

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3a.
Action Item
Resolution FP-09-36

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION FP-09-36

CTC ACTION UPDATE: The California Transportation Commission allocated \$889,000 for one local State Transportation Improvement Program Transportation Enhancement Project on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, one locally administered State Transportation Improvement Program (STIP) Transportation Enhancement (TE) project in the city of Los Angeles was approved for funding by the Commission. The attached vote box describes the STIP TE project for \$889,000 voted off the Delivered List.

FINANCIAL RESOLUTION:

Resolved, that \$889,000 be allocated from the Budget Act of 2009, Budget Act Item 2660-101-0890 for the State Transportation Improvement Program project described in the attached vote box.

Be it further resolved that as a condition of allocation of these funds and to perform its administrative role established by SB 88, the Commission requests that the Department perform the functions necessary to ensure proper accountability measures are employed and reporting requirements are met for the Proposition 1B State Transportation Improvement Program.

Attachment

4.3 Allocations from the Delivered List

Project #	EA			
Allocation Amount	PPNO	Project Title	Budget Year	Amount by
Recipient	Program/Year	Location	Item #	Fund Type
RTPA/CTC	Phase	Project Description	Fund Type	Fund Type
District-County	Prgm'd Amount			
4.3a. Delivered List Allocations: Locally Administered STIP Transportation Enhancement Projects off the State Highway System (ADVANCEMENTS)			Resolution FP-09-36	
64-1				
889,000	4U4384	Branching Out Urban Forestry Project. In the city of Los Angeles, on major routes to transportation routes and transit-priority streets. Installation of trees.	2009-10	\$889,000
City of Los Angeles	07-4091		101-0890	
LACMTA	RIP TE / 11-12		FTF	
07-Los Angeles	CONST	(Contributions from local sources: \$225,000.)		
	\$889,000	<u>Outcome/Output:</u> The project will improve the quality of landscaping leading to transit stops by planting at least 3,000 trees throughout the City of Los Angeles. Pedestrian routes to 50 or more bus stops, rail stations, and other transportation centers will be upgraded through these improvements.		

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3b.
Action Item
Resolution CMIA-A-0910-007

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION CMIA-A-0910-007

CTC ACTION UPDATE: The California Transportation Commission allocated \$324,811,000 for five State Corridor Mobility Improvement Account Projects on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, five state administered Corridor Mobility Improvement Account (CMIA) projects on the State Highway System were approved for funding by the Commission. The attached vote boxes describe the CMIA projects for \$324,811,000 voted off the Delivered List.

FINANCIAL RESOLUTION:

Resolved, that \$44,679,000 be allocated from the Budget Act of 2009, Budget Act Item 004-6005 for construction support, and \$280,132,000 from the Budget Act of 2009, Budget Act Item 2660-304-6055 for construction capital, for the five state-administered Corridor Mobility Improvement Account projects described on the attached vote list.

Attachment

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3c.

Action Item

Resolution CMIA-A-0910-008

Resolution STIP1B-A-0910-003

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION CMIA-A-0910-008
RESOLUTION STIP1B-A-0910-003

CTC ACTION UPDATE: The California Transportation Commission allocated \$60,429,000 for one multi-program Corridor Mobility Improvement Account/State Transportation Improvement Program Project on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, on state administered multi-program Corridor Mobility Improvement Account (CMIA)/State Transportation Improvement Program (STIP) project on the State Highway System was approved for funding by the Commission. The attached vote box describes the CMIA/STIP project for \$60,429,000 voted off the Delivered List.

FINANCIAL RESOLUTION:

Be it Resolved, from the Budget Act of 2009, that \$54,502,000 be allocated from Budget Act Item 2660-304-6055, \$3,983,850 be allocated from Budget Act Item 2660-301-0890, and \$516,150 be allocated from Budget Act Item 2660-801-3008; and from the Budget Act of 2007, that \$1,427,000 be allocated from Budget Act Item 2660-304-6058, for the state-administered multi-program Corridor Mobility Improvement Account/State Transportation Improvement Program project described on the attached vote box.

Attachment

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3d.
Action Item
Resolution TLS1B-A-0910-002

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION TLS1B-A-0910-002

CTC ACTION UPDATE: The California Transportation Commission allocated \$11,786,000 for six local Proposition 1B Traffic Light Synchronization Program projects on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, six local Proposition 1B Traffic Light Synchronization Program (TLSP) projects were approved for funding by the Commission. The attached vote boxes describe the TLSP projects totaling \$11,786,000 voted off the Delivered List.

FINANCIAL RESOLUTION:

Resolved, that \$10,514,000 be allocated from the Budget Act of 2008, Budget Act Item 104-6064, and \$1,272,000 from the Budget Act of 2007, Budget Act Item 104-6064 for construction capital, for the six local Proposition 1B Traffic Light Synchronization Program projects described on the attached vote list.

Be it Further Resolved, that as a condition of allocation of these funds and to perform its administrative role established by Senate Bill 88, the Commission requests that the Department perform the functions necessary to ensure proper accountability measures are employed and reporting requirements are met for the Proposition 1B Traffic Light Synchronization Program.

