



# CITY OF KYLE

100 W. Center • P.O. Box 40 • Kyle, Texas 78640 • (512) 262-1010 • FAX (512) 262-3987

January 19, 2017

## AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES AND SUBMITTAL OF EXHIBITS FOR RAILROAD REVIEW/APPROVAL

Project: Relocate controlled siding at Kyle, TX  
State: Texas City: Kyle  
MP 201.0 Austin Subdivision  
Hays County

Mr. Tyson Moeller  
General Manager - Network Infrastructure  
Union Pacific Railroad Company  
24125 Aldine Westfield Road  
Spring, Texas 77373

Dear Mr. Moeller:

Plans are to relocate the existing controlled siding at Kyle, Texas (City). Attached are some options we would like to consider for possible relocation of the siding (Exhibits A, B, C, and D).

- Exhibit A: This option starts just south of the City limits of City of Kyle. During our preliminary analysis, this option became the preferred option because there are no major drainage crossings and minimal conflicts with existing infrastructure.
- Exhibit B: This option runs between south of Roland Lane and north of the Blanco River.
- Exhibit C: This option runs north of Kohler's Crossing, this is the least favored option because of the drainage crossings and some newly constructed facilities near the track.
- Exhibit D: This is the original proposal from Union Pacific Railroad Company.

Once an option is selected, in connection with the project, the City considers it necessary for the successful advancement of the project for your company to collaborate in the development of the project by performing the following:

Topographic Survey  
30% Track and civil design  
Geotech Investigation  
H&H/ Floodplain analysis to determine structure type  
Level A and B Utility research to determine what utilities will be in conflict  
Title research and initial contacts with property owners  
Wetland and stream delineation

The City authorizes and agrees to reimburse the Union Pacific Railroad Company (Railroad) for its expenses and actual costs that are incurred for collaborating in the development of the project's preliminary engineering and other preliminary activities as shown above. The Railroad has estimated that these preliminary engineering and other preliminary costs will be \$270,000.00. During the performance of such work Railroad will provide progressive billing to City based on Railroad's actual costs. Payment will be made by the City to the Railroad within thirty (30) days of the City's receipt of progressive and final bills submitted by the Railroad. Railroad will refer to City's Project Number "K16-17-3" and forward Invoices to Leon Barba, P.E., City Engineer, P.O. Box 40, Kyle, TX 78640.

This agreement is intended to address Preliminary Engineering for the selected option. It does not include final track and civil design, structure design, utility relocations, property acquisitions, permit applications and/or soil testing for contamination. It is understood by both parties that railroad may withhold its approval for any reason directly or indirectly related to safety or its operations, property issues or effect to its facilities. If the project is approved, Union Pacific will continue to work with the City to develop Final Plans, Specifications and prepare Material and Cost Estimates for Railroad Construction Work associated with the project. It is also understood that if the project is constructed, if at all, it will be at no cost to the railroad.

The City and the Railroad will enter into separate License, Right of Entry, Construction and Maintenance Agreements associated with the actual construction of the project if the project is accepted and approved by the railroad. The Agreements will be drafted by Union Pacific and forwarded to the City after the selected option and cost estimates have been approved.

The City requests that this preliminary analysis be completed as quickly as possible, as we seek to obtain other local, state and federal funding to assist with the relocation of the siding. As the Texas state legislature is currently in session, and several key legislators have requested more information concerning this project, it is critical that the results of this study are presented in short-order to provide a funding amount that may be included in a legislative appropriation. We hope Union Pacific can respect the urgency of this request, and we will be as responsive as possible to assist you with this project.

Please contact Leon Barba, P.E., City Engineer, at telephone number (512) 262-3958 via email at lbarba@cityofkyle.com if you have any questions. Your assistance in this matter is appreciated.

