



## **BOARD OF DIRECTORS**

Chairman Ed Gallo  
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Julianne Nygaard  
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C. Michael Cowett, General Counsel

## **AGENDA**

### **MONITORING COMMITTEE**

Chairman Chris Orlando, Dave Druker, Rocky Chavez, Bill Horn  
Staff Committee Liaison: Richard Hannasch

**Thursday, September 4, 2008 - 8:30 AM**  
**311 South Tremont Street, Oceanside, California**

1. Open Meeting
2. Changes to the Agenda
3. Extra Work Purchase Orders to Veolia Transportation Under SPRINTER Services Contract
4. Additional Design Services to HDR Engineering for Bridge 207.6
5. Bridge 225.4 Deck Replacement Project
6. Sorrento Valley Platform Extension Additional Design Services to Project Design Consultants
7. Extra Work Purchase Order to TransitAmerica Services, Inc. for Crossing and Signal Rehabilitation at Sorrento Valley Road
8. Ratify Exigent Circumstance Declaration for Stuart Mesa Stormwater Project
9. SPRINTER Revenue Service Report (No Written Staff Report)
10. Develop Plan/Program for Maintaining Viable Infrastructures (Discussion)
11. Other Matters
12. Public Comment
13. Next Meeting: Thursday, **October 2, 2008**, 8:30 a.m., 311 South Tremont, Oceanside, CA
14. Adjournment

*For individuals with disabilities, we will provide assistive services. To obtain such services or copies of documents in an alternate format, please call or write, a minimum of 72 hours prior to the event, to request these needed reasonable modifications. We will make every attempt to accommodate requests that do not give 72 hour notice. Please contact our Clerk of the Board at (760) 967-2808.*

*Persons with hearing impairment please use the California Relay Service (CRS): 800-735-2929 using TTY; 800-735-2922 using voice; 800-735-0373 for CRS Customer Service; 800-855-3000 for Spanish.*

*Any writings or documents provided to a majority of the members of the NCTD Board of Directors regarding any item on this agenda will be made available for public inspection in the department of the Clerk of the Board located at 810 Mission Avenue, Oceanside, CA 92054, during normal business hours.*



STAFF REPORT TO THE MONITORING COMMITTEE

TITLE: EXTRA WORK PURCHASE ORDERS TO VEOLIA TRANSPORTATION UNDER SPRINTER SERVICES CONTRACT

Time Sensitive [X] Consent [X]

STAFF RECOMMENDATION: That the Board: 1) approve the expenditure of \$14,115 which exceeds the Executive Director's change order authority; and 2) authorize the Executive Director to award individual extra work purchase orders valued at \$50,000 or less, for a total not-to-exceed \$200,000 per year, for the duration of the SPRINTER services contract.

BACKGROUND INFORMATION: On April 20, 2006 the Board authorized the award of a five-year fixed price SPRINTER services contract (RFP 05026) to Veolia Transportation. Since then, there have been various extra work purchase orders issued for necessary services and supplies, such as on-going passenger counting, portable radios, and other items related to the transition from Mobilization to Base Revenue service that fell within the Executive Director's change order authority of \$50,000. Since the cost of the recent July 4, 2008 special event service for O'fest (Oceanside Fest) will exceed the Executive Director's \$50,000 change order authority, Board approval is required.

In January 2008 the Board granted authority to the Executive Director to award extra work purchase orders valued at \$50,000 or less and for a total not-to-exceed \$200,000 in a fiscal year for the duration of the COASTER services contract. Although the work under the SPRINTER services contract is clearly defined, there are often additional low dollar items that are required that were excluded from the basic scope due to their frequency being difficult to determine or to an unforeseen occurrence. Given that SPRINTER service is benefiting from increasing demand and that train size increases, ADA/bicycle/stroller-related program modifications, dispatch office enhancements, and special event services are foreseeable future issues which may entail additional costs; it would be beneficial to operate under the same change order authority as the COASTER service.