Attachment

4.3 Allocations from the Delivered List

Project # Allocation Amount Recipient Agency RTPA/MPO Dst-County	Project Location Project Description	Dst-EA Phase Prgm'd Amount	Budget Year Item # Fund Type	Amount by Fund Type
4.3d. Delivered List Allocations: Proposition 1B - Traffic Light Synchronization Program Projects				
Resolution TLS1B-A-0910-002				
74 1 \$102,000 City of Citrus Heights SACOG 03-Sacramento	In Sacramento, TLSP Phase III Antelope. <u>Outcome/Output:</u> Improved safety through enhanced control management features, incident management capability, congestion monitoring, and overall signal system awareness. Improved operations through enhanced control features, incident management, congestion monitoring, and overall signal system situational awareness. Reduced day-to-day energy consumption through increased nominal system efficiency and energy consumption through incident management. Capacity maintenance for known congested areas through incident management, capacity increase for areas currently not part of a synchronized traffic control system. Total Construction Cost: \$124,000.	03-929124 \$124,000 CONST	2008-09 104-6064 TLSP	\$102,000
75 2 \$120,000 City of Watsonville SCCRTC/AMBAG 05-Santa Cruz	In Watsonville. <u>Outcome/Output:</u> Improve traffic circulation and reduce traffic congestion and vehicle emissions. Total Construction Cost: \$132,000.	05-4A2534 \$120,000 CONST	2008-09 104-6064 TLSP	\$120,000
76 3 \$2,100,000 City of Fresno COFCG 06-Fresno	In the city of Fresno on Clovis Avenue. <u>Outcome/Output:</u> The project will connect the City's Advanced Transportation Management System to a network of controllers, cameras and detection systems for an efficient traffic responsive coordination system, improving safety, operations, energy conservation, and effective capacity of the key arterial while reducing emissions. Total Construction Cost: \$3,087,400.	06-4C2954 CONST \$2,100,000	2007-08 104-6064 TLSP	\$2,100,000
77 4 \$7,899,000 City of Los Angeles LACMTA 07-Los Angeles	In the city of Los Angeles. ATSAC-Harbor-Gateway 2 Project. <u>Outcome/Output:</u> Provide traffic congestion relief by improving travel times by 12.1% and travel speeds by 12.3% and by reducing delay by 32.2%. Create the ability to dynamically add new traffic control features through software as they become necessary without building new systems or replacing large quantities of hardware. Total Construction Cost: \$7,899,000.	07-4U4404L CONST \$7,899,000	2007-08 104-6064 TLSP	\$7,899,000
78 5 \$1,050,000 City of Compton LACMTA 07-Los Angeles	In the City of Compton. <u>Outcome/Output:</u> Improve safety on Rosecrans Avenue with left turn signals, improve the travel time, and somewhat improve the air quality. The City of Compton is in the center of LA County, central to LAX, Downtown Los Angeles, Ports of Long Beach and Los Angeles. Also, surrounded by 4 freeways. Total Construction Cost: \$1,462,500.	07-4U4234L \$1,050,000 CONST	2008-09 104-6064 TLSP	\$1,050,000
79 6 \$515,000 City of Temecula RCTC 08-Riverside	In the city of Temecula. Citywide Traffic Signal Synchronization. <u>Outcome/Output:</u> Per the City, the adaptive traffic signal synchronization system will continually analyze and evaluate traffic data and select the most appropriate traffic signal timing for the condition. Project benefits include the improvement of safety, operational improvement and capacity benefits by minimizing delays, and the increase in effective capacity of local streets and roads along each corridor and the overall reduction in vehicle emissions. Total Construction Cost: \$566,500.	08-0G0424L CONST \$515,000	2007-08 104-6064 TLSP	\$515,000

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3e.
Action Item
Resolution GS1B-A-0910-004

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION GS1B-A-0910-004

CTC ACTION UPDATE: The California Transportation Commission allocated \$27,000,000 for three local Proposition 1B Highway Railroad Crossing Safety Account Projects on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, three local Proposition 1B Highway Railroad Crossing Safety Account (HRCSA) projects were approved for funding by the Commission. The attached vote boxes describe the HRCSA projects totaling \$27,000,000 voted off the Delivered List.

FINANCIAL RESOLUTION:

Resolved, that \$27,000,000 be allocated from the Budget Act of 2008, Budget Act Item 2660-104-6063, for the three locally-administered Proposition 1B Highway Railroad Crossing Safety Account projects described on the attached vote list.

Be it further resolved that as a condition of allocation of these funds and to perform its administrative role established by SB 88, the Commission requests that the Department perform the functions necessary to ensure proper accountability measures are employed and reporting requirements are met for the Proposition 1B Highway-Railroad Crossing Safety Account Program.

Attachment

4.3 Allocations from the Delivered List

Project # Allocation Amount Recipient RTPA/CTC District-County	Project Title Project Description	EA PPNO Program/Year Phase Prgm'd Amount	Budget Year Item # Fund Type	Amount by Fund Type
4.3e. Delivered List Allocations: Proposition 1B – Locally Administered HRCSA Projects			Resolution GS1B-A-0910-004	
89 1 \$8,500,000 City of Stockton SJCOG 10-San Joaquin	In the city of Stockton, on Eight Mile Road grade separating between Davis Road and Lower Sacramento Road, from the former Union Pacific Railroad tracks by constructing a roadway overpass. (Future Consideration of Funding – Resolution E-09-100, December 2009) <u>Outcome/Output:</u> The project also includes constructing curb, gutter, sidewalk improvements, landscape raised center medians and street lighting. Reducing total vehicle delay, emissions and improving safety.	H005BA HRCSA/09-10 CONST \$8,500,000	2008-09 104-6063 HRCSA	\$8,500,000
84 2 \$8,500,000 City of Stockton SJCOG 10-San Joaquin	In the city of Stockton, on Eight Mile Road grade separating between Leach Road and Holman Road from the former Southern Pacific Railroad tracks, now Union Pacific, by constructing a roadway overpass. (Future Consideration of Funding – Resolution E-09-100, December 2009) <u>Outcome/Output:</u> The project also includes constructing curb, gutter, sidewalk improvements, landscape raised center medians and street lighting. Reducing total vehicle delay, emissions and improving safety.	H006BA HRCSA/09-10 CONST \$8,500,000	2008-09 104-6063 HRCSA	\$8,500,000
82 3 \$10,000,000 City of Stockton SJCOG 10-San Joaquin	Lower Sacramento Road/UPRR Grade Separation, between Armor Drive and Marlette Road. The project consists of grade separating Lower Sacramento road from the UPRR tracks by bringing the roadway underneath the tracks. (Contributions from UPRR: \$975,000) (Future Consideration of Funding – Resolution E-09-100, December 2009) (Related to SLPP EA 4A3334.) <u>Outcome/Output:</u> The project also includes constructing curb, gutter, sidewalk improvements, landscape raised center medians and street lighting. Reducing total vehicle delay, emissions and improving safety.	H007BA HRCSA/09-10 CONST \$10,000,000	2008-09 104-6063 HRCSA	\$10,000,000

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3f.
Action Item
Resolution SLP1B-A-0910-03

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION SLP1B-A-0910-03

CTC ACTION UPDATE: The California Transportation Commission allocated \$11,492,000 for 12 local Proposition 1B State-Local Partnership Program Projects on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, 12 local Proposition 1B State-Local Partnership Program (SLPP) projects were approved for funding by the Commission. The attached vote boxes describe the SLPP projects totaling \$11,492,000 voted off the Delivered List.