Sincerely,



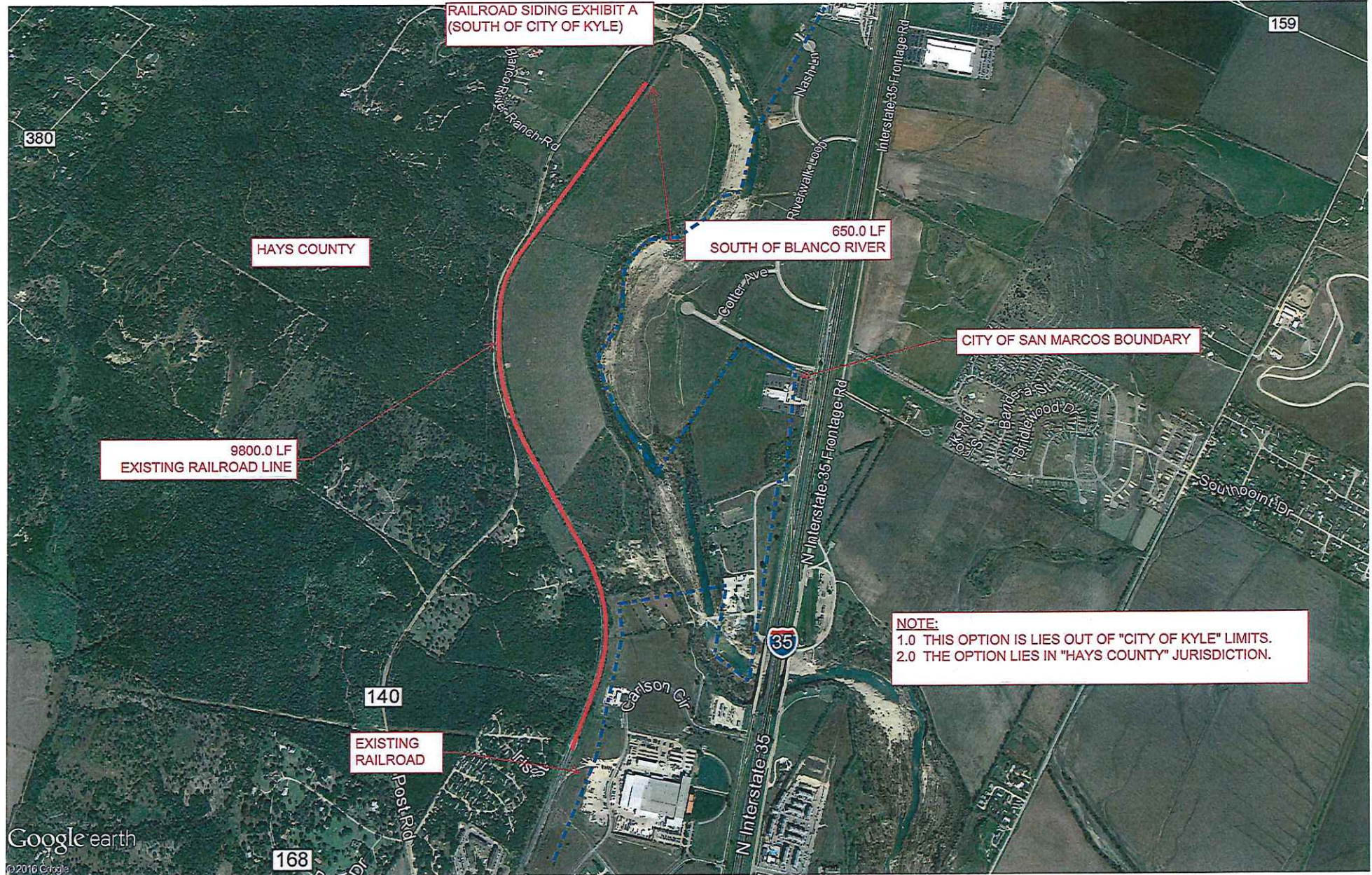
J. Scott Sellers  
City Manager  
City of Kyle, Texas

UNION PACIFIC RAILROAD COMPANY

By Thomas C. Haley Date 02/16/2017

Name and Title: THOMAS CHALEY  
VP - Network Planning & Operation

Attachment(s)  
xc: Leon Barba, P.E., City Engineer



RAILROAD SIDING EXHIBIT A  
(SOUTH OF CITY OF KYLE)

