City.

If you have any questions, please call me at (805) 549-3407.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Martinez".

Paul Martinez  
Project Manager

**Attachment 2**  
**Freeway Agreement**

05 - SB - 101 PM 21.0/27.8 and

05 - SB - 217 PM 2.4/2.7

In the City of Goleta on Route 101 from 0.2 mile east of  
Patterson Avenue to Farren Road and on Route 217 from  
0.2 mile east of Hollister Avenue to Route 101

## **FREEWAY AGREEMENT**

THIS AGREEMENT, made and entered into on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between the STATE OF CALIFORNIA acting by and through the Department of Transportation (herein referred to as "STATE"), and the City of Goleta (herein referred to as "CITY"),

WITNESSETH:

WHEREAS, the highway described above has been declared to be a freeway by Resolution of the California Highway Commission on June 21, 1945; and

WHEREAS, STATE and the County of Santa Barbara have entered into a Freeway Agreement dated December 9, 1968 relating to that portion of State Highway Route from El Sueno Road to Elwood Overhead and relating to that portion of State Highway Route 217 from 0.2 mile east of Hollister Avenue to Route 101; and

WHEREAS, City has subsequently incorporated and included certain areas including portions of such freeway covered by said Freeway Agreement dated December 9, 1968 with the County of Santa Barbara; and

WHEREAS, a revised plan map for such freeway has been prepared showing the proposed plan of the STATE as it affects the streets of the CITY; and

WHEREAS, it is the mutual desire of the parties hereto to enter into a new Freeway Agreement in accordance with the revised plan of said freeway;

NOW, THEREFORE, IT IS AGREED:

1. This Agreement supersedes that portion of said Freeway Agreement dated December 9, 1968 from 0.2 mile East of Patterson Avenue to Elwood Overhead.
2. CITY agrees and consents to the closing of CITY streets, relocation of CITY streets, construction of frontage roads and other local streets, and other construction affecting CITY streets, all as shown on the plan map attached hereto marked Exhibit A and made a part hereof by this reference.
3. STATE shall, in the construction of the freeway and at STATE's expense, make such changes affecting CITY streets in accordance with the plan map attached hereto marked Exhibit A.

4. STATE agrees to acquire all necessary right of way as may be required for construction, reconstruction, or alteration of CITY streets and frontage roads, and other local streets, and CITY hereby authorizes STATE to acquire in its behalf all such necessary right of way.

5. It is understood between the parties that the right of way may be acquired in sections or units, and that both as to the acquisition of right of way and the construction of the freeway projects, the obligations of STATE hereunder shall be carried out at such time and for such unit or units of the projects as funds are budgeted and made lawfully available for such expenditures.

6. CITY will accept control and maintenance over each of the relocated or reconstructed CITY streets, and the frontage roads, and other STATE constructed local streets on receipt of written notice to CITY from STATE that the work thereon has been completed, except for any portion which is adopted by STATE as a part of the freeway proper. CITY will accept title to the portions of such roads lying outside the freeway limits upon relinquishment by STATE.

7. This Agreement may be modified at any time by the mutual consent of the parties hereto, as may become necessary for the best accomplishment, through STATE and CITY cooperation, of the whole freeway project for the benefit of the people of the STATE and of the CITY.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their respective duly authorized officers.

STATE OF CALIFORNIA  
Department of Transportation

THE CITY OF GOLETA  
By

WILL KEMPTON  
Director of Transportation  
By

\_\_\_\_\_

\_\_\_\_\_  
MARK LEJA  
Chief Design Engineer

APPROVED AS TO FORM:

APPROVED AS TO FORM:

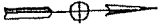
\_\_\_\_\_  
Attorney (City)

\_\_\_\_\_  
Attorney (State)