FINANCIAL RESOLUTION:

Resolved, that \$4,753,000 be allocated from the Budget Act of 2008, Budget Act Item 2660-104-6060, and \$6,739,000 from the Budget Act of 2009, Budget Act Item 2660-104-6060, for the 12 local Proposition 1B State-Local Partnership Program projects described on the attached vote list.

Be it further resolved that as a condition of allocation of these funds and to perform its administrative role established by SB 88, the Commission requests that the Department perform the functions necessary to ensure proper accountability measures are employed and reporting requirements are met for the Proposition 1B State-Local Partnership Program.

Attachment

4.3 Allocations from the Delivered List

Technically Corrected – March 2011

Project # Allocation Amount Recipient RTPA/CTC District-County	Project Title Project Description	EA Program/Year Phase Prgm'd Amount	Budget Year Item # Fund Type	Amount by Fund Type
4.3f. Delivered List Allocations: Proposition 1B – Locally Administered SLPP Projects off the State Highway System			Resolution SLP1B-A-0910-03	
83 1 \$710,000 El Dorado County <u>El Dorado LTC</u> 03-El Dorado	Durock Road/Business Drive Intersection Improvements. In Cameron Park, at the intersection of Durock Road and Business Drive. Intersection improvements, including widening the existing intersection and shoulders, installing a traffic signal and improving horizontal and vertical alignments. (Contributions from local sources: \$730,000.) (Future Consideration of Funding – Resolution E-09-104, December 2009.) <u>Outcome/Output:</u> Improve operation including a reduction in travel times, reduce approximately 2000 pounds of greenhouse gas emissions per year, improve safety including reducing pedestrian and vehicular accidents by up to 25%, and improve bicycle access to 3 park and ride lots and a transit stop.	0L2234 SLPP / 09-10 CONST \$710,000	2008-09 104-6060 SLPP	\$710,000
84 2 \$993,000 El Dorado County <u>El Dorado LTC</u> 03-El Dorado	Silva Valley Parkway Widening. In El Dorado Hills, along Silva Valley Parkway between Entrada Drive and a point 700 feet south of Oak Meadow Elementary School. Widen roadway from 2 lanes to 4 lanes, including sidewalks, bicycle lanes and left-turn storage for entrance into the elementary school. (Contributions from local sources: \$993,000.) (CEQA – CE, 04/13/09) <u>Outcome/Output:</u> Improve safety, travel times, capacity and overall operation. Improve access between residential areas to the north of Route 50 and commercial areas to the south of Route 50. Provide improvements to a key element with respect to a future interchange and connector that will provide an alternate route to Route 50 for regional traffic between El Dorado and Sacramento Counties.	0L2244 SLPP / 09-10 CONST \$993,000	2008-09 104-6060 SLPP	\$993,000
85 3 \$500,000 El Dorado County <u>El Dorado LTC</u> 03-El Dorado	White Rock Road Widening and Signalization. In El Dorado Hills in the vicinity of the El Dorado Hills Boulevard/Latrobe Road Interchange and the planned Silva Valley Parkway Interchange. Widen Roadway, improve sidewalks and Class II bicycle lanes, improve bus turnout, install traffic signal and provide intersection improvements. (Contributions from local sources: \$500,000.) (Future Consideration of Funding – Resolution – E-09-104, December 2009.) <u>Outcome/Output:</u> Improve mobility and operation of pedestrians, bicycles and motorized vehicles, increase capacity on White Rock Road, and improve safety, reliability and air quality.	0L2254 SLPP / 09-10 CONST \$500,000	2008-09 104-6060 SLPP	\$500,000
87 4 \$150,000 City of Goleta <u>SBCOG</u> <u>SBCAG</u> 05-San Luis Obispo Santa Barbara	In the city of Goleta, at the intersection of Fairview Avenue and Berkley Road. Install traffic lights. (Contributions from local sources: \$150,000.) (CEQA – CE, 12/19/07) <u>Outcome/Output:</u> The traffic signal installation will improve traffic flow and increase pedestrian and bicyclist safety.	4A2674L SLPP/09-10 CONST \$150,000	2009-10 104-6060 SLPP	\$150,000

4.3 Allocations from the Delivered List

Technically Corrected – March 2011

Project # Allocation Amount Recipient RTPA/CTC District-County	Project Title Project Description	EA Program/Year Phase Prgm'd Amount	Budget Year Item # Fund Type	Amount by Fund Type
4.3f. Delivered List Allocations: Proposition 1B – Locally Administered SLPP Projects off the State Highway System			Resolution SLP1B-A-0910-03	
88 5 \$550,000 County of Santa Barbara SBCAG 05-Santa Barbara	Union Valley Parkway/Bradley Intersection Improvements. In Santa Barbara County at the intersection of Union Valley Parkway and Bradley in Orcutt, consisting of widening Union Valley Parkway to 4 lanes plus turn lanes and Class II bicycle lanes, installing a traffic signal system utilizing video vehicle detection, constructing right turn lane on northbound Bradley Road and installing ADA compliant curb ramps on each corner. (Contributions from local sources: \$550,000.) (CEQA – CE, 10/05/09; NEPA – CE, 07/21/09) <u>Outcome/Output:</u> Approximately 0.34 mile of widened roadway along Union Valley Parkway and new signalized intersection, better circulation for the users and increased safety for the traveling public.	4A2664 SLPP / 09-10 CONST \$550,000	2008-09 104-6060 SLPP	\$550,000
89 6 \$500,000 City of Hanford KCAG 06-Kings	11 th Avenue Widening/Reconstruction between Hume Avenue to Houston Avenue. Widen roadway from 2 to 4 travel lanes and installation of curb, gutter, sidewalk, landscaped medians and street lights. (Contributions from local sources: \$820,000.) (CEQA – CE, 09/30/09) <u>Outcome/Output:</u> The proposed project will add additional travel lane capacity (2 lanes each direction) as well as bike route capacity, thereby reducing travel delays and associated greenhouse gases. Project will also improve safety by installing a raised median to separate northbound and southbound traffic and limit left turn movements onto 11 th Avenue to street intersection location only. Sidewalk, bike lanes and street lighting will allow pedestrians and bicyclists to utilize the roadway safely. Improvements along this street corridor will also help to revitalize disadvantaged neighborhoods adjacent to protect limits by reducing blight.	4C2944L SLPP / 09-10 CONST \$500,000	2009-10 104-6060 SLPP	\$500,000
90 7 \$356,000 City of Madera MCTC 06-Madera	Rehabilitate, resurface, reconstruction and install ADA compliant curb returns within existing right of way for the following roads in the City of Madera: Ellis Street, Pecan Avenue, Storey Road, Sunset Avenue and Tozer Road. (Contributions from local sources: \$356,000.) (CEQA – CE, 06/23/09 – 08/19/09) <u>Outcome/Output:</u> This project will improve traffic and pedestrian circulation and safety will preserve and maintain a safe and sound pavement and provide ADA continuity at street intersections.	4C2894L SLPP / 09-10 CONST \$356,000	2009-10 104-6060 SLPP	\$356,000
92 8 \$433,000 City of Indio RCTC 08-Riverside	Golf Center Parkway Rehabilitation. In the city of Indio, on Golf Center Parkway from Highway 111 to Indio Springs Drive, and on Highway 111 from Golf Center Parkway to Indio Boulevard. Rehabilitate pavement, and at Golf Center Parkway/Avenue 45 install traffic signals and add a through lane in each direction. (Contributions from local sources: \$2,567,000.) (CEQA – CE, 08/27/09) <u>Outcome/Output:</u> Improved roadway surface and traffic flow.	0G0544 SLPP / 09-10 CONST \$433,000	2009-10 104-6060 SLPP	\$433,000

4.3 Allocations from the Delivered List

Technically Corrected – March 2011

Project # Allocation Amount Recipient RTPA/CTC District-County	Project Title Project Description	EA Program/Year Phase Prgm'd Amount	Budget Year Item # Fund Type	Amount by Fund Type
4.3f. Delivered List Allocations: Proposition 1B – Locally Administered SLPP Projects off the State Highway System			Resolution SLP1B-A-0910-03	
93 9 \$1,000,000 County of Merced MCAG 10-Merced	City of Merced Parsons Avenue Arterial Project. In the city of Merced, on Parsons Avenue from Childs Avenue to Highway 140. Widen Parsons Avenue to the final 5-lane configuration. (Contributions from local sources: \$1,180,000.) (Future Consideration of Funding – Resolution E-10-04, January 2010.) Outcome/Output: Widen Parsons Avenue for approximately 0.5 mile from a 2 lane roadway into a 4 lane arterial with a middle dual turn lane. Improve northbound/southbound traffic flow in the southeast section of the community, relieving congestion on an important transportation corridor of the city.	4A3304 SLPP / 09-10 CONST \$1,000,000	2008-09 104-6060 SLPP	\$1,000,000
94 10 \$5,100,000 City of Stockton SJCOG 10-San Joaquin	Lower Sacramento Road/UPRR Grade Separation. In the city of Stockton, on Lower Sacramento Road between Armor Drive and Marlette Road. (Contributions from local sources: \$17,925,000.) (Future Consideration of Funding – Resolution E-09-100, December 2009.) (Related to HRCSA EA H007BA.) Outcome/Output: This project will separate Lower Sacramento Road from the Union Pacific Railroad by constructing a roadway underpass.	4A3334 SLPP / 09-10 CONST \$5,100,000	2009-10 104-6060 SLPP	\$5,100,000
95 11 \$1,000,000 County of San Diego SANDAG 11-San Diego	South Santa Fe Avenue Improvements. In the county of San Diego, on South Santa Fe Avenue from Vista City Limit at Montgomery Avenue to Robelini Drive, consisting of widening South Santa Fe Avenue to a 4-lane major road with a center left-turn lane, bicycle lanes and sidewalks. (Contributions from local sources: \$26,734,850.) (Future Consideration of Funding – Resolution E-09-99, December 2009.) Outcome/Output: Add 1.78 lane-miles, enhance safety, increase capacity and reduce travel delay.	213044 SLPP / 09-10 CONST \$1,000,000	2008-09 104-6060 SLPP	\$1,000,000
97 12 \$200,000 City of Brea Orange County Transportation Authority OCTA 12-Orange	Imperial Highway (SR-90) and Associated Road Smart Street Project. Widen intersection. (Contributions from local sources: \$1,700,000) (Future Consideration of Funding – Resolution E-09-33, May 2009.) The correction of project recipient and EA was made through a Technical Correction at the March 2011 CTC Meeting. Outcome/Output: This project will widen the intersection of Imperial Highway and Associated Road to construct a second left-turn lane in each direction on Associated Road and a fourth westbound lane on Imperial Highway.	402824L 402954 SLPP / 09-10 CONST \$200,000	2009-10 104-6060 SLPP	\$200,000

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3g.
Action Item
Resolution TCIF-A-0910-02

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION TCIF-A-0910-02

CTC ACTION UPDATE: The California Transportation Commission allocated \$47,949,000 for one State Proposition 1B Trade Corridors Improvement Fund Project on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, one State Proposition 1B Trade Corridors Improvement Fund (TCIF) project was approved for funding by the Commission. The attached vote box describes the TCIF project for \$47,949,000 voted off the Delivered List.

FINANCIAL RESOLUTION:

Be it Resolved, that \$7,000,000 be allocated from Budget Act Item 2660-004-6056 for construction support and \$40,949,000 be allocated from the Budget Act of 2009, Budget Act Item 2660-304-6056, for the local Proposition 1B Trade Corridors Improvement Fund project described in the attached vote box.

Attachment

4.3 Allocations from the Delivered List

Project # Allocation Amount Recipient RTPA/CTC Dist-Co-Rte Postmile	Project Title Project Description	EA Program/Year Phase Prgm'd Amount	Budget Year Item # Fund Type	Amount by Fund Type
4.3g. Delivered List Allocations: Proposition 1B – State Administered TCIF Projects on the State Highway System			Resolution TCIF-A-0910-02	
98 1 \$47,949,000	TCIF Project 77. In Imperial County near Brawley on Route 78 from Route 86 to 0.6 kilometers east of Hovely Road and on Route 86 from 0.1 kilometers north to 0.5 kilometers south of Fredricks Road. Construction of a new 4-lane divided expressway.	167891 11-0021G TCIF / 10-11	004-6056 TCIF	\$7,000,000
Department of Transportation ICTC Imperial 11N-Imp-78 R9.1/R11.7	Final Project Development: N/A	CONST ENG \$7,200,000	2009-10 304-6056 TCIF	\$40,949,000
	Final Right of Way Right of Way Estimate: \$6,660,000 Programmed Amount: <u>\$6,660,000</u> Adjustment: \$ 0	CONST \$42,349,000		
	(\$1,400,000 CONST and \$200,000 CONST ENG to remain in reserve for follow-up required landscape mitigation project.)			
	(Contributions from other sources: \$908,000.)			
	(Future Consideration of Funding – Resolution E-03-09, April 2003.)			
	<u>Outcome/Output:</u> The performance measure will be 2.6 lane miles added and a peak period time savings of 25 minutes.			

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3h.
Action Item
Resolution BFP-09-03

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION BFP-09-03

CTC ACTION UPDATE: The California Transportation Commission allocated \$38,838,413 for six Proposition 116 Transit Projects on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, six Proposition 116 Transit projects were approved for funding by the Commission. The attached vote boxes describe the six Proposition 116 Transit projects totaling \$38,838,413 voted off the Delivered List.

FINANCIAL RESOLUTION:

- 1.1 WHEREAS, the California Transportation Commission (Commission) has adopted an annual program for mass transportation capital purposes, and the electorate enacted both Proposition 108-the Passenger Rail and Clean Air Bond Act of 1990, and Proposition 116-the Clean Air and Transportation Improvement Bond Act of 1990, authorizing the sale of general obligation rail bonds for rail transit purposes; and
- 1.2 WHEREAS, the Projects further detailed on the attached vote list, as component phases or in its entirety, appears on the necessary State capital projects funding list and is entitled to participate in this allocation; and
- 1.3 WHEREAS, the Commission has established a "Hazardous Waste Identification and Clean-up Policy" (#G-91-2) which requires the Recipient to perform, with diligence, the process of identification and remediation of any hazardous waste in the right-of-way, easements and properties.
- 2.1 NOW THEREFORE BE IT RESOLVED, that \$38,838,413 in PROPOSITION 116 CLEAN AIR AND TRANSPORTATION IMPROVEMENT BOND proceeds be allocated to the recipients for the six projects detailed on the attached vote list; and
- 2.2 BE IT FURTHER RESOLVED, that the transfer of funds for each project shall be governed by a program supplement, and subsequent amendments to the same if required; and

- 2.3 BE IT FURTHER RESOLVED, that each recipient shall provide the Department's Division of Mass Transportation with an updated expenditure plan on a quarterly basis by category including any proposed changes for the balance of all funded Project allocations commencing with the first quarter; and
- 2.4 BE IT FURTHER RESOLVED, that in any instance of rail bond financing of a project, the Commission, acting on behalf of the State, by this Resolution intends:
- A. To cause and approve the issuance of taxable or tax-exempt State general obligation bonds under Proposition 116, as appropriate, to reimburse the Recipient for the Project identified on attached vote list;
 - B. To reimburse the Recipient for expenditures that shall not have been paid from the proceeds of any other tax-exempt indebtedness unless such prior indebtedness is retired with the proceeds of such State monies;
 - C. That this Resolution be a declaration of official intent of the State within the meaning of U.S. Treasury Regulations Section 1.103-17(c) with respect to the Project; and
- 2.5 BE IT FURTHER RESOLVED, that in any instance of rail bond financing, an allocation for a project is subject to the following conditions and assurances:
- A. Completed bond sales authorized by the Office of the State Treasurer;
 - B. Receive bond certification from the Department, preferably prior to the Commission's allocation action but, certification must be obtained prior to execution of the fund transfer agreement;
 - C. The Recipient's certification that it will not adopt new or increased current development taxes, fees, exactions or permit fees for the purpose of providing local matching funds; and the certification of this delivered to this Commission, preferably by the time of Commission allocation action but not later than prior to execution of a fund transfer agreement;
 - D. A formal resolution by the Recipient's Board stating that when utilizing State funding for acquisition of property or for capital improvements on the Project, Recipient has exercised all due diligence in the discovery of hazardous wastes; that Recipient will enter into enforceable agreement(s) with any and all owners of to-be-acquired properties for clean-up of hazardous wastes pursuant to the requirements of Resolution G-91-2 regarding Hazardous Waste Identification and Clean-up for Rail Right-of-Way;
 - E. A formal resolution by the Recipient's Board, stating that when utilizing state-provided and other-than-state funding for acquisition of property or for capital improvements on the Project, that no additional State funds will be requested for clean-up, damages, or liability associated with hazardous wastes on or below the acquired property, delivered to this Commission;

- F. That in any instance of rail bond financing with Proposition 116 funds, eligible costs may be incurred for project development after the project application approval, and all reimbursements of eligible costs are subject to an executed fund transfer agreement;
 - G. The Recipient shall provide the Commission with an "Evaluation of Property Report" by the time of the Commission allocation action, in compliance with Commission Policy G-95-09, Rail Right-of-Way Review Policy, to be verified by the Department or its Agent;
 - H. The Recipient shall post on the Project construction site at least one sign, visible to the public, stating that the Project is partially funded with Proposition 116 Clean Air and Transportation Improvement Bond Act of 1990 proceeds; and
- 2.6 BE IT FURTHER RESOLVED, that this Commission shall be entitled to a then present value refund, or credit, at State's option, equivalent to the proportionate funding participation by the State towards property acquisition and project construction in the event that Recipient, or successor public entities, fail or cease to utilize the Project for the intended public passenger rail purposes or sells or transfers title to the Project. The credit for future purchases or condemnation of all or portions of the Project by the State, and the refund or credit due the Commission in each instance, will be measured by the ratio of State and other public funding to that provided from Recipient. That ratio will be applied to the then fair market value of the Project property; and
- 2.7 BE IT FURTHER RESOLVED, that if the Recipient receives any revenues or profits from any non-governmental use of property allowed pursuant to bond certification (whether approved at this time or hereafter approved by the State), the Recipient agrees that such revenues or profits shall be used exclusively for the public transportation services for which the project was initially approved, either for capital improvements or maintenance and operational costs. If the Recipient does not so dedicate the revenues or profits, a proportionate share shall (unless disapproved by State's Bond Counsel) be paid to the State equivalent to the State's percentage participation in the Project.
- 2.8 BE IT FURTHER RESOLVED, that an allocation for each project is subject to the following conditions and assurances:
- A. Reimbursements of eligible costs are subject to the terms and conditions of the executed fund transfer agreement;
 - B. For project development and right of way phases, the grant recipient must complete the work to be reimbursed and the actual reimbursement by December 31, 2012, unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.
 - C. For construction, the grant recipient must complete the work to be reimbursed and the actual reimbursement by April 30, 2014, unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.

Attachment

4.3 Allocations from the Delivered List

Project # Allocation Amount Recipient RTPA/CTC District-County	Project Title Project Description	EA Dist-PPNO Program/Year Phase Prgm'd Amount	Fund	Allocation Amount
4.3h. Delivered List Allocations: Proposition 116 – Transit Projects Administered by Others				
Resolution BFP-09-03				
99 1 \$516,700 Department of State Parks and Recreation SACOG 03-Sacramento	California State Parks Railroad Museum of Technology Transform the historic Boiler Shop into a historic railroad technology working museum. (Expenditures will be on a non-proportional basis with the local funds being spent first prior to State funds.) <u>Outcome/Output:</u> Completion of State and federal environmental documents.	R2346A 03-1660 P116/09-10 PA-09-08 PUC 99648 PA&ED \$516,700	P116	\$516,700
400 2 \$23,900 San Luis Obispo Council of Governments SLOCOG 05-San Luis Obispo	Paso Robles Amtrak Station Tactile Replacement Due to normal weatherization and wear-and-tear, the platform tactile has slowly deteriorated creating a potential safety hazard. <u>Outcome/Output:</u> Replacement of 1,050 linear feet of platform tiles which will enhance passenger and employee safety.	R2426A 05-2276 P116/09-10 PA-09-09 PUC 99628 CONST \$23,900	P116	\$23,900
404 3 \$6,247,813 Transportation Agency for Monterey County TAMC 05-Monterey	Commuter Rail Extension to Monterey County Extend the existing San Francisco to Gilroy commuter rail service system to Salinas with stops in Pajaro/Watsonville and Castroville. <u>Outcome/Output:</u> The rail extension will relieve congestion for commuters traveling between Monterey County and the San Francisco Bay Area.	R1316B 05-1155 P116/09-10 PA-10-03 99638 (a) R/W \$6,247,813	P116	\$6,247,813
402 4 \$29,000,000 \$11,500,000 Orange County Transportation Authority OCTA 12-Orange	Metrolink Service Track Expansion and Grade Crossing Improvements Increase track capacity and improve grade crossing safety for Metrolink service between Fullerton and Laguna Niguel. (Contributions from local sources: \$116,288,423.) (Future Consideration of Funding – Resolution E-09-11, March 2009.) <u>Outcome/Output:</u> This project is to increase service infrastructure to accommodate up to an additional 66 commuter trains per day. Current operating capacity is at 44 trains per day. Enhance rail safety at 52 intersections throughout the country.	R2306B 12-9521 P116/09-10 PA-09-04 PUC 99645 CONST \$29,000,000	P116	\$29,000,000 \$11,500,000
403 5 \$8,250,000 Orange County Transportation Authority OCTA 12-Orange	Tustin Metrolink Station Parking Expansion In Tustin, in an urbanized area in the south east portion, encompassing 3.7 acres between Jamboree Road to the east, Red Hill Avenue to the west, Walnut Avenue to the north, and the former Tustin Marine Corps Air Station to the south. Construct a parking structure with approximately 825 spaces. (Future Consideration of Funding – Resolution E-10-06, February 2010.) <u>Outcome/Output:</u> Construct 525 more parking spaces at current parking facility. Additional spaces will meet current demand and accommodate future transit parking needs.	R2056B 12-9510 P116/09-10 PA-09-07 99645 CONST \$8,250,000	P116	\$8,250,000
404 6 \$12,300,000 Orange County Transportation Authority OCTA 12-Orange	Orange County Metrolink Fiber Optics Installation Upgrade the signal communication system on Orange Subdivision within the existing railroad right-of-way. <u>Outcome/Output:</u> Signal upgrades will result in increased communication reliability and improved railroad safety.	R2466A 12-9523 P116/09-10 PA-09-07 99645 CONST \$12,300,000	P116	\$12,300,000

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3i.
Action Item
Resolution BFP-09-04

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION BFP-09-04

CTC ACTION UPDATE: The California Transportation Commission allocated \$500,781 for one Proposition 116 Rail Project on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, one Proposition 116 Rail project was approved for funding by the Commission. The attached vote box describes the Proposition 116 Rail project for \$500,781 voted off the Delivered List.

FINANCIAL RESOLUTION:

- 1.1 WHEREAS, the California Transportation Commission (Commission) has adopted an annual program for mass transportation capital purposes, and the electorate enacted both Proposition 108-the Passenger Rail and Clean Air Bond Act of 1990, and Proposition 116-the Clean Air and Transportation Improvement Bond Act of 1990, authorizing the sale of general obligation rail bonds for rail transit purposes; and
- 1.2 WHEREAS, the Project further detailed on the attached vote list, as component phases or in its entirety, appears on the necessary State capital projects funding list and is entitled to participate in this allocation; and
- 1.3 WHEREAS, the Commission has established a "Hazardous Waste Identification and Clean-up Policy" (#G-91-2) which requires the Recipient to perform, with diligence, the process of identification and remediation of any hazardous waste in the right-of-way, easements and properties.
- 2.1 NOW THEREFORE BE IT RESOLVED, that \$500,781 in PROPOSITION 116 CLEAN AIR AND TRANSPORTATION IMPROVEMENT BOND proceeds be allocated to the recipient for the project detailed on the attached vote list; and
- 2.2 BE IT FURTHER RESOLVED, that the transfer of funds for each project shall be governed by a program supplement, and subsequent amendments to the same if required; and

