

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING THE COUNTY MANAGER OR DESIGNEE TO EXECUTE THE MIDCOAST MULTI-MODAL TRAIL IMPROVEMENTS PROJECT (PROJECT) MAINTENANCE AGREEMENT BETWEEN THE COUNTY OF SAN MATEO AND THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) UPON CALTRANS' LEGAL CERTIFICATION OF THE AGREEMENT

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, the County of San Mateo oversaw the development of the two-phase Highway 1 Safety and Mobility Improvement Study between 2009 and 2012; and

WHEREAS, the Midcoast Multi-modal Trail Project was developed out of that Safety and Mobility Study with significant community input; and

WHEREAS, in 2015, the County entered into an agreement with BKF Engineers to design and prepare the necessary documents for legal construction of the Project within the California Department of Transportation's Right-of-Way between Coronado Street and Mirada Road in El Granada; and

WHEREAS, the California Department of Transportation requires the County execute a Maintenance Agreement prior to issuing the Encroachment Permit necessary for performing construction of the Project within the State's Right-of-Way; and

WHEREAS, the California Department of Transportation's legal branch is reviewing the proposed Maintenance Agreement developed in tandem with County staff and County staff has informed this Board that the terms and conditions set forth in the proposed Maintenance Agreement are appropriate, in light of the Project and circumstances; and

WHEREAS, the Department of Public Works wishes to begin construction within the Summer 2021 construction season and allowing expedited execution of the Maintenance Agreement by the County Manager or designee will facilitate expedited issuance of the required Encroachment Permit and subsequent initiation of construction.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the County Manager or designee is authorized and directed to execute the Multi-modal Trail's Maintenance between the County of San Mateo and the California Department of Transportation upon receipt of the approved form of agreement from Caltrans' legal department, provided that the County Manager or designee shall consult with the Office of County Counsel prior to execution of the Agreement.

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