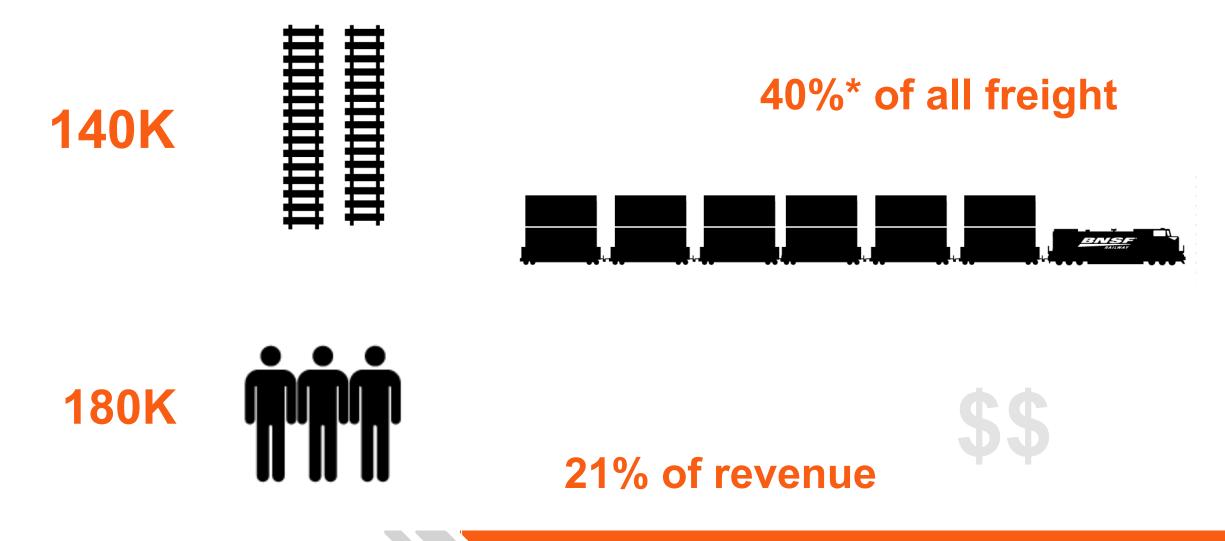
### Working with BNSF: APWA

498

2024

Railroads are the Backbone of America's Freight Transportation







**70%** of America's GDP is driven by the consumer and a seamless network of manufacturers, retailers, distributors, transporters, storage facilities & suppliers



#### What Does BNSF Ship in a Year?





Enough grain to supply 900 million people with a year's supply of bread

Enough asphalt to lay a single lane road two times around the equator

~5 million intermodal shipments carrying the appliances, clothes, computers, electronic products, packaged goods, paper products, and televisions you buy



#### **BNSF** Network



- A Berkshire Hathaway Company
- ~35,000 employees
- 32,500 route miles in 28 states and three Canadian provinces
- 13,000+ bridges and 89 tunnels
- Serves +40 ports
- 26 intermodal facilities
- Operating ~1,200 trains/day average



#### **BNSF's Predecessors**

**400** 

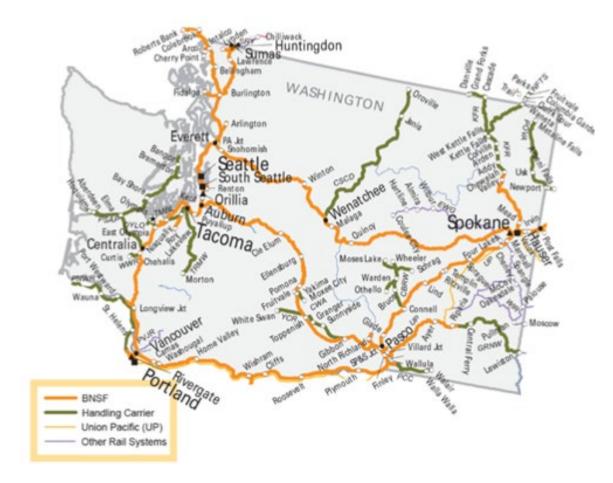


160 years,





### BNSF in Washington



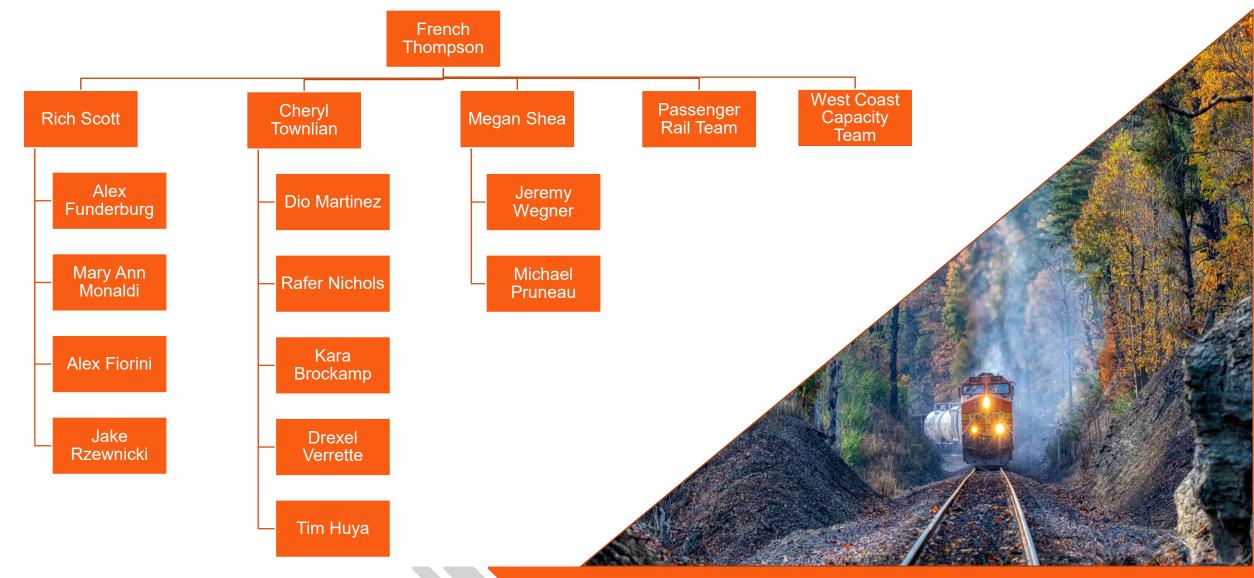
#### Public Infrastructure and Investments Team



