

FROM (DEPT/ DIVISION): County Counsel

SUBJECT: Utility Relocation

<p>Background:</p> <p>As part of the Umatilla River Road project, utilities within the road right of way will need to be relocated. Once construction starts, excavation will cut the lines and service. Notice was provided to the utilities of the project, along with the request to remove prior to start of construction. Despite notice of deadline, one of the utilities is saying it is unable to do so until possibly May, which is beyond the time provided to utilities. The project schedule has a completion date at the end of April. The Board is requested to order the relocation as provided by state statute and to declare the failure to move the utilities a public nuisance and authorize abatement. The plan by the utility is to lay a new line outside the new paved area, and abandon the existing line.</p>	<p>Requested Action:</p> <p>Adopt Order No. RD2021-01</p>
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ATTACHMENTS: Proposed Order

\*\*\*\*\*For Internal Use Only\*\*\*\*\*

Checkoffs:

- ( ) Dept. Heard (copy)
- ( ) Human Resources (copy)
- ( ) Fiscal
- ( X ) Legal (copy)
- ( ) (Other - List:)

To be notified of Meeting:  
Tom Fellows

Needed at Meeting:

\*\*\*\*\*

Scheduled for meeting on: March 17, 2021

Action taken:

\*\*\*\*\*

Follow-up:

THE BOARD OF COMMISSIONERS OF UMATILLA COUNTY

STATE OF OREGON

In the Matter of Relocation            )  
of Utilities in Umatilla River        )     Order No. RD2021-01  
Road Right of Way                    )

WHEREAS under ORS 758.010 any person has a right and privilege to construct, maintain and operate its water, gas, electric or communication services lines, fixtures and other facilities along the public roads in Oregon and such lines, fixtures and facilities shall not be constructed so as to obstruct any public road;

WHEREAS a county governing body has the authority to designate the location upon roads under its jurisdiction where the lines, fixtures and facilities may be located, may order the location of any such line, fixture or facility to be changed when the governing body deems it expedient, and if any such line, fixture or facility remains in a different location, it may be declared a public nuisance and be abated accordingly;

WHEREAS Umatilla County received funding to make safety improvements to Umatilla River Road (County Road No. 1275), including the section between Cooney Lane and 11<sup>th</sup> Street, and the contractor to construct the improvements has been selected, with the project to begin in the near future;

WHEREAS on December 3, 2020, utility companies were notified in writing of the project, provided plans of the project, and requested that utilities be relocated prior to when construction would begin in mid-March, 2021;

WHEREAS on January 29, 2021, the relocation plan for a utility was approved, with the reminder to the utility company that the relocation work would need to be completed prior to the start of construction;

WHEREAS on February 23, 2021, the Board gave its notice of intent to award the contract for the road improvement to Silver Creek Contracting;

WHEREAS the schedule for the project work is to start mobilization March 29, 2021, with utility contractors provided from April 1 through April 7, 2021, to complete the utility relocation, with road work to begin April 8, 2021;

WHEREAS on March 1, 2021, the utility contractor indicated that it could start utility relocation in May, 2021;

WHEREAS once road begins, utilities within the road right of way will be impacted, and to allow for any relocation after April 2, 2021, will result in construction delays.

NOW THEREFORE the Board of Commissioners orders as follows:

1. Improvements to Umatilla River Road are needed to enhance the safety and use by the traveling public and it is in the public interest for the project to be timely completed.

2. It is necessary and expedient to relocate any utilities within the project area that will be impacted or damaged by the project or the construction of the project.

3. It is deemed expedient to relocate the buried fiber optic and telephone lines located within the road right of way of Umatilla River Road.

4. Any utility relocation within the project area for the Umatilla River Road safety improvements project must be completed by April 7, 2021.

5. The relocation for the buried fiber optic within the road right of way, and associated equipment, is set out in the attached document labeled Umatilla River Road Improvements and is incorporated by this reference. The new location is set out in red.

6. Any buried fiber optic, telephone line or associated equipment, that is not within the relocated location as set out in the attachment, by April 7, 2021, is a public nuisance.

7. The public nuisance may be abated by any available legal means, including removal, and the costs for the abatement billed to the utility owner.

DATED this 17<sup>th</sup> day of March, 2021.

UMATILLA COUNTY BOARD OF COMMISSIONERS

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George L. Murdock, Chair

---

John M. Shafer, Commissioner

---

Daniel N. Dorran, Commissioner

ATTEST:  
OFFICE OF COUNTY RECORDS

---

Records Officer

# UMATILLA RIVER ROAD IMPROVEMENTS

Plans Prepared For:



Plans Prepared By:



TT Eng: Stephanie Hellquist, P.E.  
 Phone: 651-283-6774  
 E-mail: shellquist@terratechllc.net  
 TT #: ORCL20.70292  
 http://www.terratechllc.net

## Lumen Civil Base Map



Local Address:  
 1895 N. 1st Place  
 Hermiston, OR 97838

**PROJECT LOCATION**

**LOCATION MAP** ↑  
 NOT TO SCALE N

### INDEX OF SHEETS

- 1 Cover Sheet
- 2 Legend
- 3 Index & Vicinity Map
- 4 Legend and General Notes
- 5 Roadway Plan and Profile  
(Sta. 'L'1+00 to Sta. 'L'8+00)
- 6 Roadway Plan and Profile  
(Sta. 'L'8+00 to Sta. 'L'15+60)
- 7 Roadway Typical Sections
- 8 Miscellaneous Details

### Estimated 30% Design Drawings:

Jurisdiction File Name: Umatilla River Rd - Preliminary Plans  
 Received file from Jurisdiction Date: 12/3/2020

### Civil Base Map Color Key:

- Existing Facilities
- Conflict Mitigation Action  
(Proposed Facilities)
- Additional Information Needed/Notes

**NOTES:**

ALL EXISTING AND PROPOSED CONDITIONS ARE BASED ON INFORMATION PROVIDED BY OTHERS. LUMEN CANNOT BE RESPONSIBLE FOR THE ACCURACY OF INFORMATION AND/OR PLANS PROVIDED BY OUTSIDE PARTIES. FACILITY LOCATIONS, DEPTHS AND ELEVATIONS SHOULD BE FIELD VERIFIED PRIOR TO CONSTRUCTION.

