

**FIRST AMENDMENT TO THE FREEWAY MAINTENANCE
AGREEMENT FOR PALOMAR STREET BRIDGE OVER
INTERSTATE 805**

This FIRST AMENDMENT TO Freeway Maintenance Agreement dated JULY 19, 1976, for reference purposes only, is by and between the CITY OF CHULA VISTA, a chartered municipal corporation (“City”) AND DEPARTMENT OF TRANSPORTATION (Caltrans). Individually, the City and Caltrans may be referred to herein as “Party” and collectively as “Parties. This Agreement shall be deemed executed on the date the last party hereto affixes his/her signature hereto and is made with reference to the following facts:

RECITALS

WHEREAS, the City and Caltrans entered into an agreement (“Original Agreement”) dated July 19th 1976 and approved by City Council Resolution 1976-8247, whereby Caltrans constructed a portion of Interstate 805 that include Palomar Street Bridge and the City agreed to maintenance responsibilities for portions of the bridge deck of Palomar Street Bridge, and

WHEREAS the parties now desire to amend the Agreement to include maintenance for Community Identification Content.

NOW, THEREFORE, in consideration of the recitals and the mutual obligation of the parties set forth herein, the City and Caltrans agree to amend the Original Agreement as follows:

1. **Amend Exhibit**

Remove Exhibit “A” Sheets 5 and 5a of 11 Sheets and Replace with Revised Exhibit “A” Sheets 5 and 5a, attached hereto.

2. **Scope of Amendment.** This 1st Amendment changes only those sections of the Original Agreement specifically identified in clause 1 above. No other changes to the Original Agreement are contemplated or intended by this 1st Amendment. The balance of the Original Agreement shall remain unchanged and in continue full force and effect.

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IN WITNESS WHEREOF, City and Caltrans have executed this First Amendment to the Freeway Maintenance Agreement for the Palomar Street Bridge, dated July 19th 1976, thereby indicating that they have read and understood same, and indicate their full complete consent to its terms:

Dated: _____

City of Chula Vista

by: _____
Gary Halbert, City Manager

Approved as to Form:

Glen Googins
City Attorney

Dated: _____

Caltrans

by: _____
Everett Townsend, P.E.
District Division Chief, Maintenance
District 11, Department of Transportation