Public Projects	<ul> <li>Federal, State and Municipal agency interaction</li> <li>Publicly funded at-grade and grade separated safety and mobility projects</li> <li>Minimal BNSF contribution</li> </ul>	FRASZ
Passenger Rail Design and Construction	<ul> <li>Development and delivery and enhancement of passenger rail infrastructure</li> <li>Traditional commuter rail, light rail, Amtrak and high-speed rail</li> <li>Work with Passenger Operations and engineering teams to deliver projects</li> </ul>	
West Coast Capacity Expansion	<ul> <li>Development and delivery of BNSF infrastructure</li> <li>BNSF, Customer, Agency or Hybrid funding</li> </ul>	CP INVESTIVENS
Public Infrastructure and Investments	<ul> <li>Identification and Pursuit of discretionary and formulaic funding sources</li> <li>Focus on increased safety, service and efficiency for BNSF Railway</li> <li>Contribution is in proportion to BNSF's benefit</li> </ul>	

### Public Projects and PII Team Org Chart





#### Public Projects: Where Road Meets Rail

• Crossing Surfaces





• Flagging and Construction

- Alternate Access
- Permitting

Flood Control

• Right-of-Entry



### ENS SIGNS

**REPORT PROBLEM OR EMERGENCY** 1-800-555-5555 X-ING 836 597 H XYZ RAILROAD

#### **Getting Started**





BNSF Public Projects Managers are the **front door** and are available to provide guidance on **how to work alongside BNSF.** 

They are ready to work with you today!

#### Where we can help with right-of-entry



- Easements (Temporary or Permanent)
- Environmental & Geotechnical
- Utility Installations/Relocations
- Temporary Occupancies
  - Survey for new road/bridge and bridge inspections
  - Equipment Staging
  - Detours / Construction Access
- Roadway Resurfacing Projects
- Private Crossings or Bicycle Path/Pedestrian
- Sales

### Permit and ROW Partnerships

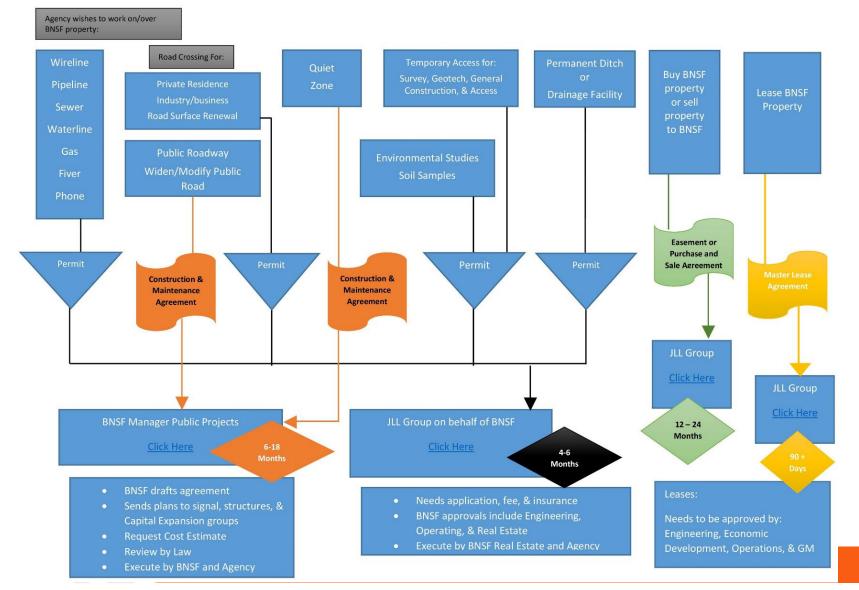


Bartlett & West WILSON &COMPANY

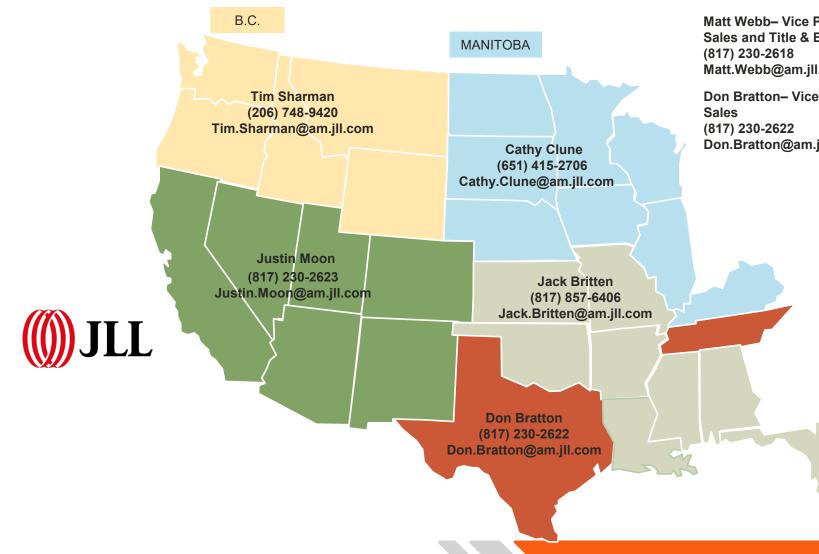
**Online Permit Applications at:** 

bnsf.railpermitting.com

Typical timeline 4-6 weeks



#### JLL Sales / Easement Support Team



Matt Webb-Vice President Sales and Title & Escrow Matt.Webb@am.jll.com

**Don Bratton– Vice President** Don.Bratton@am.jll.com

#### **Minimum Submittal Requirements:**

- Plan Sheet of Proposed Project •
- Temp and Perm Easement Exhibit
- Legal Descriptions .
- **Appraisals**

