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-- Commission Reports

Commissioner McKenna thanked the Commission staff for arranging the retirement dinner party for Mike Evanhoe, the Commission's first Executive Director. Vice Chair Balgenorth announced that he attended a restructuring transportation finance meeting with Commissioner Ghielmetti and Agency Secretary Sunne Wright McPeak; noting that Secretary McPeak is very interested in housing needs and land use, and is working on trying to get funds freed up for transportation. Commissioners Ghielmetti, Torres and Lindsey had nothing to report.

4 Commissioners' Meetings for Compensation 1.(4)

Chair Lindsey presented the List of Commissioners' Meetings for Compensation for approval for September and October. Commissioner McKenna moved to approve the list. Commissioner Tavaglione seconded the motion, which carried 6-0 (Commissioners Lawrence and Hallisey were absent).

BUSINESS, TRANSPORTATION AND HOUSING AGENCY REPORT (#5)

5 Report by Secretary and/or Assistant Secretary 1.(5)

No report on this information item was given.

CALTRANS REPORT (#6-15)

6 Report by Caltrans' Director and/or Deputy Director 1.(6)

Bob Garcia, Caltrans, announced the Caltrans report would be given under the individual items on the agenda.

7 Caltrans Monthly FY 2003-04 Finance Report 3.1

Bob Sertich, Caltrans, presented the Monthly Finance Report. In September, the State Highway Account (SHA) cash balance was 6% above forecast, October 56% below forecast, and the preliminary November balance indicates 45% below forecast. Actual expenditures for September and October are 7% lower than forecast (\$31 million due to hiring restrictions and spending in the department's support appropriation). In September and October, federal receipts were 32% lower than forecast due to the delay in passing the Federal Budget. The SHA balances for October and November are also significantly below forecast due to the delay in the Federal budget, with low balances expected to continue through March 2004 or longer. Revenues are expected to recoup in the second half of FY 2003-04 when a federal budget is passed. In October 2003, of the \$192 million federal funds received, \$187 million were obligated, and the finance forecast called for a receipt of \$288.8 million in October. The Public Transportation Account (PTA) forecast balance is running close to what was forecasted. A combination in delays of processing claims by SCO and early posting of revenue reflects a higher balance than projected. The Traffic Congestion Relief Fund (TCRF) was updated based on the figures presented at the November 2003 Commission meeting, which assumes no new allocations in 2004-05. Uncertainties about available funds for the TCRF exist because of mid-year budget proposals.

8 Governor's Mid-Year Budget Reduction Proposal 3.12

Sue Bost, Assistant Program Budget Manager for the Department of Finance (DOF), gave the following report on Governor Schwarzenegger's mid-year budget reduction proposal: The proposals were developed by DOF, in conjunction with Caltrans, but were not Caltrans' proposals. California has spent \$23 billion more than they took in, and the current shortfall is estimated anywhere between \$2.2 billion and \$4.3 billion. The Governor's \$2.3 billion in spending reductions highlights several programs including the transportation program. The administration proposes the following: 1) utilize cash management to recoup \$800 million in federal reimbursements to repay the General Fund for debt service on current transportation General Obligation (GO) bonds (\$406 million), loan \$200 million to the General Fund for up to 3 years and transfer income from the sale of property and rental income to the General Fund (\$108 million); 2) retain all excess funds from higher than

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anticipated gasoline prices in the General Fund rather than the Public Transportation Account (PTA); 3) transfer current Traffic Congestion Relief Program (TCRP) funds to the General Fund and repeal the specific statutory authority for the projects, requiring projects to secure other funding through either the STIP or local funding mechanisms. Vice Chair Balgenorth said he did not understand how changes can be made when the bonds were approved by the voters to be paid out of the General Fund. Ms. Bost also indicated that \$5 million from the Environmental Enhancement and Mitigation (EEM) Program for the current year was inadvertently omitted from the budget.

Chair Lindsey questioned Ms. Bost on what the process was and what analysis was made to arrive at the decision to eliminate TCRP. Ms. Bost said that lead agencies are going to have to determine what projects are most important and that funding priorities must be evaluated. Chair Lindsey commented regarding the violation of the split of the mix of money. Ms. Bost said there was a trailer bill that gave special status to those funds. Sue Bost announced that she needed to leave the meeting early stating that Brian Annis, DOF, would be available to answer any questions. Commissioner McKenna commented that we all know the dire straits California is in, expressing her main concern is that the DOF not make policy decisions that tie the hands of the CTC. Chair Lindsey struggles with having the way to solve money problems by changing the method of accounting and finds it outrageous that DOF did not ask the CTC for their opinion or have them part of the process. Chair Lindsey also doesn't understand how we can go to the federal government and ask for more money when California keeps changing the rules. Chair Lindsey stressed to Mr. Annis that while the Commission understands the State's need to reduce expenditures, transportation programming is critical to the State's economy, and asked Mr. Annis to relay the Commission's sentiments adding that the Commission is here to help and needs to have input whenever decisions regarding transportation are being made.

9 Updated FY 2003-04 and FY 2004-05 Cash Forecast Status, Including Updated SHOPP Cash Forecast 3.9

Bob Sertich, Caltrans, gave a report and PowerPoint presentation on the State Highway Account (SHA) as follows: The SHA expenditures are in line with the forecast presented in September. State revenues are slightly higher than forecast and no federal budget is enacted. SHA monthly balances are currently low, as was forecast, but are expected to increase after March 2004. Further affects may occur with the TCRP program termination and the Governor's Budget, which is due out in January. A new forecast will be presented in February when revenue and budget issues are known.

State Highway Operations and Protection Program (SHOPP) allocations will proceed on a measured basis with \$100 million in proposed allocations per month. These allocations should have little impact on February and March balances. This measured approach provides safeguards against possible revenue or budget changes. It is believed that the December and January SHOPP allocations are safe with the presently known pressures. After January, when budget and revenue pressures should be known, a revised forecast will be presented. A graph depicting the SHA 24-month cash forecast scenario with amounts voted each month from December through June was also presented.

10 FY 2003-04 1st Quarter Project Delivery Report 3.10

Carl Haack, Caltrans, presented the Department's 1st Quarter Delivery Report for FY 2003-04. Chair Lindsey noted the Department's post-certification costs have dramatically increased and inquired if the Department is providing accurate and up-to-date right-of-way estimates at project construction allocation. Mr. Haack indicated that the increased post-certification costs reflect a large design sequencing project and the large delivery effort produced by the Department. He also indicated that the Department will carefully reexamine the right-of-way estimates presented at construction allocation to make sure county shares are correctly charged. Chair Lindsey also requested that the Department clearly identify the environmental documents that are delayed and rolled over from one year to the next. Mr. Haack indicated the Department would do that in the next quarterly report.

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**11 FY 2003-04 1st Quarter Operations Intercity Rail 3.11
 Report**

Warren Weber, Caltrans, presented the 1st Quarterly Operations Intercity Rail Report. Mr. Weber reported ridership and revenues are up. To improve goals for the San Joaquin Corridor, they are doing extensive marketing, providing seamless travel and offering senior and kids programs. Commissioner McKenna commented that, as time permits next year, the Commission's Mass Transit Committee plans to develop a white paper that would clearly lay out the assumptions used by Caltrans to develop its cost to operate, while establishing standards for assessing the "real cost" to operate the intercity rail system. The Committee also planned to do the same type of analysis for other transit operators.

- The Commission requested that Caltrans work with Commission staff to develop the "real costs" to operate Intercity Rail and to clarify the definition between maintenance and rehabilitation and present the findings at a future Commission meeting

ACTION: Warren Weber/Robert Chung

**12 Fourth Cycle AB 1012 Unobligated RSTP, CMAQ and 3.5
 Regional TEA "Use It or Lose It" Balance Report.**

Terry Abbott, Caltrans, presented the fourth cycle AB 1012 "Use It or Lose It" balance report. Mr. Abbott indicated the regional agencies would obligate all the RSTP and CMAQ funds by the February 9, 2004, deadline and expected that some of the Regional TEA funds would remain unobligated and require redirection by the Commission.