ATTACHMENT: None

FISCAL IMPACT: The July 4, 2008 holiday special event service will be paid from operating account number 155.508146, which includes a budget of \$25,000 for optional service and capacity expansion for FY 09. There is no specific fiscal impact associated with the revised change order limit item at this time. Expenses would be incurred as extra work purchase orders are issued and from programmed operating or capital accounts.

COMMITTEE REVIEW:

9/4/08

STAFF CONTACT: Tom Lichterman Director of Operations

E-mail: tlichterman@nctd.org Phone: 760/967-2855



**STAFF REPORT TO THE  
MONITORING COMMITTEE**

**Agenda Item #  
4**

**TITLE: ADDITIONAL DESIGN SERVICES TO HDR ENGINEERING, INC. FOR  
BRIDGE 207.6**

**Time Sensitive**  **Consent**

**STAFF  
RECOMMENDATION:**

**That the Board authorize the Interim Executive Director to issue a Change Order in the amount of \$40,000 to HDR Engineering, Inc. for additional services related to design and processing with the Coastal Commission for replacement of Bridge 207.6.**

**BACKGROUND  
INFORMATION:**

Over the last six months, NCTD has issued PO 21661-OP and four change orders to HDR Engineering, Inc. for the design for Bridge 207.6, for a current value of \$1,002,622. While the design is 95% complete and all permits from resource agencies, including clearance from the FTA, have been received, additional work is necessary for final completion of design documents. These include a separate application and plan preparation for coastal access and fencing to the California Coastal Commission and California State Parks, refinement of existing specifications in order to develop detailed NCTD standard bridge construction specifications, and additional seismic analyses that will result in lower construction costs. As a result of this necessary work, HDR is requesting an additional fee.

**ATTACHMENT:** None

**FISCAL IMPACT:** The fiscal impact of this item is \$40,000. A total of \$1,050,297 has been budgeted in JB# 508020 for the bridge replacement design, of which \$898,255 has been expended and an additional \$96,608 has been encumbered, leaving a remaining balance of \$55,434.

**COMMITTEE  
REVIEW:**  
9/4/08

**STAFF CONTACT:** **Tom Lichterman**  
**Director of Operations**  
E-mail: [tlichterman@nctd.org](mailto:tlichterman@nctd.org) Phone: 760/967-2855

**Key Staff Contact:** **Mitch Alderman, Chief Rail Engineer**  
E-mail: [malderman@nctd.org](mailto:malderman@nctd.org) Phone: 760/967-2852



**STAFF REPORT TO THE  
MONITORING COMMITTEE**

**Agenda Item #  
5**

**TITLE: BRIDGE 225.4 DECK REPLACEMENT PROJECT**

**Time Sensitive**  **Consent**

**STAFF  
RECOMMENDATION:**

**That the Board authorize the Interim Executive Director to issue a Change Order in a not-to-exceed amount of \$125,000 to the Herzog Contracting Company for the bridge deck contract, for bridge approach crossies and security gates on Bridge 225.4.**

**BACKGROUND  
INFORMATION:**

Bridge 225.4 is a 700-foot long steel girder, ballast-deck bridge that crosses the San Luis Rey River in Oceanside with seven 100-foot long bridge spans dating back to 1916 and 1925. The bridge deck is comprised of deck “boards”, 8” thick timber boards which are fastened atop the longitudinal steel girders, perpendicular to the track.

As a result of the deteriorating condition of these deck boards, Contract IFB 08019 was awarded to Herzog Contracting Corporation for deck replacement, in the amount of \$2,320,890. The first Change Order issued was for the option of soldier pile retaining walls at the bridge abutments in the amount of \$155,700, raising the total contract value to \$2,476,590.

During construction, it was determined that the condition of the bridge approach cross ties warranted replacement in order to improve track and bridge reliability and to facilitate potential installation of guard rails. Also, as a preventative measure to reduce trespassers from crossing the river on the bridge and to eliminate graffiti from being painted on the side of the bridge, four security gates will be installed on the lower inspection walkways blocking the path of trespassers.

