



AUG - 5 2011

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August 1, 2011

7300700

**TAB 71**

Chair and Commissioners  
California Transportation Commission  
1120 N Street, Room 2221  
Sacramento, CA 95814

Dear Commissioners:

SUBJECT: Action Item 2.4d.(3) for August 10-11, 2011 Meeting

SANDAG has learned that the California Transportation Commission (Commission) has an item on its August 10-11, 2011 agenda to discuss a recommendation from Caltrans to approve the exchange of an excess land parcel located in the Otay Mesa area of San Diego, identified as parcel #DD 32001-01-01, to South Bay Expressway LP (SBX). The Department and SBX negotiated a global settlement of all claims between them and subsequently SBX negotiated with Otay River Constructors (ORC) to dismiss all litigation arising from the Gap/Connector and Toll Road projects. In April 2011, SANDAG, Caltrans, SBX, ORC and others entered into a related, but separate settlement agreement (SANDAG Settlement), which calls for SANDAG to support the proposed property transfer.

Consistent with the SANDAG Settlement, this letter is intended to communicate SANDAG's support for Caltrans' recommendation to the CTC to transfer to SBX (i) the approximate 13 acres designated as excess on the attached Attachment B Roll Parcel, and (ii) the parcel of real property on which SBX's operations center building is located, the common address of which is 1129 La Media Road, San Diego, California 92154. Please contact me should you have any questions.

Sincerely,

  
GARY L. GALLEGOS  
Executive Director

JWI/taw

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