



City of Grand Island

Tuesday, September 27, 2011

Council Session

Item G40

#2011-293 - Approving Maintenance Consent Letter for Public Road Crossing with Union Pacific Railroad Company at the Oak Street and Pine Street Crossings

Staff Contact: John Collins, Public Works Director

Council Agenda Memo

From: Scott Griepenstroh, PW Project Manager

Meeting: September 27, 2011

Subject: Approving Maintenance Consent Letter for Public Road Crossing with Union Pacific Railroad Company at the Oak Street and Pine Street Crossings

Item #'s: G-40

Presenter(s): John Collins, Public Works Director

Background

The purpose of the Grand Island Quiet Zone Improvement Project, Phase I is to construct 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. The crossing at Elm Street will be closed after improvements are completed at the other crossings.

Discussion

The UPRR requires a Maintenance Consent Letter for Public Road Crossing be signed in connection with the Quiet Zone project at the Oak Street and Pine Street crossings. This letter states the City’s intention is to construct center medians in the approaches to the existing at-grade public road crossings, and also serves as acceptance of the proposed work to be performed. The Maintenance Consent Letter also states the City’s responsibilities with the Contractor for the Quiet Zone project. The letter is attached for reference.

The contract for the Grand Island Quiet Zones Improvement Project was awarded to the Diamond Engineering Company at the September 13 Council Session. Public Works and Diamond Engineering are currently working to obtain clearances to begin work on UPRR right-of-way. A subsequent change order will be processed to incorporate the “Special

Provisions Relating to Work on Union Pacific Railroad's Property" for Pine Street and Oak Street crossings as required by the Maintenance Consent Letter.

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 that the Council approve the resolution authorized the Mayor to sign the Maintenance Consent Letter For Public Road Crossing between the Union Pacific Railroad Company and the City of Grand Island.

Sample Motion

Move to approve the resolution.



MAINTENANCE CONSENT LETTER FOR PUBLIC ROAD CROSSING

August 29, 2011

UPRR Folder No. 2691-78

**MR SCOTT GRIEPENSTROH
PUBLIC WORKS DEPT
CITY OF GRAND ISLAND
PO BOX 1968
GRAND ISLAND NE 68802-1968**

Dear Mr. Griepenstroh:

RE: Proposed construction of center medians in the approaches to the existing Oak Street and Pine Street at-grade public road crossings in Grand Island, Nebraska.

Please refer to your submission letter of May 13, 2011, notifying the Railroad Company of the *City of Grand Island's* (hereinafter the "City") intention to construct center medians in the approaches to the existing Oak Street (DOT No. 817-619E) and Pine Street (DOT No. 817-621F) at-grade public road crossings at Mile Posts 146.59 & 146.79, respectively, on the Kearney Subdivision in Grand Island, Hall County, Nebraska. This letter serves as an acceptance of the proposed work to be performed. Attached hereto is a Railroad Location Print marked **Exhibit A** and Detailed Prints collectively marked **Exhibit A-1**, which respectively illustrate the general location and specifications of the public road crossing work.

The City confirms that it shall include as part of its contract with its contractor, the State of Nebraska's current Special Provisions Relating to Work on Union Pacific Railroad's Property (the "Special Provisions") which shall require, among other things, to (i) have the City's contractor obtain and provide to the Railroad the Railroad's current insurance requirements including all insurance binders, certificates and endorsements required therein, (ii) to pay for flagging protection and to (iii) give the Railroad at least ten (10) days advance notice that flagging is needed. The City, either in the Special Provisions or elsewhere in its contract with its contractor, shall also require the Contractor to indemnify, hold harmless and defend the Railroad with such indemnity language to be the same as contained in Sections 10.1 & 10.2 as stated in the special provisions issued and approved by UPRR April 12, 2010 for State project number RD-79-2(1015) State control number 13026 Railroad Folder Number 2610-40, covering roadway construction on Highway 79 near Raymond, in Saunders County, Nebraska, at Railroad Mile Post 43.49, (DOT No. 815-387K), on the Railroad's Lincoln Subdivision.

Real Estate Department
UNION PACIFIC RAILROAD COMPANY
1400 Douglas Street, MS 1690
Omaha, Nebraska 68179-1690
fax: 402.501.0340



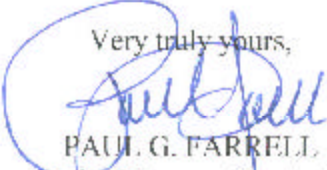
In order to protect the property as well as for safety reasons, it is imperative that the City notify the Railroad Company's following Representatives at least 48-hours in advance prior to the work to be performed. The following information is furnished with regard to the local contact for the Railroad Company:

Ryan Collins
Manager Track Maintenance
Union Pacific Railroad Company
2511 South 12th Street
Columbus, NE 68601
phone: 402-501-3817
cell: 402-289-7583

Pat O'Brien
Manager Signal Maintenance
Union Pacific Railroad Company
601 East South Front Street
Grand Island, NE 68801
cell: 308-440-6653
fax: 402-501-1606

If you have any additional questions, please contact me.