Send these items to the designated BNSF **Public Projects Manager first!** 

#### Sales Process





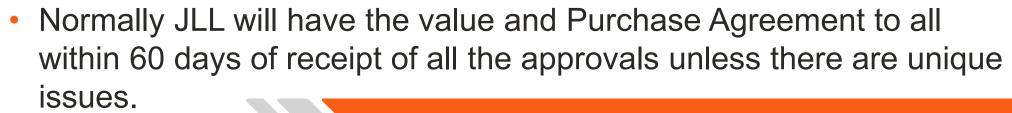






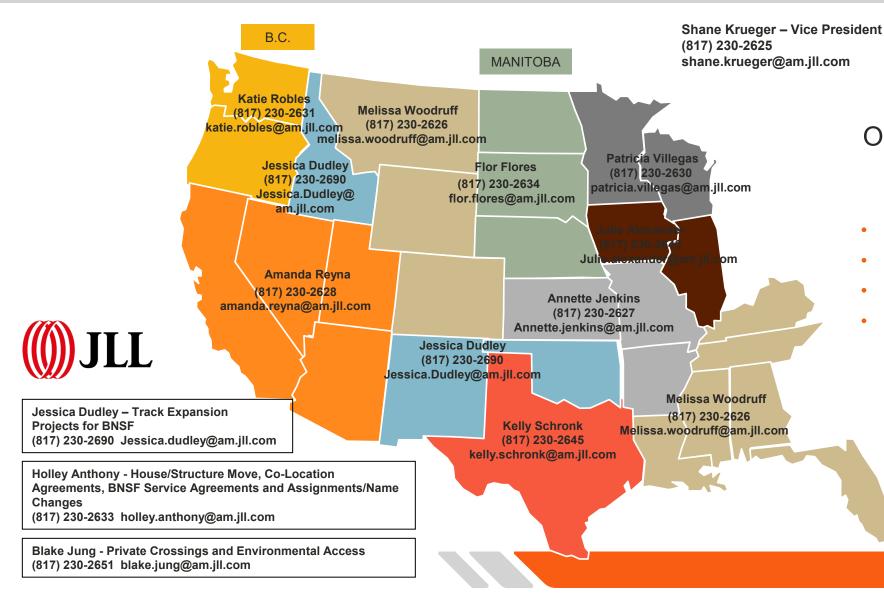


- The interested party must contact MPP / JLL to receive a sales application that has to be completed and returned along with a map or aerial depicting the area they are interested in acquiring.
- Once the completed application and map are received, JLL will review to determine if the proposed sale would align with the BNSF sale policy.
- If the property would align with the BNSF corporate policy; JLL would request an exhibit drawing and circulate for BNSF approvals.
- If the requested sale would meet with BNSF approvals to proceed, JLL would conduct a market valuation and propose a sale price subject to final BNSF approvals.



### JLL PERMIT Support Team





#### Online Permit Applications at: bnsf.railpermitting.com

- Roadway Resurfacing
- Utility Permits (pipeline / wireline)
- Temporary Occupancy (surveying)
- Environmental / Geotechnical Borings

#### **Potential Delays**



- Redlines to standard form agreements
- Ownership and Maintenance requirements
- Tri-party agreements
- Meeting insurance requirements
- Real estate easements / acquisitions
- Engineering reviews
- Specifications not in line with BNSF Guidelines
- Clearance requirements
- Railroad flagging



#### Definitions



**Construction & Maintenance Agreement** – A Construction & Maintenance (C&M) Agreement is an agreement between BNSF and a Proponent that provides license and permission for a Proponent to perform work on BNSF property.

**Exhibit C and C-1** – Exhibit C and C-1 to the C&M Agreement is an agreement between BNSF and the Proponent's contractor which includes parameters for occupying and performing construction on BNSF property, including insurance, notifications, and other requirements.

**Flagger** – A qualified BNSF employee with the sole responsibility to direct or restrict movement of trains, at or through a specific location, to provide protection for workers on or near BNSF property.

**Grade Separation** – A project that includes construction of an Overpass or Underpass. Structure that crosses the BNSF Right-of-Way or other railroad operating location usually eliminating an at-grade crossing.

**Public Crossing** – An at-grade crossing of a public roadway with a railway line. Public grade crossings are roadways that are under the jurisdiction of, and maintained by, a public highway authority (city, county, or state).

#### **BNSF Efforts in Standardization**



BNSF strives to work collaboratively with DOTs to rethink processes and improve ease of doing business.

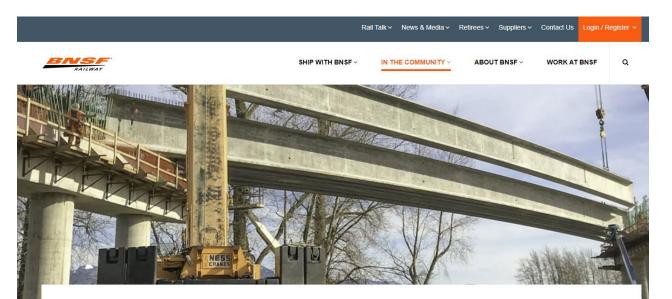
A number of resources are now available at:

https://www.bnsf.com/in-the-community/public-projects/

- Agreement Templates
- Contractor and ROE Requirements (Exhibit C-C1)
- Demolition Guidelines
- Shoring Guidelines
- UPRR-BNSF Joint Grade Separation Guidelines
- BNSF Plan Review Comment Sheets
- JLL Contacts for Utilities and ROW
- Utility Accommodation Policy (UAP)

#### Resources





#### **Public Projects**

Welcome! BNSF's Public Projects team is the point of contact for the communities we serve when they desire to deliver infrastructure projects that cross, intersect, or parallel BNSF's network in some way.

https://www.bnsf.com/in-the-community/public-projects/

Public Projects Manual

- Agreement templates
- Contractor Requirements and ROE (Exhibit C-C1)
- Demolition Guidelines
- Shoring Guidelines
- URRR-BNSF Joint Grade Separation Guidelines
- BNSF Plan Review Comment Sheet
- JLL Link
- Utilities Accommodation Policy (UAP)

#### **Routine Maintenance Activities**



Agency, with its own personnel, may perform the following routine maintenance without providing advance notice to BNSF or coordinating with BNSF's Public Projects group; however Agency shall comply with BNSF's applicable rules and regulations in performing such items.

- Routine snow and ice control
- Repairing or replacing expansion joints at the ends of the bridge
- Applying penetrating water repellent to bridge deck or crack/joint sealing bridge deck
- Repairing or replacing guard rails on the approaches leading up to the bridge
- Maintain drainage facilities such as cleanout of pipes, inlets, and curbs
- Flushing or washing the deck and sidewalks of the bridge
- Lighting maintenance and repair (for roadways under rail bridge)
- Removal of graffiti (for roadways under rail bridge)
- Delamination surveys
- Lift station maintenance
- Pothole patching

Agency, with its own personnel, may perform inspections of the bridge; provided, however, Agency must first furnish notice to BNSF's Manager Public Projects and must comply with BNSF's applicable rules and regulations. Should Agency wish to perform other maintenance or repair activities not listed above with its own personnel, Agency understands an additional agreement may be necessary and will coordinate the applicable right-of-entry agreement with BNSF's Manager Public Projects.