380

HAYS COUNTY

9800.0 LF  
EXISTING RAILROAD LINE

650.0 LF  
SOUTH OF BLANCO RIVER

CITY OF SAN MARCOS BOUNDARY

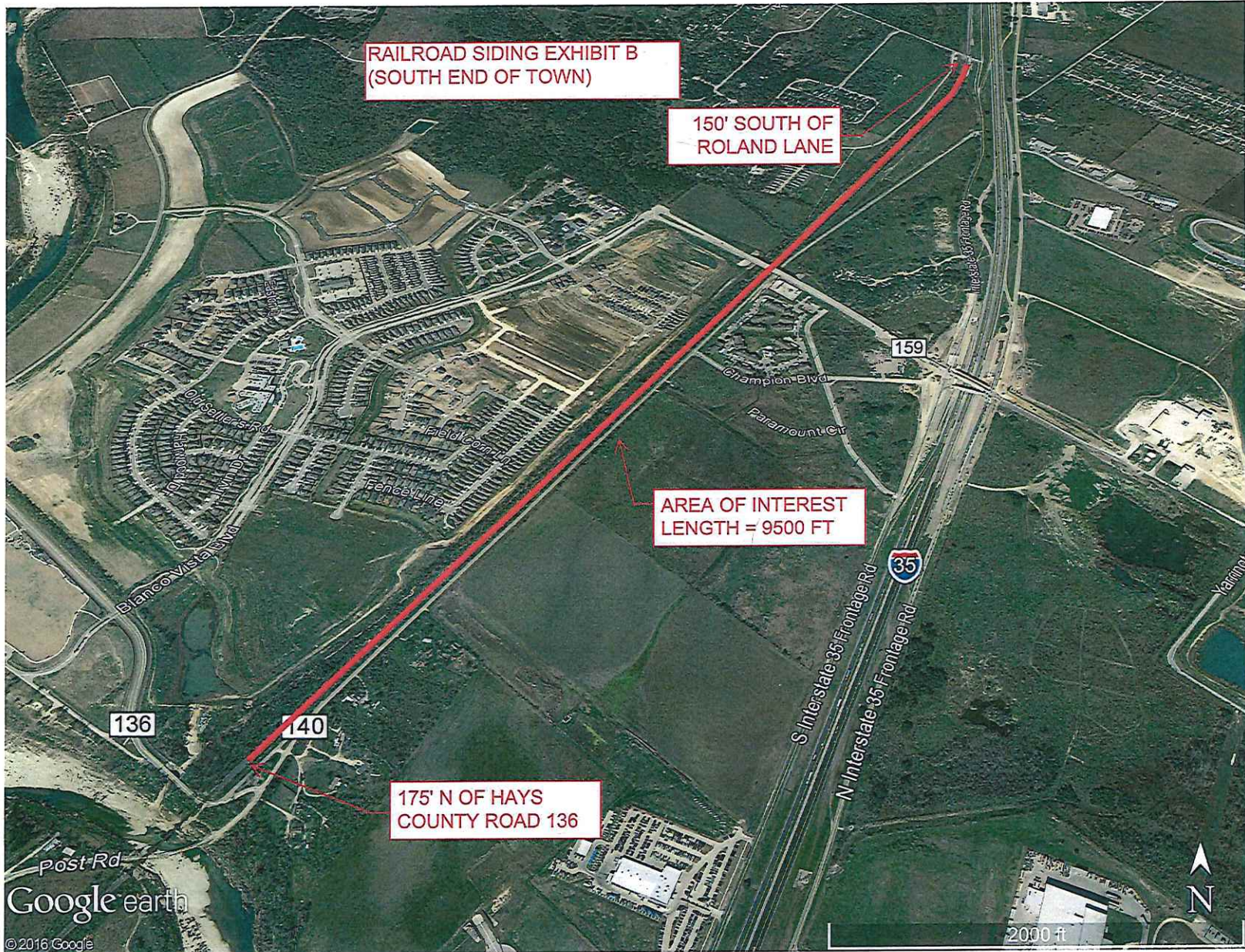
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140

EXISTING  
RAILROAD

168

**NOTE:**  
1.0 THIS OPTION IS LIES OUT OF "CITY OF KYLE" LIMITS.  
2.0 THE OPTION LIES IN "HAYS COUNTY" JURISDICTION.





RAILROAD SIDING EXHIBIT C  
(NORTH OF KOHLER'S CROSSING)

