State of California
DEPARTMENT OF TRANSPORTATION

Business, Transportation and Housing Agency

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: June 16-17, 2004

Reference No.: 2.5k.-**REVISED**
Action Item

From: ROBERT L. GARCIA
Chief Financial Officer

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Division of Budgets

Ref: **ANNUAL FY 2004-05 RIGHT OF WAY LUMP SUM ALLOCATION RESOLUTION FM-03-11**

RECOMMENDATION:

The Department of Transportation (Department) recommends the California Transportation Commission (Commission) approve the following Resolution.

FINANCIAL RESOLUTION:

Resolved, that the amount of ~~$250,000,000~~ **$180,000,000** be allocated for Right of Way (R/W) Capital Outlay expenditures for FY 2004-05.

SUMMARY AND CONCLUSIONS:

The above Resolution FM 03-11 allocates ~~$250,000,000~~ **$180,000,000** R/W Capital Outlay funds for the 2004-05 fiscal year.

This allocation is subject to enactment of the 2004 Budget Act.

BACKGROUND:

Resolution G-01-09 requires the Department to annually present its R/W capital outlay expenditure plan to the California Transportation Commission (Commission) for review and acceptance. The resolution states that the plan will include the program, district, project (with the environmental clearance date), projected date the R/W will be cleared for advertisement (certification date), and the differences between the dollars programmed and allocated for R/W.

The FY 2004-05 R/W capital outlay expenditure plan is consistent with the Department's Program documents, as approved by the Commission. This allocation fully funds all SHOPP projects but does not provide full funding for STIP projects requested by the Districts. It includes a fund reservation that covers Minor Projects, Seismic Retrofit and Storm Damage Projects, Post Certification expenditures, Damage to Property Settlements, Environmental

Permits, Permits to Enter, and Pre-Project Mitigation. Consistent with Resolution G-01-09, the Department reviewed with Commission staff the proposed list of projects expenditures that comprise the requested FY 2004-05 allocation.

FY 2004-05 ESTIMATED ALLOCATION OF FUNDS FOR RIGHT-OF-WAY
(Dollars in Thousands)

Major Capital Projects		
STIP	**$ 33,700**	~~$ 56,000~~
SHOPP	**$ 51,000**	~~$ 51,000~~
Design Sequencing (Post Certification)	**$ 1,200**	~~$ 1,000~~
Total Major Capital Projects	**$ 85,900**	~~$ 108,000~~
Fund Reservation:		
Minor Projects, Seismic Retrofit, Storm Damage Projects	**$ 8,600**	~~$ 9,500~~
Post Certifications	**$ 62,000**	~~$ 99,000~~
Damage to Property (Inverse Condemnations)	**$ 10,000**	~~$ 20,000~~
Environmental Permits/Permits to Enter	**$ 500**	~~$ 500~~
Total Fund Reservation	**$ 81,100**	~~$ 129,000~~
Pre-project Mitigation:	**$ 13,000**	~~$ 13,000~~
Total Right of Way	**$ 180,000**	~~$250,000~~