



## STAFF REPORT

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**DATE:** May 24, 2021

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

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

**SUBJ:** RATIFYING EXECUTION OF THE RIGHT OF WAY AGREEMENT WITH THE STATE OF CALIFORNIA (CALTRANS) FOR CONSTRUCTION SUPPORT FOR THE CAMELLIA CITY VIADUCT AND BRIGHTON OVERHEAD PROJECT AND APPROVING SUPPLEMENT NO. 1

### RECOMMENDATION

Adopt the Attached Resolution.

### RESULT OF RECOMMENDED ACTION

Ratification of the General Manager/CEO's execution of the Right of Way Agreement will allow SacRT to be reimbursed for construction support and flagging activities. Approval of Supplement No. 1 to the Right of Way Agreement will add additional funds for the bus bridges to support the construction.

### FISCAL IMPACT

The existing Right of Way Agreement (Agreement) was executed in January 2020 by the General Manager/CEO and requires Caltrans to reimburse SacRT for up to \$150,000 for construction support for the Caltrans high occupancy vehicle lane project, which affects SacRT's facilities and operations. Supplement No. 1 would increase the allowable reimbursement by \$412,500 for bus bridges to support construction activities to be funded through Caltrans reimbursements, which will be recorded as operating revenue with an equal and offsetting expense. Staff will monitor the revenues and expenditures associated with the Agreement, which may require a budget amendment be brought to the Board for approval in FY22.

### DISCUSSION

The California Department of Transportation (Caltrans) will be adding high occupancy vehicle lanes on State Highway 50 from downtown to Watt Avenue, which requires widening the Camellia City Viaduct and Brighton Overhead Structures. The widening of these structures will connect the eastbound and westbound freeway structures, SacRT's existing Overhead Contact System (OCS) supports are in conflict.

SacRT completed the engineering design effort for the required modifications to eliminate interference between the OCS/wayside equipment and the Camellia City Viaduct and Brighton Overhead structures under a 2018 agreement approved by the Board (Resolution No. 18-06-0049).

The Agreement with Caltrans was executed by the General Manager/CEO on January 17, 2020 to reimburse SacRT for up to \$150,000 for construction support (flagging and construction oversight). Because the value of the Agreement was above \$100,000, it should have been approved by the Board. At this time, Staff is requesting that the Board ratify the General Manager/CEO's execution of the Agreement and also approve a change to the Agreement.

The Caltrans contractor is requesting to shut down the light rail system to complete work during revenue service. Shutting down the system will require a bus bridge. The estimated costs of the bus bridges are \$116,000 for Camellia Viaduct (Blue Line) and \$107,000 for each Brighton bus bridge (Gold Line). The contractor is requesting 2 bus bridges for the Brighton construction. The Agreement does not currently include the cost of the bus bridges. Caltrans has added a 25% contingency in case costs are higher than estimated.

Caltrans will pay SacRT in accordance with the California Prompt Payment Act, codified in Government Code Section 927 et seq. Supplement No. 1 will allow SacRT to be completely reimbursed, in arrears, for all bus bridge costs, including staff costs, incurred in support of the Caltrans project.

Staff recommends ratifying execution of the Right of Way Agreement and approving Supplement No. 1 to the Right of Way Agreement with Caltrans to reimburse SacRT for up to \$412,500 for bus bridges to support the construction modifications for the Camellia City Viaduct and Brighton Overhead Project.

RESOLUTION NO. 21-05-0058

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

May 24, 2021

**RATIFYING EXECUTION OF THE RIGHT OF WAY AGREEMENT WITH THE STATE OF CALIFORNIA (CALTRANS) FOR CONSTRUCTION SUPPORT FOR THE CAMELLIA CITY VIADUCT AND BRIGHTON OVERHEAD PROJECT AND APPROVING SUPPLEMENT NO. 1**

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

THAT, the General Manager's execution of the January 17, 2020 Right of Way Agreement, SacRT Coordination to Support the Construction of the Highway 50 HOV Project, is hereby ratified.

THAT, Supplement No. 1 to the Right of Way Agreement by and between the Sacramento Regional Transit District (therein "SacRT") and the State of California, acting by and through its Department of Transportation (therein referred to as "STATE") whereby STATE agrees to reimburse SacRT for bus bridges to support the construction modifications for the Camellia City Viaduct and Brighton Overhead Project and the overall reimbursement amount is increased by \$412,500, from \$150,000 to \$562,500, as further set forth therein, is hereby approved.

THAT, the General Manager/CEO is hereby authorized and directed to execute Supplement No. 1.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary