

# Memorandum

To: CHAIR AND COMMISSIONERS

CTC meeting: August 13-14, 2003

Reference No.: 4.7  
Information Item

From: ROBERT L. GARCIA  
Chief Financial Officer

Prepared by: Ross Chittenden  
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Traffic Congestion Relief Program

Ref: **PENDING LETTERS OF NO PREJUDICE FOR TRAFFIC CONGESTION RELIEF (TCR) PROGRAM**

## **BACKGROUND:**

Assembly Bill 1355 (Cohn, Statutes of 2001), added Section 14556.33 to the Government Code. AB 1335 allow a regional or local entity that is a lead applicant agency, as defined in Government Code Section 14556.40, to apply to the Commission for a Letter of No Prejudice (Letter) for the project. If approved by the Commission, the Letter allows the regional or local entity to expend its own funds for any component of the transportation project and seek an allocation and reimbursement from the Traffic Congestion Relief Fund (TCRF) if and when funds become available. AB 1335 states that the Commission may adopt guidelines to implement this section.

The draft Letter of No Prejudice Guidelines for TCRP projects were reviewed under Reference No 4.15 of the Commission's June 2003 agenda. As a result from comments received, revised draft Guidelines have been distributed for additional input and information. Commission staff currently plans to discuss these revisions and to have the Guidelines adopted at the August Commission meeting.

The following list of 3 TCRP Projects identifies those agencies that have submitted requests for a Letter of No Prejudice (Letter) as of July 17, 2003. Recommendation of future approval of these pending Letter is contingent upon review of the Letter request against the approved Letter of No Prejudice Guidelines. It is expected that some or all of the Letter requests will need to be re-submitted with additional information based on the discussion of the draft Letter Guidelines under Reference No 4.6 of the Commission's August 2003 agenda.

- \$3,288,000 – Project #74.5, for Pacific Surfliner; double track intercity rail line within San Diego County, add maintenance yard in San Diego County – Encinitas Passing Track  
Submitted by: North County Transit District
- \$808,000 – Project #152, Phase 4 for Pasadena **Blue Gold** Line transit-oriented mixed-use development.  
Submitted by: City of South Pasadena

- \$550,000 – Project #153, Phase 4 for Pasadena ~~Blue~~ **Gold** Line utility relocation.  
Submitted by: City of South Pasadena

The following list of 13 TCRP Projects requesting Letters were listed under TAB 73 (Reference No. 4.12) of the June 2003 Commission meeting materials:

Letter requests with a specified dollar amount or phase of work stated in the request. The four TCRP projects, totaling \$83,450,000, are as follows:

- \$980,000 – Project #27.3, Phase 4 for Vasco Road Safety and Transit Enhancement Project in Alameda and Contra Costa Counties – Valley Center ACE Parking Structure  
Submitted by: Alameda County Congestion Management Agency  
(Concurrent item under Reference No. 2.1c.(1))
- \$80,000,000 – Project #79, Phase 4 (approved) for North County Light Rail; build new 20-mile light rail line for Oceanside to Escondido in San Diego County.  
Submitted by: NCTD
- \$590,000 – Project #123, Phase 4 (approved) for Oceanside Transit Center; parking structure.  
Submitted by: City of Oceanside
- \$1,880,000 – Project #141, Phases 2, 3, and 4 (approved) for Union City; pedestrian bridge over Union Pacific rail lines.  
Submitted by: City of Union City

Letter requests without a specified dollar amount or phase of work stated in the request. These agencies will need to provide additional information should the Commission approve Letter guidelines.

- Project #1.1 – BART to San Jose; extend BART from Fremont to Downtown San Jose in Santa Clara and Alameda Counties – Fremont To Warm Springs  
Submitted by: San Francisco Bay Area Rapid Transit District (BART)
- Project #1.2 – BART to San Jose; extend BART from Fremont to Downtown San Jose in Santa Clara and Alameda Counties – Warm springs to Downtown San Jose Extension.  
Submitted by: Santa Clara Valley Transportation Authority (VTA)
- Project #7.1, 7.2, and 7.3 – CalTrain; expand service to Gilroy; improve parking, stations, and platforms along UPRR line in Santa Clara County  
Submitted by VTA  
(Agency has clarified they wish all three covered by Letter)

- Project #12.1 – Bay Area Transit Connectivity; complete studies of, and fund related improvements for, the I-580 Livermore Corridor; the Hercules Rail Station and related improvements, West Contra Costa County and Route 4 Corridors in Alameda and Contra Costa Counties  
Submitted by: BART
  
- Project #22 – Route 101; environmental study for reconstruction of Doyle Drive, from Lombard St./Richardson Avenue to Route 1 Interchange in City and County of San Francisco.  
Submitted by: San Francisco County Transportation Authority
  
- Project #33 – Bus Transit; acquire low-emission buses for Los Angeles County MTA bus transit service  
Submitted by: Los Angeles County Metropolitan Transportation Authority (LACMTA)
  
- Project #36 – Los Angeles Eastside Transit Extension; build new light rail line in East Los Angeles, from Union Station to Atlantic via 1st Street to Lorena in Los Angeles County  
Submitted by: LACMTA
  
- Project #38.1 – Los Angeles-San Fernando Valley Transit Extension; build an East-West Bus Rapid Transit system in the Burbank-Chandler corridor, from North Hollywood to Warner Center  
Submitted by: LACMTA
  
- Project #156 – Seismic retrofit and core segment improvements for the Bay Area Rapid Transit system.  
Submitted by: BART