

Memorandum

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: June 22-23, 2011

Reference No.: 2.1c.(10a)
Action Item

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Jane Perez
Chief
Division of Mass Transportation

Subject: **PROPOSITION 1A – LETTER OF NO PREJUDICE
RESOLUTION LONP1A-A-1011-03**

RECOMMENDATION:

The California Department of Transportation (Department) recommends that the California Transportation Commission (Commission) approve this Letter of No Prejudice (LONP), available under Senate Bill (SB) 1371, for the Blue Line Light Rail Improvement Project programmed in the Proposition 1A High-Speed Rail Passenger Train Bond Program for the San Diego Association of Governments (SANDAG).

ISSUE:

Due to the unavailability of Proposition 1A funds, the SANDAG is requesting SB 1371 authority to substitute a total of \$19,285,000 of Proposition 1A funds with other local funds for the completion of the programmed project and to keep the Blue Line Light Rail Improvement project on schedule.

The project will improve existing rail infrastructure along the Blue Line Trolley corridor between the Old Town State Park and the United States/Mexico border.

SANDAG further requests that the project remain on the Delivered But Not Yet Allocated List for consideration when additional Proposition 1A funds become available.

BACKGROUND:

If approved by the California Transportation Commission, the LONP allows the applicant agency to expend its own funds for any component of the transportation project, and seek allocation and reimbursement in the future.

Allocation request was submitted at the August 2010 Commission meeting, but was deferred and placed on the “Projects Delivered But Not Yet Allocated” list pending adoption of the 2010 State Budget and sale of bonds.

This LONP request is made in accordance with Resolution LONP1A-G-1011-01, and SB 1371, which authorizes approval of a LONP for projects programmed or otherwise approved for funding pursuant to Section 2704.095 of the Streets and Highway Code.

RESOLUTION LONP1A-A-1011-03:

Be it Resolved, the California Transportation Commission hereby approves a LONP for a total of \$19,285,000 for the SANDAG's Blue Line Light Rail Improvements project programmed with Proposition 1A bond funds; and

Be it Further Resolved, that the agency understands that they proceed at their own risk, as reimbursement is dependent on future availability of Proposition 1A funding; and

Be it Further Resolved, that SANDAG shall report to the Department within four months following LONP approval on progress in executing agreements and third-party contracts needed to execute the work.