

Subject	Route 4 (e) Widening Project – Loveridge Road to Somersville Road, Union Pacific Railroad Team Track Facility (1406) – Authorization to Enter into a Construction, Maintenance and Property Disposition Agreement with UPRR
Summary of Issues	<p>The Route 4 (e) Widening Project will require the removal of the existing Union Pacific Railroad (UPRR) Bridge and spur track that spans across Route 4 within the Loveridge Road Interchange. The existing spur track is used for delivery of materials to two customers on the south of the freeway. A replacement facility is needed as a result of the pending removal of the spur track and bridge.</p> <p>Staff has been in discussions with UPRR during the past several years to identify a site and scope for the new facility, in order to achieve “in kind” replacement of the existing UPRR spur line. Additionally, temporary easements over UPRR tracks are required behind North Park Plaza, during construction, for access into the shopping center. All these elements have been captured in one agreement, a Construction, Maintenance and Property Disposition (C&M) Agreement between UPRR and the Authority.</p>
Recommendations	Staff recommends approval of authorization to enter into the Construction, Maintenance and Property Disposition Agreement with UPRR allowing the Executive Director the ability to approve changes/modifications to the agreement which are not substantive. Entering into the agreement would follow filing of the Notice of Determination.
Financial Implications	Adequate funds are programmed in the <i>2005 Strategic Plan</i> as amended; additionally, it is anticipated that TCRP funds will be used towards these costs.
Options	The Authority could elect to modify the terms of this agreement; however, this may have a consequential negative effect on the project schedule.
Attachments (See APC Packet dated 7/3/08)	Draft Construction, Maintenance and Property Disposition Agreement (CCTA Agreement No. 14.06.00) (<i>included for Commissioners – available upon request</i>).
Changes from Committee	<i>None</i>

Background

The Route 4 (e) Widening Project – Loveridge Road to Somersville Road will displace the Loveridge Spur Line owned in easement by UPRR. During the past several years, staff has undertaken discussions with UPRR regarding a replacement facility for this spur line. Agreement has been reached for a team track or transload facility, located off of Railroad Avenue and adjacent to UPRR’s main line, to allow for continued service to two existing customers south of Route 4. To facilitate and expedite this process, the Authority took on design of the facility and will administer the construction contract. UPRR forces will do some additional work to “tie in” the transload facility tracks to their main line and install some support

facilities (termed UP Track Rehabilitation Work) which will allow for an “in kind” operation. Several additional items are covered in this agreement including: two temporary railroad crossings required for the North Park Plaza shopping center during construction for access to this property, coordination of the PG&E gas line relocation at Loveridge Road under the existing tracks, and quit claim deeds for the property that will be owned by Caltrans to clear title.