

DRAFT 10/30/18

*RB***RESOLUTION NO. \_\_\_\_\_****A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE APPROVING UPDATED US 101 AND SR 237 FREEWAY AGREEMENTS AND AN UPDATED FREEWAY MAINTENANCE AGREEMENT WITH THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION (“CALTRANS”) AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENTS**

WHEREAS, the highways described below have been declared to be freeways by Resolution of the California Highway Commission on May 18, 1944, December 15, 1954, and September 17, 1958, and

WHEREAS, the State of California (“State”) and the City of Sunnyvale (“City”) entered into four separate Freeway Agreements that were executed in 1990, 1993, 1995, and 1997, for various segments of US 101, SR 237 and within City limits; and

WHEREAS, the City’s Mathilda Avenue/ US 101/ SR 237 Interchange Improvements Project (“Interchange Project”) is scheduled to start construction in December 2018, which will reconfigure both Mathilda Avenue/ US 101 and Mathilda Avenue/ SR 237 interchanges; and

WHEREAS, the Interchange Project requires revisions to the existing Freeway Agreements which will consolidate the four agreements into two separate updated agreements, one addressing US 101 and the other SR 237; and

WHEREAS, the updated Freeway Agreements will address right-of-way issues and control over the relocated street segments; and

WHEREAS, the updated Freeway Maintenance Agreement will address maintenance responsibilities between the agencies for certain areas of the freeways; and

WHEREAS, the State will not issue the required construction permits until the updated Freeway Agreements and Freeway Maintenance Agreement have been executed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The updated Freeway Agreements with the State of California Department of Transportation are hereby approved.
2. The updated Freeway Maintenance Agreement with the State of California Department of Transportation is also hereby approved.

3. The City Manager or his designee is hereby authorized to execute the Freeway Agreements and the Freeway Maintenance Agreement.

Adopted by the City Council at a regular meeting held on \_\_\_\_\_, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

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City Clerk  
(SEAL)

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Mayor

APPROVED AS TO FORM:

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City Attorney