**13 Fifth Cycle AB 1012 Unobligated RSTP, CMAQ and 3.6
 Regional TEA "Use It or Lose It" Notification.**

Terry Abbott, Caltrans, reported the Department released the fifth cycle AB 1012 "Use It or Lose It" notices on December 8, 2003. Mr. Abbott indicated the unobligated balance stood at \$229 million. Chair Lindsey inquired if the Department of Finance proposal in the Governor's mid-year budget reduction to change local assistance projects from an accrual basis to a cash basis could place the obligation of these federal funds in jeopardy. Deputy Director Maller responded the proposal did carry such risk.

**14 Local Assistance Quarterly Lump Sum Allocation 3.7
 Status Report for 2003-04 Fiscal Year.**

Terry Abbott, Caltrans, presented the FY 2003-04 Local Assistance Lump Sum Allocation status report. Delays in authorization of federal appropriations, limited OA provided through continuous resolution by the FHA, and the \$200 million loan of local federal OA to the State have contributed to slower use of the allocated funds. Mr. Abbott indicated that currently federal OA is available for obligation. Regional Agency Moderator Peter DeHaan announced that the regional agencies need to get the word out to their local agencies to get their projects in.

**15 ~~Report on Cash Flow for Traffic Congestion Relief~~ 4.8
 ~~(TCR) Program Projects~~**

This item was withdrawn prior to the meeting.

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REGIONAL AGENCIES AND RURAL COUNTIES REPORT (#16-17)

- 16 Report by Regional Agencies Moderator 1.(7)**

Regional Agencies Moderator Peter DeHaan reported that Bob Garcia and Bob Sertich of Caltrans gave a presentation on the Governor's proposed budget revision at the Regional Agencies meeting. The regions are concerned with the proposal to maximize federal fund reimbursement authorization, which will result in \$800 million taken out of Local Assistance, which could cause Local Assistance reimbursements to become unreliable. The RTPAs also expressed concern with the proposal to cut off TCRP projects. The RTPA and Rural Counties Task Force will meet to devise a proposal for partial PPM funding.

- 17 Report by Rural Counties Task Force Chair 1.(8)**

-- Rural Counties Task Force Annual Report

Rural Counties Task Force Chair George Dondero requested that the Rural Counties Task Force Report be deferred to the January 2004 meeting.

INFORMATION CALENDAR (#18-26) IC

Deputy Director Stephen Maller presented the Information Calendar agenda items #18-26.

- 18 IC Informational Report on Emergency: G-11 Allocations. 13 projects totaling \$9,682,330. 2.5f.(1)**

This item was presented on the Information Calendar.

- 19 IC Informational Report on SHOPP Safety: G-01-10 Allocation. One project for \$1,402,000. 2.5f.(4)**

This item was presented on the Information Calendar.

- 20 IC Monthly Report on Status of Projects Previously Voted but Not Awarded 3.2**

This item was presented on the Information Calendar.

- 21 IC Monthly Report on Projects Amended into the SHOPP by Department Action 3.3**

This item was presented on the Information Calendar.

- 22 IC Monthly Report on Local Assistance STIP Projects Previously Voted but not Awarded. 3.4**

This item was presented on the Information Calendar.

- 23 IC Traffic Congestion Relief (TCR) Project Pending Allocations – 15 project allocations totaling \$155,733,000. 4.3b.**

This item was presented on the Information Calendar.

- 24 IC Aeronautics Account Pending Allocations – 13 project allocations totaling \$1,484,000. 4.3c.**

This item was presented on the Information Calendar.

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25 IC **STIP Amendment 02S-117** 2.1b.(1)
 The City of Santa Cruz is requesting this amendment. The City of Santa Cruz requests the Commission approve a replacement project per AB 3090. The City of Santa Cruz will use local Measure G funds to replace \$425,000 in Regional Improvement Program (RIP) funds for Construction in FY 2003-04 for the Multimodal Station project (PPNO 0925). The City of Santa Cruz proposes to program a total of \$425,000 in RIP funds in FY 2004-05 for a replacement project (PPNO 1802) to be identified at a later date. The Santa Cruz County Regional Transportation Commission concurs with this request. This is a revenue neutral programming action.

This item was presented on the Information Calendar and noticed as required.

26 IC **STIP Amendment 02S-118** 2.1b.(2)
 The Tulare County Association of Governments (TCAG) is requesting this amendment. TCAG and the County of Tulare request the Commission approve a replacement project per AB 3090. The County of Tulare will use local funds to replace \$400,000 in Regional Improvement Program (RIP) funds in FY 2002-03 on the Caldwell Avenue/Visalia Road (Avenue 280) project (PPNO 0103). The County of Tulare proposes to complete the Environmental (PA&ED) phase using local funds, for a replacement project (PPNO D0005) in FY 2005-06 to be programmed at a later date. This is a revenue neutral programming action.

This item was presented on the Information Calendar and noticed as required.

END OF INFORMATION CALENDAR ITEMS

CONSENT CALENDAR (#27-47) CC

Chair Lindsey announced the following changes to the Consent Calendar: Items #36 and 37 were withdrawn from the Consent Calendar and Items #57, 86 and 87 were added to the Consent Calendar. Deputy Director Robert Chung noted that Items #27 and 39 were changed per the pink handout. He noted on Item #34 projects #1 and 3 through 11 were withdrawn at the request of LACMTA and that only project #2 remained for action.

Commissioner Torres moved to approve the Consent Calendar with deletions, additions, and corrections, as noted by Deputy Chung. Commissioner Tavaglione seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

27 CC **STIP Amendment 02S-104** 2.1a.(1)
 The City of Los Angeles is requesting this amendment. The City of Los Angeles and the Los Angeles County Metropolitan Transportation Authority (LACMTA) request the Commission approve five replacement projects per AB 3090. The City of Los Angeles will use local funds (Proposition C) to replace \$2,416,000 in Regional Improvement Program (RIP) funds to widen and rehabilitate the five bridges. The City of Los Angeles will program a total of \$2,416,000 in FY 2005-06 for replacement projects

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to be identified at a later date. This is a revenue neutral programming action.

This item was approved on the Consent Calendar.

- 28 CC **STIP Amendment 02S-106** 2.1a.(3)
Los Angeles County Metropolitan Transportation Authority (LACMTA) is requesting this amendment. LACMTA proposes to combine the Commercial Street Widening project (PPNO 3096) with the Route 101 Freeway and Ramp Realignment project (PPNO 0567P) and name the combined project as "Route 101/Center Street Project" in Los Angeles County. Currently, the City of Los Angeles is the implementing agency for the Commercial Street Widening project (PPNO 3096) and the Department of Transportation (Department) is the implementing agency for the Route 101 Freeway and Ramp Realignment project (PPNO 0567P). This amendment also proposes to increase the scope of the combined project to include the construction of a Metro Gold Line Eastside Light Rail Transit Extension Overpass and to designate the Department as the implementing agency for the combined project. LACMTA will use \$9,011,000 of local funds (Proposition C) for right of way acquisition and proposes to shift \$9,011,000 currently programmed from right of way to construction to fund the additional scope. Total programmed STIP funds remain unchanged. The Department concurs with this request. This is a revenue neutral programming action.

This item was approved on the Consent Calendar.

- 29 CC **STIP Amendment 02S-107** 2.1a.(4)
The Colusa Local Transportation Commission (LTC) is requesting this amendment. Colusa County and the Colusa LTC request the Commission approve a replacement project per AB 3090. Colusa County will use local funds to replace \$436,000 in Regional Improvement Program (RIP) funds for Construction in FY 2006-07 for the Highway 99W Rehabilitation project (PPNO 3L81). Colusa County proposes to advance the Highway 99W Rehabilitation project to FY 2003-04 and program a total of \$436,000 in RIP funds in FY 2006-07 for a replacement project (PPNO 3114B) to be identified at a later date. This is a revenue neutral programming action.