**ATTACHMENT:** None

**FISCAL IMPACT:** The fiscal impact of this item will not exceed \$125,000. A total of \$3,100,000 has been budgeted in JB# 508018 for replacement of the deck for Bridge 225.4, of which \$2,822,295 has been expended and an additional \$22,877 has been encumbered, leaving a remaining balance of \$254,828.

**COMMITTEE  
REVIEW:**

9/4/08

**STAFF CONTACT:**

**Tom Lichterman**

**Director of Operations**

E-mail: [tlichterman@nctd.org](mailto:tlichterman@nctd.org) Phone: 760/967-2855

**Key Staff Contact: Mitch Alderman, Chief Rail Engineer**

E-mail: [malderman@nctd.org](mailto:malderman@nctd.org) Phone: 760/967-2852



**STAFF REPORT TO THE  
MONITORING COMMITTEE**

**Agenda Item #  
6**

**TITLE: SORRENTO VALLEY PLATFORM EXTENSION ADDITIONAL DESIGN SERVICES TO PROJECT DESIGN CONSULTANTS**

Time Sensitive  Consent

**STAFF  
RECOMMENDATION:**

**That the Board authorize the Interim Executive Director to issue a Change Order in the amount of \$50,000 to Project Design Consultants for additional services related to the design of the Sorrento Valley Platform Extension.**

**BACKGROUND  
INFORMATION:**

Project Design Consultants (PDC) was previously issued Purchase Order 22579-OP in the amount of \$75,006 for the design of the Sorrento Valley COASTER station platform extension under their On-Call engineering contract. During the design process, it was determined by NCTD staff that certain changes to the configuration should be made to facilitate better pedestrian and passenger access to and from the trains while allowing for increased length of COASTER trains, with the most significant cost related to the relocation of the communication building now in the path of the platform extension. Within the last two months, a sixth car was added to half of the weekly COASTER trains. The proposed platform extension will allow for a seventh car to be added when needed. In order to implement these changes in the design, PDC is requesting an additional fee for these services.

**ATTACHMENT:** None

**FISCAL IMPACT:** The fiscal impact of this item is \$50,000. A total of \$1,230,000 has been budgeted in JB# 508050 for the project, of which \$58,654 has been expended and an additional \$16,352 has been encumbered, leaving a remaining balance of \$1,154,994 for potential designs issues and construction and construction support services.

**COMMITTEE  
REVIEW:**  
9/4/08

**STAFF CONTACT:** **Tom Lichterman**  
**Director of Operations**  
E-mail: [tlichterman@nctd.org](mailto:tlichterman@nctd.org) Phone: 760/967-2855

**Key Staff Contact:** **Mitch Alderman, Chief Rail Engineer**  
E-mail: [malderman@nctd.org](mailto:malderman@nctd.org) Phone: 760/967-2852



**STAFF REPORT TO THE  
MONITORING COMMITTEE**

**Agenda Item #  
7**

**TITLE: EXTRA WORK PURCHASE ORDER TO TRANSITAMERICA SERVICES, INC. FOR CROSSING AND SIGNAL REHABILITATION AT SORRENTO VALLEY ROAD**

Time Sensitive  Consent

**STAFF  
RECOMMENDATION:**

**That the Board authorize the Interim Executive Director to award an extra work purchase order in the amount of \$313,331 under the terms of RFP 05023 to TransitAmerica Services, Inc. for the rehabilitation of the at-grade crossings at Sorrento Valley Road on the Coastal Corridor.**

**BACKGROUND  
INFORMATION:**

As part of NCTD's on-going "State of Good Repair" program for the railroad, capital funds are programmed annually for the replacement of at-grade crossings, to ensure safety and operational reliability. The Sorrento Valley Road grade crossing is near the end of its useful life and is proposed for replacement through this Extra Work Purchase Order with TransitAmerica Services, Inc.(TASI) under RFP 05023, the COASTER Operations and Maintenance contract.

Currently, due to the state of this crossing, a slow order has been imposed. Even though all COASTER trains already stop in the Sorrento Valley Station, this slow order causes Amtrak to have to reduce speed, which can delay their trains, which in turn can affect entire corridor on-time performance.