#### Keys to Success & Lessons Learned

- Involve BNSF from the beginning
- Look at each project as a conduit opportunity to collaborate and build a coalition with Class 1 involvement
- The funding space is huge, look across the entire USDOT offerings to determine best fit and funding eligibility
- Understand state-freight goals to develop future-facing State rail plans; building an ambitious pipeline of multimodal projects
- Develop a more formalized 'Noteworthy Practices' highlighting good state programs and best practices
- Be an advocate for freight, alongside passenger rail!
- Realize this is a people & goods movement conversation along with corridor and community livability and development

### THANK YOU



#### **Alex Funderburg**

Manager Public Projects Alex.funderburgjr@bnsf.com O: 206-625-6152

<u>Richard Scott</u> Assistant Director Public Projects richard.scott2@bnsf.com O: 763-782-3492





# WORKING WITH RAILROADS

Amber Stoffels Regional Mgr Public Projects - WA, OR, ID, MT, WY & Northern CA

April 10<sup>th</sup>, 2024



# Presentation Agenda

- UPRR Facts
- Public Projects Intro
  - What is a Public Project
  - How to Initiate
  - Reference Materials
  - Why is this important?
- Real Estate
  - Property Rights
  - Utilities
- Public Projects Initiation
  - Contact Center



# Union Pacific System: 2022 Fast Facts



### Our Heritage



# 2022 Union Pacific in Washington

#### 2022 FAST FACTS

Miles of Track	
Annual Payroll	\$20.7 million
In-State Purchases	\$176 million
Capital Investment	\$7.2 million
Community Giving	\$161,000
Employees	
U.S. Jobs Supported*	1,904

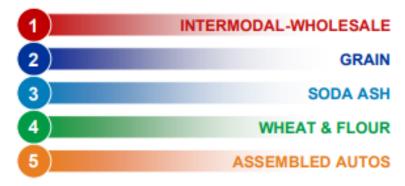
\*Each American freight rail job supports 8 jobs elsewhere in the U.S. economy. (Association of American Railroads)



TOP FIVE COMMODITIES SHIPPED 2022 BY VOLUME



TOP FIVE COMMODITIES RECEIVED 2022 BY VOLUME



## Innovations and Conserving Fuel



## Our Goal: Zero Accidents, Injuries or Fatalities







#### Education

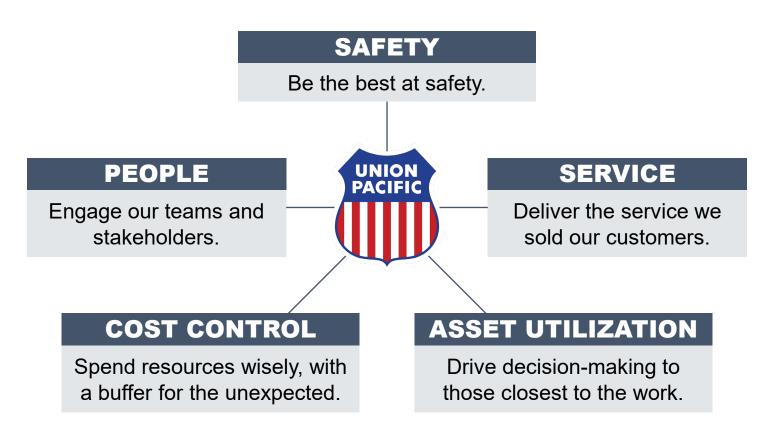
Enforcement

Engineering

# Supporting Our Communities: \$24+ Million in Giving



UNION PACIFIC STRATEGY Safety, Service and Operational Excellence = Growth





#### PUBLIC PROJECTS INTRO

### What are Public Projects

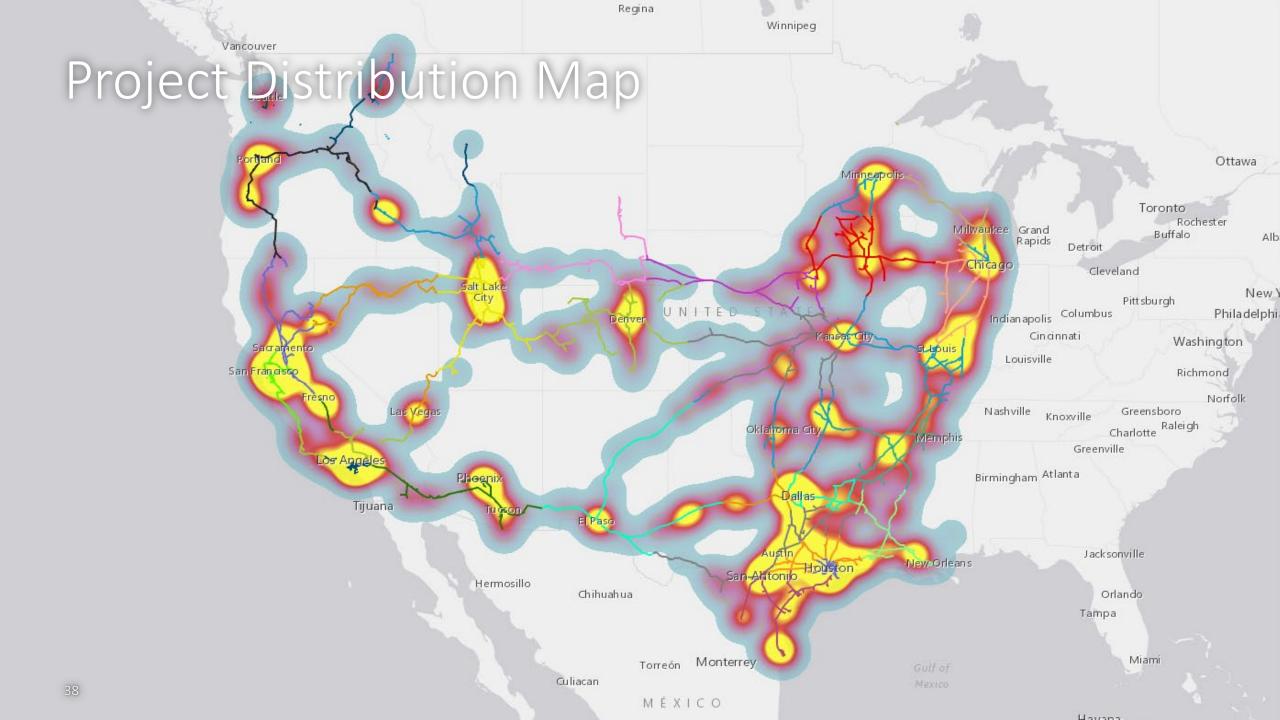
#### Third Party initiated projects that impact Union Pacific Property

