



PORTLAND BUREAU OF TRANSPORTATION

1120 SW Fifth Avenue, Suite 800 Portland, OR 97204 503.823.5185
 Fax 503.823.7576 TTY 503.823.6868 www.portlandoregon.gov/transportation

Dan Saltzman Commissioner Leah Treat Director

EXHIBIT A

AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES AND SUBMITTAL OF EXHIBIT "A" FOR RAILROAD APPROVAL

Crossing: AT GRADE Public: YES
 State OR City PORTLAND (Agency)
 MP 0006.83 ORE Subdivision
 N RIVERGATE / DOT # 807392L
 MULTNOMAH County

Terrel A. Anderson
 Union Pacific Railroad (Railroad)
 Manager Industry & Public Projects
 9451 Atkinson St.
 Roseville, CA 95747
 Office: 916 789-5134
 Cell: 916 390-3693
 Fax: 402 233-3066
taanders@up.com

Dear Mr. Anderson:

Plans have been prepared for a N Rivergate Blvd Overcrossing Type, Size, and Location (TS&L) report at the location referenced above. The proposed work includes a new grade separation bridge, retaining walls, and a frontage road to maintain local driveway access and associated design elements such as stormwater treatment, environmental permitting, geotechnical investigation, and utility coordination. The new structure will clear span the Railroad right-of-way and provide the necessary horizontal and vertical clearance envelopes. In connection with the project, the Agency considers it necessary for the successful advancement of the project for your company to collaborate in the development of the project by performing the following:

- preliminary engineering and other related services
- development of cost estimates
- review of the project's preliminary layouts
- submit current train and switching moves

The Agency authorizes and agrees to reimburse the Railroad for its expenses and actual costs that are incurred for collaborating in the development of the project's preliminary engineering and other preliminary activities. The Railroad has estimated that these preliminary engineering and other preliminary costs will be \$25,000. Payment will be made within thirty (30) days from the Agency's receipt and approval of the Railroad's request for reimbursement. Railroad will refer to Agency's Project Number (T00458) and forward Invoices to: PBOTContracts@portlandoregon.gov.



The Portland Bureau of Transportation fully complies with Title VI of the Civil Rights Act of 1964, the ADA Title II, and related statutes and regulations in all programs and activities. For accommodations, complaints and information, call (503) 823-5185, City TTY (503) 823-6868, or use Oregon Relay Service: 711.

Additionally, attached for your company's review and approval is one (1) set of half-scale prints of the concept plans marked **Exhibit A**, which are the 15% complete plans and show the basic features of the proposed highway project at the location referenced above. Please review and provide comment on the basic features of the **Exhibit A** as soon as possible. Also enclosed is one (1) set of photos of the project area.

The project may require the Railroad to incur costs for force account activities. Please prepare the railroad force account cost estimate for work activities to be provided by your company, as identified in **Exhibit A** and submit them at your earliest convenience so that they may be attached to the railroad generated Construction & Maintenance (C&M) agreement.

Please verify the number of current regular train (0) and switching movements (6) with a Maximum Speed of (15) at this location as currently shown in our inventory records. This information will be used by the Agency's Contractor to obtain Railroad Protective Liability Insurance.

This agreement is intended to address Preliminary Engineering. It is understood by both parties that railroad may withhold its approval for any reason directly or indirectly related to safety or its operations, property issues or effect to its facilities. If the Project is approved, Union Pacific will continue to work with the Agency to develop Final Plans, Specifications and prepare Material and Cost Estimates for Railroad Construction Work associated with the project. It is also understood that if the project is constructed, if at all, at no cost to the railroad.

The Agency and the Railroad will enter into separate License, Right of Entry, Construction and Maintenance Agreements associated with the actual construction of the project if the project is accepted and approved by the railroad. The Agreements will be drafted by Union Pacific and forwarded to the Agency after the **Exhibit A** and cost estimates have been approved.

Please contact Dan Layden at telephone number (503) 823-2804 or via email at Dan.Layden@portlandoregon.gov if you have any questions. Your assistance in this matter is appreciated.

Sincerely,

Dan Layden
City of Portland Bureau of Transportation
1120 SW 5th Avenue, Suite 800
Portland, Oregon 97204

UNION PACIFIC RAILROAD COMPANY

By _____ Date _____

Name and Title _____

Attachment(s)

cc: Eric Forsyth, Port of Portland

Jason Ruth, HDR

April Siebenaler, HDR