

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: June 6-7, 2007

Reference No.: 2.6e.(2)
Action Item

From: CINDY McKIM
Chief Financial Officer

Prepared by: Rachel Falsetti
Acting Division Chief
Transportation Programming

Subject: **FINANCIAL ALLOCATION FOR TRAFFIC CONGESTION RELIEF PROGRAM PROJECTS
RESOLUTION TFP-06-38**

RECOMMENDATION:

The California Department of Transportation (Department) recommends that the California Transportation Commission (Commission) approve the following allocation request totaling \$150,000,000 in new Traffic Congestion Relief Program (TCRP) funding to reimburse previously approved AB 1335 Letters of No Prejudice (LONP) for one project, as identified on the attached vote list and described below.

ISSUE:

Under Resolution TL-03-02 (approved in October 2003), the Los Angeles County Metropolitan Transportation Authority (LACMTA) received approval of a LONP authorizing the expenditure of \$150,000,000 for construction (procurement) for TCRP Project #33 – Los Angeles Bus Transit; acquire low-emission buses for LACMTA bus transit service. LACMTA planned to procure approximately 380 to 570 replacement buses.

LACMTA has not completed the procurement, which is expected to be complete by the end of Fiscal Year 2007-08, but has purchased 469 buses and incurred over \$285,000,000 in eligible expenses. At the time of the last project amendment in October 2003, the total estimated cost for this project was \$316,457,000, of which \$36,147,000 had not yet been committed (proposed federal funds).

The Revised Traffic Congestion Relief Program Guidelines, Resolution G-06-04, adopted on April 26, 2006, permits reimbursement of LONPs on an equitable basis that serves the interest of the entire State transportation program, including, but not limited to, the impact of such allocations for other transportation projects. This request for reimbursement is in accordance with the Revised TCRP Guidelines.

FINANCIAL RESOLUTION:

Resolved That:

The project(s), as component phases or in their entirety, appear under Government Code Section 14556.40(a) and are entitled to participate in this allocation amendment.

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 TCRP projects, and is governed by the terms and conditions of the Fund Transfer Agreement, Program Supplement or Cooperative Agreement, and subsequent amendments to the same if required, as executed between the Implementing Agency and the Department.

Attachment

2.6 Mass Transportation Financial Matters

Project # Allocation Amount Implementing Agency District-County	BREF # and Project Description Description of Allocation	Item # Program Code	Total Allocation Amount
2.6e.(2) Traffic Congestion Relief Program AB 1335 Reimbursement		Resolution TFP-06-38	
1 \$150,000,000 Los Angeles County Metropolitan Transportation Authority 07 – Los Angeles	Project #33 – Bus Transit; acquire low-emission buses for Los Angeles County MTA bus transit service. Purchase approximately 380-570 low-emission articulated Compressed Natural Gas (CNG) and/or hybrid replacement buses to be used in Los Angeles County. This allocation is to reimburse a previously approved AB 1335 Letter of No Prejudice for \$150,000,000 for Construction (Procurement).	Chapter 91 of the Statutes of 2000 889-3007 30.10.710.020	\$150,000,000