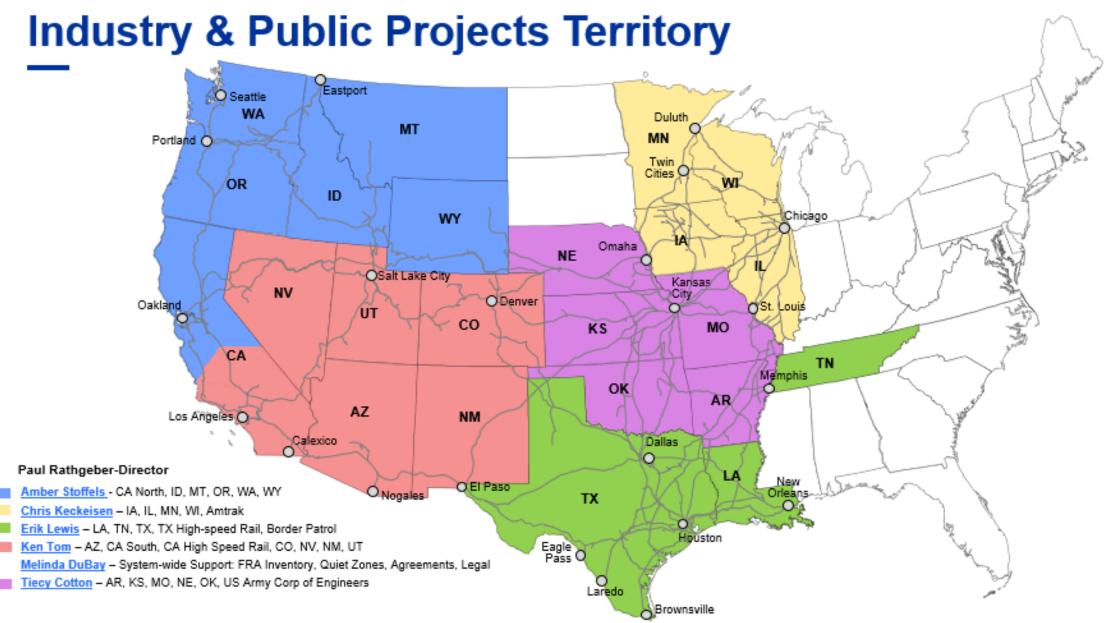


# Who does Public Projects work with?

### EXTERNAL PARTNERS

FEDERAL FRA FHWA USDOT NHTSA US Army Corps	PUBLIC AGENCIES State DOTs Counties Cities	Real Estate Joint Facilities Government Affairs Finance
ORGANIZATIONS	OTHER UNION * FRAME	Law Operations
AAR AREMA AASHTO NCUTCD TRB	Public-Private Partnerships Private Industries Adjacent Landowners	





### Public Project Track Impacts

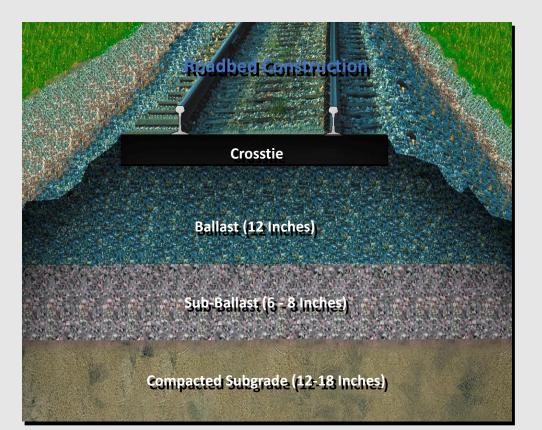
Why doesn't UP just replace that one cracked panel in the middle of the railroad crossing?

Why can't we excavate near the track?

Why do unground clearances exist?

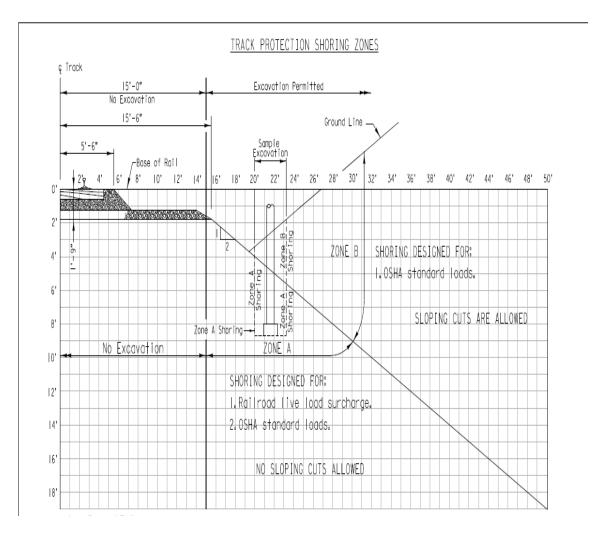
Why is vegetation discouraged near the track?

### **Typical Track Cross Section**



# Track Impacts Continued





# Union Pacific Resources

#### Public Projects

The Public Projects Group is the primary point of contact for local communities and public agencies developing and working on public projects. Public projects may include public or private crossings, crossing surface renewals, road reconstruction at crossings, over- or underpasses, signalized crossing projects, recreational trails, etc.

In addition, after a customers initial contact with Industrial Development, the Public Projects Group will assist with the progress of industry track projects from an engineering design and construction perspective.

Information on temporary use or right of entry agreements, land leases or sales, or utility (pipeline/wireline) installations can be found in the **Real Estate** section of the Union Pacific site.

Submit a project proposal.

#### **Review Public Projects Manual**

#### Union Pacific Railroad Public Projects Manual 🔒

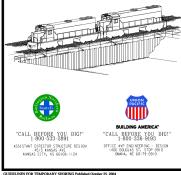
A guide for assisting communities, highway agencies, other authorities, industries, or private entities to coordinate, plan and implement construction projects that involve Railroad Property. Applicants are considered a citizen, consultant, contractor, developer, government, industry, railroad, road authority, or Union Pacific customer. This manual should be reviewed in detail prior to contacting the Union Pacific Public Projects team.



### **Review Guidelines and Standards**

Public Crossings > Getting Started > New Road Crossing Openings and Conversion of Private Crossings To Public Crossings Overview Public Application for Existing/New Private Crossing > Active Warning Devices Flashing Lights With Gates, Signal Preemption Projects > Painting Bridges > At-Grade Roadway (Crossing) Improvement Projects > Parallel Roads/Highways > Grade Separation Bridge Projects > Recreational Trails Pedestrian, Hike and Bike, etc. Private Crossings > New Private Road Crossing Openings Existing Private Crossings: Buying/Selling Property or Relocating Crossings Engineering Design Guidelines > Industrial Track Specifications > Joint BNSF/UPRR Guidelines for Railroad Grade Separation Projects 🔤 (Revised 2016) > Demolition Guidelines 🔒 > Third Party Flagging Policy > Guidelines for Temporary Shoring 👜 Quiet Zones > Federal Railroad Administration's Train Horn & Ouiet Zone Rule