This item was approved on the Consent Calendar.

- 30 CC **STIP Amendment 02S-108** 2.1a.(5)
The Mono County Local Transportation Commission (LTC) is requesting this amendment. Mono County LTC requests the Commission approve a reimbursement project per AB 3090. The Town of Mammoth Lakes will use local funds to replace \$595,000 in Regional Improvement Program (RIP) funds in FY 2003-04 for Construction on the Old

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Mammoth Road Rehabilitation project (PPNO 2507).
The Town of Mammoth Lakes proposes to use \$595,000 of local funds for construction with later RIP reimbursement (PPNO 2515) in FY 2006-07. This is a revenue neutral programming action.

This item was approved on the Consent Calendar.

- 31
CC

STIP Amendment 02S-109
The Riverside County Transportation Commission (RCTC) is requesting this amendment. RCTC proposes to delete \$1,875,000 in Regional Improvement Program (RIP) funds in FY 2003-04 for construction of the Hobsonway Arterial Improvement project (PPNO 0000C). The \$1,875,000 in RIP funds will revert back to Riverside County’s unprogrammed share balance.
2.1a.(6)

This item was approved on the Consent Calendar.

- 32
CC

STIP Amendment 02S-110
The City of Antioch is requesting this amendment. The City of Antioch requests the Commission approve a replacement project per AB 3090. The City of Antioch will use local funds to replace \$250,000 in Regional Improvement Program (RIP) funds for Environmental (PA&ED) and Design (PS&E) on the Hillcrest Off-Ramp Improvement project (PPNO 2011A). The project is currently programmed with \$50,000 in RIP funds on PA&ED in FY 2002-03 and \$200,000 in RIP funds on PS&E in FY 2004-05. The City of Antioch proposes to complete PA&ED and advance PS&E work using local funds and program a total of \$250,000 in RIP funds in FY 2004-05 for a replacement project (PPNO 2011C) to be identified at a later date. The Contra Costa Transportation Authority and Metropolitan Transportation Commission concur with this request. This is a revenue neutral programming action.
2.1a.(7)

This item was approved on the Consent Calendar.

- 33
CC

STIP Amendment 02S-111
The Orange County Transportation Authority (OCTA) and the Department of Transportation (Department) are requesting this amendment. OCTA and the Department propose to transfer \$9,226,000 in Interregional Improvement Program (IIP) funds from FY 1999-2000 Right-of-Way (R/W) to FY 2004-05 Construction for the Route 5 High Occupancy Vehicle (HOV) Lane and widening project (PPNO 0978T). A corresponding transfer of local Measure M funds will be moved from FY 2004-05 Construction to FY 2003-04 R/W. This is a revenue neutral programming action.
2.1a.(8)

This item was approved on the Consent Calendar.

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- 34 CC STIP Amendment 02S-113 2.1a.(10)
 Los Angeles County Metropolitan Transportation Authority (LACMTA) is requesting this amendment. LACMTA requests the Commission approve eleven replacement projects per AB 3090. LACMTA will use local funds (Proposition C) to replace \$48,652,000 in Regional Improvement Program (RIP) funds for eleven projects in Los Angeles County. LACMTA will program a total of \$48,652,000 in FY 2005-06 for replacement projects to be identified at a later date. This is a revenue neutral programming action.

This item was amended at the request of LACMTA to withdraw project #1 and projects 3 through 11. The Commission approved only project #2 (Route 101/Center Street) on the Consent Calendar.

- 35 CC STIP Amendment 02S-116 2.1a.(11)
 The San Diego Association of Governments (SANDAG) is requesting this amendment. SANDAG proposes to unprogram \$3,164,000 in Regional Improvement Program (RIP) funds programmed in FY 2003-04 for Construction on two projects: \$1,688,000 for the Regional Rideshare Program project (PPNO 7404), and \$1,476,000 for the Regional Surface Transportation Program (RSTP)/ Congestion Mitigation and Air Quality (CMAQ)/ Transportation Enhancement Activities (TEA) Reserve project (PPNO 7401B). SANDAG proposes to replace the RIP funds with local regional funds in FY 2003-04 and requests that the \$3,164,000 be reverted to San Diego County's unprogrammed share balance for the 2004 STIP.

This item was approved on the Consent Calendar.

- 36 CC ~~Traffic Congestion Relief (TCR) Application Amendment Approval. Eight application amendments, no new funding. Resolution TAA-03-013, Amending Resolutions TA-00-01, TA-00-02, TA-02-04, TAA-03-02, TAA-03-03, TAA-03-08, and TAA-03-10~~ 2.1c.(2)

~~— Project #36 — Los Angeles Eastside Transit Extension; build new light rail line in East Los Angeles, from Union Station to Atlantic via 1st Street to Lorena in Los Angeles County. Amend application to update project schedule and funding plan. Original application approved under Resolution TA-00-02, with additional phases of work approved under Resolution TA-02-04. The Los Angeles County Metropolitan Transportation Authority (LACMTA) is requesting this amendment. (Related item under 2.1c.(4).)~~

~~— Project #37.2 — Los Angeles Mid-City Transit Improvements; build Bus Rapid Transit system or Light Rail Transit in Mid-City/Westside/Exposition Corridors in Los Angeles County. Amend application to update project schedule and funding plan. Original~~

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~~TCR application approved under Resolution TA-02-06, as amended by Resolution TAA-03-10. The LACMTA is requesting this amendment.~~

~~-- Project #44 -- Route 47 (Terminal Island Freeway); construct interchange at Ocean Boulevard Overpass in the City of Long Beach in Los Angeles County. Amend application to update the project schedule. Original TCR application approved under Resolution TA-01-01, as amended by Resolution TAA-03-08. The Port of Long Beach is requesting this amendment. (Related item under 2.1c.(4).)~~

~~-- Project #55.1 -- Alameda Corridor East; build grade separations on Burlington Northern-Santa Fe and Union Pacific Railroad lines, Los Angeles County line to Colton, with rail-to-rail separation at Colton in San Bernardino County. Amend application to update project funding plan. Original TCR application approved under Resolution TA-01-11, as amended by Resolution TAA-03-08. The San Bernardino Associated Governments is requesting this amendment. (Related item under 2.6e.(1).)~~

~~-- Project #56 -- Metrolink; track and signal improvements on Metrolink; San Bernardino line in San Bernardino County. Amend application to update project funding plan. Original TCR application approved under Resolution TA-00-01, as amended by Resolution TAA-03-03. The Southern California Regional Rail Authority (SCRRA) is requesting this amendment. (Related item under 2.6e.(1).)~~

~~-- Project #87.1 -- Route 94/125; build two new freeway connector ramps at Route 94/125 in Lemon Grove in San Diego County. Amend application to transfer (\$490,000) of savings in programmed TCR funds to TCRP Sub-project #87.2, and update overall funding plan. Original TCR application approved under TA-00-02. The Department is requesting this amendment. (Related item under 2.6e.(1).)~~

~~-- Project #87.2 -- Route 94/125; build two new freeway connector ramps at Route 94/125 in Lemon Grove in San Diego County. Amend application to receive transfer of \$490,000 in TCR funds from TCRP Sub-project #87.1, update funding plan and project schedule. Original TCR application approved under TA-00-01. The Department is requesting this amendment. (Related item under 2.6e.(1).)~~

~~-- Project #145 -- Construction of a new siding in Sun Valley between Sheldon Street and Sunland Boulevard. Amend application to update project schedule and funding plan. Original TCR application approved under Resolution TA-00-01, as amended by Resolution TAA-03-02. The SCRRA is requesting this amendment.~~

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~~(Related item under 2.6e.(1).)~~

This item was withdrawn from the agenda due to the uncertainty raised by the Governor's Mid-Year Budget Reduction Proposals.

- 37 CC ~~—Traffic Congestion Relief (TCR) Letter of No Prejudice (Letter) Approvals. Two Letter requests totaling \$185,626,000. Resolution TL-03-03~~ 2.1c.(4)

~~— Project #36 — \$182,900,000 for Phase 4, for Los Angeles Eastside Transit Extension; build new light rail line in East Los Angeles, from Union Station to Atlantic via 1st Street to Lorena in Los Angeles County.
Applicant Agency: Los Angeles County Metropolitan Transportation Authority
(Related item(s) under 2.1c.(2).)~~

~~— Project #44 — \$2,726,000 for Phase 4, Route 47 (Terminal Island Freeway); construct interchange at Ocean Boulevard Overpass in the City of Long Beach in Los Angeles County.
Applicant Agency: Port of Long Beach
(Related item(s) under 2.1c.(2).)~~

This item was withdrawn from the agenda due to the uncertainty raised by the Governor's Mid-Year Budget Reduction Proposals.

- 38 CC **One Route Adoption of a Controlled Access Highway at 04-Ala-84 KP 38.0/46.3 (PM 23.6/28.8) in the City of Livermore. Resolution HRA-03-05** 2.3a.

This item was approved on the Consent Calendar.

Commissioner Ghielmetti commented that Agenda Items #38 and 39, Highway 84 Project in Livermore, were a good deal for the City of Livermore. The City Manager for Livermore, Linda Barton, thanked the Commission for its support.

- 39 CC **Five Relinquishment Resolutions** 2.3c.

~~— 03-Nov-267,89-KP 0.0/2.9,0.9/1.4 Route 267,89 in the Town of Truckee
Resolution R-3560~~

~~— 04-Ala-84-PM 23.2/24.4 & R24.6/R29.6 Route 84 in the City of Livermore
Resolution R-3561~~

~~— 04-Ala-84-PM 24.4/R24.6 Route 84 in the County of Alameda
Resolution R-3562~~

~~— 08-SBd-71-PM 0.6/1.0 Route 71 in the County of San Bernardino~~

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Resolution R-3563

-- 08-SBd-395-PM 5.6 Route 395 in the City of Hesperia
Resolution R-3564

-- 08-SBd-395-PM 5.6 Route 395 in the County of San Bernardino
Resolution R-3565

-- 10-Sta-99-PM 7.1/10.6 Route 99 in the County of Stanislaus
Resolution R-3566

This item was approved on the Consent Calendar.

40	CC	17 Resolutions of Necessity Resolutions C-18863 through C-18879	2.4b.
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This item was approved on the Consent Calendar.

41	CC	Director's Deeds -- Items #1 Through #2 Excess Lands – Return to State \$329,300 Return to Others: \$0	2.4d.(1)
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This item was approved on the Consent Calendar.

42	CC	Three Rescinding Resolutions Resolutions CR-132 through CR-134	2.4e.
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This item was approved on the Consent Calendar.

43	CC	Financial Allocation for Seven Minor SHOPP Safety Projects totaling \$2,796,000 plus \$491,000 from other sources. Resolution FP-03-16	2.5a.(3)
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This item was approved on the Consent Calendar.

44	CC	Financial Allocation for One Minor SHOPP Project for \$500,000. Resolution FP-03-17	2.5a.(4)
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This item was approved on the Consent Calendar.

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| 45 | CC | Financial Allocation for Supplemental Funds for Previously Voted Projects. One Project for \$54,000. Resolution FA-03-04 | 2.5e. |
| | | -- 03-Pla-80 – SHOPP Project in Placer County. Original vote is \$16,650,000. Award amount is \$12,610,000. Current allocation is \$18,610,000. This request for \$54,000 to close out the construction contract results in an increase of 48% over the award amount. | |

This item was approved on the Consent Calendar.

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| 46 | CC | Allocation of \$497,000 for FY 2003-04 California Aid to Airports Program (CAAP) funds for 2 projects from the 2002 Aeronautics Program. Resolution FDOA-2003-2 | 2.7 |
| | | -- Cameron Park Airport District - Cameron Air Park Airport in El Dorado County \$83,000 – Remove obstruction (safety project)

-- City of Madera - Madera Municipal Airport in Madera County \$414,000 – Remove power lines near Runway 12 (safety project) | |

This item was approved on the Consent Calendar.

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| 47 | CC | Timely Use of Funds – Allocation Extension Requests and Funding Constraints | 4.9 |
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This item was approved on the Consent Calendar.

END OF CONSENT CALENDAR ITEMS

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| 48 | | <u>2004 STIP FUND ESTIMATE / GARVEE / AB 3090 (#48-57)</u>
Adoption of 2004 STIP Guidelines
Resolution G-03-19 | 4.5 |
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Deputy Director David Brewer reviewed the proposed amendments to the guidelines for the 2004 STIP, including three parts to the book item: the complete text of amendments, a summary of changes from the draft presented at the November 24 meeting, and the proposed adoption resolution, including a set of policies and procedures specific to the 2004 STIP. In addition, he proposed a change to Section 20, deleting the sentence that began, "However where there are Department programming recommendations not included in the RTIP..." and the remainder of that paragraph, and adding in its place the following: "The department should provide a copy or list of its RTIP recommendations and identification of additional State highway needs for each region to the Commission."

Deputy Director Brewer said the biggest remaining guideline issue was Section 18, regarding project minimum size. Chair Lindsey proposed that the proposed amendment of Section 18 be deleted.

The following people spoke in opposition to the amendment of Section 18 (the minimum size issue): Celia McAdam, Placer County Transportation Planning Agency (PCTPA); Cathy Bechtel, Riverside County

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Transportation Commission (RCTC); DeAnn Baker, California State Association of Counties; Darrell Johnson, Orange County Transportation Authority (OCTA); Peter Rei, Tuolumne County; and Jeff Schwein, (TCTC).

Chair Lindsey requested that a task force be established to review the minimum component size.

Deputy Director Brewer also recommended adding a provision to the policies and procedures specific to the 2004 TIP noting that preference in the programming of new projects would be given to projects in counties with an unprogrammed share balance, consistent with statute requirement. Chair Lindsey indicated he had received letters from the California Legislature rural caucus, OCTA and Riverside to be included in the meeting record.

Commissioner McKenna moved to accept the 2004 STIP Guidelines, as presented, with staff recommended additions and amendments and the deletion of amendments to Section 18. Commissioner Tavaglione seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

- A task force is to be established, consisting of the CTC, Regional Agencies and Department staffs, to review the minimum component size and report back to the Commission within six months with a recommendation.

ACTION: Joan Borucki/Stephen Maller

- Deputy Director David Brewer will finalize the 2004 STIP Guidelines, including modifications made at this meeting, and distribute to interested parties and post on website.

ACTION: David Brewer

49	Adoption of 2004 Fund Estimate Resolution G-03-20	4.4
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Assemblymember Lou Correa addressed the Commission expressing his support of OCTA reserves reprogrammed in the 2004 STIP. Chief Deputy Director Joan Borucki provided final totals on the 2004 fund estimate.

Bob Sertich, Caltrans, gave a report and PowerPoint presentation on the 2004 Fund Estimate highlighting three issues; a change to the Aeronautics Account, Fund Estimate Program Capacity and FY 2004-05 rescheduling. Last month, the Department presented the proposed Fund Estimate. The Aeronautics Account Forecast, based on new revenues received from the Board of Equalization, changed the program capacity from \$69 thousand to \$14 million. Reasons for rescheduling \$2.6 billion of projects in FY 2004-05 were given in detail. The jet fuel excise tax among all states averaged 2.7 cents per gallon, with the median 2 cents and California 2 cents. The total program capacity is \$14.8 billion, and the new program capacity is \$693 million in the five-year FE period. A graph depicting a history of fund estimate programming capacity from 1990 through 2004 was presented.

