

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: May 21-22, 2003

Reference No.: 2.8a.(2)
Action Item

From: ROBERT L. GARCIA
Chief Financial Officer

Prepared by: Deborah Mah
Division Chief
Mass Transportation

Ref: **REQUEST TO EXTEND THE PERIOD OF PROJECT ALLOCATION PER
RESOLUTION G-01-21, FOR LOCAL STIP TRANSIT PROJECT, WAIVER 03-04**

ISSUE:

Resolution G-01-21, STIP Guidelines, adopted by the California Transportation Commission (Commission) on July 12, 2001, stipulates that the Commission may extend the deadline for allocation of funds 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 circumstances and will in no event be more than twenty (20) months.

For the project listed in Attachment I, the responsible agency will not be able to meet the deadline as specified in accordance with the STIP Guidelines. The responsible agency has requested an extension to allow sufficient time to resolve outstanding issues.

RECOMMENDATION:

The Department of Transportation recommends the Commission approve the time extension for the period of Project Allocation for the project listed in Attachment I.

BACKGROUND:

The Commission has programmed \$2,945,000 in STIP funds in FY 03/04 for this project. The delay that has resulted in the extension request is described in Attachment I.

Attachment

May 2003 Meeting Waiver/Time Extension Requests		
Regional Agency	Extension Amount	Number of Months Requested
Local Agency	STIP Fund Type	Extended Deadline
	Component	CT Recommendation
San Joaquin Council of Governments (SJCOG)	\$2,945,000	14 Months
City of Tracy	SHA / STP	08/31/04
Tracy Downtown Multimodal Station PPNO 10-2K47 <u>Project Allocation</u>	Right-of-Way	Support
<p>Reason for Project Delay:</p> <p>Tracy needs additional time for the allocation of right-of-way funds because environmental activities have taken longer than anticipated. It was unforeseen that Union Pacific Railroad, which owns the two parcels being acquired, would not grant Tracy access to analyze the site. Another reason that the environmental process has taken longer than expected is that the FTA took months to review the project before determining if a Categorical Exemption was appropriate. Tracy has decided to proceed with a draft environmental document without the site analysis, but which includes mitigations for possible hazardous waste contamination, if any is found when the site is examined during the right-of-way acquisition phase. The fourteen (14) month time extension will allow the City of Tracy to complete its environmental work by May 2004, prepare a final environmental document, request allocation of the right of way funds, and begin negotiating with Union Pacific Railroad for right-of-way acquisition.</p>		