Therefore, staff is recommending that the Committee forward this item to the full Board for the approval of the rehabilitation and improvement of the road crossing at Sorrento Valley Road on the Coastal Corridor.

This item is budgeted as part of the Rail Rehabilitation Project and Signal Upgrade Project.

**ATTACHMENT:** None

**FISCAL IMPACT:** The fiscal impact of this item is \$313,331, of which \$284,991 is track work and \$28,340 is signal work.

For the track work, a total of \$700,000 has been budgeted under JB#s 507201 and 508201 for At-Grade Crossing Renewals, \$97,268 of which has been expended, leaving an available balance of \$602,732.

For the signal work, a total of \$500,000 has been budgeted under JB#507901 – Signal and Communication System Upgrade, Phase 2, \$64,205 of which has been encumbered, leaving an available balance of \$435,795.

**COMMITTEE  
REVIEW:  
9/4/08**

**STAFF CONTACT: Tom Lichterman  
Director of Operations  
E-mail: [tlichterman@nctd.org](mailto:tlichterman@nctd.org) Phone: 760/967-2855**

**Key Staff Contact: Keith Kranda, Manager, Maintenance-of-Way  
E-mail: [kkranda@nctd.org](mailto:kkranda@nctd.org) Phone: 760/967-2868**



STAFF REPORT TO THE BOARD

Agenda Item # 8

TITLE: RATIFY EXIGENT CIRCUMSTANCE DECLARATION FOR STUART MESA STORMWATER PROJECT

Time Sensitive [X] Consent [X]

STAFF RECOMMENDATION:

Ratify the Executive Director's declaration of an exigent circumstance and increase the scope of work of the Allied Atlas contract IFB 8018 for the Stuart Mesa stormwater project.

BACKGROUND INFORMATION:

As authorized by the Board of Directors in December 1997, the Executive Director or designee has the authority to execute a contract in excess of \$100,000 or contract change order in excess of \$50,000 in value prior to Board approval when it is determined by the Executive Director that either an emergency or a public exigency exists. When such action is taken, the Board will be requested to ratify the action at the next Board meeting.

On August 28, 2008, Tom Lichterman, the designated charge in the absence of the Interim Executive Director, declared an exigent circumstance and used the Board-granted authority to authorize the issuance of a Change Order to Allied Atlas, increasing their contract value by the not-to-exceed amount of \$200,000. This action was necessary to immediately begin remediation work on the recently completed ground water pumping system at the Stuart Mesa COASTER Maintenance Facility due to the State Water Board's direction to NCTD to correct continuing discharge by September 22, 2008. Camp Pendleton notified the Water Board that discharge is still continuing from our right-of-way into the Santa Margarita River. While BB&K is pursuing a claim with Camp Pendleton, we need to use our money to start the project which will come from one of our maintenance budgets.

ATTACHMENT: None

FISCAL IMPACT: The fiscal impact of this item will not exceed \$200,000. A total of \$246,000 has been budgeted in JB#508015 for rail replacement, which will be re-directed to fund this project. None of these project funds have been expended or encumbered, leaving an available balance of \$246,000.

COMMITTEE REVIEW: 9/4/08

STAFF CONTACT: Tom Lichterman, Director of Operations, E-mail: tlichterman@nctd.org Phone: 760/967-2855

Key Staff Contact: Mitch Alderman, Chief Rail Engineer, E-mail: malderman@nctd.org Phone: 760/967-2852

September 4, 2008

TO: North County Transit District Board Members  
FROM: Clerk of the Board  
SUBJECT: POSTING OF BOARD AGENDA

In Compliance with the Ralph M. Brown Act, As Amended, the following information is provided.

The Agenda for this meeting of the Monitoring Committee was posted as follows:

Meeting Date and Time: September 4, 2008; 8:30 a.m.  
Posted At: 810 Mission Avenue, Oceanside, CA and  
311 So. Tremont, Oceanside, CA  
Date & Time of Posting: August 29, 2008; 5:00 p.m.  
Posted By: Clerk of the Board