



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Public Works
Department No.: 054
For Agenda Of: February 28, 2023
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Director Scott D. McGolpin, Public Works Department, 805-568-3010
Contact Info: Chris Sneddon, Deputy Director, Transportation, 805-568-3064
SUBJECT: Construction and Maintenance Agreement with Union Pacific Railroad for the Lookout Park Road Crossing; First Supervisorial District

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Recommended Actions:

That the Board of Supervisors:

- a) Approve and authorize the Chair to execute a Construction and Maintenance Agreement with Union Pacific Railroad for Lookout Park Road with an initial cost of \$28,647.00 and an annual cost of \$2,114.00; and
- b) Approve the Union Pacific Railroad Material and Force Account Estimate for surface improvements for a total not to exceed amount of \$200,000.00 and authorize the Public Works Director to reimburse Union Pacific Railroad for expenditures at completion of work; and
- c) Determine the project was found by your Board to be exempt from the provisions of the California Environmental Quality Act pursuant to 14 CCR 15301(c) on October 1, 2019 (as the proposed project(s) consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities), a Notice of Exemption was filed on October 1, 2019 on that basis, and the proposed action is within the scope of that Notice of Exemption.

Summary Text:

This item is on the agenda to authorize the Chair to execute a Construction and Maintenance Agreement between the County of Santa Barbara and Union Pacific Railroad (UPRR) for the Lookout Park Road

crossing of UPRR facilities in the community of Summerland, CA. This agreement will allow for the construction of new concrete panels and the associated rail replacement and resetting for the existing vehicular crossing and the pedestrian at-grade crossing that is proposed to be constructed as part of the Wallace Avenue Summerland Coastal Access Project.

The new agreement will consider the Wallace Avenue Summerland Coastal Access Project currently in design and scheduled for construction within the next few years. These updated agreements allow for delineation of the various areas of maintenance responsibilities between UPRR and the County. This agreement will replace the existing 1952 Agreement between the County and Southern Pacific Railroad Company, covering the construction, use, maintenance, and repair of the at-grade public road crossing over Lookout Park Road at UPRR MP 372.75. UPRR is the successor in interest to the Southern Pacific Railroad Company.

County will reimburse UPRR \$28,647.00 to implement this new Construction and Maintenance Agreement as well as an annual cost of \$2,114.00 for maintenance by UPRR. County will also reimburse UPRR up to a maximum amount of \$200,000.00 for costs to install the new concrete panels and adjustment of rails. UPRR has estimated the cost for this work as approximately \$172,627.00. This will improve the crossing to accommodate the pedestrian at-grade crossing, which requires removal of the existing panels and installation of new panels, and resetting of approach track rails.

Background:

Presently, UPRR’s rail facility and the County’s intersecting Lookout Park Road is a vehicular crossing approximately 35 feet in width, and consists of concrete crossing panels, asphalt concrete roadway approaches, and warning signal gate arms for vehicular travel only. The proposed pedestrian at-grade crossing will be installed on the east side of the existing vehicular crossing, and will tie-in to pedestrian sidewalk, crosswalks, curb ramps, and formalized parking that will be constructed as part of the Wallace Avenue Summerland Coastal Access Project.

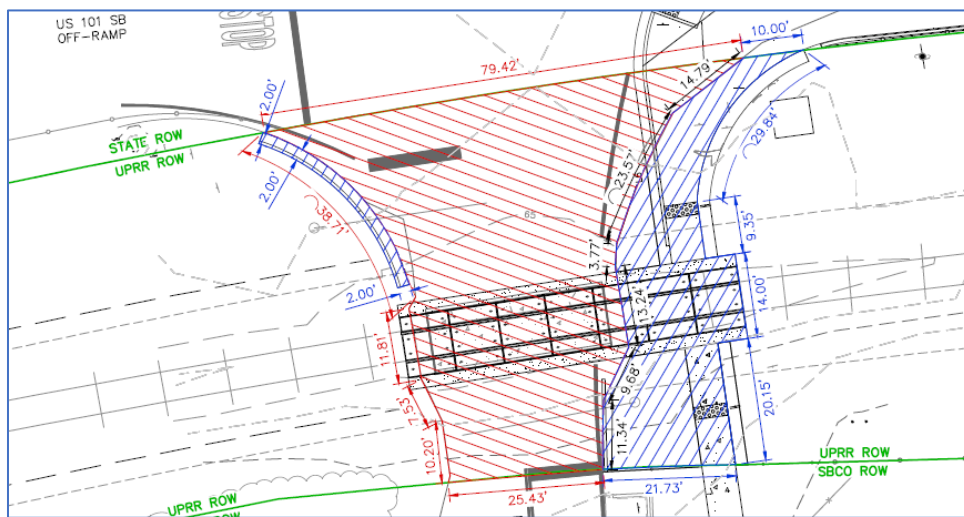


Figure 1: Plan above showing the existing extent of UPRR Agreement (red hatch) and the additional area to be included in proposed UPRR Agreement (blue hatch) to provide a pedestrian at-grade crossing

Approving this Construction and Maintenance Agreement will allow the Wallace Avenue Summerland Coastal Access Project to proceed to construction funding allocation from the California Transportation Commission (CTC). With this new agreement in place, maintenance for this crossing will be clearly apportioned to ensure the best, continuous services for the traveling public.

Fiscal and Facilities Impacts:

Budgeted: N/A

Fiscal Analysis:

<u>Funding Sources</u>	<u>Current FY Cost:</u>	<u>Annualized On-going Cost:</u>	<u>Total One-Time Project Cost</u>
General Fund		\$ 2,114.00	
State - SCCP	\$ 28,647.00		\$ 200,000.00
Total	\$ 28,647.00	\$ 2,114.00	\$ 200,000.00

Narrative:

County has submitted a construction allocation funding request to SBCAG and the State of California for the Wallace Avenue Summerland Coastal Access Project. Costs for the Construction and Maintenance Agreement and UPRR surface improvements will be reimbursed by the State via the Solutions for Congested Corridors (SCCP) funds made available for the project. Annual Maintenance Costs for the Agreement will be paid for by the County Community Services Department – Parks Division.

Key Contract Risks:

Low

Special Instructions:

Please forward a certified, stamped Minute Order approving these Board actions and two partially executed duplicate original MOU to Public Works, Transportation, 123 East Anapamu Street, Attn: Ashley Kruzel, 805-568-3064.

One fully executed document to will be returned upon the execution from UPRR to remain on file with the Clerk of the Board.

Attachments:

- Attachment A: UPRR Construction and Maintenance Agreement DOT#745623T – Lookout Park Rd (2 Duplicate Originals)
- Attachment B: 1952 UPRR Existing Construction and Maintenance Agreement DOT#745623T – Lookout Park Rd
- Attachment C: UPRR Surface Improvement Estimate – DOT#745623T – Lookout Park Rd
- Attachment D: CEQA Notice of Exemption (10/8/2019) – Wallace Ave Summerland Coastal Access Project

Authored by:

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