

State of California
Business, Transportation and Housing Agency
Department of Transportation

PROJECT BUSINESS MATTERS
Time Extension – Project Allocation
Action Item

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CTC Meeting: March 29-30, 2000

Agenda Item: 2.8a.(3)

W.J. EVANS, Deputy Director
Finance
March 30, 2000

TIME EXTENSION REQUEST – CTC RESOLUTION G-99-27
CTC STIP GUIDELINES
SECTION 59 – TIMELY USE OF FUNDS

STATE TRANSPORTATION IMPROVEMENT PROGRAM
WAIVER-00-09

CTC ACTION TAKEN

Request for Allocation Extension for the City of Laguna Niguel for the Commuter Rail Station project approved to March 31, 2001.

ISSUE

Resolution G-99-27, *STIP Guidelines*, adopted by the California Transportation Commission (Commission) on September 29, 1999, stipulates that the Commission may extend the deadline for allocation of funds no more than one time and only if it finds that an unforeseen and extraordinary circumstance beyond the control of the responsible agency has occurred that justifies the extension. The extension will not exceed the period of delay directly attributed to the extraordinary circumstance and will in no event be for more than twenty (20) months.

The City of Laguna Niguel has requested a 9-month time extension for the period of project allocation from June 30, 2000 to March 31, 2001, due to right-of-way negotiations currently being conducted between the City of Laguna Niguel, the Orange County Transportation Authority, the Transportation Corridor Agency, the County of Orange and Caltrans.

RECOMMENDATION

The Department recommends the Commission approve the time extension for the time period requested by the City of Laguna Niguel from June 30, 2000 to March 31, 2001.

BACKGROUND

On December 9, 1999, the Commission approved STIP Amendment 98S-69, requested by the Orange County Transportation Authority, to program \$2,500,000 in State-only funds from Orange County's Unprogrammed Share Balance to the Laguna/Niguel Commuter Rail Station project.

The City of Laguna Niguel, Orange County Transportation Authority, Transportation Corridor Agency, County of Orange and Caltrans are currently resolving a right-of-way issue that is delaying the project delivery timeline. The issue at hand is that the site of the rail station project is currently being used by Caltrans as a maintenance yard. At this time a letter of understanding between all parties is being developed to ensure that an appropriate alternative site for the Caltrans maintenance yard is provided. The resolution of this issue, though eminent, will not be a reality before June 30, 2000, the given deadline for a financial vote on these rail project related funds.