Chief Deputy Director Joan Borucki reported assumptions including additional program capacity, transfers and receiving paybacks from the general fund totaling \$2.8 billion were made to the Fund Estimate that have an element of risk. Chief Deputy Director Borucki said if mid-year cuts are a reality, changes will need to be made. Tim Keenan, Chairman of the OCTA, requested the programming for the Orange County reserve be given high priority. Chief Deputy Director Borucki asked the Commission to adopt the Final 2004 Fund Estimate based on the assumptions presented and delegate to the CTC staff to work on document edits prior to publication on December 25. Chair Lindsey complimented all of those who participated in preparing the Fund Estimate.

Commissioner Tavaglione moved to approve the Fund Estimate with staff recommendations. Commissioner McKenna seconded the motion, which carried 7-0 (Commissioner Hallisey was absent).

- Caltrans and Commission staff to work together to edit and finalize the 2004 Fund Estimate, distribute to interested parties, and post on the Caltrans website.

ACTION: Bob Sertich/Jim Nicholas/Joan Borucki

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50	Policy on GARVEE Bonding Resolution G-03-21	4.2
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Deputy Director David Brewer reviewed the Policy on GARVEE Bonding, included in a pink handout. He recommended the addition of a bullet to read, "Each bond will be structured for debt service payments over a term of no more than 12 years." David Yale, LACMTA, asked Commission to consider changing the wording from "interregional" to "regional for people movement."

Commissioner Ghielmetti moved to approve the Policy on GARVEE bonding with staff recommended changes. Commissioner McKenna seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

51	Status of STIP Cash Commitments for AB 3090 Reimbursements and GARVEE Debt Service	3.13
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Deputy Director David Brewer, at Commissioner Ghielmetti's request, prepared a summary on the status of the Commission's cash commitments for AB 3090 and GARVEE debt service.

52	SHOPP Amendment to use GARVEE Bonds for one project in Placer County for \$56,000,000.	3.8
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This item was withdrawn by the Department prior to the meeting.

53	STIP Amendment 02S-105 Los Angeles County Metropolitan Transportation Authority (LACMTA) is requesting this amendment. LACMTA proposes that the Commission approve five projects (four current STIP and one new) for Grant Anticipation Revenue Vehicle (GARVEE) funding to advance project delivery. The current STIP projects will be reprogrammed and the new project (PPNO 0391A) will be programmed, as GARVEE debt service projects with this amendment. Reprogrammed Regional Improvement Program (RIP) and Interregional Improvement Program (IIP) funds on these projects along with a commitment from LACMTA for future county shares will be used to pay the debt service for the bond. The bond proceeds will fund Right of Way and Construction for these projects starting in FY 2003-04.	2.1a.(2)
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Deputy Director David Brewer, reviewed the proposed STIP amendment to finance five projects in Los Angeles County through GARVEE bonding and recommended approval of the amendment for two projects: Project #4, the Route 405 auxiliary lane from Waterford to Route 10 for \$30 million and Project #5, the Route 405/101 Gap Closure for \$23 million. He noted that the proposal for Project #1, the Route 5 HOV lanes, would require more than double the amount now programmed in the STIP, removing CMAQ funds from the project, that Project #2, the Route 14 HOV lane project, was not in the current STIP and had previously been removed from the STIP by STIP amendment, and that Project #3, the Route 90 Playa Vista improvements, did not appear to be consistent with the Commission's policy for the use of GARVEE bonding and the STIP guidelines, given its size and local focus.

David Yale, LACMTA, requested that projects #1, #2 and #3 also be included in the amendment.

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Chair Lindsey suggested voting on the LACMTA projects one at a time. Commissioner McKenna moved to approve Projects #4 and #5, as recommended by staff. Vice Chair Balgenorth seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

Commissioner Lawrence moved to approve Project #1 (Route 5 HOV Lane, Rt. 118-Rt 14). Commissioner Torres seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

Rick Zbur, Playa Vista, asked the Commission to approve Project # 3.

Commissioner Lawrence moved to approve Project #2 (Rt. 14, HOV Lane). Commissioner Torres seconded the motion. The vote failed (2-5) Commissioners Lawrence and Torres voted yes. Commissioners Lindsey, Ghielmetti, McKenna, Balgenorth and Tavaglione voted no. (Commissioner Hallisey was absent).

Commissioner Lawrence moved to approve Project #3. Commissioner Torres seconded the motion, which failed (2-5) Commissioners Lawrence and Torres voted yes. Commissioners Lindsey, Ghielmetti, McKenna, Balgenorth and Tavaglione voted no. (Commissioner Hallisey was absent).

54 **Traffic Congestion Relief (TCR) Application** 2.1c.(6)

~~Amendment Approval. Four application amendments to deprogram a net of (\$5,468,000) in TCR funds per Resolution G-03-14, Traffic Congestion Relief (TCR) Program Policy for Managing Cash Between TCR Projects.
Resolution TAA-03-15, Amending Resolutions TA-00-01, TA-01-01, TA-01-09, TA-02-04, and TAA-02-06~~

~~— Project #50 — Route 71; complete three miles of six-lane freeway through Pomona, from Route 10 to Route 60 in Los Angeles County. Amend application to update funding plan. In accordance with guidelines established under Resolution G-03-14, suspend project and deprogram (\$6,768,000) of TCR funds from original application approval of \$10,300,000 for Phase 2 — Plans, Specifications and Estimates. Original TCR application approved under Resolution TA-00-01. The California Department of Transportation (Department) is requesting this amendment. (Related item under 2.6e.(3).)~~

~~— Project #41.1 — Route 5; add HOV lanes on Golden State Freeway through San Fernando Valley, Route 170 (Hollywood Freeway) to Route 14 (Antelope Valley Freeway) in Los Angeles County. Amend application to update project schedule and funding plan. Original TCR application approved under Resolution TA-01-09, as amended by Resolution TAA-02-06. The Department is requesting this amendment. (Related item(s) under 2.6e.(3) and 2.1a.(2).)~~

~~— Project #51 — Route 101/405; add auxiliary lane and widen ramp through freeway interchange in Sherman Oaks in Los Angeles County. Amend application to program \$1,300,000 in TCR funds for Phase 4 — Construction, and update project schedule and funding plan. Original TCR application approved under Resolution TA-01-01, with additional phases of work approved under Resolution TA-02-04. The Department is requesting this amendment. (Related~~

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~~item(s) under 2.6e.(3) and 2.1a.(2).)~~

~~-- Project #52 -- Route 405; add HOV and auxiliary lanes for 1 mile in West Los Angeles, from Waterford Avenue to Route 10 in Los Angeles County. Amend application to update project schedule and funding plan. Original TCR application approved under TA-01-09. The Department is requesting this amendment. (Related item(s) under 2.6e.(3) and 2.1a.(2).)~~

This item was withdrawn from the agenda due to the uncertainty raised by the Governor's Mid-Year Budget Reduction Proposals.

55 ~~Traffic Congestion Relief (TCR) Project Allocation Amendment Approval. Four allocation amendments with no net change in TCR funding per Resolution G-03-14, Traffic Congestion Relief (TCR) Program Policy for Managing Cash Between TCR Projects. Resolution TFP-03-08, Amending Resolution TFP-00-02~~ 2.6e.(3)

~~-- (\$6,768,000) -- Project #50 -- Route 71; complete three miles of six-lane freeway through Pomona, from Route 10 to Route 60 in Los Angeles County. Redistribute \$1,250,000 from Phase 2 -- PS&E to Phase 1 -- Environmental and Permits. De-allocate (\$6,768,000) of TCR funds from Phase 2 -- PS&E to be made available for allocation to TCRP Sub-project #41.1, TCRP Project #51, and TCRP Project #52. Project phase(s) originally allocated under Resolution TFP-00-02. Implementing Agency: California Department of Transportation (Department) (Related item under 2.1c.(6).)~~

~~-- \$720,000 -- Project #41.1 -- Route 5; add HOV lanes on Golden State Freeway through San Fernando Valley, Route 170 (Hollywood Freeway) to Route 14 (Antelope Valley Freeway) in Los Angeles County. Allocate a total of \$720,000 for Phase 4 -- Construction (CON) from TCRP Project #50. Redistribute \$500,000 from Phase 2 -- Plans, Specifications and Estimates (PS&E) to Phase 4 -- CON, and redistribute \$790,000 from Phase 3 -- Right of Way to Phase 4 -- CON. Project phases) originally allocated under delegated authority. Implementing Agency: Department (Related item under 2.1c.(6).)~~

~~-- \$1,300,000 -- Project #51 -- Route 101/405; add auxiliary lane and widen ramp through freeway interchange in Sherman Oaks in Los Angeles County. Allocate a total of \$1,300,000 for Phase 4 -- CON from TCRP Project #50. Implementing Agency: Department (Related item under 2.1c.(6).)~~

~~-- \$4,748,000 -- Project #52 -- Route 405; add HOV and auxiliary lanes for 1 mile in West Los Angeles, from Waterford Avenue to Route 10 in Los Angeles County. Allocate a total of \$4,748,000 for Phase 4 -- CON from~~

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PRESENTATIONS / ANNUAL REPORTS (#58-63)

58 2003 Annual Airspace and Excess Land Report 4.13

Barry Cowan, Caltrans, reported that airspace revenues are down mainly due to the loss of parking leases in San Francisco, the seismic retrofit project on the Bay Bridge and SB 798 . The Division’s mission this year is to bring in more revenues by focusing on accelerated marketing and sale of excess land and expanding the wireless leasing program.

59 2003 Airspace Advisory Committee (AAC) Annual Report 4.12

Deputy Director, Robert Chung introduced Nina Gruen, Chair of the Airspace Advisory Committee (AAC), who gave a summary of the 2003 AAC accomplishments. Mr. Gruen thanked Commissioner Lawrence for the knowledge he brought to the AAC and Robert Chung as the CTC staff liaison. Chair Lindsey and Commissioner Lawrence also expressed their thanks to Ms. Gruen and the AAC. Ms. Gruen reported an increase in the Department’s wireless leases but revenue losses with parking leases. With regard to excess lands, the AAC suggested that the Department tie revenues to expenses rather than to the number of leases and concentrate more on marketing.

Commissioner Lawrence moved to accept the FY 2002-03 Airspace Advisory Committee report for inclusion in the Commission’s Annual Report to the Legislature. Commissioner McKenna seconded the motion, which carried 7-0 (Commissioner Hallisey was absent)

60 Proposal for a New Priority System for State Funded Airport Projects 5.3c.

Austin Wiswell, Caltrans Aeronautics Division Chief, reported that the Department proposes to modify its methodology for prioritizing projects for State funds and reviewed the changes developed to select projects for funding.

- Chair Lindsey asked the Department to provide an example of how the projects from the previous program year would be ranked using the existing and proposed methodology. Caltrans would then review the results with the Commission so that the impact of the new methodology can be understood. The proposed rating methodology would be scheduled for action at the January 2004 Commission meeting.

ACTION: Austin Wiswell/Robert Chung

61 Presentation on Aviation in California: Benefits to Our Economy and Way of Life 5.3b.

Austin Wiswell, Caltrans Aeronautics Division Chief, presented California’s aviation report, highlighting the recent trends in aviation, the economic and tax impacts, the role of aviation in government services and California’s space industry.

62 Technical Advisory Committee on Aeronautics (TACA) Report on Aviation Issues 5.3a.

Deputy Director Robert Chung introduced TACA Chairman Jack Kemmerly, who expressed his support for SB 1048, which would restore approximately \$4.8 million to California’s aeronautics grant programs. Dan Burkhart, TACA Vice-Chairman, also gave his support of SB 1048 and asked the Commission to accept the TACA annual report. Chair Lindsey requested the action item be divided into two parts, one supporting SB 1048 and one including the TACA report into the Commission’s Annual Report to Legislature.

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Commissioner McKenna moved to approve SB 1048 support and accept the TACA Report in the Commission's Annual Report to the Legislature. Commissioner Torres seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

- The Commission directed Commission staff to prepare a letter for incoming Chair Balgenorth's signature in support of SB 1048 to be transmitted to the bill's author and to include the TACA report in the Commission's Annual Report to the Legislature.

ACTION: Robert Chung

63 Adoption of Annual Report to Legislature 4.11

Executive Director Diane Eidam reviewed the comments received from the Commissioners and Caltrans and requested the Commission approve the Annual Report allowing the CTC staff to do final technical revisions, expand the Goods Movement section, and add a section on gas taxes to include fair share as a discussion topic, with the final draft approved by the Chair before publication. Commissioner McKenna requested that the Mass Transit Committee's report include goals and measurement standards for ridership, farebox recovery and on-time performance. Commissioner McKenna also expressed her appreciation for this year's challenges in regards to the annual report and gave special thanks to Deputy Director David Brewer for doing an excellent job. Commissioner Torres also commended Executive Director Diane Eidam and CTC staff for their efforts in preparing an excellent report to the legislature.

Commissioner Tavaglione made the motion to accept the annual report with staff recommendations. Commissioner Ghielmetti seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

- CTC staff and Chair Lindsey will work together to edit and finalize the Commission's Annual Report and distribute to the Legislature and interested parties, and post on the Commission's website.

ACTION: Diane Eidam

HIGHWAY RIGHT-OF-WAY MATTERS (#64-65)

**64 One Resolution of Necessity – Appearance 2.4a.
Henry F. Bocchini Jr., et ux.
06-Fre-180-KP 102.3
Resolution C-18862**

Deputy Director Stephen Maller reviewed the statutory authority and the three issues the Commission must determine in adopting a resolution of necessity. Mr. Maller stated the Bocchini resolution of necessity was presented at the September 2003 meeting and failed on a 3-3 vote. In September, the Commission requested that the Department review the project design with an eye to minimize the amount of right-of-way needed from the Bocchinis.

Linda Fong, Caltrans, presented the Department's case and indicated the Department was able to reduce the impact on the Bocchini property by five feet by steepening side slopes and reducing work areas. Ms. Fong stated the five foot reduction did not result in an agreement with the Bocchinis.

Richard Brogan, Director of Fresno County Public Works and Planning, reported that the Department's project is consistent with local planning and that the Fowler Avenue alignment was established in 1973 through public hearings. The Bocchini's golf course development was approved with a conditional use permit that provided road easement dedication, a site plan was provided and a detailed agreement was made with the County. Mr. Brogan confirmed that the easement was there when the land was purchased by the Bocchinis.

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Richard Williams, Counsel for Caltrans, stated that condemnation action against properties on the west side of Fowler Avenue can not be legally undertaken because the requisite necessity determination can not be met with an existing dedicated road easement available for the project on the east side of Fowler Avenue.

Mr. Hank Bocchini, Jr., owner of Hank Swank's Golf Course, presented pictures, petitions and argued his case requesting the Department shift its project to the west side of Fowler Avenue.

Commissioner Lawrence moved to approve Resolution of Necessity C-18862. Commissioner McKenna seconded the motion, which carried 7-0 (Commissioner Hallisey was absent).

65	<p>Director's Deed -- Item #1 Excess Lands – Return to State \$120,000 Return to Others: \$0</p>	2.4d.(2)
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Barry Cowan, Caltrans Right of Way, recommended that the Commission authorize the execution of the Director's Deed with Century Housing Corporation (Century), pursuant to Section 118 of the Streets and Highway Code. Mr. Cowan said the lawsuit Keith v. Volpe had delayed the construction of the Century Freeway. As part of the Consent Decree, the Department agreed to convey a number of parcels to Century for affordable housing. The Department has fulfilled its obligations under the Decree and was released from its obligations by the court.

Century now wanted the parcel because it thought it owned the parcel and had constructed a modular home on it. When the title search was initiated to sell the parcel and home as an affordable home, it was discovered that the Department still owned the parcel. The estimated current value of the property is \$150,000, and the State will receive a return of \$120,000. The Department negotiated with Century for the property to be used to satisfy affordable housing needs. Chair Lindsey questioned why the Commission should accept a return below current value. Jim Nicholas, Caltrans, stated that Century has the option to go to court. Several Commissioners stated that affordable housing was needed in the area and that it made sense to convey the property at less than full market value.

