

INFORMATION HANDOUT

AGREEMENTS

UTILITY AGREEMENT NO. 02-UT-2918
City of Portola Public Works Department - water
P.O. Box 1225
Portola, CA 96122

No. 02-2918

NOTICE TO OWNER
City of Portola Public Works Department - water
P.O. Box 1225
Portola, CA 96122

No. 02-2919

NOTICE TO OWNER
City of Portola Public Works Department - sewer
P.O. Box 1225
Portola, CA 96122

ENCROACHMENT PERMIT
35 Third Avenue
Portola, CA 96112

UTILITY AGREEMENT

RW 13-5 (REV 6/2010)

DISTRICT 02	COUNTY Plumas	ROUTE 070	POST MILE 71.5/78.4	EA 02-3E9201
FEDERAL AID NUMBER N/A		OWNER'S FILE NUMBER Owners File: N/A		

FEDERAL PARTICIPATION:

On the Project Yes NoOn the Utilities Yes NoOwner Payee Data No. n/a or Form STD 204 is attached. **UTILITY AGREEMENT NO. 02-UT-2919 DATE Sept. 23, 2011**

The State of California, acting by and through the Department of Transportation, hereinafter called "STATE" proposes to grind and replace asphalt in Plumas County on State Route 70 from post mile 71.5 to 78.4 in or near the City of Portola and the

NAME: City of Portola Public Works Department - sewerADDRESS: P.O. Box 1225, Portola, CA 96122

hereinafter called "OWNER," owns and maintains sewer facilities including sewer manhole covers within the limits of STATE's project in which eleven (11) sewer manhole covers require adjustment to grade to accommodate the STATE's project.

It is hereby mutually agreed that:

I. WORK TO BE DONE

In accordance with Notice to Owner No. 02-2919 dated September 1, 2011, STATE shall make adjustments to OWNER's sewer manhole covers as shown on STATE's contract plans for the improvement of State Route 70, EA No. 02-3E9201 which by this reference is made a part hereof. OWNER hereby acknowledges review of STATE's plan for work and agrees to the construction in the manner proposed. Deviations from the plan described above initiated by either the STATE or the OWNER, shall be agreed upon by both parties hereto under a Revised Notice to Owner. Such Revised Notices to Owner, approved by the STATE and acknowledged by the OWNER, will constitute an approved revision of the plan described above and are hereby made a part hereof. No work under said deviation shall commence prior to receipt by the OWNER of the Revised Notice to Owner. Changes in the scope of the work will require an amendment to this Agreement in addition to the revised Notice to Owner. OWNER shall have the right to inspect the work during construction. Upon completion of the work by STATE, OWNER agrees to accept ownership and maintenance of the constructed facilities and relinquishes to STATE ownership of the replaced facilities.

II. LIABILITY FOR WORK

The existing facilities are located in their present position pursuant to rights superior to those of the STATE and will be relocated at STATE expense.

III. PERFORMANCE OF WORK

OWNER shall have access to all phases of the relocation work to be performed by STATE for the purpose of inspection to ensure that the work is in accordance with the specifications contained in the Highway Contract; however, all questions regarding the work being performed will be directed to STATE's Resident Engineer for their evaluation and final disposition.

IV. PAYMENT FOR WORK

The STATE shall pay its share of the actual and necessary cost of the herein described work to STATE's contractor performing said work.

V. GENERAL CONDITIONS

If STATE's project which precipitated this Agreement is canceled or modified so as to eliminate the necessity of work by OWNER, STATE will notify OWNER in writing and STATE reserves the right to terminate this Agreement by Amendment. The Amendment shall provide mutually acceptable terms and conditions for terminating the Agreement.

UTILITY AGREEMENT (Cont.)

RW 13-5 (REV 6/2010)

UTILITY AGREEMENT NO.
02-UT-2919

IN WITNESS WHEREOF, the above parties have executed this Agreement the day and year above written.

STATE:

OWNER:

By Michael E. Freitas 9/23/2011

By Leslie Tigan 9-20-2011

Print Name MICHAEL E. FREITAS Date

Print Name LESLIE TIGAN Date

Title Senior Right of Way Agent
Utility/Railroad Coordination Branch
Eureka/Redding

Title City Manager

APPROVAL RECOMMENDED:

By Bill Walker 9/22/2011

By _____

Print Name BILL WALKER Date

Print Name _____ Date

Title Utility Coordinator

Title _____

UTILITY AGREEMENT (Cont.)

