COB - BOSAIR FORM

10/01/2025 8:11 AM (MST)

Submitted by Michelle.Guardado@pima.gov



BOARD OF SUPERVISORS AGENDA ITEM REPORT (BOSAIR)

All fields are required. Enter N/A if not applicable. For number fields, enter 0 if not applicable.

Record Number: SC TR SC2500000563

Award Type:

Contract

Is a Board Meeting Date

Requested?

Yes

Requested Board Meeting Date:

10/21/2025

Signature Only:

Procurement Director Award /

Delegated Award:

N/A

Supplier / Customer / Grantor /

Subrecipient:

Union Pacific Railroad Co

Project Title / Description:

Union Pacific Railroad (UPRR) Tucson Yard Expansion - Palo Verde Road

Purpose:

On May 19, 1955, the Southern Pacific Company and the Commissioner of Public Road, United States Department of Commerce, entered into an agreement recorded as Docket Book 859 Page 543, covering the construction, use, maintenance and repair of a grade separated overpass structure that carries traffic on S. Palo Verde Road, over the railroad tracks at Railroads Milepost 987.602 at DOT # 741140X.

NO

UPRR is the successor in interest to the Southern Pacific Company, and Pima County is the successor in interest to the Commissioner of Public Road. United

States Department of Commerce.

UPRR now desires to construct three additional tracks under the existing crossing.

This amendment hereby amends the original agreement to include the new plans. UPRR shall bear the entire expense of the project improvements and the cost of

maintaining the improvements.

Procurement Method:

Misc. Contracts: This Contract is a non Procurement contract and not subject to

Procurement rules.

Procurement Method Additional

Info:

NA

Program Goals/Predicted

Outcomes:

UPRR is modifying the existing crossing so that they can add three tracks to the Railroads Tucson Yard which will facilitate moving and switching of railcars more

efficiently.

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Public Benefit and Impact:

Train movements in the Tucson region will be improved, and rail traffic delays will be reduced.

Budget Pillar

· Critical infrastructure & economic growth

Support of Prosperity Initiative:

8. Prioritize Transportation Options to Connect Disadvantaged Communities to Jobs and Resources

Provide information that explains how this activity supports the selected Prosperity Initiative

The project improvements and operation of the existing rail crossing will bring the crossing to updated safety standards to benefit all travel modes. The improvement project will allow trains to get around the Tucson Yard more efficiently and safely.

Metrics Available to Measure Performance:

The railroad improvement project will have a minimal impact on the existing traffic conditions.

Retroactive:

NO

Amendment / Revised Award Information

Record Number: SC TR SC2500000563

Document Type:

SC

Department Code:

TR

Contract Number:

SC2500000563

Amendment Number:

1

Commencement Date:

10/21/2025

Termination Date:

Perpetual

Is the Termination Date new?

NO

Classification:

Expense

Adjust Level:

No change

Prior Contract Number (If

NA

Applicable):

Amount This Amendment:

\$0.00

Funding Source(s) required:

No Cost Agreement

Funding from General Fund?

Contract is fully or partially funded with Federal Funds?

NO NO Department:

Transportation

Name:

Xavier de la Garza (Administrative Contact Michelle Guardado 724-2663)

Telephone:

520-724-6410

Add GMI	Department	Signatures
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No Digitally signed by Kathryn Skinner

Department Director Signature:	_laftin	DN: cn=Kathryn Skinner, o=Pima County, ou=Transportation, email=Kathryn Skinner@pima.gov, c=US Date: 2025 to 03.08:12:23.40700°	_ Da

Deputy County Administrator Signature: County Administrator Signature: _



UPRR Project No. 0458337

SUPPLEMENTAL AGREEMENT

THIS SUPPLEMENTAL AGREEMENT (the "Supplement") is made as of ______, by and between UNION PACIFIC RAILROAD COMPANY, a Delaware corporation ("Railroad") and the COUNTY OF PIMA, a municipal corporation, whose address is 201 N Stone Avenue, Tucson, Arizona 87501. ("Political Body").

RECITALS:

By instrument dated May 19, 1955, the Southern Pacific Company and the Commissioner of Public Road, Bureau of Public Road, United States Department of Commerce entered into an agreement (the "Original Agreement"), recorded as Docket Book 859 Page 543, covering the construction, use, maintenance and repair of a grade separated overpass structure that carries vehicular traffic traversing on South Palo Verde Road, over Railroad's tracks at Railroad's Milepost 987.602 at DOT# 741140X, on Railroad's Gila Subdivision at or near Tucson, Pima County, State of Arizona.

The Railroad named herein is the successor in interest to the Southern Pacific Company. The Political Body named herein is the successor in interest to the Commissioner of Public Road, Bureau of Public Road, United States Department of Commerce.

By instrument dated January 22, 2004, recorded as Docket 12222, page 328, made by and between UNION PACIFIC RAILROAD COMPANY, a Delaware corporation, formerly known as Southern Pacific Transportation Company, a Delaware corporation (the "Grantor"), and PIMA COUNTY, a political subdivision of the State of Arizona (the "Grantee") entered into an agreement covering construction, use, maintenance and repair of an overhead crossing for the Veterans Memorial Overpass, Palo Verde Road in Tucson, Pima County, Arizona.

The Railroad, as part of the UPRR Tucson Yard Expansion, now desires to undertake as its project (the "Project") the addition of three (3) additional tracks under the existing structure (the "Crossing").

AGREEMENT:

NOW, THEREFORE, IT IS MUTUALLY AGREED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

Section 1. AGREEMENT SUPPLEMENTAL

This agreement is supplemental to the Original Agreement, as herein amended, and nothing herein contained shall be construed as amending or modifying the same except as herein specifically provided.



Section 2. <u>AMENDMENT</u>

The Original Agreement is hereby amended to include the new Plans attached hereto and made a part hereof. The Railroad, as part of the UPRR Tucson Yard Expansion, now desires to undertake as its project (the "Project") the addition of three (3) additional tracks under the existing structure (the "Crossing") and shall bear the entire expense of the project improvements and the cost of maintaining the improvements of the Project.

Section 3. <u>TERMINATION</u>

UNION PACIFIC RAILROAD COMPANY

This agreement may be cancelled in accordance with A.R.S. § 38-511, if applicable.

IN WITNESS WHEREOF, the parties hereto have caused this Supplement to be executed in duplicate as of the date first herein written.

(Federal Tax ID No. 94-6001323) Date **COUNTY OF PIMA** APPROVED AS TO CONTENT Kathryn Skinner, Director Rex Scott, Chairman Pima County Board of Supervisors Pima County Department of Transportation Date APPROVED AS TO FORM **ATTEST** Cindy Nguyen, Deputy County Attorney Melissa Manriquez, Clerk of the Board 9/22/25 Date Date

EXHIBIT

To Supplemental Agreement

UPRR Plans