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

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PROGRAM AMENDMENTS
Traffic Congestion Relief Applications
Resolution: TAA-02-03

CTC Meeting: May 9, 2002

Reference No: 2.1c.(6)

Original Signed By
ROBERT L. GARCIA
Chief Financial Officer
May 1, 2002

TRAFFIC CONGESTION RELIEF (TCR) PROGRAM
APPLICATION APPROVAL

RESOLUTION TAA-02-03
Amending Resolution TAA-01-07

At the May 9, 2002 California Transportation Commission (Commission) meeting, the Commission will be asked to consider the following four Traffic Congestion Relief Program application amendments for the North Coast Railroad Authority (NCRA). The Department recommends the Commission approve the requested actions. A fact sheet describing each project is attached.

- Project #32.3 – North Coast Railroad; Sub-paragraph (c) completion of rail line from Willits to Arcata. Amend application to update project schedule. Original TCR application approved under Resolution TA-00-02 and previously amended under Resolution TAA-01-07. North Coast Railroad Authority is requesting this amendment.

- Project #32.4 – North Coast Railroad; Sub-paragraph (d) upgrade rail line to class II or III standards. Amend application to update project schedule. Original TCR application approved under Resolution TA-01-08 and previously amended under Resolution TAA-01-07. North Coast Railroad Authority is requesting this amendment.

- Project #32.5 – North Coast Railroad; Sub-paragraph (e) environmental remediation projects. Amend application to update project schedule. Original TCR application approved under Resolution TA-00-01 and previously amended under Resolution TAA-01-07. North Coast Railroad Authority is requesting this amendment.

- Project #32.9 – North Coast Railroad; Sub-paragraph (i) long-term stabilization projects. Amend application to update project schedule. Original TCR application approved under Resolution TA-01-08 and previously amended under Resolution TAA-01-07. North Coast Railroad Authority is requesting this amendment.

TCR Program – Application Amendment Project # 32.3

Regional **North Coast Railroad; Sub-paragraph (c) completion of rail line from Willits to Arcata.**

($ X 1,000)

Estimated Project Cost:	$9,300	***TCRP Funds covered by the application:***	**$0**
Total TCRP Funds Available:	$1,000	*Phases(s) covered in application:*	All
Lead Agency:	North Coast Railroad Authority (NCRA)	*Implementing Agency:*	NCRA

TCRP allocation requested concurrently w/ application: **$0** *for Phases(s):* N/A
Advance requested: **$0** *for Phases(s):* N/A

Project Summary: The overall project is to reopen the railroad between Willits and Arcata to Federal Railroad Administration (FRA) Class I standards. Will repair storm damage and deferred maintenance to provide suitable track, and crossing protection to permit reopening to FRA Class 1 service.

Amendment Summary: This Amendment updates the overall project schedule for work to complete the rail line from Willits to Arcata.

Reason for Change: The delay is attributed to the consultant selection process for work to be completed under subparagraphs (c), (d), and (i). In order to hire the consultant, extensive coordination and concurrence was required among multiple State Agencies - Fish and Game, Regional Water Quality Control Board, Department of Toxic Substance Control, and Attorney General. The purpose of the assessment is to determine the scope, schedule, and cost of the anticipated improvements. The consultant contract has been awarded and the task order for the assessment is being prepared. Additional changes to the schedule are expected based upon the results of the assessment.

Cost and Schedule ($ X 1,000)

Phase	*Scope*	*Start*	*End*	*Cost*
1	Comprehensive Assessment for all work north of Willits	**2/1/02** ~~9/1/01~~	**8/1/02** ~~12/31/01~~	$400
1	Environmental and Permits	**9/01/02** ~~12/01/01~~	**1/01/04** ~~03/01/02~~	$100
2	Consultant will provide complete PS&E	**9/01/02** ~~9/01/01~~	**6/01/04** ~~04/01/02~~	$2,100
3	**N/A**			$0
4	Construct Improvements	**4/01/04** ~~6/1/02~~	**9/01/06** ~~12/01/02~~	$6,700
			Total:	$9,300

Funding Plan ($ X 1,000)

Source	*Type*		*Phase 1*	*Phase 2*	*Phase 3*	*Phase 4*	*Total*
TCRP	State	Committed	$400	$600			$1,000
		Proposed					
FEMA/OES	Fed/State	Committed	$100	$1,500		$6,700	$8,300
		Proposed					
	Totals:	Committed	$500	$2,100		$6,700	$9,300
		Proposed					
		Totals:	$500	$2,100		$6,700	$9,300

Prior TCRP Action: Original application was approved on November 1, 2000 (Resolution TA-00-02). An application amendment to update the project schedule and revise the scope of work was approved on May 2, 2001 (Resolution TAA-01-04). An additional amendment to extend the completion date of the comprehensive assessment was approved on November 7, 2001 (Resolution TAA-01-07).

Status of Conditions:
The following condition was set forth under Resolution TA-01-18:
"No additional TCR funds shall be allocated to the NCRA, beyond the $17,750,000 allocated to date, until such time as NCRA demonstrates to the Commission how it will fund administrative operations beyond June 30, 2002."

The following conditions were set forth under Resolution TA-01-08, and reiterated in Resolution TAA-01-07:

- Prior to subsequent requests to the Commission for an allocation of funds for the "North of Willits" or "South of Willits" segments, NCRA shall submit for review and approval to Department and CTC staff a design workplan for the Class II/III upgrade and stabilization activities developed from the comprehensive assessment. Efforts to meet this condition continue.

- Prior to an allocation of funds for right of way acquisition and construction NCRA shall demonstrate environmental approval for proposed capital improvements.

No additional conditions are recommended under this action.

Discussion/Issues: No Issues. Recommend Approval.

TCR Program – Application Amendment Project # 32.4

Regional **North Coast Railroad; Sub-paragraph (d) upgrade rail line to class II or III standards.**

($ X 1,000)

Estimated Project Cost:	$46,400	***TCRP Funds covered by the application:***	**$0**
Total TCRP Funds Available:	$5,000	*Phases(s) covered in application:*	1,2,4
Lead Agency:	North Coast Railroad Authority (NCRA)	*Implementing Agency:*	NCRA

TCRP Allocation requested concurrently w/ application: **$0** *for Phases(s):* N/A
Advance requested: **$0** *for Phases(s):* N/A

Project Summary: The overall project involves upgrading of the entire railroad to provide operation at Federal Railroad Administration (FRA) Class 2 and 3 standards pursuant to Government Code Section 14556.50 (d). Work will be combined with funding from ISTEA and other TCRP Project 32 funding (Subparagraphs (g) and (i)) to include landfill stabilization concurrently with upgrading. The segment referred to as "South of Willits" extends from Lombard to Willits and is the subject of this application.

Amendment Summary: This Amendment updates the overall project schedule for all work south of Willits.

Reason for Change: The delay is attributed to the consultant selection process for work to be completed under subparagraphs (c), (d), and (i). In order to hire the consultant, extensive coordination and concurrence was required among multiple State Agencies - Fish and Game, Regional Water Quality Control Board, Department of Toxic Substance Control, and Attorney General. The purpose of the assessment is to determine the scope, schedule, and cost of the anticipated improvements. The consultant contract has been awarded and the task order for the assessment is being prepared. Additional changes to the schedule are expected based upon the results of the assessment.

Cost and Schedule – South of Willits (By GC Section 14556.50 subparagraph) ($ X 1,000)

Phase	*Scope*	*Start*	*End*	*Cost*
1	Comprehensive Assessment	**2/1/02** ~~9/1/01~~	**8/1/02** ~~12/1/01~~	$100 TCRP (d)
1	Environmental Review, Permits	**9/1/02** ~~1/1/02~~	1/1/03	$100 TCRP (d) $ 20 TCRP (i) $120
2	PS&E	**9/1/02** ~~3/1/02~~	**6/1/03** ~~3/1/03~~	$500 TCRP (d) $100 TCRP (i) $600
3	Right of Way	**11/1/02** ~~5/1/02~~	**1/1/03** ~~11/1/02~~	$10 TCRP (i)
4	Construct project (Some construction (tie replacement) is exempt from CEQA, requires virtually no engineering, and can commence almost immediately. Other construction activities will not commence until completion of the environmental process and PS&E.)	**6/1/03** ~~6/1/02~~	**9/1/04** ~~09/1/03~~	$4,300 TCRP (d) $2,000 (ISTEA) $400 TCRP (g) $370 TCRP (i) $7,070
			Total:	$5,000 TCRP (d) $2,000 (ISTEA) $400 TCRP (g) $500 TCRP (i) $7,900

Cost and Schedule – North of Willits (By GC Section 14556.50 subparagraph) ($ X 1,000)

Phase	*Scope*	*Start*	*End*	*Cost*
1	Environmental Review, Permits	**9/1/02** ~~1/1/02~~	**1/1/04** ~~3/1/03~~	$800 TCRP (i)
2	PS&E	**9/1/02** ~~1/1/02~~	**6/1/04** ~~3/1/03~~	$5,000 TCRP (i)
3	Right of Way	**1/1/04** ~~3/1/03~~	**5/1/04** ~~7/1/03~~	$100 TCRP (i)
4	Construction	**4/1/04** ~~7/1/03~~	**9/1/06** ~~11/1/05~~	$6,600 (ISTEA) $1,400 TCRP (g) $24,600 TCRP (i) $32,600
			Total:	$6,600 (ISTEA) $1,400 TCRP (g) $30,500 TCRP (i) $38,500

Funding Plan (North and South segments, including Class 2/3 Upgrade and Stabilization) ($ X 1,000)

Source	*Type*		*Phase 1*	*Phase 2*	*Phase 3*	*Phase 4*	*Total*
TCRP (Sub (d))	State	Committed	$200	$500		$4,300	$5,000
		Proposed					
TCRP (Sub (g))	State	Committed				$1,800	$1,800
		Proposed					
TCRP	State	Committed	$820	$5,100	$110	$24,970	$31,000
(Sub (i)		Proposed					
ISTEA	Federal	Committed				$8,600	$8,600
		Proposed					
	Totals:	Committed	$1,020	$5,600	$110	$39,670	$46,400
		Proposed					
		Totals:	$1,020	$5,600	$110	$39,670	$46,400

Prior TCRP Action: Original application was approved on May 2, 2001 (Resolution TA-01-08); a subsequent amendment to extend the completion date of the comprehensive assessment was approved on November 7, 2001 (Resolution TAA-01-07).

Status of Conditions:
The following condition was set forth under Resolution TA-01-18:
"No additional TCR funds shall be allocated to the NCRA, beyond the $17,750,000 allocated to date, until such time as NCRA demonstrates to the Commission how it will fund administrative operations beyond June 30, 2002."

The following conditions were set forth under Resolution TA-01-08, and reiterated in Resolution TAA-01-07:

- Prior to subsequent requests to the Commission for an allocation of funds for the "North of Willits" or "South of Willits" segments, NCRA shall submit for review and approval to Department and CTC staff a design workplan for the Class II/III upgrade and stabilization activities developed from the comprehensive assessment. Efforts to meet this condition continue.

- Prior to an allocation of funds for right of way acquisition and construction NCRA shall demonstrate environmental approval for proposed capital improvements.

No additional conditions are recommended under this action.

Discussion/Issues: No Issues. Recommend Approval.

TCR Program – Application Amendment Project # 32.5

Regional **North Coast Railroad; Sub-paragraph (e) environmental remediation projects.**

($ X 1,000)

Estimated Project Cost:	$4,100	***TCRP Funds covered by the application:***	**$0**
Total TCRP Funds Available:	$4,100	*Phases(s) covered in application:*	1
Lead Agency:	North Coast Railroad Authority (NCRA)	*Implementing Agency:*	NCRA

TCRP allocation requested concurrently w/ application: **$0** *for Phases(s):* N/A
Advance requested: **$0** *for Phases(s):* N/A

Project Summary: The overall project will provide for environmental remediation as identified in the Consent Decree and Stipulated Judgment; Contract with consultant to complete all the identified actions in the corrective actions and compliance monitoring sections of the Consent Decree.

Amendment Summary: This Amendment updates the overall project schedule to reflect the current status for all environmental remediation projects identified in the Consent Decree and Stipulated judgment.

Reason for Change: The delay is attributed to the consultant selection process for work to be completed under subparagraphs (c), (d), and (i). In order to hire the consultant, extensive coordination and concurrence was required among multiple State Agencies - Fish and Game, Regional Water Quality Control Board, Department of Toxic Substance Control, and Attorney General. The purpose of the assessment is to determine the scope, schedule, and cost of the anticipated improvements. The consultant contract has been awarded and the task order for the assessment is being prepared. Additional changes to the schedule are expected based upon the results of the assessment.

Cost and Schedule ($ X 1,000)

Phase	*Scope*	*Start*	*End*	*Cost*
1	Review the Consent Decree and other available info and develop a scope of work for addressing all of NCRA's Environmental Compliance issues.	**2/01/02** ~~9/1/01~~	**8/01/02** ~~1/1/02~~	$100
4	Implement the scope of work developed for environmental remediation and monitoring as well as completion of activities initiated with prior studies funded under AB 2782.	**9/01/02** ~~3/1/02~~	9/1/05	$4,000
			Total:	$4,100

Funding Plan ($ X 1,000)

Source	*Type*		*Phase 1*	*Phase 2*	*Phase 3*	*Phase 4*	*Total*
TCRP	State	Committed	$100				$100
		Proposed				$4,000	$4,000
		Proposed					
	Totals:	Committed	$100				$100
		Proposed				$4,000	$4,000
		Totals:	$100			$4,000	$4,100

Prior TCRP Action: Original application was approved on September 28, 2000 (Resolution TA-01-01) for $100,000 to hire a consultant to review and analyze the Consent Decree. An application amendment was approved on February 21, 2001 (Resolution TAA-01-01) revising the conditions set forth for this project. A subsequent amendment to extend the completion date of the comprehensive assessment was approved on November 7, 2001 (Resolution TAA-01-07).

Status of Conditions:
The following condition was set forth under Resolution TA-01-18:
"No additional TCR funds shall be allocated to the NCRA, beyond the $17,750,000 allocated to date, until such time as NCRA demonstrates to the Commission how it will fund administrative operations beyond June 30, 2002."

The following conditions were set forth under Resolution TA-01-08, and reiterated in Resolution TAA-01-07:
Prior to an allocation of funds for right of way acquisition and construction NCRA shall demonstrate environmental approval for proposed capital improvements.

The following conditions remain under Resolution TAA-01-01, as reiterated in Resolution TAA-01-07:

- The Memorandum of Understanding that outlines the parameters and schedule for delivery of the interim and final products necessary to prepare a scope of work and schedule, within the funding available, must satisfy the requirements of the ECD and must also include a schedule for satisfactory completion of required ECD actions; and

- Written certifications from NCRA shall be signed by the Executive Director of the NCRA and each representative of the ECD state agency parties and shall be submitted as part of the future project application for the remaining $4,000,000 available to the project; and

- The remaining $4,000,000 for environmental remediation will not be allocated by the Commission until the NCRA submits certifications to the Department and the Commission verifying that the NCRA and the state agencies party to the ECD have reached agreement regarding the scope of work, schedule and use of those funds.

No additional conditions are recommended under this action.

Discussion/Issues: No Issues. Recommend Approval.

TCR Program – Application Amendment Project # 32.9

Regional **North Coast Railroad; Sub-paragraph (i) long-term stabilization.**

($ X 1,000)

Estimated Project Cost:	$46,400	***TCRP Funds covered by the application:***	**$31,000**
Total TCRP Funds Available:	$31,000	*Phases(s) covered in application:*	All
Lead Agency:	North Coast Railroad Authority (NCRA)	*Implementing Agency:*	NCRA

TCRP allocation requested concurrently w/ application: **$0** *for Phases(s):* N/A
Advance requested: **$0** *for Phases(s):* N/A

Project Summary: The overall project involves the stabilization of landslides pursuant to Government Code Section 14556.50 (i). The work will be combined with funding from ISTEA and other TCRP Project 32 funding (Subparagraphs (g) and (d) to include upgrading to Federal Railroad Administration (FRA) Class 2 and 3 standards. This application includes funding to complete all phases of the "North of Willits" segment, as well as the "South of Willits" segment.

Amendment Summary: This Amendment updates the overall project schedule to reflect the current status for all landslide remediation projects.

Reason for Change: The delay is attributed to the consultant selection process for work to be completed under subparagraphs (c), (d) and (i). In order to hire the consultant, extensive coordination and concurrence was required among multiple State Agencies - Fish and Game, Regional Water Quality Control Board, Department of Toxic Substance Control, and Attorney General. The purpose of the assessment is to determine the scope, schedule, and cost of the anticipated improvements. The consultant contract has been awarded and the task order for the assessment is being prepared. Additional changes to the schedule are expected based upon the results of the assessment.

Cost and Schedule – South of Willits (By GC Section 14556.50 subparagraph) ($ X 1,000)

Phase	*Scope*	*Start*	*End*	*Cost*
1	Comprehensive Assessment	**2/1/02** ~~9/1/01~~	**8/1/02** ~~12/1/01~~	$100 TCRP (d)
1	Environmental Review, Permits	**9/1/02** ~~1/1/02~~	1/1/03	$100 TCRP (d) $ 20 TCRP (i) $120
2	PS&E	**9/1/02** ~~3/1/02~~	**6/1/03** ~~3/1/03~~	$500 TCRP (d) $100 TCRP (i) $600
3	Right of Way	**11/1/02** ~~5/1/02~~	**1/1/03** ~~11/1/02~~	$10 TCRP (i)
4	Construct project (Some construction (tie replacement) is exempt from CEQA, requires virtually no engineering, and can commence almost immediately. Other construction activities will not commence until completion of the environmental process and PS&E.)	**6/1/03** ~~6/1/02~~	**9/1/04** ~~09/1/03~~	$4,300 TCRP (d) $2,000 (ISTEA) $400 TCRP (g) $370 TCRP (i) $7,070
			Total:	$5,000 TCRP (d) $2,000 (ISTEA) $400 TCRP (g) $500 TCRP (i) $7,900

Cost and Schedule – North of Willits (By GC Section 14556.50 subparagraph) ($ X 1,000)

Phase	*Scope*	*Start*	*End*	*Cost*
1	Environmental Review, Permits	**9/1/02** ~~1/1/02~~	**1/1/04** ~~3/1/03~~	$800 TCRP (i)
2	PS&E	**9/1/02** ~~1/1/02~~	**6/1/04** ~~3/1/03~~	$5,000 TCRP (i)
3	Right of Way	**1/1/04** ~~3/1/03~~	**5/1/04** ~~7/1/03~~	$100 TCRP (i)
4	Construction	**4/1/04** ~~7/1/03~~	**9/1/06** ~~11/1/05~~	$6,600 (ISTEA) $1,400 TCRP (g) $24,600 TCRP (i) $32,600
			Total:	$6,600 (ISTEA) $1,400 TCRP (g) $30,500 TCRP (i) $38,500

Funding Plan (North and South segments, including Class 2/3 Upgrade and Stabilization) ($ X 1,000)

Source	*Type*		*Phase 1*	*Phase 2*	*Phase 3*	*Phase 4*	*Total*
TCRP (Sub (d))	State	Committed	$200	$500		$4,300	$5,000
		Proposed					
TCRP (Sub (g))	State	Committed				$1,800	$1,800
		Proposed					
TCRP (Sub (i)	State	Committed	$820	$5,100	$110	$24,970	$31,000
		Proposed					
ISTEA	Federal	Committed				$8,600	$8,600
		Proposed					
	Totals:	Committed	$1,020	$5,600	$110	$39,670	$46,400
		Proposed					
		Totals:	$1,020	$5,600	$110	$39,670	$46,400

Prior TCRP Action: Original application was approved on May 2, 2001 (Resolution TA-01-08); a subsequent amendment to extend the completion date of the comprehensive assessment was approved on November 7, 2001 (Resolution TAA-01-07).

Status of Conditions:
The following condition was set forth under Resolution TA-01-18:
"No additional TCR funds shall be allocated to the NCRA, beyond the $17,750,000 allocated to date, until such time as NCRA demonstrates to the Commission how it will fund administrative operations beyond June 30, 2002."

The following conditions were set forth under Resolution TA-01-08, and reiterated in Resolution TAA-01-07:

- Prior to subsequent requests to the Commission for an allocation of funds for the "North of Willits" or "South of Willits" segments, NCRA shall submit for review and approval to Department and CTC staff a design workplan for the Class II/III upgrade and stabilization activities developed from the comprehensive assessment. Efforts to meet this condition continue.

- Prior to an allocation of funds for right of way acquisition and construction NCRA shall demonstrate environmental approval for proposed capital improvements.

No additional conditions are recommended under this action.

Discussion/Issues: No Issues. Recommend Approval.

CALIFORNIA TRANSPORTATION COMMISSION
Approval of Traffic Congestion Relief Program
Project Application Amendment

RESOLUTION TAA-02-03
Amending Resolution TAA-01-07

1.1 WHEREAS the Traffic Congestion Relief Act of 2000 (herein after referred to as "statute"), which was established by Chapters 91 (AB 2928) and 656 (SB 1662) of the Statutes of 2000, establishes the Traffic Congestion Relief Program, providing $5.39 billion for projects throughout the State of California to reduce traffic congestion, provide for safe and efficient movement of goods, and provide system connectivity; and

1.2 WHEREAS in accordance with Government Code Section 14556.11 the California Transportation Commission (Commission) has adopted guidelines, in consultation with the Department of Transportation (Department) and regional agencies, to implement the Traffic Congestion Relief Program (TCRP); and

1.3 WHEREAS the statute and guidelines require applicants to specify full and complete project applications, including scope, cost and schedule, financial plans and funding sources; and

1.4 WHEREAS on February 21, 2001, the Commission approved Resolution TAA-01-01, amending Resolution TA-00-01, clarifying conditions set forth for Project #32.5 – subparagraph (e), environmental remediation, under Resolution TA-00-01; and

1.5 WHEREAS on May 2, 2001, the Commission approved Resolution TAA-01-04, amending Resolution TA-00-02, authorizing the use of $400,000 approved for Project #32.3 - Sub-paragraph (c) completion of rail line from Willits to Arcata, to complete a comprehensive assessment for all work north of Willits; and

1.6 WHEREAS on May 2, 2001, the Commission approved Resolution TA-01-08 for $5,000,000 for Project #32.4 - Sub-paragraph (d) upgrade rail line to class II or III standards, and $31,000,000 for Project #32.9 - Sub-paragraph (i) long term stabilization projects, including the use of $100,000 from #32.4 - Sub-paragraph (d) upgrade rail line to class II or III standards, to complete a comprehensive assessment for all work south of Willits; and

1.7 WHEREAS future funding for Project #32.3 - Sub-paragraph (c) completion of rail line from Willits to Arcata, Project #32.4 - Sub-paragraph (d) upgrade rail line to class II or III standards, Project #32.5 – subparagraph (e), environmental remediation, and Project #32.9 - Sub-paragraph (i) long term stabilization, is contingent upon the completion of comprehensive assessments to determine the scope of work, schedule, and use of the funds available; and

1.8 WHEREAS on November 7, 2001, the Commission approved Resolution TAA-01-07 authorizing additional time to complete the comprehensive assessments; and

1.9 WHEREAS the consultant selection process for the comprehensive assessments has taken longer than anticipated due to the need to coordinate with, and seek concurrence from, multiple State agencies and other stakeholders; and

1.10 WHEREAS the NCRA has submitted revised applications for Project #32.3 - Sub-paragraph (c) completion of rail line from Willits to Arcata, Project #32.4 - Sub-paragraph (d) upgrade rail line to class II or III standards, Project #32.5 – subparagraph (e), environmental remediation, and Project #32.9 - Sub-paragraph (i) long term stabilization, to update the project schedules to reflect the current status.