RW 13-5 (REV 6/2010)

UTILITY AGREEMENT NO.

02-UT-2919

DO NOT WRITE BELOW - FOR ACCOUNTNG PURPOSES ONLY

PLANNING AND MANAGEMENT COMPLETES EXCEPT SHADED COLUMNS:

UTILITY COMPLETES:

T CODE	DOCUMENT NUMBER	SUF FIX	DIST	UNIT	CHG DIST	EA	SUB JOB	SPECIAL DESIGNATION	FFY	FA	OBJ CODE	DOLLAR AMOUNT

EA FUNDING VERIFIED: Sign: > <i>Michael E. Smith</i> 9/23/2011 Print: > Lance Brown Date <i>For</i> Maintenance Engineering Manager	REVIEW/REQUEST FUNDING: Sign: > <i>Bill Walker</i> 9/22/2011 Print: > Bill Walker Date R/W Utility Coordinator
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THE COST TO OWNER FOR ITS SHARE OF THE ABOVE DESCRIBED WORK IS \$ 00.00

CERTIFICATION OF FUNDS

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure shown here.

FUND TYPE	EA	AMOUNT
Design Funds		
Construction Funds	02-3E9204	\$6,600.00
RW Funds		

HQ Accounting Officer				Date
ITEM	CHAP	STAT	FY	AMOUNT

Distribution: 2 originals to R/W Accounting
1 original to Utility Owner
1 original to Utility File

NOTICE TO OWNER

RW 13-4 (Rev. 1/2009)

NOTICE TO OWNER

Dist	County	Route	PM	E.A.	Project #
02	Plu	70	71.5/78.4	02-3E9201	0200020231
Federal Aid No.: N/A					
Owners File: N/A					
Date: September 1, 2011			Freeway: [] Yes [X] No		

Number 02-2918

To: City of Portola Public Works Department - water
P.O. Box 1225
Portola, CA 96122

Attention: Todd Roberts

Because of the State Highway construction project: In Plumas County in or near Portola on State Route 70 at PM 71.5/78.4 (Pavement overlay)

Which affects your facilities: Water valve covers

You are hereby ordered to: Adjust six (6) water valve covers to grade at the locations shown on the attached Utility Plan L-1 and L-2.

Your work schedule shall be as follows: All work will be done by the State's contractor.

Contact Bill Walker at (530) 225-4517 if you have questions.

Liability for the cost of the work is: The existing facilities are located in their present location pursuant to rights superior to those of the State and will be relocated at State expense.

Note: An agreement has been made between the City of Portola Public Works Department and the State to have the above mentioned work done by the States contractor. States Resident Engineer shall contact the City of Portola Public Works Department representative Todd Roberts (530) 832-6804 at least 48 hours prior to commencement of work.

DISTRICT DIRECTOR

DISTRICT DIVISION CHIEF

By 
DISTRICT UTILITY COORDINATOR

CC: Design
R/W
Resident Engineer

THIS NOTICE DOES NOT CONSTITUTE A PERMIT. OBTAIN AN ENCROACHMENT PERMIT BEFORE STARTING WORK.

NOTICE TO OWNER

RW 13-4 (Rev. 1/2009)

NOTICE TO OWNER

Dist	County	Route	PM	E.A.	Project #
02	Plu	70	71.5/78.4	02-3E9201	0200020231
Federal Aid No.: N/A					
Owners File: N/A					
Date: September 1, 2011			Freeway: [] Yes [X] No		

Number 02-2919

To: City of Portola Public Works Department - sewer
P.O. Box 1225
Portola, CA 96122

Attention: Todd Roberts

Because of the State Highway construction project: In Plumas County in or near Portola on State Route 70 at PM 71.5/78.4 (Pavement overlay)

Which affects your facilities: Sewer manhole covers

You are hereby ordered to: Adjust sewer manhole covers to grade at the locations shown on the attached Utility Plan L-1 and L-2.

Your work schedule shall be as follows: All work will be done by the State's contractor.

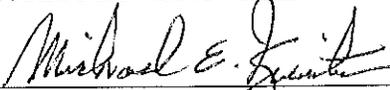
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DISTRICT DIRECTOR

DISTRICT DIVISION CHIEF

By 
DISTRICT UTILITY COORDINATOR

CC: Design
R/W
Resident Engineer

THIS NOTICE DOES NOT CONSTITUTE A PERMIT. OBTAIN AN ENCROACHMENT PERMIT BEFORE STARTING WORK.