2770

SOUTH OF CONTEX ROAD

EXISTING  
RAILROAD TRACK

10,000.00 LF  
EXISTING RAILROAD LINE

DRAINAGE CROSSING

DRAINAGE CROSSING

NORTH OF KOHLER'S  
CROSSING

1626

W Fannin Market F 1626

Interstate 35 Frontage Rd

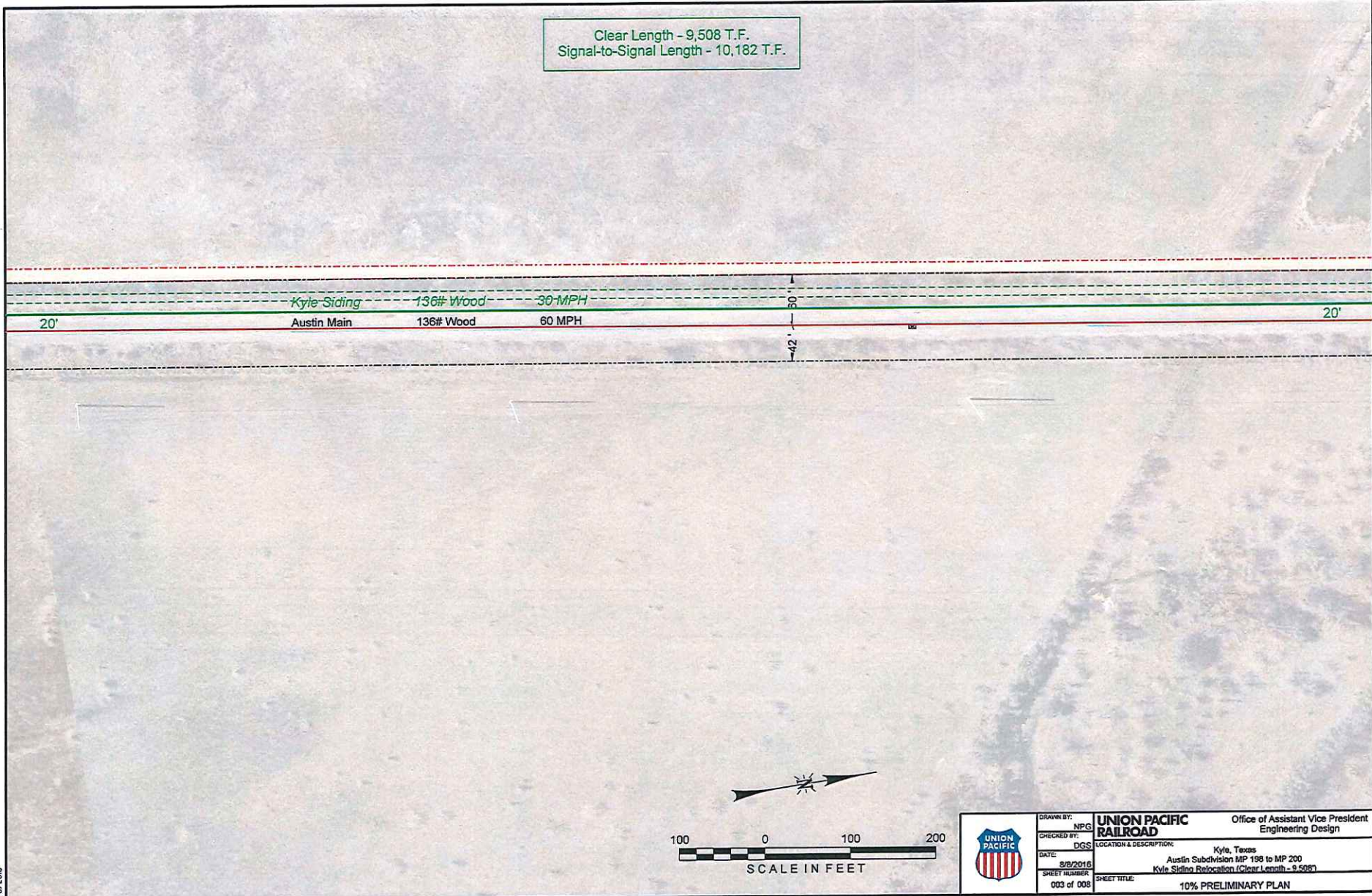
Windy Hill Rd



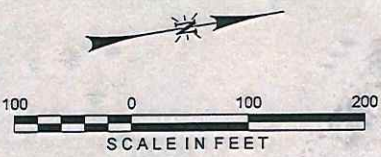





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Signal-to-Signal Length - 10,182 T.F.



