



Agenda Item B.4
CONSENT CALENDAR
Meeting Date: May 03, 2022

TO: Mayor and Councilmembers

FROM: Charles W. Ebeling, Public Works Director

CONTACT: Gerald Comati, Project Manager

SUBJECT: Freeway Agreement for State Highway Route 217 with the State of California, Department of Transportation

RECOMMENDATION:

Adopt Resolution No. 22-____ entitled "A Resolution of the City Council of the City of Goleta, California, Approving a Freeway Agreement for State Highway Route 217 with the State of California, Acting through its Department of Transportation."

BACKGROUND:

A Freeway Agreement documents the understanding between the State of California Department of Transportation (Caltrans) and a local agency regarding the planned traffic circulation features of a proposed freeway. The Freeway Agreement defines which local streets will be closed, which will connect to the State facility, the location of frontage roads, which streets will go under or over the State facility and how streets may be relocated or otherwise modified. This understanding is depicted in an Exhibit A attached to the Freeway Agreement (Attachment 2).

On March 3, 1958, Caltrans and the County of Santa Barbara entered into two Freeway Agreements with the State of California Department of Transportation for the proposed State Highway Route 217 (SR 217). SR 217 was constructed in 1962. In 1963 and 1964, Supplements to the two agreements were also approved.

The State requires that a Supplement to an existing Freeway Agreement is executed whenever there is a physical change in terms of geometrics and/or property ownership between the local street network and an existing State Highway. Since the City's incorporation in 2002, no such physical changes have occurred on State Highway Route 217.

As part of the City's incorporation in 2002, City annexed a portion of SR 217 that was covered by the Freeway Agreements dated March 3, 1958, and September 22, 1958, with the County of Santa Barbara. With City incorporation, ownership of the local street network changed, but the Freeway Agreement was not updated to document that change.

DISCUSSION:

The Ekwil Street and Fowler Road Extension Project will construct roundabouts at the interchange of SR 217 and Hollister Avenue. In compliance with Caltrans design standards and policies, the City's project requires the transfer of property from the City into the State Right of Way and a modification of the State's access control boundaries at/surrounding the Hollister Avenue – SR 217 Interchange. As a result, Caltrans is requiring that a new Freeway Agreement between the City and the State be executed to capture the changes resulting from the Ekwil Street and Fowler Road Extensions project as well as update the historic SR 217 Freeway Agreements between the County and the State to address those portions of the local street network now owned by the City of Goleta.

By definition, the construction of roundabouts will modify traffic circulation at the existing SR 217 Interchange with Hollister Avenue, but no new road closures or connections will occur. Modifications to access control boundaries to SR 217 are required so that safety and operations of SR 217 are not compromised.

Per Chapter 24 of Caltrans' Project Development Procedures Manual, approval of the Freeway Agreement for SR 217 is required before the Ekwil Street and Fowler Road Extensions Project can proceed into the construction phase of the project.

Public Works recommends that the City Council adopt a resolution to approve a Freeway Agreement for State Route 217 with Caltrans. (Attachment 1)

FISCAL IMPACTS:

There are no fiscal impacts associated with the approval of the Freeway Agreement for SR 217.

ALTERNATIVES:

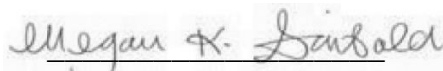
The Council may elect not to adopt the resolution and approve the Freeway Agreement for SR 217. However, if this occurs the Ekwil-Fowler Project will not be able to proceed into the construction phase and thereby risk the loss of \$11.3 M of construction State Transportation Improvement Plan funding.


Reviewed By:

Legal Review By:

Approved By:


Kristine Schmidt
Assistant City Manager


Megan Garibaldi
City Attorney


Michelle Greene
City Manager

ATTACHMENTS:

1. A Resolution of The City Council of The City of Goleta, California, Approving a Freeway Agreement for State Highway Route 217 with the State of California, Acting Through its Department of Transportation.
2. Freeway Agreement for State Highway Route 217 with the State of California, Acting Through its Department of Transportation.

ATTACHMENT 1

Resolution to approve a Freeway Agreement for State Route 217
with the State of California, acting through its Department of
Transportation

RESOLUTION NO. 22-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GOLETA,
CALIFORNIA, APPROVING A FREEWAY AGREEMENT FOR STATE
HIGHWAY ROUTE 217 WITH THE STATE OF CALIFORNIA, ACTING
THROUGH ITS DEPARTMENT OF TRANSPORTATION**

WHEREAS, the highway described above has been declared to be a freeway by Resolution of the California Highway Commission on October 23, 1957; and

WHEREAS, The County of Santa Barbara and State of California Department of Transportation "STATE" entered into a Freeway Agreement dated March 3, 1958 and Supplemental Freeway Agreement dated September 28, 1964 relating to that portion of State Highway Route 217 (previously known as Route 236) from Hollister Avenue to State Highway 101 (previously known as Route 2); and