Very truly yours,


PAUL G. FARRELL
Senior Manager Contracts
Phone: (402) 544-8620
e-mail: pgfarrell@up.com

Approved this _____ day of _____, 2011

CITY OF GRAND ISLAND

By _____

Print Name: _____

Title: _____

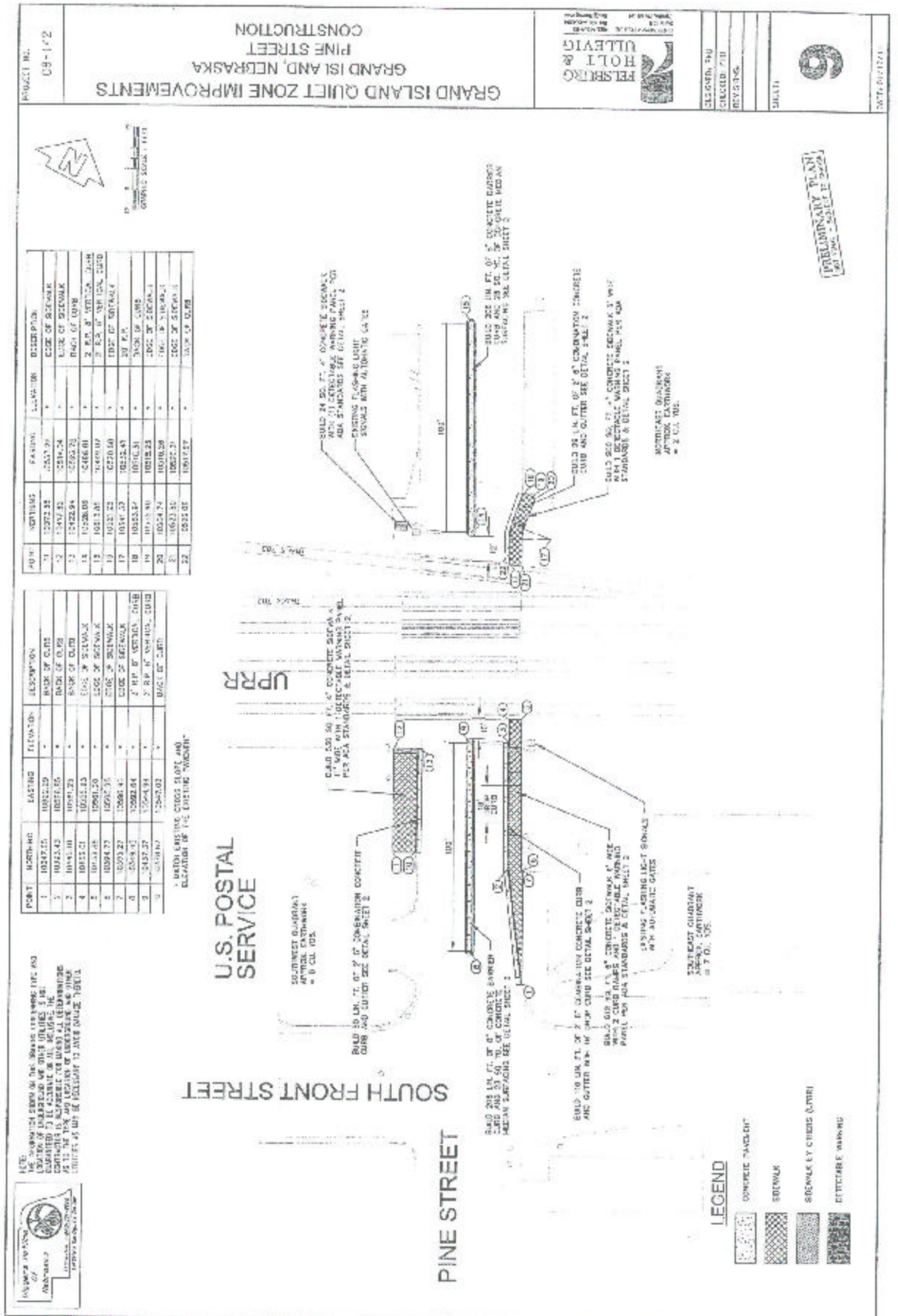
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Omaha, Nebraska 68179-1690
fax: 402 501 0340

ITEM NO.	DESCRIPTION	QTY
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271-E0





PROJECT NO. 09-1/2

DATE: 09-1/2

DESIGNED BY: [Signature]

CHECKED BY: [Signature]

APPROVED BY: [Signature]

SCALE: 1" = 40'

