

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: December 10-11, 2008

Reference No.: 2.8b.(1)
Action Item

From: CINDY McKIM
Chief Financial Officer

Prepared by: Lam Nguyen
Acting Division Chief
Division of Rail

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR INTERCITY
RAIL STIP PROJECTS, PER RESOLUTION G-06-08
WAIVER-08-36**

RECOMMENDATION:

The Department of Transportation (Department) recommends the California Transportation Commission (Commission) approve a post fact extension to the period of contract award for the Capitalized Maintenance – Sacramento to Stockton (Union Pacific) (PPNO 2065D) and the Santa Barbara to San Luis Obispo (Union Pacific) (PPNO 2065E) projects for six months, to June 2009.

ISSUE:

On December 13, 2007, the Commission allocated \$280,000 for capitalized maintenance projects on the San Joaquin corridor between Sacramento and Stockton (Milepost 38.3 to Milepost 80.0), and \$482,000 on the Pacific Surfliner corridor between Santa Barbara and San Luis Obispo (Milepost 426.4 and Milepost 248.0). The identification and prioritization of the specific maintenance items under both contracts has taken the Department's Division of Rail and the Union Pacific Railroad longer than originally expected. These items have now been agreed upon, and a contract can now be written. Due to the fact that the Department has not had an active contract with the Union Pacific Railroad in several years, it is anticipated that it will take several months to get a contract in place for these capitalized maintenance activities.

As such, the Department is requesting a six-month extension to the period of contract award for capitalized maintenance projects on the Union Pacific Railroad track on the San Joaquin and Pacific Surfliner intercity rail corridors.

BACKGROUND:

In June 2006, the Commission adopted Resolution G-06-08, which requires the agency implementing a project to request a time extension if the project will not be awarded within six months of the allocation. The State Transportation Improvement Program Guidelines stipulate that the Commission may approve a waiver to the contract award deadline one time only for up to 20 months in accordance with Section 14529.8 of the Government Code.

2.8b. (1) Time Extension / Waiver – Contract Award
 Waiver-08-36

| Project # | Applicant County PPNO Project Description Reason for Project Delay | Extension Amount | Allocation Date Resolution Number Number of Months Requested Extended Deadline Department Recommendation |
|--|---|-------------------------|---|
| 1 | Department of Transportation Sacramento and San Joaquin Counties 75-2065D Capitalized Maintenance - Sacramento to Stockton (Union Pacific) | \$280,000 | 12/13/07 MFP-07-11 6 months 6/30/09 Support |
| <p>The Department is requesting a 6-month post fact extension to the period of contract award for the Union Pacific Railroad Capitalized Maintenance Agreement. Union Pacific has been taking inventory between Mileposts 38.3 and MP 80.0 (Sacramento to Stockton on the San Joaquin Corridor) in order to determine and prioritize specific repair and maintenance needs. There was a delay in completing and prioritizing this inventory, but it has been finalized. The Department is requesting a 6-month extension to the contract award period. Once under contract, the Union Pacific can proceed with these maintenance items.</p> | | | |
| 2 | Department of Transportation Santa Barbara and San Luis Obispo Counties 75-2065E Capitalized Maintenance - Santa Barbara to San Luis Obispo (Union Pacific) | \$482,000 | 12/13/07 MFP-07-11 6 months 6/30/09 Support |
| <p>The Department is requesting a 6-month post fact extension to the period of contract award for the Union Pacific Railroad Capitalized Maintenance Agreement. Union Pacific has been taking inventory between Mileposts 426.4 and 248.0 (Santa Barbara to San Luis Obispo on the Pacific Surfliner Corridor) in order to determine and prioritize specific repair and maintenance needs. There was a delay in completing and prioritizing this inventory, but it has been finalized. The Department is requesting a 6-month extension to the contract award period. Once under contract, the Union Pacific can proceed with these maintenance items.</p> | | | |