PROPOSED DESIGN MODIFICATIONS ARE RECOMMENDATIONS ONLY AND SHOULD BE VERIFIED PRIOR TO CONSTRUCTION.



Know what's below.  
 Call before you dig.

**FOR REFERENCE ONLY**

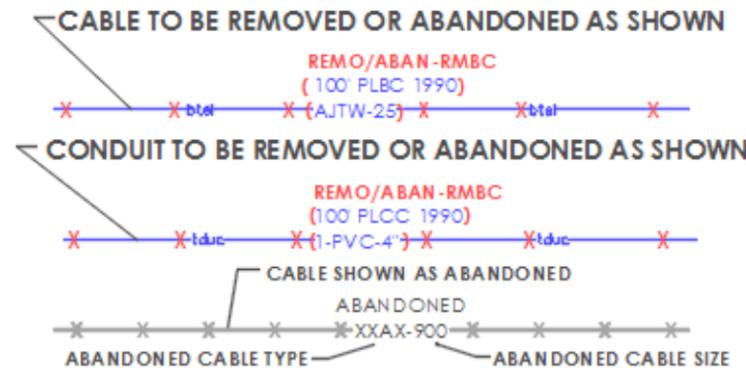
CTL JOB: N.  
 GEO CODE: OR  
 WC CLLI: HMTNOR56  
 ENGINEER: David Dodd  
 PHONE: 503-242-8849  
 EMAIL: david.dodd@lumen.com  
 CPA:  
 PHONE:  
 EMAIL:

REV.	DATE	DESCRIPTION
1	01-07-20	Initial TT Draft Issued
SHEET 1 of 8		
DATE: 01-29-2021		

## Legend

-  Existing CenturyLink pedestal
-  New CenturyLink pedestal
-  Existing CenturyLink pedestal to be removed
-  Existing CenturyLink SAI (serving area interface)
-  New CenturyLink SAI (serving area interface)
-  Existing CenturyLink SAI to be removed or abandoned
-  Existing CenturyLink cable or conduit to be removed or abandoned
-  Existing CenturyLink handhole
-  New CenturyLink handhole
-  Existing CenturyLink handhole to be removed
-  Existing CenturyLink manhole (various sizes)
-  New CenturyLink manhole (various sizes)
-  Existing CenturyLink double lidded manhole (various sizes)
-  New CenturyLink double lidded manhole (various sizes)
-  Existing CenturyLink manhole to be removed or abandoned (all sizes and types)
-  Existing CenturyLink power pedestal
-  New CenturyLink power pedestal
-  Existing CenturyLink repeater
-  New CenturyLink repeater
-  Existing CenturyLink repeater to be removed
-  Existing CenturyLink cool ped. - fiber/electronics
-  New CenturyLink cool ped. - fiber/electronics
-  Existing CenturyLink RT (remote terminal)
-  New CenturyLink RT (remote terminal)
-  Existing CenturyLink pole
-  New CenturyLink pole
-  Existing CenturyLink pole to be removed
-  Existing CenturyLink down guy and anchor
-  New CenturyLink down guy and anchor
-  New CenturyLink sidewalk down guy and anchor
-  Existing joint use pole
-  New joint use pole
-  Existing foreign owned (e.g. power)
-  New foreign owned (e.g. power)
-  Existing power company down guy and anchor
-  Existing leased pole
-  New leased pole

-  Existing buried fiber optic
-  New buried fiber optic
-  Existing aerial fiber optic
-  New aerial fiber optic
-  Existing overhead telephone line
-  New overhead telephone line
-  Existing buried telephone line
-  New buried telephone line
-  Existing telephone duct run
-  New telephone duct run
-  Existing buried service wire
-  New buried service wire
-  Existing aerial service wire
-  New aerial service wire
-  Existing buried splice
-  New buried splice



## Abbreviations

- ct. Count
- pr. Pair
- pp Pending Placement
- ug. Underground

## Project Details

### Narrative/Special Remarks:

This project proposes to relocate CenturyLink facilities along (insert project route) between (insert project extents) for the Construction of (insert Jurisdiction's Project Name and Number).

The (insert Jurisdiction) will be protecting in place the following CenturyLink facilities within the project limits:

- 
- 
- 

The CenturyLink relocation scope will include:

- 
- 
- 
- 

### Construction Sequencing Description Regarding CenturyLink Relocation Scope and Jurisdiction Project Construction:

CenturyLink's relocation scope is planned to occur prior to Jurisdiction's Construction Start Date.

### Temporary Facilities:

There are no planned temporary facilities as part of CenturyLink's relocation scope.

### Notes

1. ALL DUCT ELEVATIONS ARE BASED ON POTHOLE INFORMATION, UNLESS NOTED OTHERWISE, AND HAVE BEEN PROVIDED BY OTHERS. ELEVATIONS SHOWN ARE TOP OF DUCT. DEPTHS SHOWN ARE DISTANCE BELOW EXISTING FINISHED GRADE.
2. PROPOSED VAULT AND DUCT LOCATIONS SHALL BE FIELD VERIFIED AGAINST EXISTING AND PROPOSED UTILITIES. ENGINEER IN CHARGE DURING CONSTRUCTION SHALL BE NOTIFIED OF CONFLICTS.