GRAND ISLAND QUIET ZONE IMPROVEMENTS

GRAND ISLAND, NEBRASKA

PINE STREET

CONSTRUCTION

UTTERBACH & ASSOCIATES

10000

PRELIMINARY PLAN

NO. 10000

DATE: 09-1/2

U.S. POSTAL SERVICE

SOUTH FRONT STREET

PINE STREET

UPRR

Index of Revisions

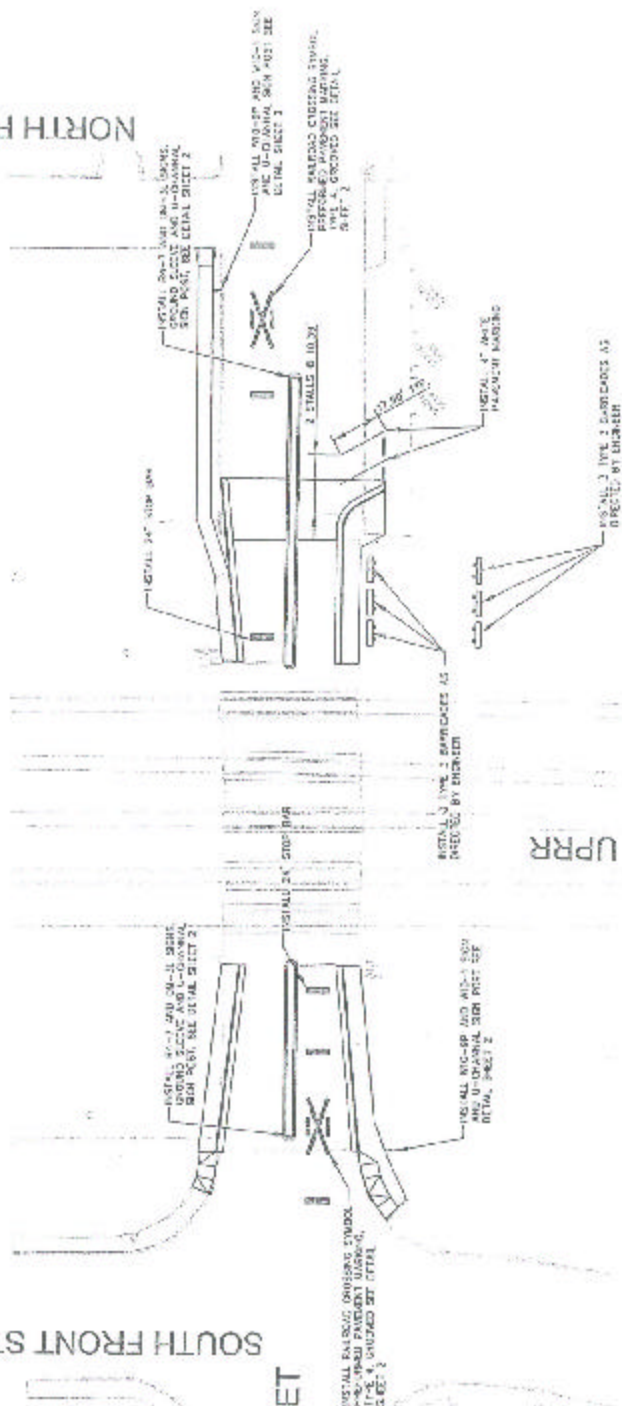
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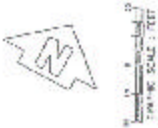
OAK STREET

SOUTH FRONT STREET



UPRR

NORTH FRONT STREET



GRAND ISLAND QUIET ZONE IMPROVEMENTS
GRAND ISLAND, NEBRASKA
OAK STREET
PAVEMENT MARKING

PROJECT NO.
08-102

TELSEBRO
HOLT &
LLEWIS

DESIGNED BY
CHECKED BY
REVISED BY

SHEET 1
12

BATCH 0 / TOTAL 1

PRELIMINARY PLAN
FOR CONSTRUCTION

RESOLUTION 2011-293

WHEREAS, the Union Pacific Railroad Company (UPRR) requires a Maintenance Consent Letter For Public Road Crossing with the City of Grand Island, in connection with the Quiet Zone project; and

WHEREAS, the letter states the City's intention is to construct center medians in the approaches to the existing Oak Street and Pine Street at-grade crossings; and

WHEREAS, the letter serves as acceptance of the proposed work to be performed, and

WHEREAS, the letter also states the City's responsibilities with the Contractor; and

WHEREAS, the Council has reviewed the letter and has determined that it is in its best interest for the City to sign the letter in the attached form.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Mayor is hereby authorized to sign the attached Maintenance Consent Letter For Public Road Crossing between the City of Grand Island and the Union Pacific Railroad Company.

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Adopted by the City Council of the City of Grand Island, Nebraska, September 27, 2011.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk