

AMENDMENT No. 1
TO FREEWAY MAINTENANCE AGREEMENT OF
STATE HIGHWAYS IN THE COUNTY OF
CONTRA COSTA

This AMENDMENT Number 1 to the Maintenance Agreement, hereafter referred to as "AMENDMENT No. 1", is effective on _____, and is entered into by and between the State of California, acting by and through the Department of Transportation, hereinafter referred to as "STATE", and the County of Contra Costa, hereinafter referred to as "COUNTY". COUNTY and STATE together are hereafter referred to as "PARTIES".

WITNESSETH:

- A. WHEREAS, a Freeway Maintenance Agreement of State Highway in the County of Contra Costa, herein after referred to as "AGREEMENT", was executed by COUNTY and STATE on February 3, 1970 ; and
- B. WHEREAS, AGREEMENT by its terms provides that it may be modified or amended at any time upon mutual consent of the PARTIES; and
- C. WHEREAS, the PARTIES mutually desire to identify the maintenance responsibilities of COUNTY for newly constructed and/or revised improvements within STATE's right of way by Encroachment Permit _____; and
- D. WHEREAS, the PARTIES hereto now desire to amend AGREEMENT as provided herein.

NOW, THEREFORE, the PARTIES agree to amend AGREEMENT as follows:

- 1. EXHIBIT A of AGREEMENT is hereby modified to read as shown on the attached "EFFECTIVE NOVEMBER 25, 2022, AMENDMENT No. 1" EXHIBIT A-S2 (REVISED) which shall cancel and replace EXHIBIT A, sheet 2 of 3, in AGREEMENT, becoming a part of AGREEMENT for all purposes.
- 2. A new Article 6 is hereby added and made a part of AGREEMENT to read as follows:
 - "6. COUNTY is solely responsible for all permitted improvements in connection with all BICYCLE PATHS AND LANES constructed as permitted encroachments within STATE's right of way, including but not limited to the delineation, drainage facilities, slope and structural adequacy. COUNTY will maintain, at COUNTY expense, a safe facility for bicycle travel along the entire length of the path/lane by providing sweeping and debris removal when necessary; and by maintaining all signing and striping, and pavement markings required for the direction and operation of that non-motorized facility."

3. The changes to the AGREEMENT made by this AMENDMENT No.1 are hereby included in and made a part of the AGREEMENT and shall remain in full force and effect unless amended or terminated. In all other respects, AGREEMENT remains unchanged and in full force and effect.

PARTIES are empowered by Streets and Highways Code section 114 and 130 to enter into this Amendment and have delegated to the undersigned the authority to execute this Amendment on behalf of the respective agencies and covenants to have followed all the necessary legal requirements to validly execute this Amendment.

IN WITNESS WHEREOF, PARTIES hereto have set their hands and seals the day and year first above written.

COUNTY OF CONTRA COSTA

By: _____
Brian M. Balbas
Public Works Director

Attest: _____
Clerk of the Board of Supervisors

Approved as to form:

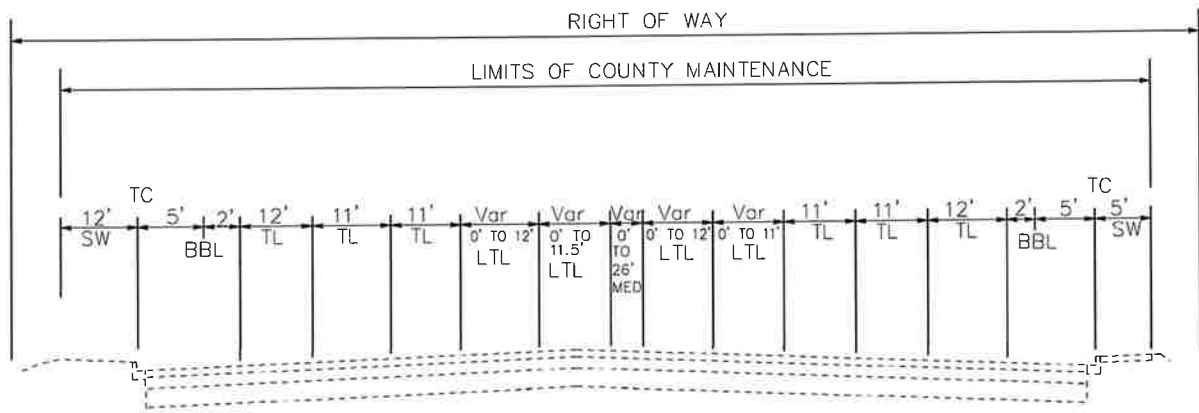
Thomas L. Geiger
County Counsel

By: _____
Deputy County Counsel

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

By: _____
LEAH BUDU,
Deputy District Director
Maintenance Division, District 04

EFFECTIVE NOVEMBER 25, 2022
 AMENDMENT NO. 1
 LOCATION: 04-CC-04-R20.1



ABBREVIATIONS

- BBL BUFFERED BIKE LANE
- LTL LEFT TURN LANE
- MED MEDIAN
- R/W RIGHT OF WAY
- SW SIDEWALK
- TC TOP OF CURB
- TL TRAVEL LANE

REVISIONS		
NO.	DESCRIPTION	BY DATE
1	New Drawing	JW 7/25/23
2	REMOVE PRE PROJECT LINES	JW 01/14/23



Contra Costa County
 Public Works Department
 255 Glacier Drive
 Martinez, CA 94553







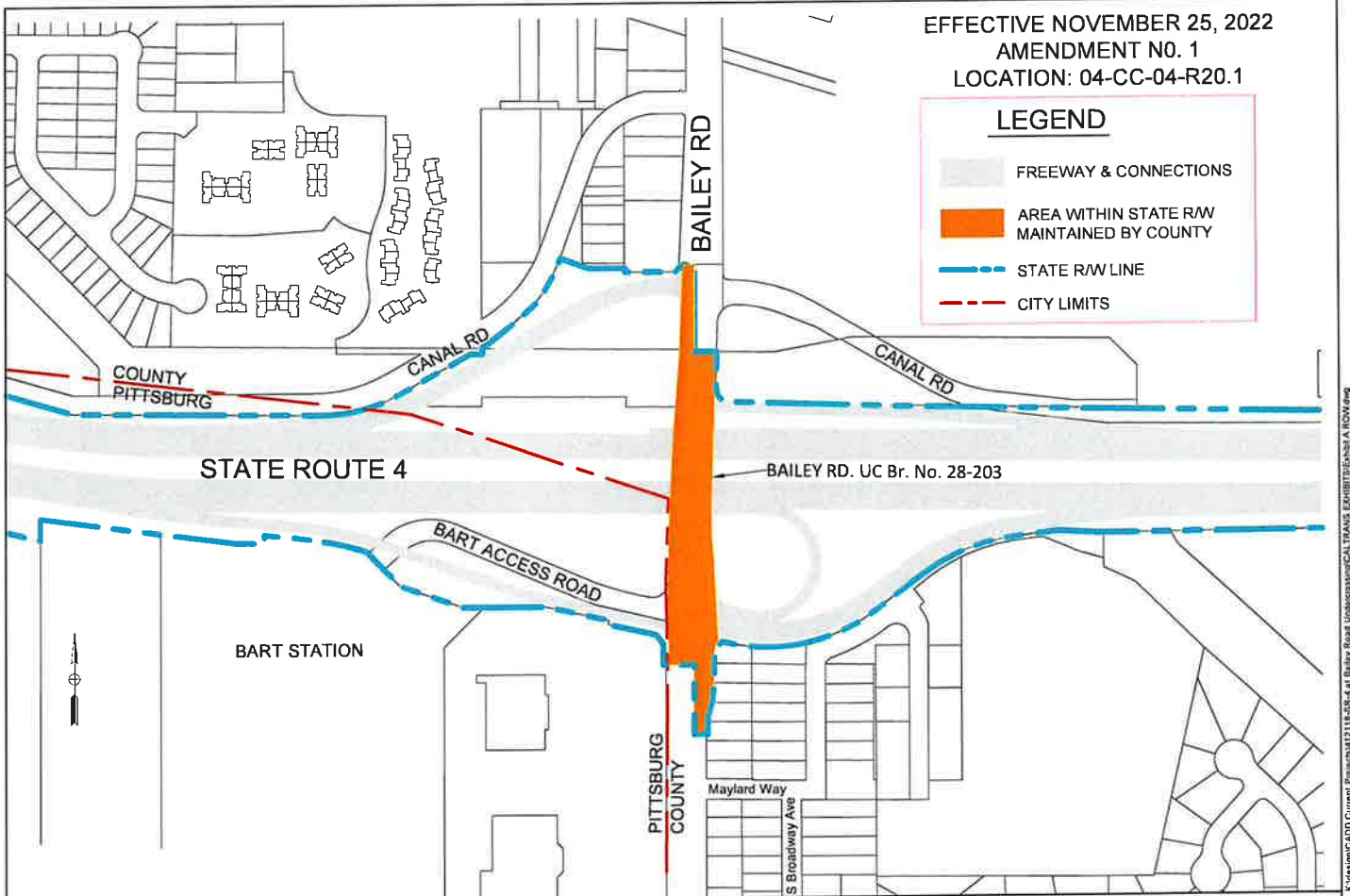
SR-4 AT BAILEY RD UNDERCROSSING
 TYPICAL SECTION
 FREEWAY MAINTENANCE AGREEMENT
 EXHIBIT A-S2 (REVISED), SHEET 1 OF 2

K:\Design\CADD Current Projects\12118-SR-4 at Bailey Road Undercrossing\CALTRANS EXHIBIT\5\Exhibit A Typical Section.dwg

EFFECTIVE NOVEMBER 25, 2022
 AMENDMENT NO. 1
 LOCATION: 04-CC-04-R20.1

LEGEND

-  FREEWAY & CONNECTIONS
-  AREA WITHIN STATE R/W MAINTAINED BY COUNTY
-  STATE R/W LINE
-  CITY LIMITS



REVISIONS		
NO.	DESCRIPTION	BY DATE
1	New Drawing	JW 2/8/23



Contra Costa County
 Public Works Department
 255 Glacier Drive
 Martinez, CA 94553



SR-4 AT BAILEY RD UNDERCROSSING
 BOUNDARY DISPLAY
 FREEWAY MAINT. AGREEMENT
 EXHIBIT A-S2(REVISED) SHEET 2 OF 2

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