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The technology presented in this material is protected under various U.S. and international patents and pending patent applications, including without limitation, U.S. Patent Nos. 7,771,140; 8,016,518; and 8,061,934.

Lumen Civil Base Map



# LUMEN®

PERMITS  
NEEDED: \_\_\_\_\_

CTL ENGINEER: David Dodd

PHONE: 503-242-8849

E-MAIL: david.dodd@lumen.com

ISSUE #: 1 ISSUE DATE: 01/07/21

LUMEN N. \_\_\_\_\_

WC CLLI: HMTNOR56

GEO CODE: \_\_\_\_\_ OR \_\_\_\_\_

OSP-FM SHEET

Sheet

2

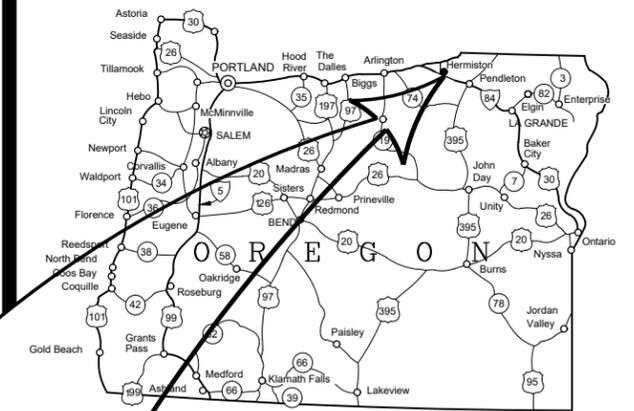
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# UMATILLA COUNTY, OREGON

## UMATILLA RIVER ROAD IMPROVEMENTS

2021

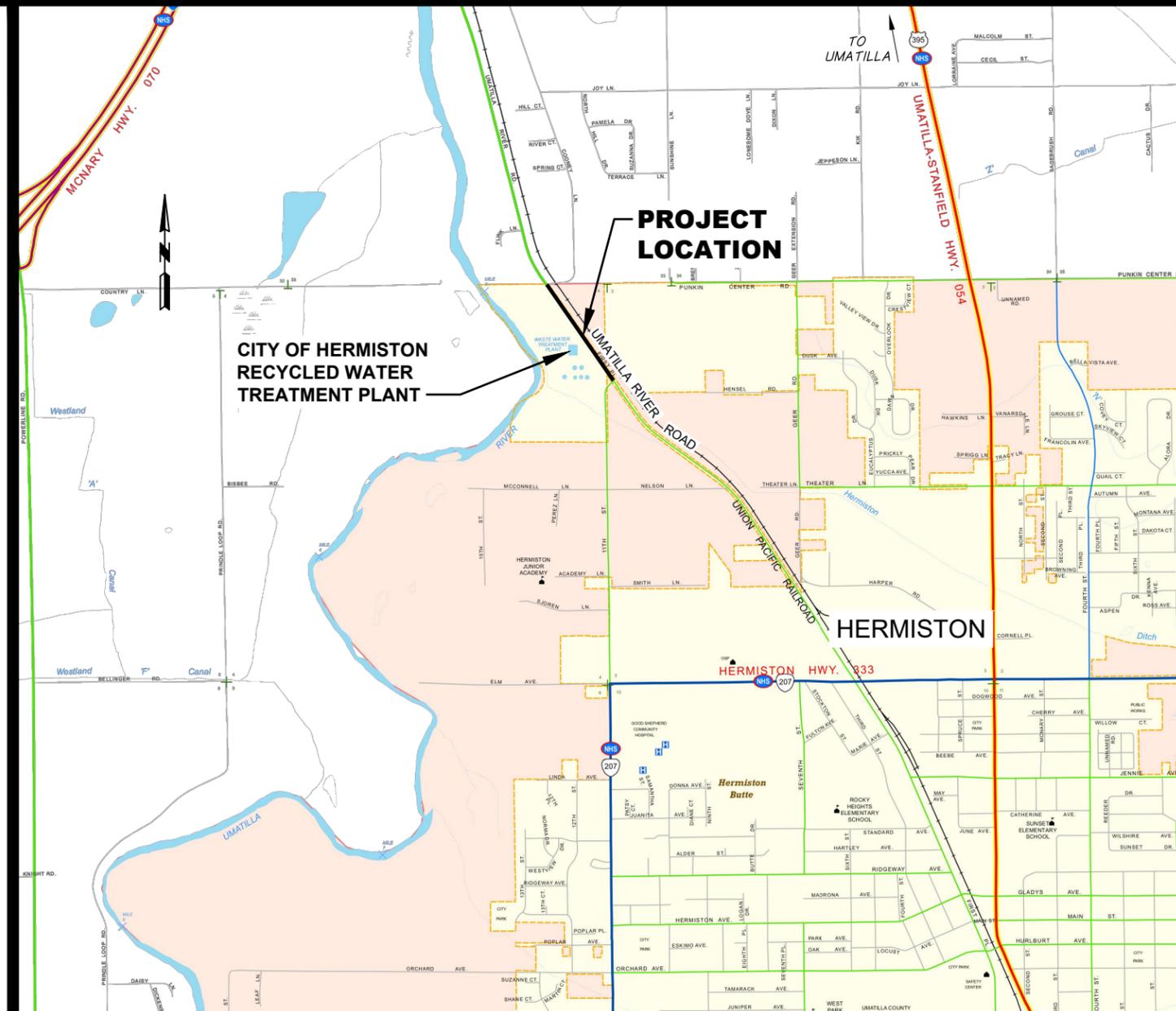


### INDEX

- COVER
- 1 LEGEND AND GENERAL NOTES
- 2 SHEET INDEX AND SURVEY CONTROL
- 3 TRAFFIC CONTROL PLAN
- 4 DEMOLITION PLAN

### ROADWAY PLAN AND PROFILE

- 5 STA. 'L'1+00 TO STA. 'L'8+00
- 6 STA. 'L'8+00 TO STA. 'L'15+60
- 7 SIGNING AND STRIPING PLAN
- 8 ROADWAY TYPICAL SECTIONS
- 9 MISCELLANEOUS DETAILS



VICINITY MAP  
N.T.S.



