

State of California  
Business, Transportation and Housing Agency  
Department of Transportation

PROJECT BUSINESS MATTERS  
Waiver – Reimbursement  
Action Item

Prepared by:  
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CTC Meeting: June 13, 2002

Reference No.: 2.8e

*Original Signed By*  
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ROBERT L. GARCIA  
Chief Financial Officer  
June 3, 2002

**WAIVER REQUEST – CTC RESOLUTION G-99-25**  
**GUIDELINES FOR ALLOCATING, MONITORING AND AUDITING OF**  
**FUNDS FOR LOCAL ASSISTANCE PROJECTS**

**PROPOSITION 116 BOND PROGRAM**  
**WAIVER-02-33**

**ISSUE**

Resolution G-99-25, *Guidelines for Allocating, Monitoring and Auditing of Funds for Local Assistance Projects*, adopted by the California Transportation Commission (Commission) on August 18, 1999, stipulates that funds programmed for project development or right of way components of local grant projects are available for expenditure only until the end of the second fiscal year following the fiscal year in which the funds were allocated. The Commission applied these requirements to projects funded by the Proposition 116 Program.

The Commission may extend the deadline for reimbursement no more than one time and only if it finds that an unforeseen and extraordinary circumstance beyond the control of the responsible agency has occurred that justifies the extension. The extension will not exceed the period of delay directly attributed to the extraordinary circumstance and will in no event be for more than twenty (20) months.

The County of Trinity is requesting an eighteen (18) month extension for the period of reimbursement for the right of way and design components of one local Proposition 116 project.

**SUMMARY**

The Commission approved Resolution BFP-99-15 on May 11, 2000 allocating \$41,037 to the County of Trinity for right of way acquisition and design of the Hayfork Park and Ride project. Attachment I describes the delay that has resulted in the extension request.

**RECOMMENDATION**

The Department recommends the Commission approve the time extension.

June 2002

REQUEST TO EXTEND THE PERIOD OF REIMBURSEMENT  
CTC RESOLUTION G-99-25, GUIDELINES FOR ALLOCATING, MONITORING  
AND AUDITING OF FUNDS FOR LOCAL ASSISTANCE PROJECTS

Recipient Project Description	PPNO #	Amount Allocated	Prog Yr.	Recipient's Stated Reason for Delay	Extension Request	Department Recommendation
<b>County of Trinity</b> Hayfork Park and Ride Lot	02-2165	\$41,037  BFP-99-15 5/11/00	99/00	The County has been unable to acquire the property. The property owner has refused two offers made by the County. The case was recently turned over to the County Counsel to review appraisal documents and then file for eminent domain. Because the property owner will not allow entry to the property, the design cannot be started. The 18 months are needed because a trial to determine the purchase price can take up to 12 months, and 6 months will be required to complete design.	18 Months  6/30/02 to 12/31/03	Approve. The eighteen months requested will enable the agency to acquire the property and to complete design.