

# Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: May 25-26, 2005

Reference No.: 2.1a.(20)  
Action Item

From: CINDY McKIM  
Chief Financial Officer

Prepared by: Ross A. Chittenden  
Division Chief  
Transportation Programming

Ref: **STIP AMENDMENT 04S-045**

The Merced County Association of Governments (MCAG) is requesting the California Transportation Commission (Commission) approve this State Transportation Improvement Program (STIP) amendment. This amendment was noticed at the April 2005 Commission meeting.

**Action Update:** At the April 2005 Commission meeting, the Commission asked MCAG to consider an AB 3090 Replacement project rather than the requested AB 3090 Reimbursement project. At the request of the Commission, MCAG requested that this STIP amendment be revised to reflect an AB 3090 Replacement project in place of the AB 3090 Reimbursement project.

MCAG requests the Commission approve this amendment for AB 3090 ~~Reimbursement~~ **Replacement**. MCAG proposes to use local developer and regional Transportation Impact Fees to replace \$3,269,000 in Regional Improvement Program (RIP) funds in FY 2004-05 for Environmental (PA&ED) on the Castle Highway project (PPNO 5264), with ~~an later reimbursement~~ **AB 3090 Replacement project (PPNO 5264B) in FY 2008-09, to be identified at a later date**. The local developer contribution will be in the form of a loan and must be paid back at a later date.

## **RECOMMENDATION**

The Department of Transportation (Department) recommends the Commission consider this AB 3090 request, pending Merced's agreement that both the date and schedule of ~~reimbursement~~ **replacement** are subject to the availability of funds.

**BACKGROUND**

~~This request follows AB 3090 Guidelines which allows a Local Agency to use its own funds (non-state or non-federal) to complete a project component early to be later reimbursed with STIP funds currently programmed on the project. An AB 3090 reimbursement agreement will be drafted and submitted to Commission staff for review prior to the May 2005 Commission meeting.~~

**The Commission's policy on AB 3090 encourages local agencies to use local funds to deliver projects programmed in the STIP. MCAG proposes to accelerate delivery of the environmental phase of a local project using local funds and to program a replacement project in the STIP, in accordance with the Commission's policy that gives preference to programming AB 3090 Replacement projects over AB 3090 direct reimbursement arrangements. The specific AB 3090 Replacement project will be amended into the STIP at a later date.**

The Castle Highway project (PPNO 5264) includes a four-lane expressway on Route 59 between Route 140 and the intersection of Route 59 and Bellevue Road in Merced County. The project is programmed with \$3,269,000 of RIP PA&ED in FY 2004-05. MCAG submitted a request for funds to the Department for the December 2004 Commission meeting; however, the Castle Highway project did not meet the allocation criteria established and adopted at the January 2005 Commission meeting. The Castle Highway project remains a high priority for the region and MCAG would like to begin the PA&ED phase. MCAG is in the process of identifying and securing Right of Way and undertaking wetland studies that need to be conducted. In order to proceed, MCAG is proposing to advance the \$3,269,000 of FY 2004-05 PA&ED on the Castle Highway project using local developer and Regional Transportation Impact Fees with ~~an later~~ **AB 3090 Reimbursement Replacement project (PPNO 5264B) in FY 2008-09, to be identified at a later date.** MCAG has assured the Department that the STIP funds are not being used as collateral for the local developer contribution.

**RESOLUTION**

Resolved, that the California Transportation Commission revise the 2004 State Transportation Improvement Program at the end of the 30-day notice period as follows:

**Revises:**

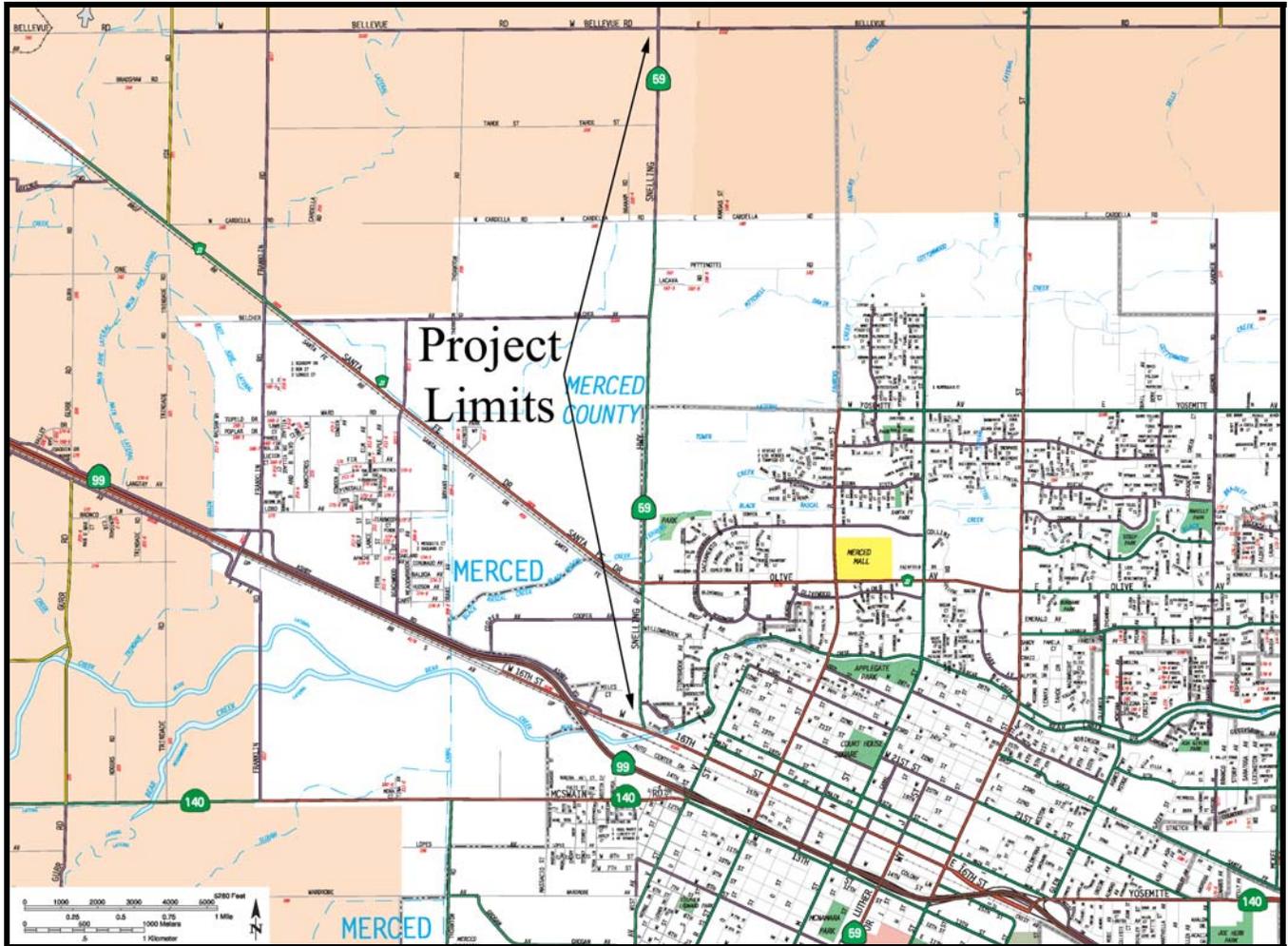
County	District	PPNO	EA	Element	Const. Year	PM Back	PM Ahead	Route/Corridor				
Merced	10	5264	0G440	CO	2014-15	R14.8	R19.0	59				
Implementing Agency: (by component)		PA&ED R/W	MCAG				PS&E CON					
RTPA/CTC:		Merced County Association of Governments (MCAG)										
Project Title:		Castle Highway										
Location		Near Merced on Route 59 from Route 140 to the intersection of Route 59 and Bellevue Road										
Description:		Construct 4-lane expressway										
<b>(DOLLARS IN THOUSANDS)</b>												
FUND	TOTAL	Project Totals by Fiscal Year						Project Totals by Component				
		Prior	04/05	05/06	06/07	07/08	08/09+	R/W	CON	PA&ED	PS&E	R/W Supp
<b>RIP</b>												
Existing	3,643	374	3,269						3,643			
Change	(3,269)	0	(3,269)						(3,269)			
Proposed	374	374	0						374			
<b>Future Need</b>												
Existing	270,905		0			270,905	15,900	241,000		6,256	2,096	5,653
Change	0		0			0	0	0		0	0	0
Proposed	270,905					270,905	15,900	241,000		6,256	2,096	5,653
<b>Local Funds</b>												
Existing	0		0						0			
Change	3,269		3,269						3,269			
Proposed	3,269		3,269						3,269			
<b>Total</b>												
Existing	274,548	374	3,269			270,905	15,900	241,000	3,643	6,256	2,096	5,653
Change	0	0	0			0	0	0	0	0	0	0
Proposed	274,548	374	3,269			270,905	15,900	241,000	3,643	6,256	2,096	5,653

**And Adds:**

County	District	PPNO	EA	Element	Const. Year	PM Back	PM Ahead	Route/Corridor				
Merced	10	5264B	--	LA	2008-09	--	--	--				
Implementing Agency: (by component)		PA&ED R/W	MCAG				PS&E CON	MCAG				
RTPA/CTC:		Merced County Association of Governments (MCAG)										
Project Title:		AB 3090 <del>Reimbursement</del> Replacement										
Location		AB 3090 <del>Reimbursement</del> Replacement										
Description:		AB 3090 <del>Reimbursement</del> Replacement										
<b>(DOLLARS IN THOUSANDS)</b>												
FUND	TOTAL	Project Totals by Fiscal Year						Project Totals by Component				
		Prior	04/05	05/06	06/07	07/08	08/09	R/W	CON	PA&ED	PS&E	R/W Supp
<b>Local Funds RIP</b>												
Existing	0					0		0				
Change	3,269					3,269		3,269				
Proposed	3,269					3,269		3,269				
<b>Total</b>												
Existing	0					0		0				
Change	3,269					3,269		3,269				
Proposed	3,269					3,269		3,269				

**STIP AMENDMENT 04S-045**

Location Map



10 - Merced

PPNO 5264

Location: Near Merced on Route 99 59 from  
Route 140 to Bellevue Road.

Description: Construct 4-lane expressway.