### UMATILLA COUNTY COMMISSIONERS

BILL ELFERING  
GEORGE MURDOCK  
JOHN SHAFER

### UMATILLA COUNTY PUBLIC WORKS DEPARTMENT

TOM FELLOWS, Director

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NOT FOR CONSTRUCTION



engineering • surveying • natural resources  
1901 N. Fir Street - La Grande, OR 97850 Ph: (541)963-8309 Fax: (541)963-5456  
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**PLAN LEGEND**

WATER	
EXISTING	PROPOSED
WATER LINE	--- W --- W ---
VALVE	⊠
CAP	⌈
FIRE HYDRANT	⊕
WATER METER	⊞

SEWER/STORM DRAIN	
SEWER LINE	--- 6"S --- 6"S ---
STORM DRAIN	--- SD ---
CULVERT	⌈ --- ⌋
GRAVITY SEWER MANHOLE	⊙
CATCH BASIN	□
CLEANOUT	⊕

MISCELLANEOUS UTILITIES	
OVERHEAD POWER	--- OHP --- OHP ---
BURIED TELEPHONE	--- T --- T --- T ---
FIBER OPTIC	--- FO ---
GAS SERVICE	--- G ---
IRRIGATION	--- IRR ---
UTILITY POLE	⊙
GUY WIRE	⌒
TELEPHONE RISER	⊕

SITE SURVEY	
EXISTING	PROPOSED
INDEX CONTOUR	--- 750 ---
INTERMEDIATE CONTOUR	--- 749 ---
PROPERTY LINE/RIGHT-OF-WAY	---
CENTERLINE	---
EASEMENT	---
SECTION LINE	---
MONUMENT	⊠
CONTROL POINT	⊕

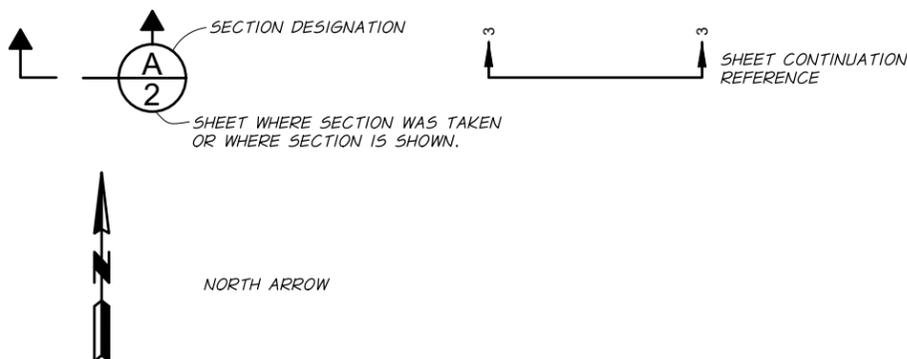
**GENERAL**

FENCE LINE/GATE	⌒ x x x
DITCH CENTERLINE	---
DAYLIGHT	⋯
SIGN	⊠
MAILBOX	⊞
BUILDING	⌒

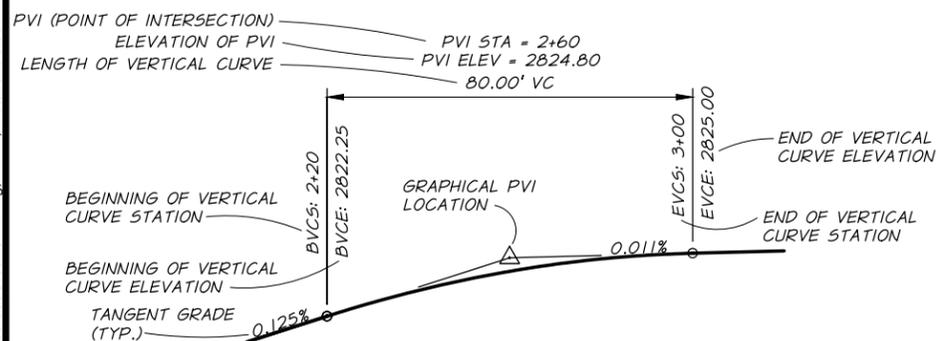
**STREET AND CURB**

	EXISTING	PROPOSED
PAVED STREET	1ST ST.	1ST ST.
GRAVEL DRIVEWAY/STREET	---	---

**DRAFTING**



**PROFILE LEGEND**



**GENERAL CONSTRUCTION NOTES**

- ALL WORK SHALL BE PERFORMED IN ACCORDANCE WITH THE CONTRACT DOCUMENTS AND THE OREGON STANDARD SPECIFICATIONS FOR CONSTRUCTION, CURRENT VERSION, AS MODIFIED BY THE SPECIAL PROVISIONS.
- INFORMATION SHOWN ON THE PLAN IS SCHEMATIC IN NATURE. THE RELATIVE LOCATION OF EXISTING FEATURES ARE APPROXIMATE ONLY AND IT SHOULD BE NOTED THAT SOME DISCREPANCIES AND OMISSIONS IN LOCATION, TYPE, AND SIZE WILL OCCUR. THE EXACT LOCATION OF EXISTING FEATURES WILL REQUIRE FIELD VERIFICATION IN AREAS WHERE CONFLICT MAY OCCUR. FEATURES SHOWN ARE FOR THE CONVENIENCE OF THE CONTRACTOR. THIS VERIFICATION WORK SHALL BE PERFORMED PRIOR TO PERFORMING ANY NEW WORK TO ENSURE THAT CONFLICTS WITH THE EXISTING FEATURES DO NOT OCCUR. ADJUSTMENTS TO THE LOCATION OF THE NEW IMPROVEMENTS OR RELOCATION OF EXISTING FEATURES MAY BE NECESSARY TO PREVENT CONFLICTS. ALL ADJUSTMENTS SHALL BE REVIEWED AND APPROVED BY THE ENGINEER. THIS WORK SHALL BE CONSIDERED INCIDENTAL AND NO ADDITIONAL PAYMENT WILL BE MADE.
- ANY CONSTRUCTION STAKING NOT PROVIDED BY THE ENGINEER AND NEEDED BY THE CONTRACTOR TO COMPLETE THE IMPROVEMENTS AS SHOWN WILL BE THE RESPONSIBILITY OF THE CONTRACTOR TO PROVIDE. SEE "CONSTRUCTION STAKING" SECTION OF GENERAL REQUIREMENTS FOR ADDITIONAL INFORMATION.
- THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE ACTUAL LOCATION AND PROTECTION OF EXISTING UTILITIES. PRIOR TO THE COMMENCEMENT OF WORK, THE CONTRACTOR SHALL CONTACT EXISTING UTILITY COMPANIES FOR LOCATION OF ALL UTILITIES AFFECTED BY THE WORK. THE CONTRACTOR SHALL UTILIZE THE ONE CALL UTILITY NOTIFICATION CENTER AT 1-800-332-2344 OR 811.
- SURFACE RESTORATION WORK TO BE PERFORMED IS NOT SPECIFICALLY CALLED OUT ON THE DRAWINGS. THE INTENT IS TO RESTORE ALL AREAS ADJACENT TO THE WORK AREA TO AN EQUIVALENT OR BETTER CONDITION THAN EXISTED PRIOR TO CONSTRUCTION. THE CONTRACTOR SHALL PERFORM ALL SURFACE RESTORATION WORK AS REQUIRED TO PROVIDE SMOOTH TRANSITIONS FROM THE NEW CONSTRUCTION TO EXISTING GROUND GRADE WITH SLOPES 1V:3H OR FLATTER. SURFACE RESTORATION WORK SHALL BE CONSIDERED INCIDENTAL AND NO ADDITIONAL PAYMENT WILL BE MADE.
- THE CONTRACTOR SHALL BRING ALL EXISTING UTILITY COVERS TO THE NEW GRADE OF THE IMPROVED STREET SURFACE. THE CONTRACTOR SHALL WORK CLOSELY WITH THE UTILITY OWNERS TO ASSURE THAT NO UTILITY COVERS ARE MISSED AND PAVED OVER.
- SAW CUT ALL EXISTING ASPHALT AND CONCRETE WHERE JOINTS WITH NEW CONSTRUCTION WILL OCCUR.
- THE CONTRACTOR SHALL KEEP THE SITE IN A NEAT AND ORDERLY CONDITION. ALL TRASH GENERATED BY THE CONTRACTOR'S OPERATIONS SHALL BE PICKED UP AT THE END OF EACH DAY. EQUIPMENT, VEHICLES, AND MATERIALS SHALL BE STAGED EITHER OFF SITE OR ALONG SAFE PULL OFF SECTIONS OF THE ROAD.
- ALL DRIVEWAY LOCATIONS SHALL BE STAKED BY THE CONTRACTOR AND APPROVED BY THE ENGINEER PRIOR TO EXCAVATION AND CONSTRUCTION.

**GENERAL TRAFFIC CONTROL NOTES**

- THE CONTRACTOR SHALL BE RESPONSIBLE FOR ALL VEHICULAR TRAFFIC CONTROL. OREGON STANDARD PLANS SHALL BE USED AS A GUIDE FOR TRAFFIC CONTROL. THE CONTRACTOR SHALL SUBMIT DETAILED TRAFFIC CONTROL PLANS AND OBTAIN APPROVAL FROM THE COUNTY PRIOR TO THE START OF CONSTRUCTION. ALL SIGNING SHALL COMPLY WITH THE MUTCD AND ALL TRAFFIC OPERATIONS MUST BE ACCEPTABLE TO UMATILLA COUNTY.
- APPROPRIATE METHODS OF VEHICULAR TRAFFIC CONTROL, INCLUDING FLAGGERS, SHALL BE USED BY THE CONTRACTOR TO THE EXTENT DEEMED NECESSARY BY THE CONTRACTOR OR THE ENGINEER TO PROTECT WORKERS OR THIRD PARTIES.
- ALL TRAFFIC CONTROL DEVICES SHALL BE IN ACCORDANCE WITH THE LATEST EDITION OF THE MUTCD.
- REMOVE, COVER, OR RELOCATE SIGNS AS REQUIRED DURING VARIOUS CONSTRUCTION OPERATIONS.
- EXCEPT WHEN APPROVED BY THE COUNTY, ACCESS SHALL BE PROVIDED AT ALL TIMES TO THE RECYCLED WATER TREATMENT PLANT, EMERGENCY VEHICLES AND, MAIL DELIVERY, WITHIN PROJECT LIMITS.