- 2.3 BE IT FURTHER RESOLVED, that each recipient shall provide the Department's Division of Mass Transportation with an updated expenditure plan on a quarterly basis by category including any proposed changes for the balance of all funded Project allocations commencing with the first quarter; and
- 2.4 BE IT FURTHER RESOLVED, that in any instance of rail bond financing of a project, the Commission, acting on behalf of the State, by this Resolution intends:
- A. To cause and approve the issuance of taxable or tax-exempt State general obligation bonds under Proposition 116, as appropriate, to reimburse the Recipient for the Project identified on attached vote list;
 - B. To reimburse the Recipient for expenditures that shall not have been paid from the proceeds of any other tax-exempt indebtedness unless such prior indebtedness is retired with the proceeds of such State monies;
 - C. That this Resolution be a declaration of official intent of the State within the meaning of U.S. Treasury Regulations Section 1.103-17(c) with respect to the Project; and
- 2.5 BE IT FURTHER RESOLVED, that in any instance of rail bond financing, an allocation for a project is subject to the following conditions and assurances:
- A. Completed bond sales authorized by the Office of the State Treasurer;
 - B. Receive bond certification from the Department, preferably prior to the Commission's allocation action but, certification must be obtained prior to execution of the fund transfer agreement;
 - C. The Recipient's certification that it will not adopt new or increased current development taxes, fees, exactions or permit fees for the purpose of providing local matching funds; and the certification of this delivered to this Commission, preferably by the time of Commission allocation action but not later than prior to execution of a fund transfer agreement;
 - D. A formal resolution by the Recipient's Board stating that when utilizing State funding for acquisition of property or for capital improvements on the Project, Recipient has exercised all due diligence in the discovery of hazardous wastes; that Recipient will enter into enforceable agreement(s) with any and all owners of to-be-acquired properties for clean-up of hazardous wastes pursuant to the requirements of Resolution G-91-2 regarding Hazardous Waste Identification and Clean-up for Rail Right-of-Way;
 - E. A formal resolution by the Recipient's Board, stating that when utilizing state-provided and other-than-state funding for acquisition of property or for capital improvements on the Project, that no additional State funds will be requested for clean-up, damages, or liability associated with hazardous wastes on or below the acquired property, delivered to this Commission;

- F. That in any instance of rail bond financing with Proposition 116 funds, eligible costs may be incurred for project development after the project application approval, and all reimbursements of eligible costs are subject to an executed fund transfer agreement;
 - G. The Recipient shall provide the Commission with an "Evaluation of Property Report" by the time of the Commission allocation action, in compliance with Commission Policy G-95-09, Rail Right-of-Way Review Policy, to be verified by the Department or its Agent;
 - H. The Recipient shall post on the Project construction site at least one sign, visible to the public, stating that the Project is partially funded with Proposition 116 Clean Air and Transportation Improvement Bond Act of 1990 proceeds; and
- 2.6 BE IT FURTHER RESOLVED, that this Commission shall be entitled to a then present value refund, or credit, at State's option, equivalent to the proportionate funding participation by the State towards property acquisition and project construction in the event that Recipient, or successor public entities, fail or cease to utilize the Project for the intended public passenger rail purposes or sells or transfers title to the Project. The credit for future purchases or condemnation of all or portions of the Project by the State, and the refund or credit due the Commission in each instance, will be measured by the ratio of State and other public funding to that provided from Recipient. That ratio will be applied to the then fair market value of the Project property; and
- 2.7 BE IT FURTHER RESOLVED, that if the Recipient receives any revenues or profits from any non-governmental use of property allowed pursuant to bond certification (whether approved at this time or hereafter approved by the State), the Recipient agrees that such revenues or profits shall be used exclusively for the public transportation services for which the project was initially approved, either for capital improvements or maintenance and operational costs. If the Recipient does not so dedicate the revenues or profits, a proportionate share shall (unless disapproved by State's Bond Counsel) be paid to the State equivalent to the State's percentage participation in the Project.
- 2.8 BE IT FURTHER RESOLVED, that an allocation for the project is subject to the following conditions and assurances:
- A. Reimbursements of eligible costs are subject to the terms and conditions of the executed fund transfer agreement;
 - B. The grant recipient must complete the work to be reimbursed and the actual reimbursement by December 31, 2012, unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.

Attachment

4.3 Allocations from the Delivered List

Project # Allocation Amount Recipient RTPA/CTC District-County	Project Title Project Description	EA Dist-PPNO Program/Year Phase Prgm'd Amount	Fund	Allocation Amount
4.3i. Delivered List Allocations: Proposition 116 – Rail Projects Administered by Others				Resolution BFP-09-04
405 1 \$500,781 San Diego Association of Governments SANDAG 11-San Diego	Tecolote-Washington Crossovers Three Number 24 crossovers will be constructed on the LOSSAN Corridor between Control Point (CP) Morena and CP Tecolote. In addition, intermediate signals will be retired and two new CPs will be created. <u>Outcome/Output:</u> The project will increase the operational flexibility of the corridor, improve schedule reliability and intercity travel times and improve quality and safety for long distance and intercity passenger and freight services	R9727A R9896A 11-N/A P116/09-10 PA-10-02 PUC 99629(a) PA&ED \$350,000 PS&E \$150,781	P116	\$500,781

Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: April 7, 2010

Reference No.: 4.3j.
Action Item
Resolution BFP-09-05
Resolution STIP1B-A-0910-004

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Budgets

Subject: **UPDATE ON PROJECTS DELIVERED BUT NOT YET VOTED**
RESOLUTION BFP-09-05
RESOLUTION STIP1B-A-0910-004

CTC ACTION UPDATE: The California Transportation Commission allocated \$18,110,000 for one multi-program Proposition 116/State Transportation Improvement Program Rail Project on the Delivered But Not Yet Voted List.

At the April 7, 2010 California Transportation Commission (Commission) meeting, one Proposition 116/State Transportation Improvement Program (STIP) Rail project was approved for funding by the Commission. The attached vote box describes the Proposition 116/STIP Rail project for \$18,110,000 voted off the Delivered List.