#### GUIDELINES FOR TEMPORARY SHORING



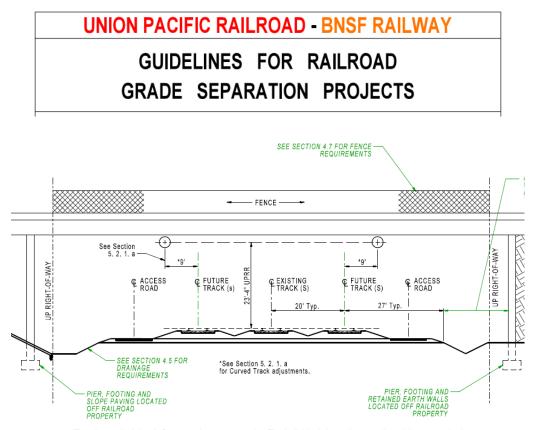
# Public Projects Manual

#### **Contents at a Glance**





### Joint Union Pacific Railroad – BNSF Railway Grade Separation Guidelines



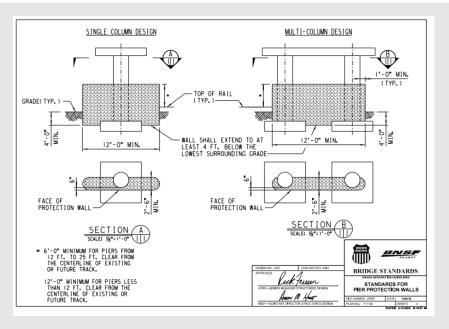


Phase		Type of Submittal	Format	Railroad Review Time	
	Α	Concept (Plans and Site Pictures)	PDF only*	4 weeks**	
Design	в	30% (Applicant response, Design Plans, Project Specifications, Drainage Report & Plan, Shoofly Design, Construction Phasing Plans)	PDF only*	4 weeks**	
		Final Plans (Applicant response, Design Plans, Project Specifications, Drainage Report & Plan, Shoofly Design, Construction Phasing Plans)	PDF only*	4 weeks**	
Construc	tion	(Including but not limited to the following) Shoring Falsework Demolition Erection Erosion Control Construction Phasing Plans	PDF only *	4 weeks**	

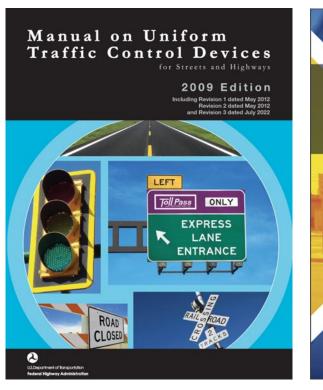
Submittal Format ( The following submittal formats are all required.)

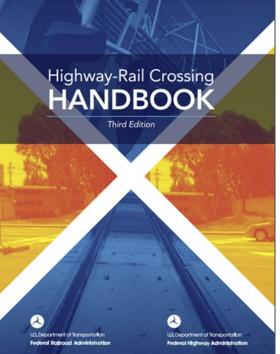
PDF – The pdf shall be formatted to reproduce legibly on 11" x 17" sheets.

\*\* Submittals which do not follow the schedules as outlined in these tables, are partial, incomplete or inadequate may require greater review time.



## Other Resources



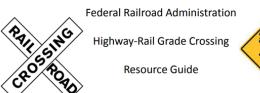


Preemption of Traffic Signals Near Railroad Grade Crossings 2nd Edition

A Recommended Practice of the Institute of Transportation Engineers APRIL 2021

A Community of Transportation Prohessionale

#### F E D E R A L R A I L R O A D A D M I N I S T R A T I O N Highway-Rail Grade Crossings <u>The safest grade crossing is one that doesn't exist.</u>



COMMUNICATIONS & SIGNALS MANUAL

THIN

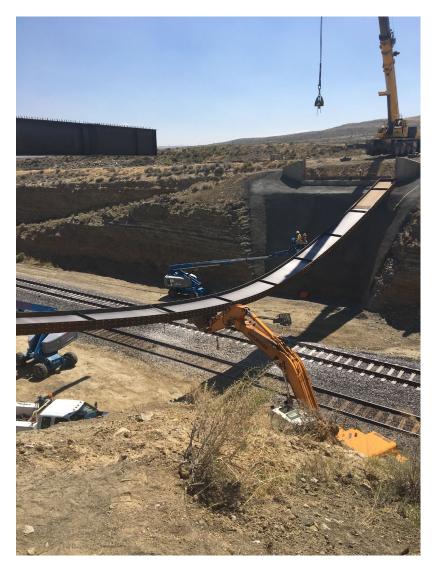


## Why the requirements?

### Safety!







# Real Estate

# Right of Way and Station Maps



• Make a Valuation Section Map request online. We do not provide deeds or other information on the maps

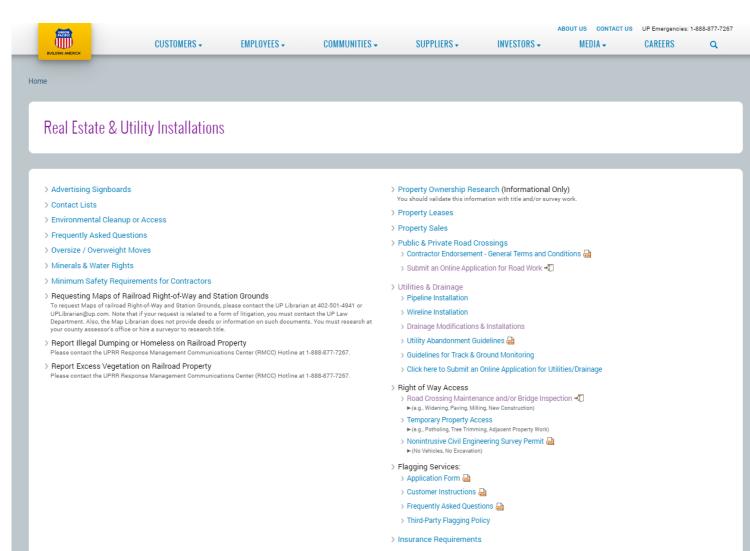
UNION						/	BOUT US CONTACT U	S UP Emergencies: 1-	888-877-7267
	CUSTOMERS +	EMPLOYE	ES -	COMMUNITIES -	SUPPLIERS -	INVESTORS -	MEDIA 🗸	CAREERS	٩
Home > Real Estate	e and Utility Specifications								
Droportu	0 Track Oumarahin [	Daaaarah							
Property	& Track Ownership F	tesearch							
Due to the hig	h volume of requests, we recomr	mend outside parties	research o	wnership thru external r	esources, such as Netr (h	http://publicrecords.netro	online.com 🞝 or thr	ru local title compar	nies.
	aps of railroad Right-of-Way and s the UP Law Department. Also, th					- · ·			1 M M M M M M M M M M M M M M M M M M M
When contact	ing the UP Librarian, you are requ	uired to provide the f	ollowing info	ormation:					
	n of what you are requesting and	what you will use th	ne map for.						
· · · ·	County of requested area.								
	ailroad Mileposts and railroad su	· · · · · · · · · · · · · · · · · · ·			nformation (http://fragis	.fra.dot.gov/gisfrasafety	⇒L)		
	al railroad company name, before Range, and Sections.	e it was sold, abando	onea, retirea,	etc.					
	nange, and sections. pany name, address, city, state, zi	p code, phone numb	er and e-ma	il address.					
	IPRR contact, if you are working								
8. Name of G	overnment agency, if working on	a project with one (i	not as a sub	contractor).					
Note that a fee	e is associated with your request	Please contact the	Map Librari	an for more details on f	ees and delivery options	of maps.			

