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## *Alameda Corridor Transportation Authority*

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To: Governing Board

Meeting Date: April 6, 2023

From: Michael C. Leue, Chief Executive Officer 

Subject: Approve Contract Task Order No. 9 to Agreement No. C0885 with RailWorks Track Services, LLC for Flagging Services

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### **Recommendation:**

Authorize the Chief Executive Officer or his designee to execute Contract Task Order No. 9 under Agreement No. C0885 with RailWorks Track Services, LLC (RailWorks), for payment of costs not to exceed \$220,800 for flagging services on SR-91 at Compton Creek Bridge OH – Bridge #53-2235 and Off-Ramp Bridge OH – Bridge No. 53-2237S.

### **Discussion:**

Caltrans plans to seismically retrofit and replace joint seals and concrete barrier on SR-91 at Compton Creek Bridge OH (Bridge No. 53-2235 as well as replace joint seals and concrete barrier on Off-Ramp Bridge OH (Bridge No. 53-2237S) over railroad tracks owned by ACTA. Installation of pull boxes, conductors, electroliers and replacement of existing joint seals with type B joint seals are also proposed, herein called the (“Project”).

Construction, maintenance, or other work performed on or adjacent to the Corridor requires the presence of flagging personnel to ensure safe train and trackside operations. Flagmen are specifically trained and qualified to perform these duties. ACTA contractors and other utility or agency contractors or personnel are required to arrange and utilize flagmen provided by RailWorks when they perform operations on or adjacent to the Corridor within a prescribed distance from the tracks. Since May 1, 2019, RailWorks has been the maintenance contractor which employs qualified individuals available to perform these flagging services. Throughout the year there are miscellaneous utility projects and other work being conducted by public and private entities in and around ACTA’s track areas that require flagging services. The flagging services costs are fully reimbursable from each entity to whom the services are provided.

At its December 8, 2022 meeting, the Governing Board approved Caltrans Agreement 07R401 for the Project with flagging services in the amount of \$176,640 and an additional \$44,160 as contingency for unforeseen conditions.

The proposed contract task order with RailWorks will allow RailWorks to perform the flagging services for Caltrans and receive payment from ACTA. Caltrans will reimburse ACTA on an actual cost basis for the services provided by RailWorks under Agreement 07R401.



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**Budget Impact:**

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

**Co-General Counsel:**

ACTA's Co-General Counsel has reviewed the proposed task order and there are no legal issues at this time.

**Transmittal:**

Transmittal 1 – RailWorks Contract Task Order No. 9 to Agreement No. C0885