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REVISION	BY	DATE
DESIGNED BY	A. HOUSER	
DRAWN BY	L. WILLHITE	
REVIEWED BY	M. LEES	

JOB NUMBER	1379-69	DATE	2020
ACAD FILE:	1379-69-060G-002GN1.dwg		
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**UMATILLA COUNTY, OREGON**  
UMATILLA RIVER ROAD IMPROVEMENTS

LEGEND AND GENERAL NOTES

SHEET

**1**

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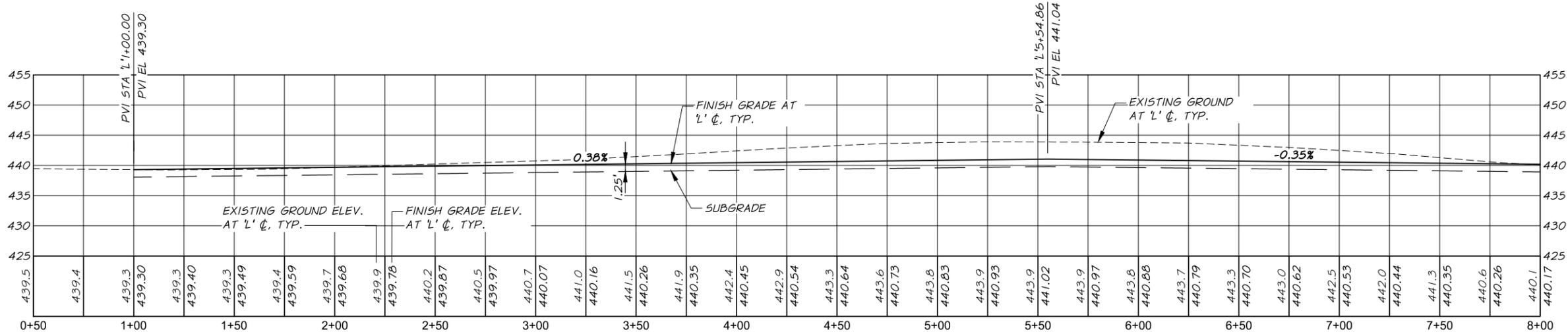
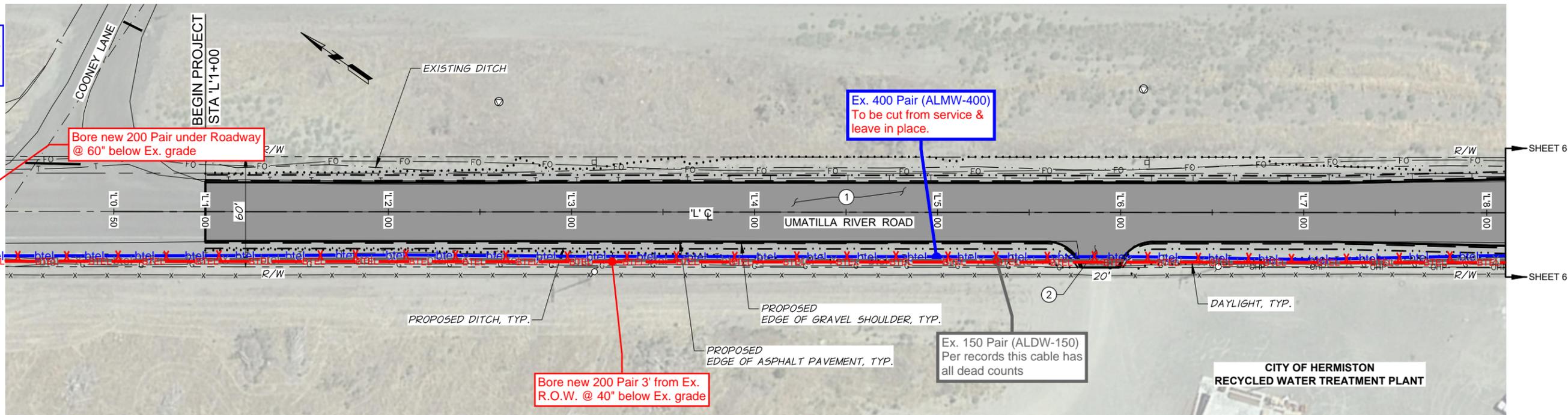
Ex. Pedestal  
Splice new 200 Pair  
into Ex. 400 Pair in  
Pedestal.

Bore new 200 Pair under Roadway  
@ 60" below Ex. grade

Ex. 400 Pair (ALMW-400)  
To be cut from service &  
leave in place.

