

Attachment B



Monterey County

Board Report

Legistar File Number: A 21-520

Item No.

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

November 02, 2021

Introduced: 10/22/2021

Version: 2

Current Status: Agenda Ready

Matter Type: BoS Agreement

- a. Conduct a Public Hearing and receive public comments to satisfy the provisions of Streets and Highways Code, Section 100.22 regarding a Freeway Agreement with Caltrans.
- b. Approve the Freeway Agreement with Caltrans for the State Highway Route 156 West Corridor Project; and
- c. Authorize the Director of Public Works, Facilities & Parks to execute the Freeway Agreement and submit the fully executed Freeway Agreement to the County Recorder for filing.

RECOMMENDATION:

It is recommended that the Board of Supervisors:

- a. Conduct a Public Hearing and receive public comments to satisfy the provisions of Streets and Highways Code, Section 100.22 regarding a Freeway Agreement with Caltrans.
- b. Approve the Freeway Agreement with Caltrans for the State Highway Route 156 West Corridor Project; and
- c. Authorize the Director of Public Works, Facilities & Parks to execute the Freeway Agreement and submit the fully executed Freeway Agreement to the County Recorder for filing.

SUMMARY/DISCUSSION:

The California Department of Transportation (Caltrans) in cooperation with the Transportation Agency of Monterey County (TAMC) and the County of Monterey, will be constructing safety and operational improvements along State Highway Route 156 in Monterey County. The Highway 156 West Corridor Improvement Project (Project) will construct: 1) a new four-lane highway parallel to the existing State Highway Route 156 from Castroville Boulevard to U.S. Highway 101; 2) a new interchange with Castroville Boulevard east of the current signalized intersection; and 3) a new interchange at U.S. Highway 101. The current two-lane highway will be converted into a frontage road that would become a County road to serve the local community. An existing portion of Castroville Boulevard would be closed from direct access to State Highway Route 156 and be replaced by a new re-aligned section to connect to the new interchange. The Project will improve safety and traffic flow in the area. A schematic map is provided in Attachment A.

California Streets and Highways Code Section 100.2 requires Caltrans to enter into a Freeway Agreement with the County prior to constructing access modifications to County roads. Streets and Highways Code Section 100.22 also requires that the Board conduct a public hearing on the subject prior to entering into the Freeway Agreement contemplated by Section 100.2.

Staff recommends approval of the proposed Freeway Agreement (Attachment B) to establish the roles and maintenance responsibilities of the County and Caltrans.

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OTHER AGENCY INVOLVEMENT:

The Office of the County Counsel has approved the Freeway Agreement as to form.

FINANCING:

The Freeway Agreement will have no immediate financial impact on the Road Fund. The proposed Project is funded entirely by funds derived from the Regional Transportation Improvement Program, local Measure X revenues, and Regional Development Impact fees. When the Project is completed, the existing two-lane highway becomes a County road, that would be added to the County's road network and included in future budgets for operation and maintenance.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

The recommended action supports the Board of Supervisors' Strategic Initiative for Infrastructure and Public Safety, Meeting our Facilities, Water, Technology and Transportation Needs.


Economic Development
Administration
Health & Human Services

X Infrastructure

X Public Safety

Prepared by: Chad Alinio, P.E., Senior Civil Engineer

Reviewed by: Tom Bonigut, P.E., Interim Assistant Director of Public Works, Facilities & Parks

Approved by: Randell Ishii, MS, PE, TE, PTOE, Director of Public Works, Facilities & Parks 

Attachments:

Attachment A - State Highway Route 156 Map

Attachment B - Proposed Freeway Agreement

(Attachments are on file with the Clerk of the Board)

EXHIBIT A

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
MAP SHOWING
PM R0.17-T5.2
FREEWAY
IN MONTEREY COUNTY
ON ROUTE 156
FROM ROUTE 1 TO ROUTE 101



FREEWAY AGREEMENT

THIS AGREEMENT, is made and entered into as of the last date opposite the respective signatures below, by and between the STATE OF CALIFORNIA acting by and through the Department of Transportation (herein referred to as “STATE”), and the County of Monterey, a political subdivision of the State of California (herein referred to as “COUNTY”),

WITNESSETH:

WHEREAS, STATE and COUNTY have entered into a Freeway Agreement dated August 22, 1967, relating to that portion of State Highway Route 156 from post mile 1.3 to T5.2; and

WHEREAS, the highway described above has been declared to be a freeway by Resolution of the California Transportation Commission adopted on June 24, 2021; and

WHEREAS, a revised plan map for such freeway has been prepared showing the proposed plan of the STATE as it affects roads of the COUNTY; 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 in its entirety said Freeway Agreement, dated August 22, 1967.
2. COUNTY agrees and consents to the closing of COUNTY roads, relocation of COUNTY roads, construction of frontage roads and other local roads, and other construction affecting COUNTY roads, all as shown on the plan map attached hereto, marked Exhibit A, and made a part hereof by reference.
3. The obligations of STATE and COUNTY with respect to the funding and construction of the freeway project will always be dealt with in separate Cooperative Agreement(s) between the parties, and any amendments thereto, or Encroachment Permits issued to COUNTY. The parties responsible for the construction of the freeway shall make any changes affecting COUNTY roads only in accordance with the plan map attached hereto, marked Exhibit A and incorporated by this reference.
4. The obligations of STATE and COUNTY with respect to the acquisition of the rights of way required for the construction, reconstruction, or alteration of the freeway and COUNTY roads, frontage roads, and other local roads will always be dealt with in separate Cooperative Agreement(s) between the parties, and any amendments thereto or Encroachment Permits issued to COUNTY.
5. It is understood between the parties that the rights 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 project, the obligations of STATE and COUNTY hereunder shall be carried out at such time and for such unit or units of the project as funds are budgeted and made lawfully available for such expenditures.

6. COUNTY will accept control and maintenance over each of the relocated or reconstructed COUNTY roads, any frontage roads, and other local roads constructed as part of the project, on receipt of written confirmation that the work thereon has been completed, except for any portion which is adopted by STATE as a part of the freeway proper. If acquired by STATE, COUNTY 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 through a mutually agreeable written Amendment by and between the parties hereto as needed, to best accomplish through STATE and COUNTY cooperation, the completion of the whole freeway project for the benefit of the people of the STATE and of the COUNTY.

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

COUNTY OF MONTEREY

TOKS OMISHAKIN
Director of Transportation

RANDELL ISHII
Director of Public Works, Facilities & Parks

TIMOTHY M GUBBINS
District 5 Director

RANDELL ISHII

Date: _____

Date: _____

APPROVED AS TO FORM:

APPROVED AS TO FORM:
Office of the County Counsel
Leslie J. Girard, County Counsel

Attorney (State)

Mary Grace Perry, Deputy County Counsel

Date: _____

Date: _____