


M E M O

Alameda Corridor Transportation Authority

To: Governing Board

Meeting Date: February 24, 2023

From: Michael C. Leue, Chief Executive Officer 

Subject: APPROVE Contract Task Order No. 7, Revision 1 to Agreement C0855 with RailWorks Track Services, LLC to increase the agreement compensation by \$494,000 for a total compensation amount of \$1,365,354 for construction services in connection with the Union Pacific Dolores Yard Crossover Project

Recommendation:

Approve Contract Task Order No. 7, Revision 1 under Agreement No. C0885 with RailWorks Track Services, LLC (RailWorks), in the amount of \$494,000 for additional construction services on the UP Dolores Yard Crossover Project and authorize the Chief Executive Officer or his designee to execute the CTO.

Discussion:

Union Pacific Railroad (UP) is constructing the Dolores Yard Crossover Project in accordance with a Memorandum Of Agreement approved by ACTA Governing Board on November 15, 2021, and Reimbursement Agreement M0899 with the UP approved by ACTA Governing Board on June 16, 2022.

The UP made modifications to project components related to the railroad signal system since CTO7 was issued on July 21, 2022. The construction costs related to these modifications increase the services needed by RailWorks in the amount of \$494,000. The First Amendment to Agreement M0899 covering reimbursement from UP was approved by ACTA Governing Board on February 2, 2023.

Staff recommends approval of Contract Task Order No. 7, Revision 1 under Agreement No. C0885 with RailWorks, to complete the necessary services and receive payment from ACTA for the Project work with added costs in the amount of \$494,000 for a total compensation amount of \$1,365,354 for construction services on the UP Dolores Yard Crossover Project. UP will reimburse ACTA for all costs incurred under Agreement M0899, including those services under C0885-CTO No. 7.

Budget Impact:

There is no impact to the FY23 Budget for the additional work, which is fully reimbursable by UP. These are pass-through costs that ACTA is initially required to pay, but which are subsequently fully reimbursed by the entity requesting the services. ACTA utilizes the Local Agency Investment Fund (LAIF) account to pay for the services and reimburses the account when payment is received.



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Co-General Counsel Review:

ACTA's Co-General Counsel has reviewed this board report and the proposed Contract Task Order and there are no legal issues at this time.

Transmittals:

Transmittal 1 – Contract C0885 Task Order No. 7, Revision 1