



*City of Arts & Innovation*

# City Council Memorandum

**TO: HONORABLE MAYOR AND CITY COUNCIL** **DATE: OCTOBER 6, 2015**  
**FROM: PUBLIC WORKS DEPARTMENT** **WARDS: 1 AND 2**  
**SUBJECT: THIRD STREET/BURLINGTON NORTHERN SANTA FE RAILROAD CROSSING -  
SUPPLEMENTAL APPROPRIATION OF \$691,875 - SERVICE CONTRACT WITH  
THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION**

## **ISSUE:**

The issues for City Council consideration are; 1) approval of a Service Contract with the State of California Department of Transportation (State) to install curb, gutter and sidewalk across the Third Street/Burlington Northern Santa Fe (BNSF) Railroad tracks; and 2) appropriation of Section 130 Program grant funds for the project.

## **RECOMMENDATION:**

That the City Council:

1. Approve and authorize execution of a \$691,875 Service Contract between the State and the City for the improvements to the Third Street/BNSF Railroad crossing; and
2. Authorize a supplemental appropriation in the amount of \$691,875 for Section 130 Program grant funds to Project Account No. 9891428-440125 and increase the estimated revenue by the same amount in Project Account No. 9891428-331310.

## **BACKGROUND:**

The California Public Utilities Commission (CPUC) has recommended the installation of curb, gutter and sidewalk along with new concrete crossing panels and warning gates at the Third Street/BNSF crossing. These improvements will be funded with Federal Funds provided to Caltrans under Section 130, Title 23 of the United States Code.

The City is responsible for construction of the concrete curb, gutter and sidewalk while BNSF Railway will be responsible for the concrete crossing panels and new railroad crossing warning devices under a separate agreement between the State and the BNSF Railway.

Under the terms of the attached Agreement, the State will reimburse the City for all project costs including design and construction of the improvements up to \$691,875. BNSF Railway will design and construct their respective improvements under a separate contract with the State.

**FISCAL IMPACT:**

The total estimated cost of the project including design, construction, construction engineering and contingencies is \$691,875 to be funded entirely by Section 130 grant funds, Federal Funds provided to Caltrans under Section 130. The service contract requires City Council to appropriate the grant funds.

Prepared by: Thomas J. Boyd, P.E., Public Works Director/City Engineer  
Certified as to  
availability of funds: Brent A. Mason, Finance Director/Treasurer  
Approved by: Al Zelinka, FAICP, Assistant City Manager  
Approved as to form: Gary G. Geuss, City Attorney

**Attachments:**

1. Agreement between City and State of California, Department of Transportation
2. Location Map