Memorandum

To: LANCE BROWN
Maintenance Engineering

Date: September 20, 2011

File: 02-Plu-70 PM 71.5/R78.4,
Plu 89 PM 12.9/16.4
E.A. 3E9209

From: LISA HARVEY
Senior Right of Way Agent
Project Delivery, Redding (MS #35)

Subject: ENCROACHMENT PERMIT

Project: Portola & Cresent Mills Overlay.

Attached is a copy of the Encroachment Permit signed by:

City of Portola
35 Third Avenue
Portola, CA 96112
(530) 832-4216

Improvements Purchased: None

Construction Contract Work: None

Excess Lane Acquired: None

Acquisition Agent: Jason Verduzco

Attachment

c: RE File w/attachment



CASE NO.: _____

City of Portola
35 Third Avenue - Portola, CA - 96112
(530) 832-4216 - (530) 832-5418-fax - www.ci.portola.ca.us

PERMIT TO ENCROACH WITHIN THE PUBLIC RIGHT-OF-WAY

Applicant: CA Dept. of Transportation - Caltrans 530-225-2788
Name (property owner) Phone Number
1031 Butte Street Suite 205 Redding, CA 96001
Street Address City, State, Zip Code

Location of Project: Plu 70 AM 71.5/R 78.4, Plu 89 PM 12.9/16.9

Description of Where Work is to be Done: Caltrans will be doing a thin blanket overlay on the above stated highways and roadways. This encroachment permit is to conform existing city roads to the new asphalt. The project will last 60 days and take place between May 1, 2012 and October 31, 2012.

Nature of Encroachment: Please see attached maps.

Date(s) of Proposed Encroachment: 5/1/2012 - 10/31/2012

Abutting Owner: City of Portola _____
Name of abutting property owner Phone Number (if known)

Street Address City, State, Zip Code

The hereinafter named applicant hereby agrees that should the forgoing Encroachment Permit be issued by the City of Portola, the applicant will indemnify the City of Portola against any and all losses or damages of whatsoever kind of character which may arise out of or by virtue of such work, including any damage to the public streets, and including all claims for damages for injuries to persons or damages to property of any persons whomsoever. Further, the applicant agrees that if any dirt, rock, or debris from such work should remain on public streets, that the applicant will forthwith remove the same from said streets.

Signature: [Signature] **Date:** 9/15/11

PERMIT REVIEW (to be completed by City staff)