### Other Factors to Consider with Property Ownership

- Is there a Short Line operating the Railroad line/segment and does UP own the underlying property?
- Was there a merger or is it a predecessor Railroad?
- Is it owned by one of Union Pacific's subsidiaries?
- Was it held by UP Land Resources Company?



# Union Pacific Real Estate & Utility Installations

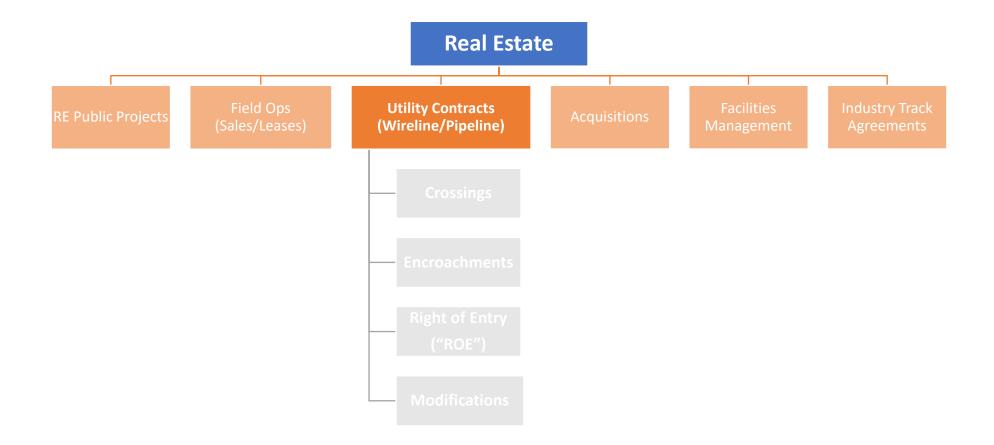




# Union Pacific Utilities and Drainage Resources

	CUSTOMERS - EMPLOYEES - COMMUNITIES -	ABOUT US CONTACT US UP Emergencies: 1-888-877-7267 SUPPLIERS - INVESTORS - MEDIA - CAREERS Q	
Home > Real Estate and	d Utility Specifications		
Utilities and	d Drainage Installations		
crossing, encroac	ation process will allow you to complete an application for a wireline or a pipeline hment, a modification or maintenance request. This will save you time and money - /s, expense and uncertainty of mailing applications to us. All applications mentioned bmitted online.	Crossing vs. Encroachment A crossing is a pipeline or wireline that enters the railroad company's trackage from	
application proces	entails both an encroachment and a crossing, procedures for both must be followed in the ss. The application must be submitted through the encroachment and crossing option on can not be rushed.	one side of the right of way to the other side of the right of way in as near a straight line as possible. These installations should follow Procedures for Pipeline Crossings or Procedures for Wireline Crossings. Or, you may use our new online application process.	
guidelines establi	method for this utility is to involve the use of a directional drilling method, specific shed by the Railroad must be met. Union Pacific Railroad follows AREMA Manual for ing Chapter 1 - PART 5 Pipelines. To purchase a copy of these AREMA guidelines <u>send an</u> EMA 👼.	An encroachment is a pipeline or wireline that enters the railroad company's right of way and either does not leave the right of way or follows along the right of way for some distance. These installations should follow Procedures for Encroachments.	
	y Crossing Applications ility Application Form		
Rush Handling			
> Pipeline crossin > Deviations from	pplications can be " <b>Rushed."</b> gs over 40 inches cannot be " <b>Rushed."</b> standard engineering specifications cannot be " <b>Rushed.</b> " applications cannot be <b>"Rushed.</b> "		
UPRR Rush Hand	ling fees:		
	00 - Turnaround in 5 UPRR Business Days 00 - Turnaround in 15 UPRR Business Days		

## Real Estate Organization



### PUBLIC PROJECTS INITIATION

# How to Initiate: Public Project Contact Center

#### Public Projects

The Public Projects Group is the primary point of contact for local communities and public agencies developing and working on public projects. Public projects may include public or private crossings, crossing surface renewals, road reconstruction at crossings, over- or underpasses, signalized crossing projects, recreational trails, etc.

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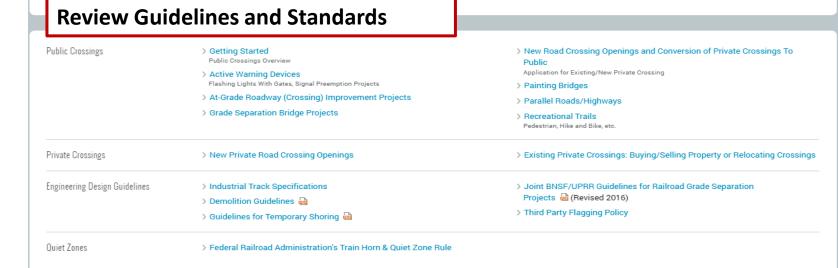
Submit a project proposal.

#### **Review Public Projects Manual**

#### Union Pacific Railroad Public Projects Manual 🔒

A guide for assisting communities, highway agencies, other authorities, industries, or private entities to coordinate, plan and implement construction projects that involve Railroad Property. Applicants are considered a citizen, consultant, contractor, developer, government, industry, railroad, road authority, or Union Pacific customer. This manual should be reviewed in detail prior to contacting the Union Pacific Public Projects team.

### Select "Submit a project proposal"





# How to Initiate: Public Project Contact Center

	CUSTOMERS -	EMPLOYEES -	COMMUNITIES +	SUPPLIERS +	INVESTORS -	ABOUT US CONTACT US	UP Emergencies: 1 CAREERS
BUILDING AMERICA							
ome > Real Estate and Utility	Specifications > Public & Prive	ate Road Crossings					
	<b>.</b>						
Public Projects	Contacts						
This page contains links	and contact information that	at may be helpful to you	r project.				
-	ed crossings or rough crossir ement Communication Cente	-					
General solicitations or	requests for materials are no	t accepted.					
Click on the titles below	to link to the designated cor	ntact webpage.					
Contractor Safety	Requirements						
Real Estate/Utility	Information						
Utility Right of Ent	ry Application (e.g. wireline, p	pipeline, drainage, utility	abandonment)				
Construction of In	dustrial Tracks-Technical Spe	ecifications					
	mation						
Public Safety Infor	mation						

Still need assistance, click **here** 🕫 to submit a Union Pacific Public Projects inquiry.

