

Montgomery City Council
AGENDA REPORT

Meeting Date: January 28, 2025	Budgeted Amount: N/A
Department: Administration	Prepared By: WGA

Subject

Consideration and possible action on the approval of the BNSF Railway Pipeline License Agreement Old Plantersville Rd 12” Waterline Extension project and authorize the Mayor to sign the agreement.

Recommendation

Approve the license agreement between the City of Montgomery and BNSF Railway as presented and authorize the Mayor to sign the agreement.

Discussion

This project is being funded by the Redbird Meadows Developer per the executed Development Agreement between the City and the Developer.

The project scope includes extending the existing 12” waterline along Old Plantersville Rd. and connecting it to the existing waterline along SH-105. This project was awarded to Bull-G on September 24, 2024.

The agreement grants the City a license to locate our utility lines within the railroad right-of-way. The agreement was previously executed by the City on April 11, 2023, however since the project did not start within the required one-year timeline as outlined in the agreement, we are required to amend the existing agreement with the current BNSF permit terms and conditions. The permit fees were originally paid back on November 5, 2024 and the contractor is ready to begin work within the BNSF right-of-way.

Changes from the original agreement include:

- Permit Fees have increased (does not apply to the revised agreements since the fee has already been paid)
- Contact information of the Scheduling Agent
- Provisions on the required slope of any horizontal directional drilling of carrier pipes
- Contact information for BNSF Permitting Licensor

Approved By

City Secretary & Director of Administrative Services	Ruby Beaven	Date: 01/24/2025
Interim City Administrator & Chief of Police	Anthony Solomon	Date: 01/22/2025