Bore new 200 Pair 3' from Ex.  
R.O.W. @ 40" below Ex. grade

Ex. 150 Pair (ALDW-150)  
Per records this cable has  
all dead counts

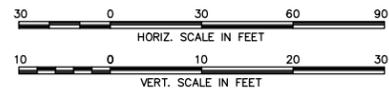


**WORK ITEMS**

- ① CONSTRUCT ROADWAY  
SEE TYPICAL SECTION, SHEET 8
- ② CONSTRUCT DRIVEWAY APPROACH  
SEE DETAILS, SHEET 9

DESIGNED BY	A. HOUSER
DRAWN BY	L. WILLHITE
REVIEWED BY	M. LEES

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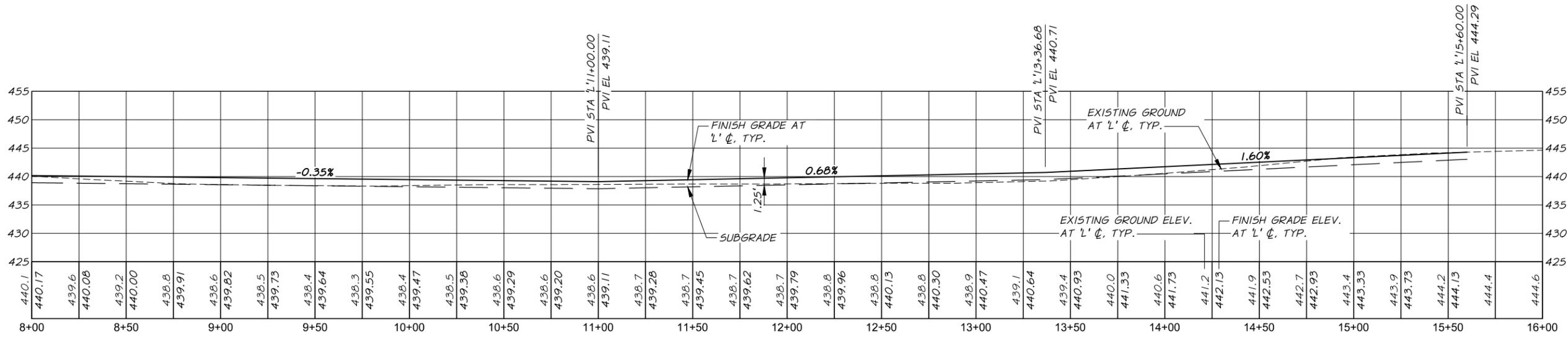
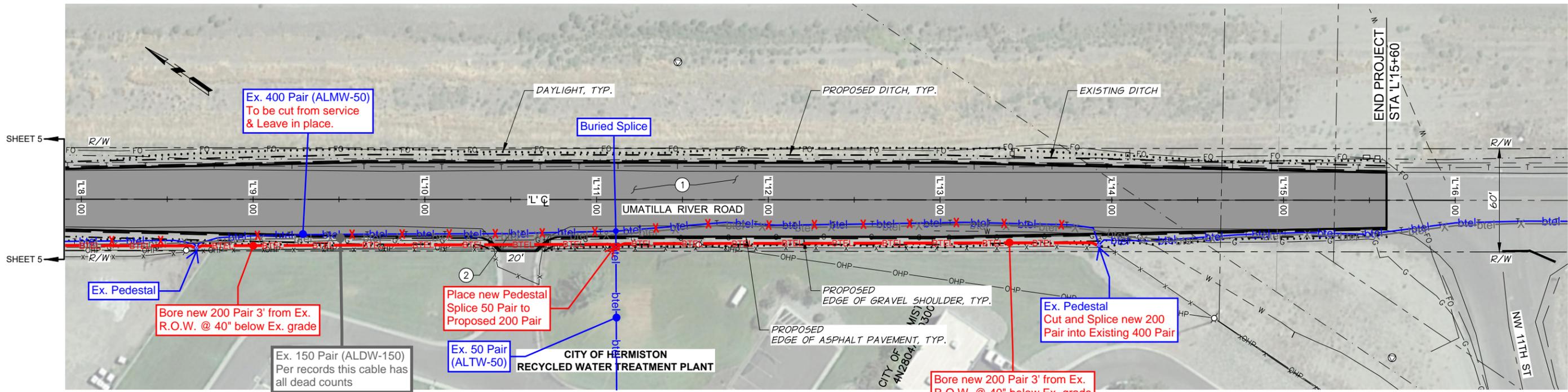


**UMATILLA COUNTY, OREGON**  
UMATILLA RIVER ROAD IMPROVEMENTS

ROADWAY PLAN AND PROFILE  
STA. 'L'1+00 TO STA. 'L'8+00

SHEET

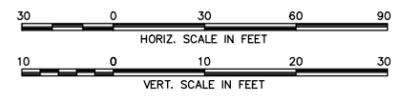
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- WORK ITEMS**
- CONSTRUCT ROADWAY  
SEE TYPICAL SECTION, SHEET 8
  - CONSTRUCT DRIVEWAY APPROACH  
SEE DETAILS, SHEET 9

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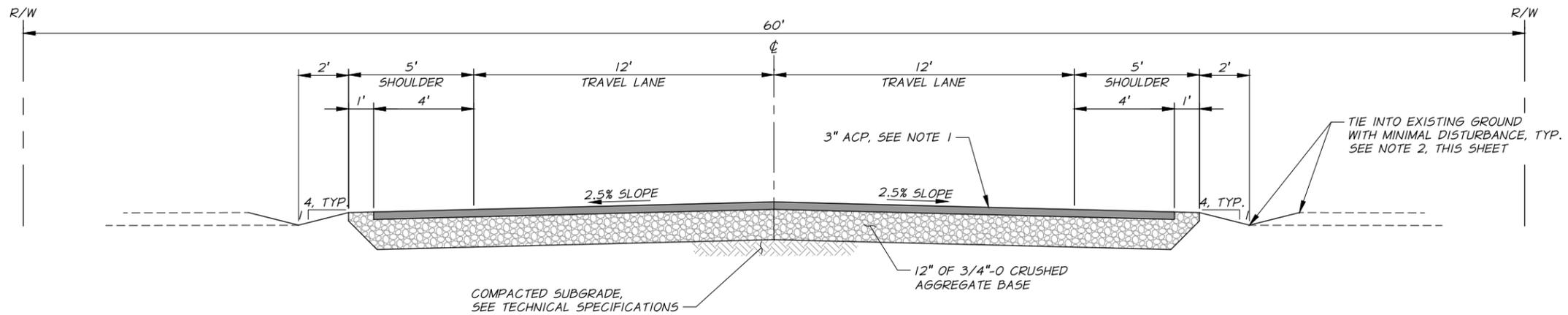


