



## STAFF REPORT

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**DATE:** July 26, 2021

**TO:** Sacramento Regional Transit Board of Directors

**FROM:** Laura Ham, VP, Planning and Engineering

**SUBJ:** APPROVING THE THIRD AMENDMENT TO THE CONTRACT WITH THE SACRAMENTO MUNICIPAL UTILITY DISTRICT FOR RELOCATION OF A TRANSMISSION LINE FOR THE SOUTH SACRAMENTO CORRIDOR PHASE 2 PROJECT

### RECOMMENDATION

Adopt the Attached Resolution.

### RESULT OF RECOMMENDED ACTION

The Third Amendment to the Contract will provide for SMUD to complete the relocation of the 69kV transmission line and remove the temporary 69kV for the South Sacramento Corridor Phase 2 Project.

### FISCAL IMPACT

The cost of the Third Amendment is estimated to be \$4,135,698, but SacRT is obligated to reimburse SMUD the actual verifiable direct and indirect costs, even if they exceed the estimate. This amendment is part of SacRT Project 410, the South Sacramento Corridor Phase 2 Light Rail Extension (SSCP2). This project is partially funded by the Federal New Starts Program in the amount of \$3,648,000, with staff assessing other funding sources to cover the remaining \$781,698.

### DISCUSSION

The South Sacramento Corridor Phase 2 project (Project) extended Sacramento Regional Transit District's (SacRT's) light rail service from its previous terminus at Meadowview Road south and east 4.3 miles to Cosumnes River College (CRC).

As part of the original Project, a SMUD 230kV transmission line and a few 69kV poles were to be relocated due to the light rail alignment and the constraints of the existing right of way. The Union Pacific Railroad (UPRR) previously required that the clearance between the centerline of the UPRR track and the light rail track be a minimum of 50'. This requirement shifted the SMUD conflict west from the 230kV pole line to the 69kV and 12kV pole line located in residential backyards along the entire corridor.

After successful negotiations with SMUD, a new scope was developed but required a California Environmental Quality Act (CEQA) Initial Study/Negative Mitigation Declaration to be approved because the new relocation scope was not part of the original project

description. The scope requires: the existing 12kV line to be relocated several feet west to a new permanent location; the 69kV and fiber optic facilities to be temporarily relocated to 27 wood poles; and a permanent relocation of the 69kV several hundred feet west of the original project site on 34 steel poles in a utility easement. Moving the 69kV line significantly farther west is required to maintain the necessary wire clearances from residences.

In November 2013, the SacRT Board approved the CEQA Initial Study/Negative Mitigation Declaration with concurrence by the Federal Transit Administration. SMUD was able to complete its Phase 1 work (12kV and temporary 69kV relocation) with additional funding provided by the First Amendment and the Second Amendment for a total of \$3,556,105. The completion of Phase 2 work (permanent 69kV and removal of temporary 69kV) was delayed due to lack of property rights to build the 69kV line extension on properties belonging to the United States of America, Department of Labor (US DOL) and the State of California (Department of Food and Agriculture). In January 2017, SacRT obtained the necessary real property rights from the United States of America. In May 2019, SacRT obtained the necessary real property rights from the State of California.

On July 27, 2020, the Board approved Amendment #3 in the amount of \$6,402,577. The Third Amendment was never executed because SMUD determined that the original cost estimate provided to SacRT was inaccurate and SMUD needed to update its cost estimate.

The updated total cost for the scope of work is now \$7,691,803 based on the increase of material and labor rates from the time of the original estimate and the updated alignment. The project has funding for this work and anticipated the cost would increase due to the extended time frame to obtain the right-of-way from both the US DOL and the State of California. This is an estimate only and, under the terms of the Agreement, SacRT is obligated to pay 100% of the actual direct and indirect costs for SMUD's work. Consequently, SacRT may ultimately be required to pay SMUD more as expressly required in the contract, than the estimate included in the proposed contract amendment.

Staff recommends approving the Third Amendment to the Agreement between SMUD and SacRT, whereby the revised scope and schedule are defined, and the total cost estimate is increased by \$4,135,698 from \$3,556,105 to \$7,691,803.

RESOLUTION NO. 21-07-0089

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

July 26, 2021

**APPROVING THE THIRD AMENDMENT TO THE CONTRACT WITH THE SACRAMENTO MUNICIPAL UTILITY DISTRICT FOR RELOCATION OF A TRANSMISSION LINE FOR THE SOUTH SACRAMENTO CORRIDOR PHASE 2 PROJECT**

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the Third Amendment to the Agreement between the Sacramento Regional Transit District, therein referred to as "RT," and the Sacramento Municipal Utility District, therein referred to as "SMUD," whereby SMUD agrees to complete the scope of construction work to permanently relocate its 69kV pole line and fiber optic facilities to accommodate the South Sacramento Corridor Phase 2 Project, SacRT agrees to reimburse SMUD the actual direct and indirect costs incurred to perform the work, and the estimated cost is increased by \$4,135,698, for a total estimated reimbursement amount of \$7,691,803 (including previously paid amounts), is hereby approved.

THAT, the Chair and General Manager/CEO are hereby authorized to execute the Third Amendment to the Agreement.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary