



**September 21, 2020**

**To:** Members of the Board of Directors  
*Donna DeMartino*  
**From:** Donna DeMartino, Managing Director  
**Subject:** Amendment to Agreement No. L-0-0006 with the Union Pacific Railroad for the Passenger Rail Service Enhancement and Infrastructure Improvements to Implement Two Additional Passenger Train Pairs

### **Overview**

On February 17, 2020, the Los Angeles – San Diego – San Luis Obispo Rail Corridor Agency Board of Directors authorized the Managing Director to negotiate and execute an agreement with the Union Pacific Railroad to design and construct the capital improvements necessary to implement two additional roundtrips north of Los Angeles. The program of improvements was developed over the preceding year, including the initiation of design in December 2019. The Union Pacific Railroad, through the final negotiation efforts, has requested the agreement reflect the effective date of December 1, 2019, to address early work performed to advance the design of key projects necessary to meet the initial goal of implementing the additional service by the end of 2020.

### **Recommendation**

Authorize the Managing Director to negotiate and execute Amendment No. 1 to Agreement No. L-0-0006 between the Los Angeles – San Diego – San Luis Obispo Rail Corridor Agency and Union Pacific Railroad to reflect an effective date of December 1, 2019.

### **Discussion**

As part of the effort to advance service expansion and enhancement goals for the Pacific Surfliner intercity passenger rail service, the Los Angeles – San Diego – San Luis Obispo (LOSSAN) Rail Corridor Agency (Agency) is managing efforts to improve the efficiency of the infrastructure, add track capacity, and improve on-time performance (OTP) along the LOSSAN rail corridor in Ventura, Santa Barbara, and San Luis Obispo counties.

The LOSSAN Agency's 2018 Transit and Intercity Rail Capital Program grant award included funding to address many of the capital improvements necessary to implement additional Pacific Surfliner service north of Los Angeles, including construction of additional double track and siding extensions, station improvements, signal and switch upgrades, and capitalized access incentives to the Union Pacific Railroad (UPRR) for improved Pacific Surfliner reliability and OTP.

In July 2019, UPRR presented the results of the capacity modeling performed to evaluate the infrastructure improvements necessary to support implementing two additional roundtrips on the northern end of the rail corridor. In December 2019, LOSSAN Agency staff, working with UPRR, agreed to a prioritized list of capital projects necessary to implement the additional service.

On February 17, 2020, the LOSSAN Agency Board of Directors (Board) authorized the Managing Director to negotiate and execute an agreement with UPRR to design and construct the capital improvements necessary to implement two additional roundtrips north of Los Angeles.

Agreement No. L-0-0006 with UPRR covers the design and construction elements associated with the capital improvement and infrastructure enhancement projects necessary to implement two additional roundtrips north of Los Angeles and is broken into two phases. The projects identified in the first phase consist of the capital improvements and infrastructure enhancements necessary to support one additional roundtrip to San Luis Obispo. Coordinating with UPRR, several Phase 1 projects were identified as being critical to complete prior to implementing the additional roundtrip to San Luis Obispo, which was planned for the end of calendar year 2020.

In order to have completed construction of these critical Phase 1 projects prior to the end of calendar year 2020 as requested, UPRR initiated work to advance the design of key projects in December 2019.

As part of the final negotiation efforts, the Union Pacific Railroad has requested that the agreement reflect the effective date that addresses the early work performed on the key projects necessary to meet the initial service implementation goal. Staff requests an amendment to Agreement No. L-0-0006 to reflect the effective date of December 1, 2019, and allow for reimbursement to UPRR for the early work performed.

### ***Summary***

As part of the final negotiation efforts with Union Pacific Railroad, authorized by the February 17, 2020 Board of Directors meeting, staff is requesting the Board of

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Directors to approve Amendment No. 1 to Cooperative Agreement No. L-0-0006 between the Los Angeles – San Diego – San Luis Obispo Rail Corridor Agency and Union Pacific Railroad to reflect an effective date for the agreement of December 1, 2019, to address early work performed by the Union Pacific Railroad on the design of key projects identified in the agreement as needed to meet the initial goal of implementing additional service by the end of 2020.

***Attachment***

- A. Union Pacific Railroad, Cooperative Agreement No. L-0-0006 Fact Sheet

***Prepared by:***



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