Commissioner McKenna moved to approve the Director's Deed. Commissioner Torres seconded the motion, which carried 5-2. Chair Lindsey and Vice Chair Balgenorth voted no. (Commissioner Hallisey was absent).

PROGRAM AMENDMENTS/PROJECT APPROVALS – STIP
AMENDMENTS FOR NOTICE (#66-67)

66	<p>STIP Amendment 02S-119 The Santa Barbara County Area of Governments (SBCAG) is requesting this amendment. SBCAG proposes to: 1) replace \$3,100,000 of Regional Improvement Program (RIP) funds programmed for Construction on the Northbound Auxiliary Lane and Bikeway project (PPNO 0481) with Santa Barbara County local funds; 2) move the \$3,100,000 of RIP funds to Construction on the Santa Barbara Operational Improvement project (PPNO 0478); 3) move \$29,593,000 of Grandfathered Regional Improvement Program (GF-RIP) funds to FY 2005-06 for the construction of the Santa Barbara County Operational Improvement Project (PPNO 0478); and 4) add \$8,007,000 of Santa Barbara County local funds for Right of Way Support (R/W Support), R/W and Construction of the Santa Barbara Operational Improvement project (PPNO 0478).</p>	2.1b.(3)
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70	Financial Allocation for One Minor SHOPP Project for \$183,000. Resolution FP-03-___	2.5a.(2)
This item was heard under Item 68		
71	Financial Allocation for One SHOPP Project not on the proposed FY-03-04 SHOPP Allocation Plan for \$469,000.	2.5a.(2.1)
This item was heard under Item 68		
72	Financial Allocation for Three STIP Projects On the State Highway System totaling \$20,255,000 plus \$15,335,000 from other sources. Resolution FP-03-___	2.5b.(1)
This item was heard under Item 68		
73	Financial Allocation for 14 SHOPP Projects on the proposed FY-03-04 SHOPP Allocation Plan totaling \$26,433,000. Resolution FP-03-18	2.5b.(2)
This item was heard under Item 68		
74	Financial Allocation for Three Locally Administered STIP Project On the State Highway totaling \$1,785,000. Resolution FP-03-___	2.5b.(5)
This item was heard under Item 68		
75	Financial Allocation for Four Local Assistance STIP Projects off the State Highway System totaling \$2,893,000 including \$2,352,000 from other sources. Resolution FP-03-___	2.5c.(1)
This item was heard under Item 68		
76	Financial Allocation for Three Local Assistance STIP Road Pavement Rehabilitation Projects totaling \$552,000 including \$6,000 from other sources. Resolution FP-03-___	2.5c.(5)
This item was heard under Item 68		
77	Financial Allocation for One Intercity Rail Project in San Diego County for \$24,730,000. Resolution MFP-03-___	2.6a.(2)
This item was heard under Item 68		

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- 78 **Highway/Rail and Transit Pending Allocations – 406 project allocations totaling \$715,473,000. Resolution FP-03-19 (EAs: 207501, 4H3101, 2326U1, 4E2401, 0A60011, 4A0401)** 4.3a.

Deputy Director Stephen Maller recommended that the Commission allocate \$72.8 million to six SHOPP projects that were identified for allocation as part of the \$800 million SHOPP allocation plan for FY 2003-04. The six projects #16, and #19 on page 2, #15 on page 15, #24 and #27 on page 16, and #37 on page 17 are the highest priority SHOPP projects the Department has on the pending list.

Vice Chair Balgenorth moved to approve allocation per staff recommendation. Commissioner Tavaglione seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

- 79 **Request to Extend the Period of Project Allocation for 24 STIP projects statewide totaling \$540,796,000. Waiver-03-28** 2.8a.

Deputy Director, Stephen Maller recommended the Commission approve the allocation extension request.

Commissioner Tavaglione moved to approve the extension request. Vice Chair Balgenorth seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

- 80 **POST FACT Request to Extend the Period of Project Development Expenditure Deadline for the Friant Cove STIP TEA project in Fresno County. The responsible agency is the San Joaquin River Conservancy. Waiver-03-29** 2.8d.

Deputy Director Stephen Maller recommended the Commission approve this Post Fact Project Development Expenditure deadline extension request until February 29, 2004. Mr. Maller indicated the state is way behind on its use of federal TEA funds and this project is now ready to quickly use up federal TEA funds.

Commissioner Tavaglione moved to approve the extension request. Commissioner McKenna seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

- 81 **Augmentation of \$23,500,000 to FY 2003-04 Right-of-Way Allocation Resolution FM-03-03, Amending Resolution FM-03-01** 2.5g.

TRAFFIC CONGESTION RELIEF (TCR) PROGRAM APPLICATION APPROVALS / AMENDMENTS / ALLOCATIONS (#82-84)

Bimla Rhinehart, Caltrans, requested the Commission augment the Department's \$150 million FY 2003-04 Right of Way allocation by \$23.5 million. Ms. Rhinehart stated the Department identified \$23.5 million of obligations and commitments that it could not avoid paying as it backed out of ongoing right-of-way activities on STIP projects that lost construction funding due to the SHA cash problems.

Deputy Director, Stephen Maller said staff would make sure the augmentation was revenue neutral by tracking SHOPP allocation vote savings.

Commissioner McKenna moved to approve the \$23.5 million right-of-way augmentation. Commissioner Tavaglione seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

Tab # /	Item Description	Ref. #
82	<p>Traffic Congestion Relief (TCR) Application Amendment Approval. Three application amendments, including one amendment to deprogram (\$2,078,000) of TCR funds, per Resolution G-03-14, Traffic Congestion Relief (TCR) Program Policy for Managing Cash Between TCR Projects. Resolution TAA-03-14, Amending Resolutions TA-01-07, TA-01-09 and TAA-03-02</p> <p>-- Project #94 -- Route 43; widen to four-lane expressway from Kings County line to Route 99 in Selma in Fresno County -- \$5,000,000. In accordance with guidelines established under Resolution G-03-14, suspend project and deprogram (\$2,078,000) of TCR funds from original application approval of \$2,600,000 for Phase 1 Environmental and Permits. Original TCR application approved under Resolution TA-01-07. The California Department of Transportation is requesting this change. (Related item under 2.6e.(2).)</p> <p>-- Project #97.1 -- Operational improvements on Shaw Avenue, Chestnut Avenue, Willow Avenue, and Barstow Avenue near California State University at Fresno in Fresno County -- Operational improvements in City of Clovis. Amend application to transfer partial project scope and (\$250,000) in programmed funding to TCRP Sub-project #97.2. Original TCR application approved under Resolution TA-01-09. The California State University, Fresno and the City of Clovis are requesting this change.</p> <p>-- Project #97.2 -- Operational improvements on Shaw Avenue, Chestnut Avenue, Willow Avenue, and Barstow Avenue near California State University at Fresno in Fresno County -- Operational improvements in City of Fresno. Amend application to receive transfer of partial project scope and \$250,000 in programmed funding from TCRP Sub-project #97.1. Original TCR application approved under Resolution TA-01-09, as amended by Resolution TAA-03-02. The California State University, Fresno and the City of Fresno are requesting this change. (Related item under 2.6e.(2).)</p>	2.1c.(5)
<p>This item was withdrawn from the agenda due to the uncertainty raised by the Governor's Mid-Year Budget Reduction Proposals.</p>		
83	<p>Traffic Congestion Relief (TCR) Project Allocation Amendment Approval. Five allocation amendments, no net change in TCR funding. Resolution TFP-03-06, Amending Resolutions TFP-00-02 and TFP-03-04</p> <p>-- Project # 55.1 -- Alameda Corridor East; build grade separations on Burlington Northern-Santa Fe and Union Pacific Railroad lines, Los Angeles County line</p>	2.6e.(1)