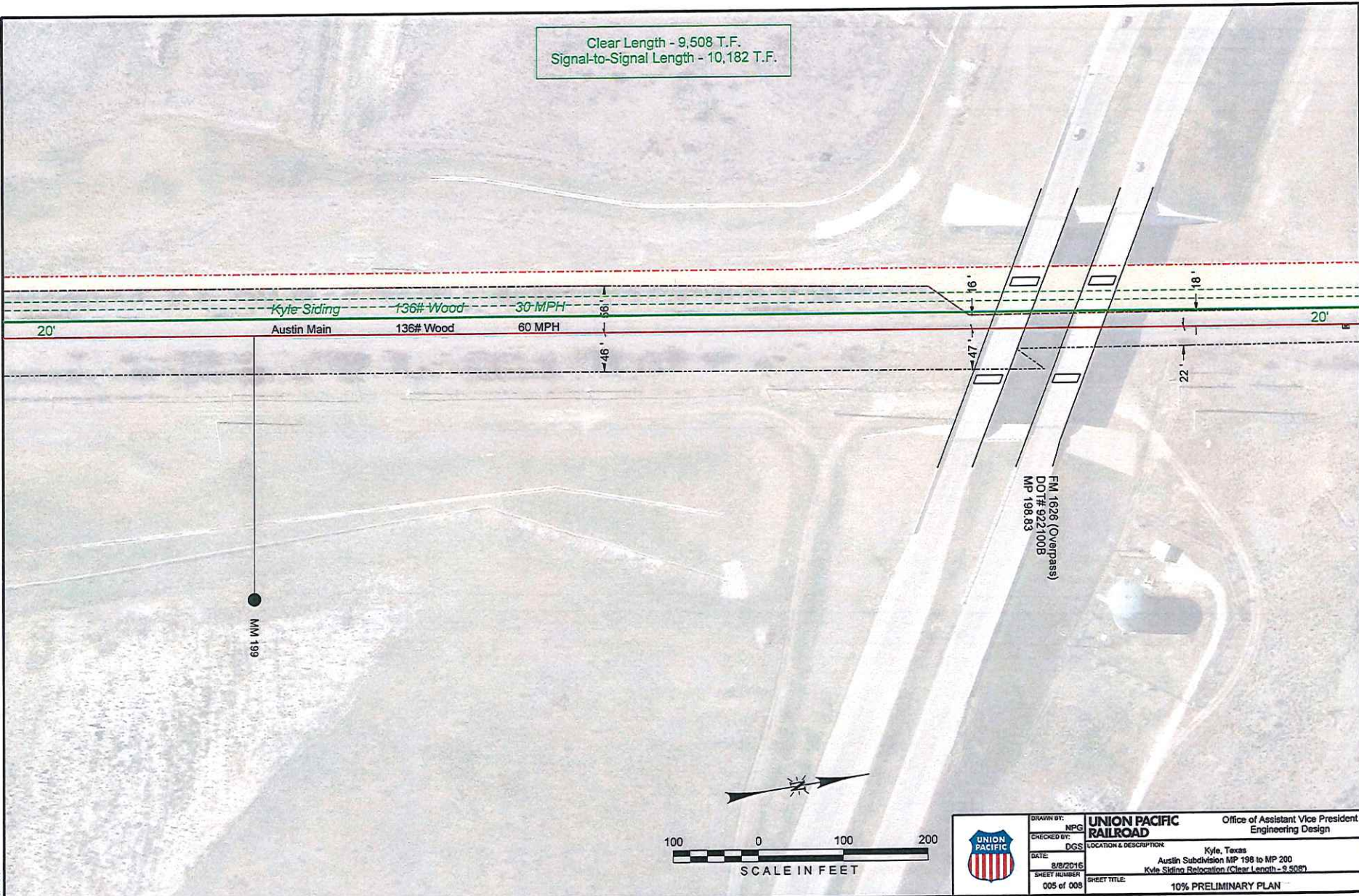
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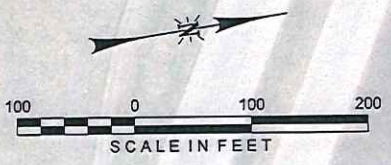
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Clear Length - 9,508 T.F.  
Signal-to-Signal Length - 10,182 T.F.