- Encroachment Permit Approved
- Encroachment Permit Denied

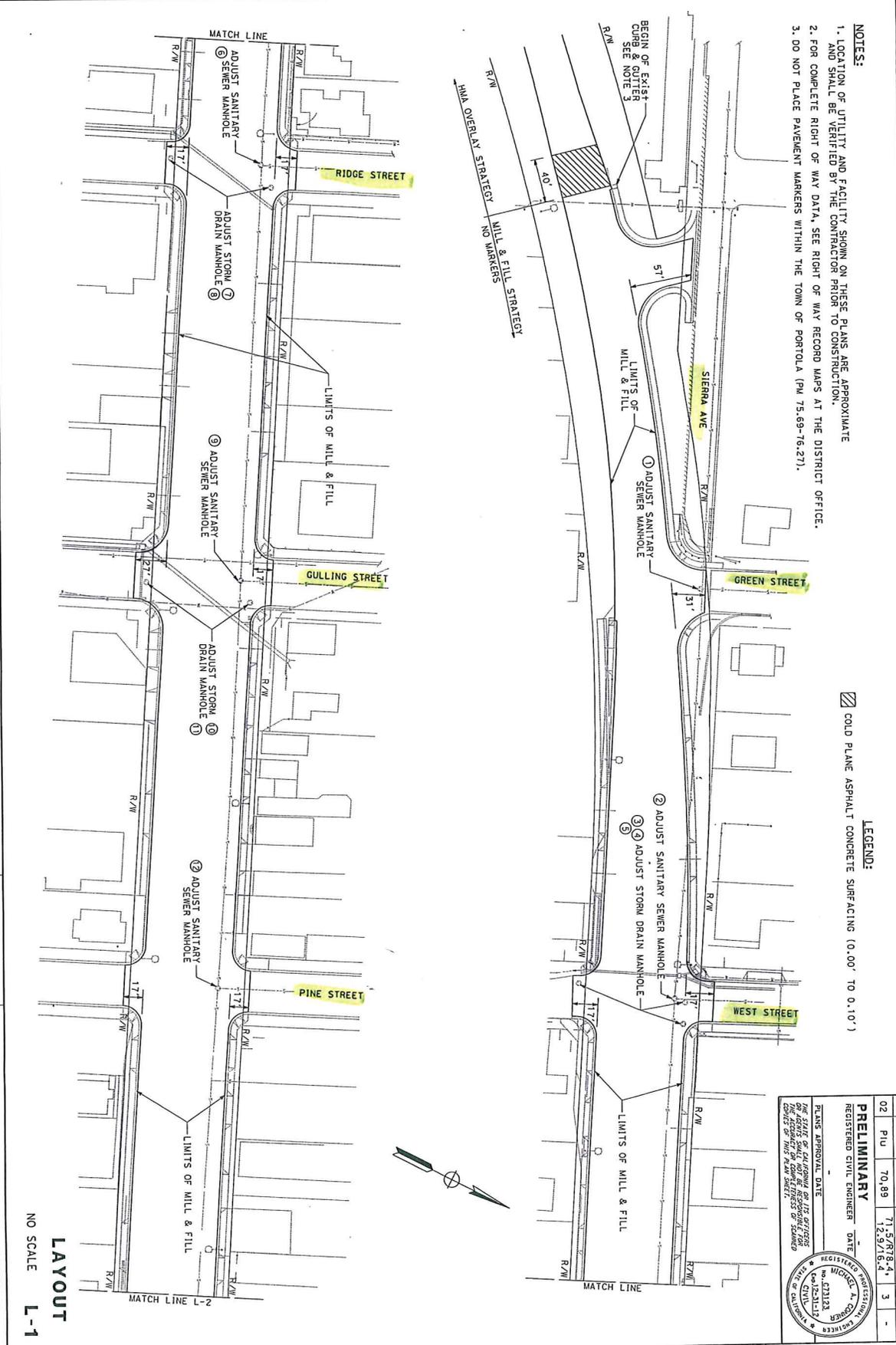
Fee: _____

Superintendent of Public Works Date

The foregoing Encroachment Permit is granted upon the condition that the applicant complies in all respects with the provisions of Ordinance No. 128 of the City of Portola and with the promises and covenants set forth in the foregoing application, and further, that applicant furnish a faithful performance bond in the sum of \$ _____ pursuant to the provisions of Section 2(e) of Ordinance No. 128. Further, the applicant shall deposit a certificate of a responsible insurance company with the City Clerk that shows the applicant to be insured against loss or damage to persons or property in an amount not less than \$ _____.

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION		FUNCTIONAL SUPERVISOR	CALCULATED-DESIGNED BY	MICHAEL CONNER	REVISED BY
Caltrans MAINTENANCE		LANCE BROWN	CHECKED BY	KARLIE SMITH	DATE REVISED

BORDER LAST REVISED 7/2/2010
 USING: 11/23/11
 DGN FILE: 232320001.dgn
 RELATIVE BORDER SCALE: 1/8" = 1' IN PLANS
 UNIT: 0156
 PROJECT NUMBER & PHASE: 02000202311



- NOTES:**
1. LOCATION OF UTILITY AND FACILITY SHOWN ON THESE PLANS ARE APPROXIMATE AND SHALL BE VERIFIED BY THE CONTRACTOR PRIOR TO CONSTRUCTION.
 2. FOR COMPLETE RIGHT OF WAY DATA, SEE RIGHT OF WAY RECORD MAPS AT THE DISTRICT OFFICE.
 3. DO NOT PLACE PAVEMENT MARKERS WITHIN THE TOWN OF PORTOLA (PM 75-69-16.271).

LEGEND:

▨ COLD PLANE ASPHALT CONCRETE SURFACING (0.00' TO 0.10')



DIST+ COUNTY	ROUTE	POST MILE	SHEET TOTAL
02 Plu	70.89	71.5/678.4	3
		12.9/16.4	

PRELIMINARY

REGISTERED CIVIL ENGINEER DATE

PLANS APPROVAL DATE

THE STATE OF CALIFORNIA BY JLS 07/25/11
 DIVISION OF PUBLIC UTILITIES & ENERGY
 DIVISION OF WATER CONTROL & FLOOD CONTROL
 DIVISION OF HIGHWAYS

MICHAEL A. CONNER
 REG. CIVIL ENGINEER
 No. 42113
 Exp. 12/31/11

LAYOUT
 L-1
 NO SCALE