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~~Union Pacific Railroad lines, Los Angeles County line to Colton, with rail-to-rail separation at Colton in San Bernardino County. Redistribute \$47,000 from Phase 1 – Environmental and Permits (ENV) to Phase 3 – Right of Way (ROW) and redistribute \$600,000 from Phase 2 – Plans, Specifications and Estimates (PS&E) to Phase 3 – ROW. Project phase(s) originally allocated under delegated authority. Implementing Agency: City of Montclair (Related item under 2.1c.(2).)~~

~~-- Project #56 – Metrolink; track and signal improvements on Metrolink; San Bernardino line in San Bernardino County. Redistribute \$624,000 from Phase 2 – PS&E to Phase 4 – Construction (CON). Project phase(s) originally allocated under Resolution TFP-00-02. Implementing Agency: Southern California Regional Rail Authority (SCRRA) (Related item under 2.1c.(2).)~~

~~-- (\$490,000) – Project #87.1 – Route 94/125; build two new freeway connector ramps at Route 94/125 in Lemon Grove in San Diego County. De-allocate (\$490,000) of savings in TCR funds from Phase 4 – Construction for allocation to TCRP Sub-project #87.2. Project phase(s) originally allocated under delegated authority. Implementing Agency: California Department of Transportation (Department) (Related item under 2.1c.(2).)~~

~~-- \$490,000 – Project #87.2 – Route 94/125; build two new freeway connector ramps at Route 94/125 in Lemon Grove in San Diego County. Allocate \$490,000 for Phase 3 – Right of Way (ROW) from TCRP Sub-project #87.1. Redistribute \$210,000 of TCR funds from Phase 1 – ENV to Phase 3 – ROW. Project phase(s) originally allocated under Resolution TFP-00-02. Implementing Agency: Department (Related item under 2.1c.(2).)~~

~~-- Project # 145 – Construction of a new siding in Sun Valley between Sheldon Street and Sunland Boulevard. Redistribute \$213,000 from Phase 4 – CON to Phase 2 – PS&E. Project phase(s) originally allocated under Resolution TFP-00-02, as amended by Resolution TFP-03-01. Implementing Agency: SCRRA (Related item under 2.1c.(2).)~~

This item was withdrawn from the agenda due to the uncertainty raised by the Governor's Mid-Year Budget Reduction Proposals.

Tab # /	Item Description	Ref. #
84	<p>Traffic Congestion Relief (TCR) Project Allocation Amendment Approval. Two allocation amendments with a net change of (\$1,528,000) in TCR funding, per Resolution G-03-14, Traffic Congestion Relief (TCR) Program Policy for Managing Cash Between TCR Projects. Resolution TFP-03-07</p> <p>-- (\$2,078,000) -- Project #94 -- Route 43; widen to four-lane expressway from Kings County line to Route 99 in Selma in Fresno County. De-allocate (\$2,078,000) of TCR funds from Phase 1 -- Environmental and Permits to be made available for allocation to TCRP Sub-project #97.2. Project phase(s) originally allocated under delegated authority. Implementing Agency: California Department of Transportation (Related item under 2.1c.(5).)</p> <p>-- \$550,000 -- Project #97.2 -- Operational improvements on Shaw Avenue, Chestnut Avenue, Willow Avenue, and Barstow Avenue near California State University at Fresno in Fresno County -- Operational improvements in City of Fresno. Allocate a total of \$550,000 for Phase 3 -- Right of Way from TCRP Project #94. Implementing Agency: City of Fresno (Related item under 2.1c.(5).)</p>	2.6e.(2)

This item was withdrawn from the agenda due to the uncertainty raised by the Governor's Mid-Year Budget Reduction Proposals.

POLICY MATTERS (#85-88)

85	<p>State Legislative Matters *</p> <p>*The Commission may consider bills or resolutions newly introduced, recently amended, or calendared for Legislative committee or floor action, subsequent to publication of this agenda. For further information, call Chief Deputy Director Joan Borucki at (916) 653-3148.</p>	4.1
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Chief Deputy Director Joan Borucki reported she is currently reviewing various federal reauthorization bills that could have a major effect on the amounts and types of funding available in California. The Commission is concerned that the increase in number of programs could greatly reduce California's spending flexibility. The Commission and other California transportation advocates intend to visit Washington D.C. late in February or early March to appeal to the California Congressional delegation. The Committee on Environment and Public Works approved the Senate Reauthorization Bill (S. 1072). Business, Transportation and Housing Agency, Assistant Secretary, John Ferrera, commented that this legislation is a big hit on the core program. Ms. Borucki said the State's mid-year budget reduction hearings have already begun and that updated information will be presented as it becomes available.

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86 **Regional Transportation Plan Guidelines Supplement** 4.6

This item was added to the consent calendar and approved as part of the consent calendar.

87 **Six-month Estimate of Loan Capacity under AB 1012** 4.7
Approval of Funding Level
Resolution G-03-23

Item #87 was added to the consent calendar and approved as part of the consent calendar.

88 **Adoption of FY 2003-04 Environmental Enhancement** 4.10
and Mitigation (EEM) Program
Resolution G-03-22

Assistant Deputy Director, Kathie Jacobs, presented the FY 2003-04 Environmental Enhancement and Mitigation (EEM) Program for adoption. Staff recommended the Commission approve the list of projects as presented.

Commissioner McKenna moved to approve adoption of the FY 2003-04 Environmental Enhancement and Mitigation (EEM) Program report as presented. Commissioner Torres seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

- The Commissioners requested that all programmed FY 2003-04 EEM projects be brought forward for allocation at the January Commission meeting.

ACTION: Jim Nicholas/Kathie Jacobs

OTHER MATTERS / PUBLIC COMMENT

None.

ADJOURN

There being no further business, Chair Lindsey adjourned the meeting at 3:30 p.m.

Diane C. Eidam, Executive Director

STATUS OF ACTION ITEMS

From
December 11, 2003 Commission Meeting

- 11 (3.11) Warren Weber – Work with staff to develop the real costs to operate for Intercity Rail, and present at a future Commission meeting. Also, clarify the definition between maintenance and rehabilitation. (*Future Agenda Item*)
- **This will be done and reported on at future Commission meeting.**
- 48 (4.5) Joan Borucki/Stephen Maller – Establish a Task Force, consisting of CTC, Regional Agencies and Department staffs, to review the minimum component size and report back to the Commission within six months with a recommendation. (*June Agenda Item*)
- **A task force will be established and reported on at the June 2004 Commission meeting.**
- 48 (4.5) David Brewer – Finalize 2004 STIP Guidelines including modifications made at the December meeting, and distribute to interested parties and post on website.
- **This has been done.**
- 49 (4.4) Robert Sertich/Jim Nicholas/Joan Borucki – Work with Commission staff to edit and finalize the 2004 Fund Estimate and distribute to interested parties and post on the Caltrans website.
- **This will be done.**
- 60 (5.3c) Austin Wiswell/Robert Chung – Rank projects programmed from a previous year using the existing matrix versus the new ranking methodology. Review the results with the Commission so that the impact of the new methodology versus the old one can be understood. The proposed rating methodology will return for action at the January Commission meeting. (*January Agenda Item*)
- **This will be discussed at the January 2004 Meeting under Tab 69 (Agenda Item 4.8).**
- 62 (5.3a) Robert Chung – Prepare a letter for Chair Balgenorth's signature in support of SB 1048 and transmit to the bill's author. Also, include the TACA report in the Commission's Annual Report.
- **This will be done.**
- 63 (4.11) Diane Eidam – Work with staff and Chair Lindsey to edit and finalize the Commission's Annual Report and distribute to the Legislature and interested parties, and post on the Commission's website.
- **This has been done.**
- 88 (4.10) Jim Nicholas/Kathie Jacobs – Bring forward for allocation, at the January Commission meeting, all programmed FY 2003-04 EEM projects. (*January Agenda Item*)
- **This will be discussed at the January 2004 Meeting under Tab 61 (Agenda Item 2.5c.(3)).**