

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: May 14, 2009

Reference No.: 2.1a.(8) / 2.6e.(1)
Action Item

From: CINDY McKIM
Chief Financial Officer

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Transportation Programming

Subject: **TRAFFIC CONGESTION RELIEF PROGRAM PROJECT APPLICATION
AMENDMENT AND ALLOCATION AMENDMENT APPROVAL
RESOLUTION TAA-08-12, AMENDING RESOLUTION TAA-07-12
RESOLUTION TFP-08-06, AMENDING RESOLUTION TFP-06-37**

RECOMMENDATION:

The California Department of Transportation (Department) recommends the California Transportation Commission (Commission) approve a project application amendment (Resolution TAA-08-12) and an allocation amendment (Resolution TFP-08-06) for Traffic Congestion Relief Program (TCRP) Project 1.1 as described below.

ISSUE:

The Santa Clara Valley Transportation Authority (SCVTA) is requesting to amend TCRP Project 1.1 – BART to San Jose; extend from Fremont to Warm Springs, to reprogram \$3,500,000 in previously allocated TCRP funds as follows:

- Transfer \$3,500,000 from Design (PS&E) to Construction.
- Update the project schedule and funding plan.

BACKGROUND:

The project is to construct an extension of the San Francisco Bay Area Rapid Transit (BART) system south from the existing Fremont Station to Warm Springs, a distance of 5.4 miles and includes a cut-and-cover subway box for tracks to be routed below Lake Elizabeth in Fremont Central Park. PS&E is complete for the subway portion of the project, with a savings of \$3,500,000. PS&E continues on the track alignments. Environmental clearance is complete and the Federal Transit Administration issued a Record of Decision (ROD) on October 24, 2006. BART is requesting an amendment to reprogram \$3,500,000 from PS&E to Construction, so that construction can begin on the subway box.

RESOLUTION TAA-08-12 and Resolution TFP-08-06:

Resolved, with all conditions stipulated still in effect, the California Transportation Commission hereby revises the application and allocation TCRP Project 1.1 to reflect the changes above and in the following table.

REVISES:

TCRP Project 1.1 – BART to San Jose; extend from Fremont to Warm Springs

(DOLLARS IN THOUSANDS)													
FUND	TOTAL	Project Totals by Fiscal Year						Project Totals by Component					
		Prior	08/09	09/10	10/11	11/12	12/13	R/W	CON	PA&ED	PS&E	R/W Supp	CON Supp
TCRP (Committed)													
Existing	111,433	111,433						54,318	11,000	6,550	39,565		
Change	0	0						0	3,500	0	(3,500)		
Proposed	111,433	111,433						54,318	14,500	6,550	36,065		
Othr. State													
Existing	85,000	6,000			79,000			6,000	79,000				
Change	0	0			0			0	0				
Proposed	85,000	6,000			79,000			6,000	79,000				
Loc Funds													
Existing	218,000	38,000			180,000			38,000	180,000				
Change	0	0			0			0	0				
Proposed	218,000	38,000			180,000			38,000	180,000				
Loc Funds													
Existing	2,163	2,163								2,163			
Change	0	0								0			
Proposed	2,163	2,163								2,163			
Future Need													
Existing	341,404				341,404				341,404				
Change	0				0				0				
Proposed	341,404				341,404				341,404				
Total													
Existing	758,000	157,596			600,404			98,318	611,404	8,713	39,565		
Change	0	0			0			0	3,500	0	(3,500)		
Proposed	758,000	157,596			600,404			98,318	614,904	8,713	36,065		

Be it further resolved that the California Transportation Commission hereby approves a corresponding allocation amendment redistributing previously allocated funds in accordance with the attached vote box; and

Be it further 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; and

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 #	Total Allocation Amount
2.6e.(1) Allocation Amendment - Traffic Congestion Relief Program		Resolution TFP-08-06	
1 \$0 Santa Clara Valley Transportation Authority 04 – Santa Clara Amending Resolution TFP-06-37	Project #1.1 – BART to San Jose; extend from Fremont to Warm Springs This allocation amendment is to redistribute \$3,500,000 in previously allocated TCRP funds from PS&E to Construction. <u>Outcome/Outputs:</u> Allows early construction start on cut-and-cover subway box while design continues on 5.4 miles of commuter rail track.	Chapter 91 of the Statutes of 2000 889-3007	\$0