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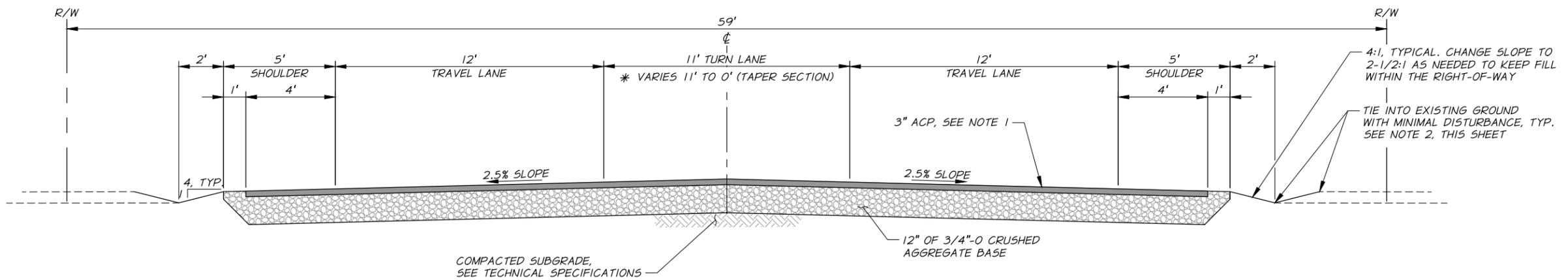


UMATILLA COUNTY, OREGON  
UMATILLA RIVER ROAD IMPROVEMENTS

ROADWAY PLAN AND PROFILE  
STA. 'L'8+00 TO STA. 'L'15+60



**TYPICAL ROADWAY SECTION A**  
STA 'L'1+00 TO STA 'L'7+18

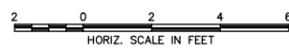


**TYPICAL ROADWAY SECTION B**  
\* STA 'L'7+18 TO STA 'L'9+62 (TAPER SECTION)  
STA 'L'9+62 TO STA 'L'13+01  
\* STA 'L'13+01 TO STA 'L'15+60 (TAPER SECTION)

- NOTES:**
1. ASPHALT CONCRETE PAVEMENT SHALL BE CONSTRUCTED IN ONE LIFT.
  2. SLOPES SHALL NOT EXCEED 3:1 UNLESS APPROVED BY THE ENGINEER.
  3. RECLAMATION OF EXISTING ASPHALT SHALL BE UTILIZED FOR BALANCING EARTHWORK WHERE APPLICABLE. WORK SHALL INCLUDE, BUT NOT BE LIMITED TO:
    - A. MILLING A 3" DEPTH OF EXISTING ASPHALT TO MAXIMUM PARTICAL SIZE AT 3".
    - B. STORING MILLED ASPHALT ONSITE DURING SUBGRADE PREPARATION.
    - C. INCORPORATION OF THE MILLED ASPHALT INTO FILL AREAS.

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DESIGNED BY	A. HOUSER	JOB NUMBER	1379-69	DATE	2020
DRAWN BY	L. WILLHITE	ACAD FILE:	1379-69-060C-301TYP.dwg		
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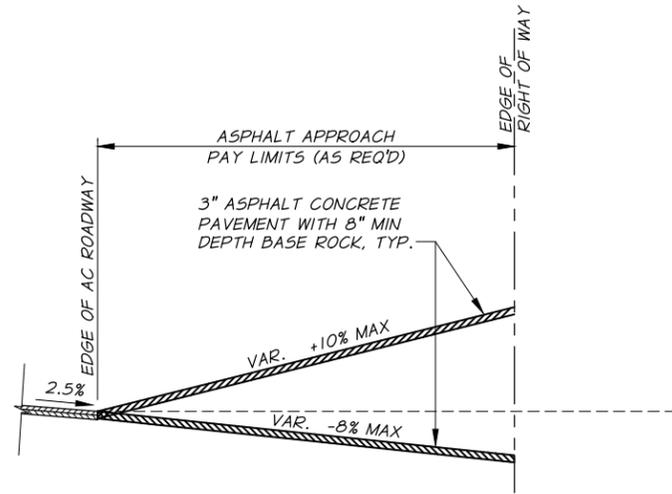


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UMATILLA RIVER ROAD IMPROVEMENTS

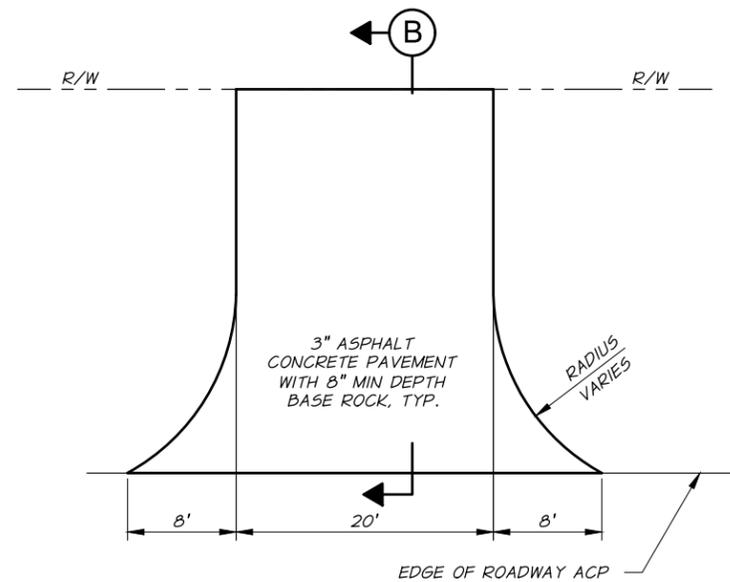
ROADWAY TYPICAL SECTIONS

**APPROACH NOTE**

1. APPROXIMATE APPROACH WIDTHS ARE SHOWN ON THE PLANS, AT RIGHT OF WAY EDGE, EXACT WIDTH WILL BE AS DIRECTED BY THE ENGINEER.



**SECTION B**



**PLAN**

**DRIVEWAY APPROACH**

N.T.S.

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**UMATILLA COUNTY, OREGON**  
UMATILLA RIVER ROAD IMPROVEMENTS

MISCELLANEOUS DETAILS

SHEET

**9**