**Attachment 3**

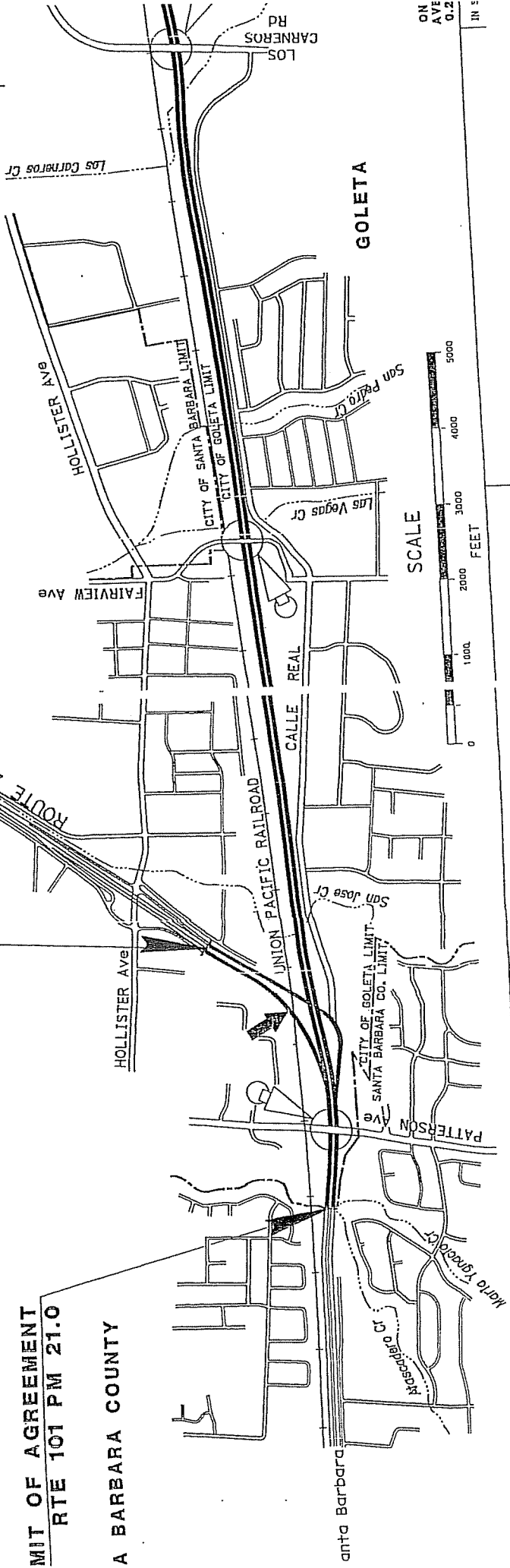
**Exhibit A showing limits of Agreement**



LIMIT OF AGREEMENT  
RTE 217 PM 2.7

LIMIT OF AGREEMENT  
RTE 101 PM 21.0

A BARBARA COUNTY



SCALE  
0 1000 2000 3000 4000 5000  
FEET  
0 0.1 0.2  
IN

GOLETA

anta Barbara

CITY OF GOLETA LIMIT  
SANTA BARBARA CO. LIMIT

UNION PACIFIC RAILROAD

CALLE REAL

HOLLISTER AVE

FAIRVIEW AVE

HOLLISTER AVE

LOS CARNEROS RD

Los Carneros Cr

San Pedro Cr

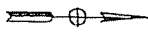
Las Vegas Cr

San Jose Cr

PATTERSON AVE

Morio Street Cr

Morcedero Cr



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A'  
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IN

SOUTHBOUND ON- AND OFF-RAMP  
TO BE PAID FOR BY THE CITY OF  
GOLETA

PACIFIC

OCEAN

CITY OF  
GOLETA  
LIMIT  
SANTA  
BARBARA  
CO. LIMIT

FARREN RD

To Buellton

HOLLISTER Ave

SOUTHBOUND ON- AND  
OFF-RAMPS AND NORTHBOUND  
ON-RAMP

WINCHESTER  
CANYON RD

Develoux Cr

HOLLISTER AVE  
UNION PACIFIC RAILROAD

CALLE REAL

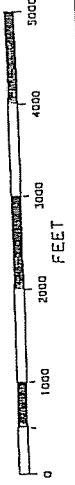
El Encanto Cr

GLEN ANNIE Rd

SANTA BARBARA COUNTY

LIMIT OF AGREEMENT  
RTE 101 PM 27.8

SCALE



END  
CONJECTURE  
ON LOCAL STREETS  
FUNCTION TO BE PAID  
BY CITY OF GOLETA

DATE