

FILE

(NC)

Public Utilities
Commission of Ohio

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Memo

RECEIVED-DOCKETING DIV
2013 MAY -1 AM 10:58
PUCO

To: Docketing Division
From: George Martin, Grade Crossing Planner, Rail Division
Re: In the matter of the authorization of CSX Transportation to install an active grade crossing warning device in Auglaize County
Date: May 1, 2013

The Ohio Rail Development Commission (ORDC) has authorized funding for CSX Transportation (CSX) to install **mast-mounted flashing lights and roadway gates** in Auglaize County, near Botkins, Pusheta Township, Freyburg Dr/TR 110, DOT# 155267V. The crossing was surveyed on September 24, 2012, due to its hazard index, and was found to warrant the upgrade.

The project will be paid for with federal funds, and is actual cost. As the plan and estimate for the project has been submitted and approved, staff requests an Entry with completion due in nine months. Construction may commence at once. Staff requests that the following language be incorporated in the Entry:

It is expected that all work necessary for FHWA acceptance of the warning devices will be completed by the in-service due date and that the railroad will be responsible for this work. This work includes, but is not limited to:

**Any ancillary work to make the warning devices function as designed and visible to the roadway user, and
MUTCD compliance, including minor roadway work if necessary.**

A suggested case coding and heading would be:

PUCO Case No. 13- 1110 -RR-FED In the matter of the authorization of CSX Transportation to install an active grade warning device in Auglaize County

C: Legal Department

Please serve the following parties of record.

Ms Cathy Stout

Ohio Rail Development Commission

1980 W Broad St, Mailstop # 3140

Columbus, Oh 43223

Ms Amanda DeCesare

CSX Transportation

1717 Dixie Hwy, Ste. 400

Ft Wright, Ky 41011

Pusheta Township Trustees

14002 Pusheta Rd

Wapakoneta, Oh 45895

Dayton Power & Light

**OHIO RAIL DEVELOPMENT COMMISSION
INTER-OFFICE COMMUNICATION**

TO: George Martin, Planner, PUCO

FROM: Cathy Stout, Manager, Safety Section, ORDC

Tim Perkins

BY: Tim Perkins, Grade Crossing Specialist

SUBJECT: Grade Crossing Warning Project, Auglaize County, T.R. 110, Freyburg Drive, CSX, DOT No. 155 267 V, PID No. 94540, OH0922

DATE: May 1, 2013

The Public Utilities Commission of Ohio (PUCO) established a diagnostic survey at the subject location on September 24, 2012. The Ohio Rail Development Commission (ORDC) attended the review. The Diagnostic Team recommended the improvement of warning devices to flashing lights and roadway gates. Copies of the diagnostic review form and the plan and estimate are attached.

PE has already been provided by the railroad. ORDC approves the site plans and estimates as provided. Please issue a construction-only order for the project outlined above. This construction authorization is made with the stipulation and understanding that any field work needs prior approval before the work begins. This authorization is made with the stipulation and understanding that an approved estimate may contain entries for items or activities that may be cited and found to be ineligible for federal participation during the project audit.

It is expected that all work necessary for FHWA acceptance of the warning devices will be completed by the in-service due date and that the railroad will be responsible for this work. This work includes, but is not limited to:

- any ancillary work to make warning devices function as designed and visible to the roadway user, and
- MUTCD compliance – including minor roadway work if necessary.

Thank you for your assistance with these matters.

Attachment: Diagnostic Review
Plan & Estimate



OHIO RAIL DEVELOPMENT COMMISSION

Mail Stop #3140, 1980 West Broad Street, Columbus OH 43223

John R. Kasich, Governor • James G. Bradley, Chairman

May 1, 2013

Amanda DeCesare
CSX Transportation
Public Projects Manager
1717 Dixie Highway, Suite 400
Ft. Wright, KY 41011

RE: Auglaize County, T.R. 110, Freyburg Drive, DOT No. 155 267 V,
PID No. 94540, OP: OH0922

Dear Ms. DeCesare:

The CSX Transportation (CSX) plan and estimate dated September 18, 2013, in the amount of \$193,153.00 for the referenced project has been reviewed and is acceptable. CSX may proceed with the construction of the proposed grade crossing warning system in accordance with the abbreviated plan. This authorization is made with the stipulation and understanding that the approved estimate may contain entries for items or activities that may be cited and found to be ineligible for federal participation during the project audit. Reimbursement of eligible actual cost is limited to \$193,153.00. Additional costs must be approved in writing by the ORDC prior to being incurred. Emergency verbal authorizations by ORDC may be permitted and will be confirmed by ORDC in writing within ten (10) business days of the verbal approval.

This authorization is contingent upon CSX accepting the following instructions:

1. CSX will furnish prior written notification of their scheduled date to start construction to George Martin, PUCO, Railroad Division.
2. CSX's project foreman will furnish FAX or written notification five (5) working days prior to the date work will start at the project site to Tim Perkins, Ohio Rail Development Commission (ORDC), 1980 West Broad Street, Columbus, Ohio 43223, email Tim.Perkins@dot.state.oh.us or FAX (614) 728-4520, (telephone number 614-644-0284), and to the Public Utilities Commission of Ohio at 180 East Broad Street, Columbus, Ohio 43215, email George.martin@puc.state.oh.us, (telephone number 614-752-9107). CSX's project foreman will also notify the same of any stops and re-starts of the work activity and of the date work was completed for the project.
3. CSX will arrange for utilities to be located at the project site by the Ohio Utilities Protection Service (OUPS) prior to any construction activities at the site. Utilities that are not participating members of the service must be contacted directly by CSX.



www.rail.ohio.gov

phone: 614.644.0306

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4. CSX's project foremen will notify Tim Perkins of any changes in the scope of work, cost overruns, material changes, etc. which are not included in the approved plan and estimate and secure approval of same before the work is performed.
5. CSX will furnish two (2) copies of each partial bill to ORDC. Please find the enclosed Encumbrance Estimate to reference when billing.
6. CSX will furnish two (2) copies of the final all-inclusive bill to ORDC stating the exact dates of starting and completing work, the initial and final dates of construction and location where the accounts may be audited.

Thank you for your assistance with these matters.

Sincerely,

A handwritten signature in black ink that reads "Tim Perkins". The signature is written in a cursive, slightly slanted style.

Tim Perkins
Project Manager

C: George Martin, PUCO, Grade Crossing Planner
Ryan Lowe
ORDC (file)