

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7-8, 2004

Reference No.: 2.1c.(2)
Action Item

From: ROBERT L. GARCIA
Chief Financial Officer

Prepared by: Ross Chittenden
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Traffic Congestion Relief Program

Ref: **TRAFFIC CONGESTION RELIEF (TCR) PROGRAM APPLICATION AMENDMENT APPROVALS, RESOLUTION TAA-04- , AMENDING RESOLUTION TA-00-01**

ISSUE:

Attached is a Resolution for one Traffic Congestion Relief (TCR) project application amendment that proposes to designate the Contra Costa Transportation Authority as the Implementing Agency, and update project schedule for a previously approved TCR project application. A fact sheet describing the project is attached.

RECOMMENDATION:

Pending resolution of future funding for TCR projects, the California Department of Transportation (Department) recommends that the California Transportation Commission (Commission) defer approval of this Resolution at this time and add this project to the list of application amendments submitted by applicant agencies that are pending further action by the Commission.

BACKGROUND:

The adopted Fiscal Year (FY) 2003-04 budget provided \$189,000,000 in new revenue to be added with existing funds for projects identified in the TCR Program. As reported at the special meeting of the Commission on November 24, 2003, the cash-flow forecast based on the October 2003 TCR Progress Report indicates that implementing agency expenditures would leave a balance of \$74,000,000 at the end of FY 2003-04. Due to the uncertainty of TCR funding for FY 2004-05, the Department recommended that the Commission refrain from making new allocations of TCR funds. The Department further recommended that the Commission consider application amendments that adjust existing funding, capture and reprogram phase savings, or take advantage of Resolution G-03-14, the TCR policy for Managing Cash between TCR Projects.

On January 10, 2004, the Administration released its budget proposals for FY 2004-05. The proposals include the transfer of \$189,000,000 from the TCR Fund to the General Fund, the elimination of TCR project definitions from statutes, and the rescission of all allocations and approvals for AB 1335 TCRP Letter of No Prejudice.

To date, the Legislature has not taken action to approve this proposal. However, the deficit in the State's General Fund continues to impact the TCR Program. The Governor will revise his proposed budget for FY 2004-05 in May 2004. The budget proposal will address funding of TCR projects for FY 2004-05 and provide additional information to assess future funding for the TCR Program.

Attachments

Funding Plan (\$ x 1,000)

Source	Type		Phase 1	Phase 2	Phase 3	Phase 4	Total
TCRP	State	Committed	\$15,000	\$5,000			\$20,000
		Proposed					
STIP-IIP	State	Committed	\$8,000	\$10,000			\$18,000
		Proposed					
STIP-RIP	State	Committed		\$2,000			\$2,000
		Proposed				\$15,000	\$15,000
Regional Measure 2	Local	Committed				\$50,000	\$50,000
		Proposed					
Measure C	Local	Committed					
		Proposed				\$100,000	\$100,000
Other	TBD	Committed					
		Proposed			\$1,000	\$194,000	\$195,000
	Totals:	Committed	\$23,000	\$17,000		\$50,000	\$90,000
		Proposed			\$1,000	\$309,000	\$310,000
		Totals:	\$23,000	\$17,000	\$1,000	\$359,000	\$400,000

Prior TCRP Action:

- Original application was approved on September 28, 2000 (TA-00-01) for \$20,000,000 for Phases 1 and 2.
- 2000 STIP adoption (G-00-32) on December 6, 2000 programmed \$16,000,000 (STIP-IIP) for Phases 1 and 2.
- The funding plan has been updated based on the 2002 STIP Adoption (G-02-04). \$2,000,000 of STIP-IIP was programmed for Phase 1 and \$2,000,000 of STIP-RIP (Contra Costa County Share) was programmed for Phase 2.

Status of Conditions: No conditions set.

Discussion/Issues: Cost estimates for the alternatives range from \$200-\$400 Million, depending on the preferred alternative selected in Phase 1. All \$20 Million of TCRP funding will be utilized in Phases 1 and 2. The 2000 and 2002 STIP approved \$20 million of STIP-IIP and STIP-RIP funds. The Bay Area voters at the March 2, 2004 elections approved \$50 million of Regional Measure 2 funds. Funding from the Measure C reauthorization is currently planned for \$100 million or more pending the outcome of the final expenditure plan to be included in the Measure. This Measure will be on the November 2, 2004 Contra Costa County ballot. The remaining funding will need to be secured from other sources such as STIP (Alameda and Contra Costa County Shares), local sales tax, etc.

An allocation of \$15,000,000 was made to the Department for Phase 1. \$3,500,000 will remain with the Department for expenditures incurred. The remaining \$11,500,000 allocated will be transferred to CCTA.

CALIFORNIA TRANSPORTATION COMMISSION
Approval of Traffic Congestion Relief Program
Project Application Amendment

RESOLUTION TAA-04-
Amending Resolution TA-00-01

- 1.1 WHEREAS the Traffic Congestion Relief Act of 2000 (herein after referred to as “statute”), which was established by Chapters 91 (AB 2928) and 656 (SB 1662) of the Statutes of 2000, establishes the Traffic Congestion Relief Program, providing \$5.39 billion for projects throughout the State of California to reduce traffic congestion, provide for safe and efficient movement of goods, and provide system connectivity; and
- 1.2 WHEREAS in accordance with Government Code Section 14556.11 the California Transportation Commission (Commission) has adopted guidelines, in consultation with the Department of Transportation (Department) and regional agencies, to implement the Traffic Congestion Relief Program (TCRP); and
- 1.3 WHEREAS the statute and guidelines require applicants to specify full and complete project applications, including scope, cost and schedule, financial plans and funding sources; and
- 1.4 WHEREAS the Commission identified those factors leading to changes in project scope, cost, and scheduled and established guidelines for agencies to submit amendments to TCR project applications in Resolution G-00-23, with further clarifications in Resolution G-01-23; and
- 1.5 WHEREAS the Department has reviewed the following proposed application amendment for one TCR project as submitted by applicant agency and found it to be in compliance with the guidelines adopted by the Commission; and
- 1.6 WHEREAS the Commission, in accordance with Administration’s Proposals for current year budget reductions, reserves the right to defer approval of any additional TCR project applications and allocations due to the continuing economic challenges faced by the State.
- 2.1 NOW THEREFORE BE IT RESOLVED that the Commission does hereby defer approval at this time for the following Traffic Congestion Relief Program application amendment as submitted, with subsequent clarifications and revisions:
 - Project #15 – Route 24; Caldecott Tunnel; add fourth bore tunnel with additional lanes in Alameda and Contra Costa Counties. Amend application to designate the Contra Costa Transportation Authority as the Implementing Agency, and update project schedule previously approved under Resolution TA-00-01.
Applicant Agency: California Department of Transportation
Implementing Agency: Contra Costa Transportation Authority:and
- 2.2 BE IT FURTHER RESOLVED that this request be added to the list of application amendments submitted by applicant agencies that have been deferred and are pending further action by the Commission, and

- 2.3 BE IT FURTHER RESOLVED that all applicant agencies shall provide the Commission and the Department with a progress report on April 1st and October 1st of each year on actual expenditures and status of work, until the projects have been completed; and
- 2.4 BE IT FURTHER RESOLVED that this TCRP project application approval by the Commission reserves the State funding for the projects as specified by the statute, and allows the applicant agencies to incur costs in accordance with the approved project application, statute and guidelines.