

TO: James L. App, City Manager
FROM: Doug Monn, Public Works Director
SUBJECT: Payment of Union Pacific Railroad (UPRR) Invoice
DATE: April 3, 2007

NEEDS: For the City Council to consider appropriating funds to pay an invoice to Union Pacific Railroad (UPRR) for flagging costs associated with the 24th Street bridge grade separation.

FACTS:

1. On December 12, 2006, the City received an invoice from UPRR for \$22,085.26 for work completed in conjunction with 24th Street grade separation project in 2000.
2. At the November 21, 2006 meeting, Council directed staff to conduct further research regarding an invoice from UPRR for work performed in connection with the 24th Street grade separation project in 2000. The invoiced amount was \$22,085.26.
3. Additional information about the work performed and the billing history was obtained. As a result of these inquiries, the invoice has been reduced to \$21,325.86.
4. UPRR also established that it submitted a timely invoice. It appears that the City received the invoice after closing out the project and was unable to obtain reimbursement from the state. The matter remained unresolved until UPRR billed again last year.

ANALYSIS & CONCLUSION: UPRR submitted a timely invoice for the services and has deleted the questionable charges. The City should pay the invoice in the amount of \$21,325.86.

POLICY REFERENCE None.

FISCAL IMPACT: The charge of \$21,325.86 is reasonable and should be paid. To facilitate payment an appropriation in the amount of \$21,400 will need to be made from General Emergency and Contingency Fund to Budget Number 110-310-5235-161

OPTIONS:

- (a) Adopt Resolution No. 07-xx to authorize payment to UPRR in the amount of \$21,325.86.
- (b) Amend, modify, or reject the above option.

Attachments: (1)

1. Adjusted UPRR Invoice in the amount of \$21,325.86.



UNION PACIFIC RAILROAD COMPANY

PASO ROBLES CITY OF
DEPT OF PUBLIC WORKS
1000 SPRING STREET
PASO ROBLES CA 93446

DATE ISSUED	12-12-06
BILL NUMBER	471009
EXPENSE MONTH	01-01
CONTRACT NUMBER	W032176
CUSTOMER NUMBER	046058
BILL PREPARER	APAV071
REQUESTED BY	
CLS: 14-GOVERNMENT U.S., STA	

CORRESPONDENCE TO: MISCELLANEOUS ACCOUNTS RECEIVABLE
1400 DOUGLAS STREET STOP 1750
OMAHA, NE 68179-1750
PHONE (402)544-0211 OR (402)544-0216 FAX (402)501-0027

DESCRIPTION

CORRECTION BILL
ORIGINAL BILL 471009 DATED 01-24-01 FOR \$22,085.26 THIS ADJUSTMENT AMOUNT \$759.40CR
INVALID TIRE REPAIR AND EQUIPT RENTAL PER
JPF.

NET CORRECTED BILL AMOUNT \$21,325.86

PLEASE DETACH AT THIS LINE AND RETURN THIS PORTION WITH CHECK PAYABLE TO:

UNION PACIFIC RAILROAD COMPANY
12567 COLLECTIONS
CENTER DRIVE
CHICAGO, IL 60693

DATE ISSUED	12-12-06
BILL NUMBER	471009
BILL AMOUNT	\$759.40CR
EXPENSE MONTH	01-01
CONTRACT NUMBER	W032176
CUSTOMER NUMBER	046058
CLS: 14-GOVERNMENT U.S., STATE,	

COMPLETE THIS PORTION FOR CHANGE OF NAME/ADDRESS:

NAME			
STREET			
CITY	STATE	ZIP	

RESOLUTION NO. 07-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES TO
APPROVE PAYMENT OF AN INVOICE FROM UNION PACIFIC RAILROAD

WHEREAS, on June 11, 1999, the City and UPRR entered into an agreement for the City to encroach on UPRR property in order to seismically retrofit the bridge over the railroad tracks at 24th Street (the "Agreement"); and

WHEREAS, the Agreement required that the City pay for a Union Pacific flagger as well as inspection and signal modifications; and

WHEREAS, the City completed the project on June 5, 2000; and

WHEREAS, on June 8, 2006, the City received a letter notifying that there were \$22,085.26 for additional costs for signal installation. The letter referenced an invoice in that amount dated January 24, 2001; and

WHEREAS, following inquiries by the City Attorney's office, UPRR established that it billed Paso Robles in a timely manner for the signal installation; and

WHEREAS, UPRR revised the invoice to delete mistaken two entries and issued a revised invoice in the amount of \$21,325.86;

THEREFORE, BE IT RESOLVED AS FOLLOWS:

The City Council of the City of Paso Robles does hereby approve payment of the UPRR invoice dated 12-12-06 and does appropriate \$21,400 from the General Reserve and Contingency Fund to Budget Number 110-310-5235-161

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 3rd day of April 2007 by the following votes:

AYES:
NOES:
ABSTAIN:
ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Deborah D. Robinson, Deputy City Clerk