

# Memorandum

To: CHAIR AND COMMISSIONERS

Meeting Date: June 25-26, 2003

Reference No.: 2.6c  
Action Item

From: ROBERT L. GARCIA  
Chief Financial Officer

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Chief  
Division of Budgets

Ref: **FINANCIAL DE-ALLOCATION AMENDMENTS FOR PROPOSITION 116 NON-URBAN PROGRAM PROJECT**  
**RESOLUTION BFA-02-01 AMENDING BFA-99-15**

## **RECOMMENDATION:**

The California Department of Transportation (Department) recommends the California Transportation Commission (Commission) approve the following resolution(s), de-allocating a total of \$38,690 in the State Highway Account (SHA) funds, and/or Public Transportation Account (PTA) funds, of the Budget Act of 2002, for one (1) Amendment for Proposition 116 Non-Urban Program project on the attached Vote List.

## **FINANCIAL RESOLUTION:**

### **Resolved That:**

A total of \$38,690 in the State Highway Account (SHA) funds, and/or Public Transportation Account (PTA) funds, programmed in the 2002 STIP, be de-allocated to the Recipient(s) for the project(s) on the attached Vote List. The \$38,690 will be combined with additional funds to create a new project. The project(s), as component phases or in their entirety, appear on the necessary State capital project funding list and are entitled to participate in this de-allocation.

The Recipient(s) is committed to providing any required local matching funds and to fully fund implementation of the project(s) in compliance with grant funding requirements and Commission policy. For acquisitions of rail right-of-way properties, the Recipient(s) has performed, with diligence, the process of identification and remediation of any hazardous waste in the right-of-way, easements and properties, in accordance with the Commission's established "Hazardous Waste Identification and Clean-up Policy" (Resolution G-91-2).

Reimbursement of eligible costs is subject to the policies, restrictions and assurances as set forth in the Commission's policy for allocating, monitoring, and auditing local assistance grant projects, and is governed by the terms and conditions for the Fund Transfer Agreement (FTA), and subsequent amendments to the same if required, as executed between the Recipient(s) and the Department.

The Recipient(s) shall provide the Department with quarterly expenditure plans by category including any proposed changes for the balance of all funded project allocations commencing with the first quarter.

In the event that the Recipient(s), or successor public entities, fail or cease to utilize the Project's properties for the intended public transit purposes or sell or transfer title of the Project(s), this Commission shall be entitled to a then present value refund, or credit, at State's option, equivalent to the proportionate funding participation by the State towards the Project(s). The credit due the Commission in each instance will be measured by the ration of State and other public funding to that provided from Recipient(s). That ration will be applied to the fair market value of the Project's property.

The Recipient(s) shall provide the Department with notification of contract award within twelve (12) months from the date of this allocation, and must complete the work to be reimburses and the actual reimbursement within thirty-six (36) months from award of said contract, unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.

Or, Funds allocated for local project development or right of way costs must be expended by the end of the second year following the fiscal year in which the funds were allocated. For local grant projects, the local agency must invoice Caltrans for these costs no later than 180 days after the fiscal year in which the final expenditure occurred unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.

Attachment(s)

| Project #  | Allocation Resolution | Allocation Recipient   | Project Title       | Program / Year | Fund             |
|--|-----------------------|--|---------------------|----------------|------------------|
| RTPA/CTC   | District-County       | Legislative District   | Project Description | PA #           | Program Codes    |
|  |                       |  | Funding Summary     | PUC Code       | Alloc Amount     |
|  |                       |  |                     | Dist-PPNO      |                  |
|  |                       |  |                     | Prog Amount    |                  |
| <b>2.6c.(1) Allocation Amendment – Proposition 116 Non-Urban Program Project</b> |                       |  |                     |                | <b>BFA-02-01</b> |
| <b>1</b>   | <b>BFA-02-01</b>      | <b>Hayfork Park and Ride Lot</b>   |                     | P116NT/99-00   | P116             |
|  | <b>Amending</b>       | Amend BFP-99-15 to de-allocate \$38,690 in savings from the Hayfork Park and Ride Lot project. |                     | PA-03-xx       | 30.10.070.000    |
|  | <b>BFP-99-15</b>      | (Concurrent PA Amendment under Item 2.1d).   |                     | 99628(a)       |                  |
|  | \$2,347               |  |                     | 02-2165        |                  |
| County of Trinity  | <u>ALLOCATION</u>     | <u>ORIGINAL</u>  | <u>REVISION</u>     | <u>AMENDED</u> |                  |
| Trinity LTC  | BFP-99-15             | \$41,037   | (\$38,690)          | \$2,347        | \$2,347          |
| 02-Trinity   |                       |  |                     | \$2,347        |                  |
| Senate: 4  |                       |  |                     |                |                  |
| Assembly: 2  |                       |  |                     |                |                  |