

# **INFORMATION HANDOUT**

**For Contract No. 08-1G1304  
At 08-SBd-58-R0.0/R13.0**

**Identified by  
Project ID 0815001381**

## **WATER AVAILABILITY**

Boron Community Services District

## **RAILROAD RELATIONS**

**BNSF RAILWAY**  
Railroad Relations and Insurance Requirements

## **ELECTRONIC FILES**

Inertial Profile Data

# **BORON COMMUNITY SERVICES DISTRICT**

27167 Carmichael Street, P.O. Box 1060, Boron, California 93596  
Telephone: (760) 762-6127 Fax: (760) 762-6508  
Email: boroncsd@yahoo.com

January 13, 2016

Department of Transportation  
District 8  
Maintenance Design  
Attention: Rhea Villarama  
464 West 4<sup>th</sup> Street, MS 828  
San Bernardino, CA 92401-1400

Dear Ms. Villarama,

As per your request, I am writing this informational letter concerning the availability of construction water for purchase for an upcoming project, Project EA 08-1G1301 (ID No. 0815001381). Water is available for purchase at a current rate of \$4.00 per 100 cubic feet of water (which is subject to change) from the Boron Community Services District for the approximated 165,000 gallons of water needed for the above-mentioned project.

The District requires an \$850.00 hydrant meter deposit to be paid to them at the office address listed above. The breakdown for the \$850.00 deposit is as follows: \$700.00 is the actual deposit that will be applied toward the water purchased upon return of the hydrant meter, and \$150.00 is an administration fee that is nonrefundable. Once the hydrant meter deposit is paid to the District and an account has been set up, the District will assign a hydrant meter to the account.

There is a designated fire hydrant for construction water purchases, which is located in a turnout at the north end of Boron Avenue on the left-hand side of the road. All construction water must be pulled from this fire hydrant, as many of the other fire hydrants in the system are old and fragile.

If you have any further questions or concerns, please feel free to contact me at the number or email address provided above, as I am the water purchase contact.

Regards,

  
Natalie Dadey  
Office Manager

Information Handout Document to Project Construction Contract Documents;

**"RAILROAD RELATIONS AND INSURANCE REQUIREMENTS"**

1. The Contractor shall cooperate with THE BNSF RAILWAY COMPANY, hereinafter referred to as "Railway" where work is over or under on or adjacent to Railway property and/or right of way, hereafter referred to as "Railway Property", during pavement overlay work at Railway at-grade crossing on State Route 58 at Post Mile 2.77, USDOT No. 028209C, CPUC No. 002-780.30, in San Bernardino County.
2. The Contractor shall execute and deliver to the Railway duplicate copies of attached Appendix 1, Application for Roadway Surfacing/Resurfacing, hereto, obligating the Contractor to provide and maintain in full force and effect the insurance called for under the process instructions section of said Appendix 1.
3. Prior to start of work within Railway property, Contractor shall provide the Engineer a copy of the Contractor's Right of entry Agreement and/or Permit issued by Railway.
4. The Contractor shall plan, schedule and conduct all work activities so as not to interfere with the movement of any trains on Railway Property.
5. The Contractor's right to enter Railway's Property is subject to the absolute right of Railway to cause the Contractor's work on Railway's Property to cease if, in the opinion of Railway, Contractor's activities create a hazard to Railway's Property, employees, and/or operations. The Contractor shall have no claim for damages, extension of time, or extra compensation in the event his work is held up by Railway train operations or other work performed by Railway.
6. The Contractor is responsible for determining and complying with all Federal, State and Local Governmental laws and regulations, including, but not limited to environmental, health and safety. The Contractor shall be responsible for and indemnify and save Railway harmless from all fines or penalties imposed or assessed by Federal, State and Local Governmental Agencies against the Railway which arise out of Contractor's work under this Agreement.
7. The Contractor's cost for application fee and for meeting all necessary requirements required by Railway such as, but not limited to, flagging, safety training, and inspection, shall be paid under other items of work of the project.



## APPENDIX 1

### ROADWAY SURFACING/RESURFACING PROCESS INSTRUCTIONS

#### Licensing Process:

1. Once application package is received by Jones Lang LaSalle Brokerage, Inc. (JLL), the application and drawing will be forwarded to the engineering firm to prepare the Exhibit "A" drawings for the contract. **This process takes approximately 10 to 15 working days.**
2. When the Exhibit "A" is completed, information will be forwarded to the local BNSF Roadmaster for approval. Once approved, a contract will be prepared and two (2) copies will be forwarded to you for an original signature. A letter will be sent to you that will provide directions regarding insurance and any additional fees.
3. Return the signed contracts (2 contracts with original signatures), along with the appropriate **payment and Certificates of Insurance** to JLL's Permit Department.
4. The final contracts, with original signatures, are presented for execution provided payment has been received and insurance has been approved.
5. Once the contract is executed, one original will be returned to you for your files.
6. Prior to commencing any work on the Premises, Licensee shall complete and shall require its contractor (all parties who will be working on the site) to complete the safety training program at Internet Website <http://www.contractororientation.com>. This training must be completed no more than one year in advance of Licensee's entry on the Premises.
7. The cover letter and the executed contract will list the Roadmaster's name and phone number. **You will need to contact the Roadmaster thirty (30) days prior to beginning work.**

#### Process Time:

Please be advised that the average time period for completion of this process is 4 weeks from the time that the application is received. Every effort will be made to complete this process in a timely manner

#### Insurance Requirements for the following Agreement:

	<b>Temporary Occupancy</b>
<b>Commercial General Liability Insurance</b>	Contractual Liability with a combined single limit of a minimum of \$2,000,000 each occurrence and an aggregate limit of at least \$4,000,000.
<b>Business Automobile Insurance</b>	Combined single limit of at least \$1,000,000 per occurrence.
<b>Workers Compensation and Employers Liability Insurance</b>	Employers' Liability with limits of at least \$500,000 each accident, \$500,000 by disease policy limit, \$500,000 by disease each employee.
<b>Railroad Protective Liability Insurance</b>	Coverage of at least \$2,000,000 per occurrence and \$6,000,000 in the aggregate, with the exception of New Mexico in which coverage is \$5,000,000 per occurrence and \$10,000,000 in the aggregate
<b>Note:</b> These limits are subject to change without notice. An Agreement will be provided to you, which contains details concerning insurance requirements.	

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## **APPENDIX 1**

**Please send the following so we may process your License request:**

1. If License is for a Seismic Survey send a copy of your **Lease Agreement**.
2. **Completed Application**.
3. **\$750 non-refundable processing fee**. Check should be made payable to BNSF Railway Company.
4. **One set of drawings** (no larger than 11 x 17) for the area to be occupied. (Include: streets, distance from tracks and streets, mileposts if available and any distinguishing land marks.) Please ensure all information is accurate, as each change will add an additional \$750 to the processing fee.

Forward application and payments to:  
Jones Lang LaSalle Brokerage, Inc.  
Attn: Permit Services  
4300 Amon Carter Blvd.  
Suite 100  
Ft. Worth, TX 76155



# APPENDIX 1

## APPLICATION FOR ROADWAY SURFACING/RESURFACING

Jones Lang LaSalle Brokerage, Inc.  
 Attn: Permit Services  
 4300 Amon Carter Blvd.  
 Suite 100  
 Fort Worth, TX 76131-2800

Applicants Tax ID # \_\_\_\_\_  
 or SS # \_\_\_\_\_

We submit for your approval the following application for temporary occupancy on BNSF Railway Company's right of way as shown on the enclosed sketch.

Legal Name of Contractor performing work: \_\_\_\_\_  
 If a corporation State in which incorporated \_\_\_\_\_ (If not incorporated, attach name(s) of owners or partners.)  
 Contact Name: \_\_\_\_\_ Phone # \_\_\_\_\_ FAX \_\_\_\_\_  
 Mailing Address: \_\_\_\_\_  
 Email Address: \_\_\_\_\_

Legal Name of Roadway Authority that will occupy the property: \_\_\_\_\_  
 If a corporation State in which incorporated \_\_\_\_\_ (If not incorporated, attach name(s) of owners or partners.)  
 Contact Name: \_\_\_\_\_ Phone # \_\_\_\_\_ FAX \_\_\_\_\_  
 Mailing Address: \_\_\_\_\_  
 Email Address: \_\_\_\_\_

Is this project ARRA funded? Yes  No   
 Is this a condemning authority? Yes  No   
 Is Applicant a Railroad Shipper? Yes  No

If yes, BNSF Marketing Rep Name \_\_\_\_\_ Phone # \_\_\_\_\_  
 Was this service requested by BNSF? Yes  No   
 If yes, BNSF person requesting service \_\_\_\_\_ Phone # \_\_\_\_\_  
 Is this in conjunction with a track or track expansion project? Yes  No   
 If yes, BNSF contact name \_\_\_\_\_ Phone # \_\_\_\_\_

Scope of Services to be performed? \_\_\_\_\_  
 Name of nearest town on RR \_\_\_\_\_ County \_\_\_\_\_ State \_\_\_\_\_  
 Name of nearest roadway crossing RR \_\_\_\_\_  
 Location of proposed occupancy \_\_\_\_\_ 1/4 Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_  
 Railroad Milepost \_\_\_\_\_ Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
 Is the work to be performed within 50 ft. of the track? Yes  No   
 Area to be occupied \_\_\_\_\_ ft. (x) \_\_\_\_\_ ft.  
 Length of time for Project: Date from: \_\_\_\_\_ Date to: \_\_\_\_\_  
 Will a crossing under the railroad tracks be required? Yes  No   
 If yes, location of railroad mileposts \_\_\_\_\_  
 Percentage of project to be conducted on RR property: \_\_\_\_\_ % Total Cost of Project: \$ \_\_\_\_\_

Attached to this sheet is a location plan and a detailed sketch. Shown on the sketch are exact dimensions of the project area and distances to the centerline of nearest railroad track and road crossing, bridge or other railroad structure.

I understand that submission of this application *does not* authorize occupancy of the property. Exact fees and insurance requirements will be forwarded after the application has been reviewed and approved by the BNSF.

Date: \_\_\_\_\_ Signed: \_\_\_\_\_  
 Print Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Phone #: \_\_\_\_\_ FAX \_\_\_\_\_

If you require additional assistance, please contact your Jones Lang LaSalle Brokerage, Inc. representative.