



City of Grand Island

Tuesday, April 26, 2011

Council Session

Item G10

#2011-99 - Approving Closing of Elm Street Crossing at the Union Pacific Railroad

Staff Contact: John Collins, Public Works Director

Council Agenda Memo

From: Scott Griepenstroh, Public Works Project Manager

Meeting: April 26, 2011

Subject: Approving Closing of Elm Street Crossing at the Union Pacific Railroad

Item #'s: G-10

Presenter(s): John Collins, Public Works Director
Scott Griepenstroh, Public Works Project Manager

Background

The purpose of the Grand Island Quiet Zone Improvement Project, Phase I is to develop improvements at the Union Pacific Railroad (UPRR) crossings at Oak Street, Pine Street, Walnut Street and Elm Street so that train horns will not need to be activated for these crossings. "Silent" crossings will be created at Oak Street and Pine Street by constructing concrete medians and concrete curb to narrow the streets at the crossing approaches. Walnut Street will have a Wayside Horn System installed and concrete curb will be constructed to narrow the street.

As approved by Council Resolution 2011-64, March 8, 2011, the Elm Street railroad crossing, located on Union Pacific Railroad, Kearney Subdivision, Railroad Milepost 147.08, DOT # 817623U shall be closed as part of the Grand Island Quiet Zone Improvements Project. The limits of the street closure will be 25' south of the Eastbound Mainline Union Pacific Railroad Track and 25' north of Siding Track 703 as shown in Exhibit A.

The closure of Elm Street will not occur until planned improvements are completed at Walnut Street, Pine Street and Oak Street for the Grand Island Quiet Zone Improvements Project.

Public Works will develop agreements with Union Pacific Railroad (UPRR), the Nebraska Department of Roads (NDOR) and Gavilon dba Peavey Grain (Gavilon) to participate in the costs for the closure of Elm Street. UPRR will pay up to \$20,000 for actual closure costs. NDOR will pay \$5,000 for the closure and up to \$12,000 for actual closure costs. Gavilon will pay \$2,000 for the closure and up to \$13,000 for the actual

closure costs, including costs for engineering. It is anticipated that no City funds will be required to pay for the closure.

Discussion

In order for Public Works to proceed with development of agreements with UPRR, NDOR and Gavilon for their participation in costs for the closing of the Elm Street crossing, the City of Grand Island is required to adopt a resolution to close the crossing.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends Council approve the resolution for closing Elm Street Crossing.

Sample Motion

Move to approve the resolution.



TRI-CITY SIGN CO.

AREA TO BE CLOSED

MEAD LUMBER

ELM STREET PLAZA

4TH STREET

ELM STREET

3RD STREET

EXHIBIT "A"

RESOLUTION 2011-99

WHEREAS, the Mayor and City Council of Grand Island has determined that it is in the best interest of the City to close a railroad crossing described as a public road crossing, located on Union Pacific Railroad, Kearney Subdivision, Railroad Milepost 147.08, DOT # 817623U at Elm Street in Grand Island; and

WHEREAS, the limits of the street closure shall be 25' south of the Eastbound Mainline Union Pacific Railroad Track and 25' north of Siding Track 703 as shown in Exhibit A; and

WHEREAS, the closure of Elm Street shall not occur until planned improvements are completed at Walnut Street, Pine Street and Oak Street for the Grand Island Quiet Zone Improvements project.

NOW, THEREFORE, BE IT RESOLVED the Mayor and City Council of Grand Island, agree to the permanent closure and vacation of the public crossing located on Elm Street in Grand Island on the Union Pacific Railroad, at DOT# 817623U at Railroad Milepost 147.08.

BE IT FURTHER RESOLVED, the City shall enter into an agreement with the Nebraska Department of Roads, with the Union Pacific Railroad, and with Gavilon dba Peavey Grain providing that:

1. The Union Pacific Railroad should pay the City \$20,000 upon receiving an invoice from the City in consideration for the permanent closure of the crossing and after the crossing is closed.
2. The State of Nebraska, Department of Roads (NDOR) should pay the City \$5,000 for the crossing closure, and will also pay the City an amount not to exceed \$12,000 towards the cost of the closure of DOT No. 817623U upon the City furnishing the State documentation of the costs.
3. Gavilon dba Peavey Grain should pay the City \$2,000 for the crossing closure, including costs for engineering. If the maximum contribution from NDOR is reached, Gavilon should also pay the City an amount not to exceed \$13,000 towards the cost of the closure, including costs for engineering, of DOT No. 817623U upon the City furnishing Gavilon documentation of the costs.

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Adopted by the City Council of the City of Grand Island, Nebraska, April 26, 2011.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form ☐ _____
April 22, 2011 ☐ City Attorney