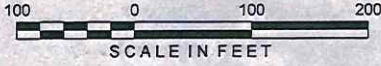
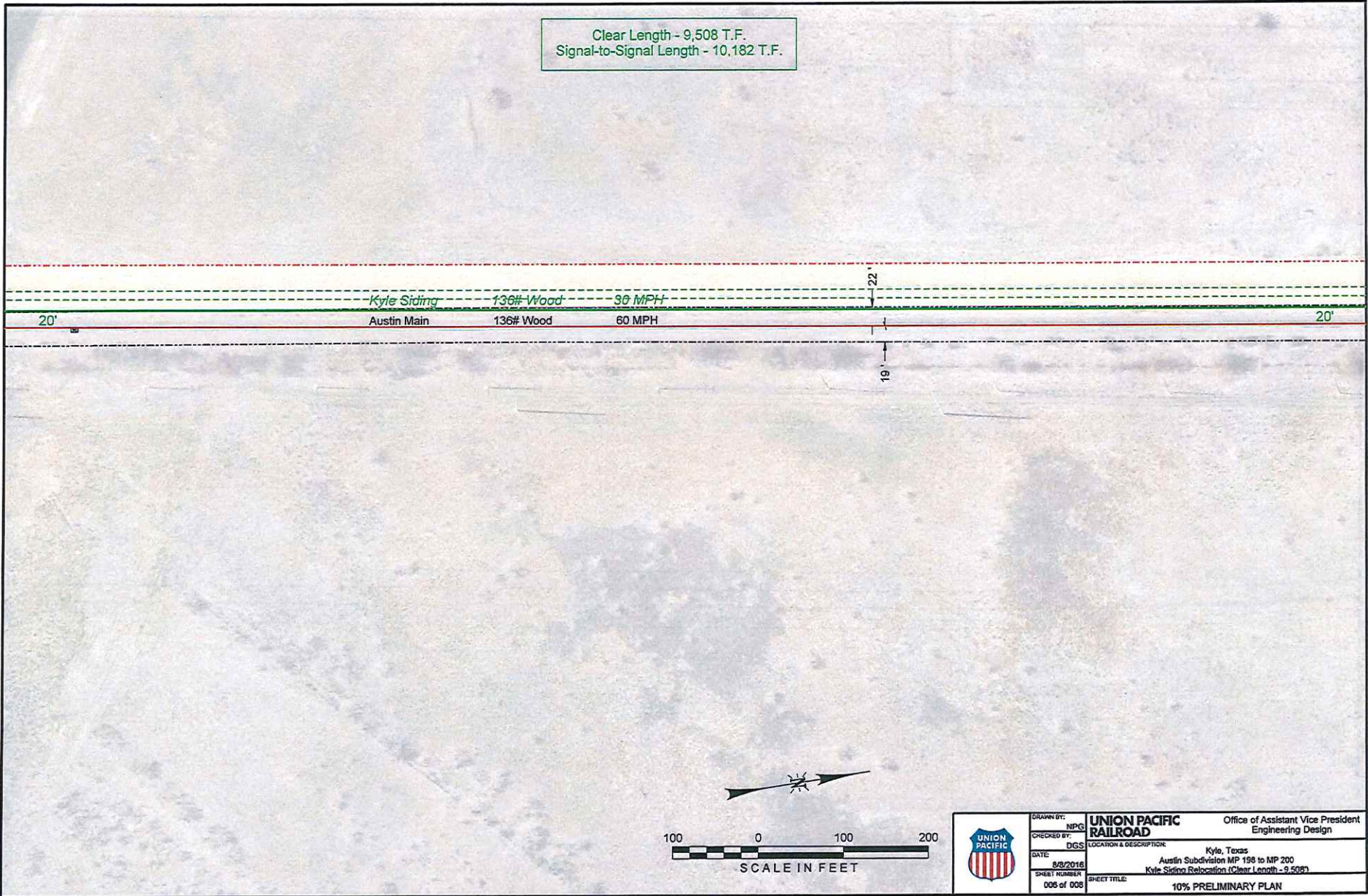
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	SHEET NUMBER: 005 of 008	SHEET TITLE: 10% PRELIMINARY PLAN

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Clear Length - 9,508 T.F.  
 Signal-to-Signal Length - 10,182 T.F.



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