2.1 NOW THEREFORE BE IT RESOLVED the Commission does hereby approve the following four TCRP project application amendments for the North Coast Railroad Authority (NCRA) as submitted, with subsequent clarifications and revisions:

- Project #32.3 – North Coast Railroad; Sub-paragraph (c) completion of rail line from Willits to Arcata. Amend application to update project schedule. No other changes to TCR application approval of $1,000,000 under Resolution TAA-01-04, as amended by TAA-01-07.

- Project #32.4 – North Coast Railroad; Sub-paragraph (d) upgrade rail line to class II or III standards. Amend application to update project schedule. No other changes to TCR application approval of $5,000,000 under Resolution TA-01-08, as amended by TAA-01-07.

- Project #32.5 – North Coast Railroad; Sub-paragraph (e) environmental remediation projects. Amend application to update project schedule. No other changes to TCR application approval of $100,000 under Resolution TAA-01-01, as amended by TAA-01-07.

- Project #32.9 – North Coast Railroad; Sub-paragraph (i) long-term stabilization projects. Amend application to update project schedule. No other changes to TCR application approval of $31,000,000 under Resolution TA-01-08, as amended by TAA-01-07;

and

2.2 BE IT FURTHER RESOLVED, as stipulated in Resolution TA-01-08 and reiterated in TAA-01-07, prior to subsequent requests to the Commission for an allocation of funds for the "South of Willits" segment authorized under Project #32.4 – Upgrade to Class II/III Standards, or Project #32.9 – Long Term Stabilization, NCRA shall submit for review and approval to Department and CTC staff a design workplan for the Class II/III upgrade and stabilization activities developed from the comprehensive assessment for the "South of Willits" segment; and

2.3 BE IT FURTHER RESOLVED, as stipulated in Resolution TA-01-08 and reiterated in TAA-01-07, prior to submitting a request to the Commission for an allocation of funds for the "North of Willits" segment authorized under Project #32.9 – Long Term Stabilization, NCRA shall submit for review and approval to Department and CTC staff a design workplan for the Class II/III upgrade and stabilization activities developed from the comprehensive assessment for the "North of Willits" segment to be funded under Government Code Section 14556.50, subparagraph (c); and

2.4 BE IT FURTHER RESOLVED, as stipulated in Resolution TAA-01-01 and reiterated in TAA-01-07, prior to submitting a request to the Commission for an allocation of funds for projects authorized under Project #32.5 – Environmental Remediation, the remaining conditions must be met:

- Memorandum of Understanding that outlines the parameters and schedule for delivery of the interim and final products necessary to prepare a scope of work and schedule, within the funding available, must satisfy the requirements of the ECD and must also include a schedule for satisfactory completion of required ECD actions; and

- Written certifications from NCRA shall be signed by the Executive Director of the NCRA and each representative of the ECD state agency parties and shall be submitted as part of the future project application for the remaining $4,000,000 available to the project; and

- The remaining $4,000,000 for environmental remediation will not be allocated by the Commission until the NCRA submits certifications to the Department and the Commission verifying that the NCRA and the state agencies party to the ECD have reached agreement regarding the scope of work, schedule and use of those funds.

2.5 BE IT FURTHER RESOLVED, as stipulated in Resolution TAA-01-07, prior to an allocation of funds for right of way acquisition and/or construction NCRA shall demonstrate environmental approval for the proposed capital improvements under the above mentioned applications; and

2.6 BE IT FURTHER RESOLVED that the TCRP project application amendment approval by the Commission reserves the State funding for the projects as specified by the statute, and allows NCRA to incur costs in accordance with the approved project application, statute and guidelines; and

2.7 BE IT FURTHER RESOLVED that CTC Resolution TAA-01-07 is hereby amended.