FINANCIAL RESOLUTION:

- 1.1 WHEREAS, the California Transportation Commission (Commission) has adopted an annual program for mass transportation capital purposes, and the electorate enacted both Proposition 108-the Passenger Rail and Clean Air Bond Act of 1990, and Proposition 116-the Clean Air and Transportation Improvement Bond Act of 1990, authorizing the sale of general obligation rail bonds for rail transit purposes; and
- 1.2 WHEREAS, the Project further detailed on the attached vote list, as component phases or in its entirety, appears on the necessary State capital projects funding list and is entitled to participate in this allocation; and
- 1.3 WHEREAS, the Commission has established a "Hazardous Waste Identification and Clean-up Policy" (#G-91-2) which requires the Recipient to perform, with diligence, the process of identification and remediation of any hazardous waste in the right-of-way, easements and properties.
- 2.1 NOW THEREFORE BE IT RESOLVED, that \$2,750,000 be allocated from the Budget Act of 2009, Budget Act Item 2660-801-3008, and \$15,360,000 in PROPOSITION 116 CLEAN AIR AND TRANSPORTATION IMPROVEMENT BOND proceeds be allocated to the recipient for the project detailed on the attached vote list; and

- 2.2 BE IT FURTHER RESOLVED, that the transfer of funds for each project shall be governed by a program supplement, and subsequent amendments to the same if required; and
- 2.3 BE IT FURTHER RESOLVED, that each recipient shall provide the Department's Division of Mass Transportation with an updated expenditure plan on a quarterly basis by category including any proposed changes for the balance of all funded Project allocations commencing with the first quarter; and
- 2.4 BE IT FURTHER RESOLVED, that in any instance of rail bond financing of a project, the Commission, acting on behalf of the State, by this Resolution intends:
- A. To cause and approve the issuance of taxable or tax-exempt State general obligation bonds under Proposition 116, as appropriate, to reimburse the Recipient for the Project identified on attached vote list;
 - B. To reimburse the Recipient for expenditures that shall not have been paid from the proceeds of any other tax-exempt indebtedness unless such prior indebtedness is retired with the proceeds of such State monies;
 - C. That this Resolution be a declaration of official intent of the State within the meaning of U.S. Treasury Regulations Section 1.103-17(c) with respect to the Project; and
- 2.5 BE IT FURTHER RESOLVED, that in any instance of rail bond financing, an allocation for a project is subject to the following conditions and assurances:
- A. Completed bond sales authorized by the Office of the State Treasurer;
 - B. Receive bond certification from the Department, preferably prior to the Commission's allocation action but, certification must be obtained prior to execution of the fund transfer agreement;
 - C. The Recipient's certification that it will not adopt new or increased current development taxes, fees, exactions or permit fees for the purpose of providing local matching funds; and the certification of this delivered to this Commission, preferably by the time of Commission allocation action but not later than prior to execution of a fund transfer agreement;
 - D. A formal resolution by the Recipient's Board stating that when utilizing State funding for acquisition of property or for capital improvements on the Project, Recipient has exercised all due diligence in the discovery of hazardous wastes; that Recipient will enter into enforceable agreement(s) with any and all owners of to-be-acquired properties for clean-up of hazardous wastes pursuant to the requirements of Resolution G-91-2 regarding Hazardous Waste Identification and Clean-up for Rail Right-of-Way;
 - E. A formal resolution by the Recipient's Board, stating that when utilizing state-provided and other-than-state funding for acquisition of property or for capital improvements on the Project, that no additional State funds will be requested for clean-up, damages, or

liability associated with hazardous wastes on or below the acquired property, delivered to this Commission;

- F. That in any instance of rail bond financing with Proposition 116 funds, eligible costs may be incurred for project development after the project application approval, and all reimbursements of eligible costs are subject to an executed fund transfer agreement;
 - G. The Recipient shall provide the Commission with an "Evaluation of Property Report" by the time of the Commission allocation action, in compliance with Commission Policy G-95-09, Rail Right-of-Way Review Policy, to be verified by the Department or its Agent;
 - H. The Recipient shall post on the Project construction site at least one sign, visible to the public, stating that the Project is partially funded with Proposition 116 Clean Air and Transportation Improvement Bond Act of 1990 proceeds; and
- 2.6 BE IT FURTHER RESOLVED, that this Commission shall be entitled to a then present value refund, or credit, at State's option, equivalent to the proportionate funding participation by the State towards property acquisition and project construction in the event that Recipient, or successor public entities, fail or cease to utilize the Project for the intended public passenger rail purposes or sells or transfers title to the Project. The credit for future purchases or condemnation of all or portions of the Project by the State, and the refund or credit due the Commission in each instance, will be measured by the ratio of State and other public funding to that provided from Recipient. That ratio will be applied to the then fair market value of the Project property; and
- 2.7 BE IT FURTHER RESOLVED, that if the Recipient receives any revenues or profits from any non-governmental use of property allowed pursuant to bond certification (whether approved at this time or hereafter approved by the State), the Recipient agrees that such revenues or profits shall be used exclusively for the public transportation services for which the project was initially approved, either for capital improvements or maintenance and operational costs. If the Recipient does not so dedicate the revenues or profits, a proportionate share shall (unless disapproved by State's Bond Counsel) be paid to the State equivalent to the State's percentage participation in the Project.
- 2.8 BE IT FURTHER RESOLVED, that an allocation for the project is subject to the following conditions and assurances:
- A. Reimbursements of eligible costs are subject to the terms and conditions of the executed fund transfer agreement;
 - B. The grant recipient must complete the work to be reimbursed and the actual reimbursement by April 30, 2014, unless the Commission authorizes a waiver that extends, if permitted by statute, the period of availability of the funds.

Attachment

4.3 Allocations from the Delivered List

Project # Allocation Amount Recipient RTPA/CTC District-County	Project Title Project Description	EA Dist-PPNO Program/Year Phase Prgm'd Amount	Budget Year Item #	Amount by Fund Type
4.3j. Delivered List Allocations: Local Administered Multi-Program P116/STIP Rail Projects			Resolution BFP-09-05 Resolution STIP1B-A-0910-004	
406 1 \$18,110,000 City of Fullerton OCTA 75-Orange	Fullerton Transportation Center Parking Structure Build multi-level parking structure. <u>Outcome/Output:</u> The new structure will provide an 800 space parking facility to expand transit service parking. (Future Consideration of Funding – Resolution E-09-81, October 2009.)	R9726A 75-2026 P116/09-10 PA-09-01 PUC 99645 CONST \$15,360,000	P116	\$15,360,000
		R972TC 75-2026 IIP / 09-10 CONST \$2,750,000	2009-10 604-3008 801-3008 TIF	\$2,750,000