WHEREAS, The County of Santa Barbara and State of California Department of Transportation "STATE" entered into a Freeway Agreement dated September 22, 1958 and Supplemental Freeway Agreement dated August 12, 1963, relating to that portion of State Highway Route 217 from the East City Limit of Santa Barbara to 0.2 mile east of Hollister Avenue; and

WHEREAS, the City of Goleta has subsequently annexed certain areas including portions of such freeway covered by said Freeway Agreements dated March 3, 1958 and September 22, 1958 with the County of Santa Barbara; and

WHEREAS, the City of Goleta's Ekwill Street and Fowler Road Extensions Project results in changes to the interchange of Hollister Avenue and State Highway Route 217; and

WHEREAS, a revised plan map for such freeway has been prepared showing the proposed plan of the STATE as it affects streets of the City of Goleta; 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, THE CITY COUNCIL OF THE CITY OF GOLETA HEREBY RESOLVES AS FOLLOWS:

SECTION 1.

A new superseding Freeway Agreement as presented to the Goleta City Council on this date is hereby approved.

SECTION 2.

The City Manager is authorized to execute the Freeway Agreement on behalf of the City.

SECTION 3.

The City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED this 3rd day of May 2022.

PAULA PEROTTE
MAYOR

ATTEST:

APPROVED AS TO FORM:

DEBORAH S. LOPEZ
CITY CLERK

MEGAN GARIBALDI
CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF SANTA BARBARA)
CITY OF GOLETA) ss.

I, DEBORAH S. LOPEZ, City Clerk of the City of Goleta, California, DO HEREBY CERTIFY that the foregoing Resolution No. 22-__ was duly adopted by the City Council of the City of Goleta at a special meeting held on May 3rd, 2022, by the following roll call vote of the Council members:

AYES:

NOES:

ABSENT:

ABSTAIN:

(SEAL)

DEBORAH S. LOPEZ
CITY CLERK

ATTACHMENT 2

Freeway Agreement for State Route 217 with the State of California, acting through its Department of Transportation

FREEWAY AGREEMENT

THIS AGREEMENT, made and entered into on this _____ day of _____, _____, 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 October 23, 1957; and

WHEREAS, STATE and County of Santa Barbara have entered into a Freeway Agreement dated March 3, 1958 and a Supplemental Freeway Agreement dated September 28, 1964, relating to that portion of State Highway Route 217 (previously known as Route 236) from Hollister Avenue to State Highway 101 (previously known as Route 2); and

WHEREAS, STATE and County of Santa Barbara have entered into a Freeway Agreement dated September 22, 1958 and Supplemental Freeway Agreement dated August 12, 1963, relating to that portion of State Highway Route 217 from the East City Limit of Santa Barbara to 0.2 mile east of Hollister Avenue; and

WHEREAS, CITY has subsequently annexed certain areas including portions of such freeway covered by said Freeway Agreements dated March 3, 1958 and September 22, 1958 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 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 March 3, 1958 and Supplemental Freeway Agreement dated September 28, 1964, from Hollister Avenue to State Highway 101; and this Agreement supersedes that portion of said Freeway Agreement dated September 22, 1958 and Supplemental Freeway Agreement dated August 12, 1963, from the East City Limit of Santa Barbara to 0.2 mile east of Hollister Avenue.

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 reference.

3. The obligations of STATE and CITY 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 CITY. The parties responsible for the construction of the freeway shall make any changes affecting CITY streets only in accordance with the plan map attached hereto, marked Exhibit A.

4. The obligations of STATE and CITY with respect to the acquisition of the rights of way required for the construction, reconstruction, or alteration of the freeway and CITY streets, frontage roads, and other local streets will always be dealt with in separate Cooperative Agreement(s) between the parties, and any amendments thereto or Encroachment Permits issued to CITY.

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 CITY 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. CITY will accept control and maintenance over each of the relocated or reconstructed CITY streets, any frontage roads, and other local streets 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, CITY will accept title to the portions of such streets 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 needed to best accomplish, through STATE and CITY cooperation, the completion 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

STEVEN KECK
Interim Director of Transportation
By

THE CITY OF GOLETA
By


TIM GUBBINS
District 5 Director

MICHELLE GREENE
City Manager

APPROVED AS TO FORM:

APPROVED AS TO FORM:

Attorney (State)




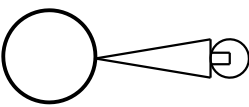

Attorney (City)

**LIMIT OF AGREEMENT
ROUTE 217 PM 1.3**

**LIMIT OF AGREEMENT
ROUTE 217 PM 3.0**

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
MAP SHOWING
05-SB-217 PM 1.3/3.0
FREEWAY
IN THE CITY OF GOLETA
ON ROUTE 217
FROM 1.0 MILES WEST OF HOLLISTER AVENUE
TO ROUTE 101

LEGEND

-  FREEWAY AND CONNECTIONS
-  INTERCHANGE
-  ROAD TO BE CONSTRUCTED, RECONSTRUCTED OR RELOCATED