Railroad's property. Notification is required at least 48 hours prior to start of construction

## How to Submit in the Contact Center

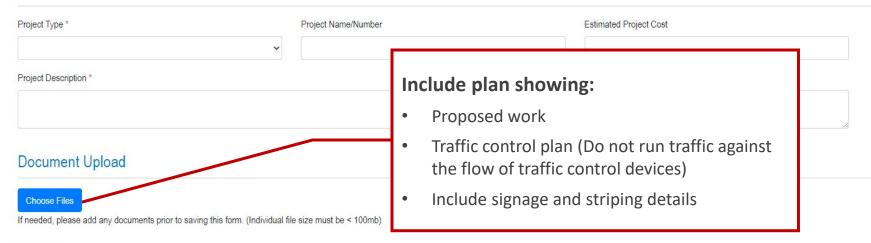
#### **Project Location**

DOT # (ex. #######X or 430346N)	GPS Lat (ex. 35.964135)	GPS Long (ex101.952345)
Street	City	State *
Location Description *		



Complete this field for project locations that do not have a DOT or GPS Lat/Long.

#### **Project Description**



Submit

# **Project Location**

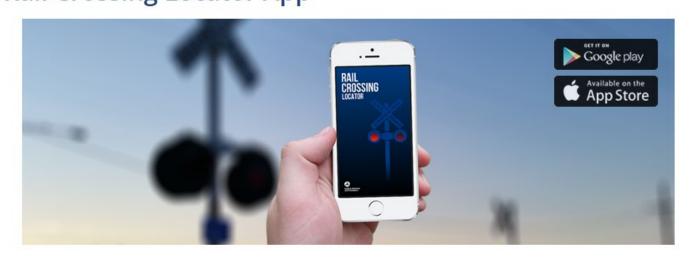
### **Project Location**

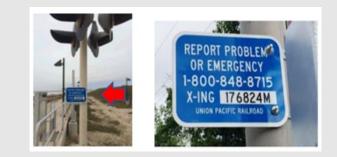
Street	City	State *
		~



### **Rail Crossing Locator App**

Complete this field for project locations that do not have a DOT or GPS Lat/Long.



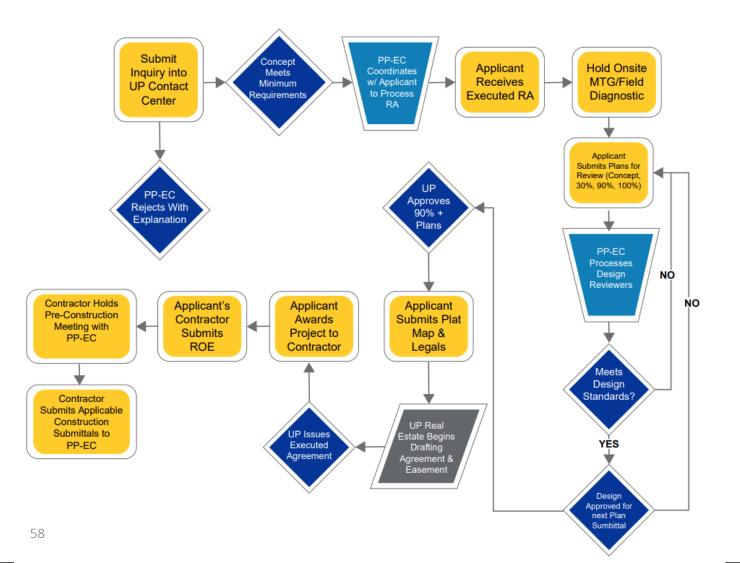


- Unique DOT# per crossing
- Resources to help identify DOT#s
- If project is not at a DOT# (or unable to determine the DOT#), include GPS

5.02 - Gener	ate Crossing Inventory and Accident Reports
	<ul> <li>one of the links below or enter a crossing number, pick</li> <li>e and click on the Generate Report button to produce the</li> <li>Inventory Accident Contact Sheet</li> </ul>
Crossing#:	
Inventory:	Current O History     Generate Report Generate Map
Additional Li	nks
	Query by Location\Railroad Query by Crossing Accident Prediction (WBAPS) DOT Crossing Inventory Information Crossing Data help Rail Crossing Locator Mobile Application Maps Notice Using this Site

### What Happens Next?

#### Figure 2:1 Design Review Process



- Union Pacific Employee Consultant Project Manager (Benesch or Olsson)
- Preliminary Engineering or Reimbursement Agreement

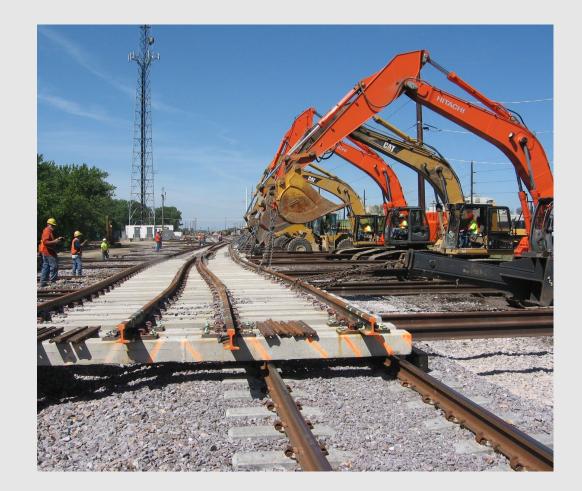
### FOR CROSSING PROJECTS

- Coordination Calls
- Diagnostic
- Agency Design, Design Review by UPRR, Design Approval
- Railroad Estimates
- Property and C&M Agreements
- Construction: Pre-Con, Safety Requirements, Inspections, Submittals, As-Builts

# How to Reach Success

**Best Practices** 

- <u>Reach out Early</u> Engage the railroad early in planning, funding, and concept phases (don't wait until the last minute)
- 2. <u>Understand Resources</u> Know what resources exist and apply to your project
- 3. <u>Communicate and Recognize</u> <u>Expectations</u> – Communicate project milestones, understand railroad process durations and impacts



### Questions?

### Union Pacific Emergencies

#### 1-888-UPRRCOP (877-7267)

Emergency contact for immediate life safety concerns, vehicles stopped on railroad tracks, hazardous material releases, criminal activity in progress, fires, and other incidents requiring emergency response.

### General Public

#### Non-Emergency Incident Reporting

Report blocked crossings, rough crossings, idling equipment, community events, transient encampments, illegal dumping, or vegetation concerns through UP.com/NotifyUP.

#### Local Community Contact

For non-media inquires about issues in your community, contact your local public affairs director.

#### **Public Affairs Contacts**