

MINUTES

CALIFORNIA TRANSPORTATION COMMISSION

<http://www.catc.ca.gov>

January 22, 2004
Sacramento, California

GENERAL BUSINESS (#1-4)

1.

Roll call was conducted. The Commissioners attendance was as follows:

Members Present: Bob Balgenorth, Chair
Joseph Tavaglione, Vice Chair
R. Kirk Lindsey, Chair
Jim Ghielmetti
Dianne McKenna
Allen Lawrence
Jeremiah Hallisey

Members Absent: Esteban Torres
Senator Kevin Murray, Ex-Officio
Assemblyman John Dutra, Ex-Officio

The meeting of the California Transportation Commission was called to order at 8:35 a.m. on January 22, 2004, at the Department of Water Resources Auditorium, 1416 Ninth Street, Sacramento, California. The regular meeting immediately recessed, and the Commission went into Closed Session pursuant to Government Code section 11126(e)(2)(A) to confer with legal counsel with regard to the Flying J, Inc., City of Garden Grove and Ed Salsedo litigations. The members present during the closed session were the Commissioners (present above), Commission's contract attorney George Spanos, Executive Director Diane Eidam, Deputy Director Stephen Maller, Assistant Deputy Director Kathie Jacobs, and Executive Support Analyst Mary Lea Filbert. The Closed Session adjourned at 10:00 a.m., and the regular Commission meeting reconvened at 10:15 a.m.

Chair Balgenorth reported during the closed session that two decisions were made regarding the Flying J lawsuit (1) to reconsider whether to reconsider the proposed conveyance to Flying J, and (2) to decide whether to approve the conveyance to Flying J.

2 · Approval of Minutes for December 11, 2003 Meeting 1.(2)

Chair Balgenorth requested approval for the December 11, 2003 meeting minutes. Commissioner Ghielmetti moved to approve the minutes. Vice Chair Tavaglione seconded the motion, which carried 7-0 (Commissioner Torres was absent).

3 · Commission Reports 1.(3) **-- Appointment of 2004 Committee Membership/Liaisons**

Chair Balgenorth thanked Commissioner Lindsey for his outstanding service as the 2003 Chair, especially during these trying times. Commissioner Lindsey thanked the staff, agency, Caltrans and everyone in the audience for being a part of the transportation team.

Chair Balgenorth reported no new allocations have been made since June 2003, and STIP allocations may not be made for two to three years. He reviewed the problems we are facing and said that we basically have two options, either we can do nothing or we can try to put transportation back on the radar screen. We need to come up with new solutions of how we are going to fund transportation, especially since ethanol usage has taken away transportation funding dollars. He also stressed the importance of goods movement.

Tab # / Time	Item Description
-----------------	------------------

Chair Balgenorth made the following Committee and Liaison assignments:

Planning Committee:

Joseph Tavaglione, Chair
James Ghielmetti
R. Kirk Lindsey
Joan Borucki, Staff

Streets and Highways Committee

Jeremiah Hallisey, Chair
R. Kirk Lindsey
Joseph Tavaglione
David Brewer, Staff

Mass Transportation Committee

Dianne McKenna, Chair
Allen Lawrence
Esteban Torres
Robert Chung, Staff

Liaison to Technical Advisory Committee on Aeronautics (TACA)

James Ghielmetti
Robert Chung, Staff

Liaison to Airspace Advisory Committee (AAC)

Vacant
Robert Chung, Staff

Liaison to Rural Counties Task Force

R. Kirk Lindsey, Liaison
Kathie Jacobs, Staff

Goods Movement Ad Hoc Committee

R. Kirk Lindsey, Chair
Joseph Tavaglione
Esteban Torres
Annette Gilbertson, Staff

Land Use Ad Hoc Committee

Dianne McKenna, Chair
Bob Balgenorth
James Ghielmetti
R. Kirk Lindsey
Joan Borucki, Staff

Chair Balgenorth announced the Land Use Ad hoc Committee was formed last year after a Commission roundtable on the subject, and because land use has been stressed as a high priority issue with Business, Transportation and Housing (BT&H) Agency Secretary Sunne Wright McPeak, it is even more important to follow through with this issue. He noted that Commissioners McKenna and Lindsey have already made many accomplishments in this area.

Chair Balgenorth announced there were no commission reports this month.

Tab # / Time	Item Description
--------------	------------------

Heinz Heckeroth, California Transportation Foundation (CTF), reported on the upcoming CTF's major events. The Transportation Forum, entitled "California's Transportation Funding Catastrophe," will be held on February 25 at the Sacramento Convention Center, and the Tranny Awards Luncheon will be held on May 12 at the Sterling Hotel in Sacramento.

4 · Commissioners' Meetings for Compensation 1.(4)

Chair Balgenorth presented for approval the December List of Commissioners' Meetings for Compensation. Commissioner McKenna moved to approve the list. Vice Chair Tavaglione seconded the motion, which carried 70 (Commissioner Torres was absent).

BUSINESS, TRANSPORTATION AND HOUSING AGENCY REPORT (#5)

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

John Ferrera, Business, Transportation & Housing (BT&H) Agency, extended his congratulations to Chair Balgenorth and Vice Chair Tavaglione, stating he looks forward to working with the Commission during these difficult times to help solve the State's transportation funding problems. Mr. Ferrera announced that the Governor and the BT&H Secretary plan to go to Washington, D.C. to discuss priority issues such as a better return on California's Federal transportation reauthorization dollars, ethanol, goods movement and the need for more federal funding. Mr. Ferrera is currently working with the Commission to jointly make the trip to Washington, D.C.

6 · Excess Lands – Informational Report by Caltrans on Freshwater Spit/Lagoon; consideration by Commission of action with regard to status of delegation of authority pursuant to Resolution G-98-22 in regards to the Freshwater Spit/Lagoon 2.4e.

Charlie Fielder, District Director for Caltrans District 1, gave a PowerPoint presentation for the excess land property known as the Freshwater Spit/Lagoon (FWS) located on Highway 101 in Humboldt County. Mr. Fielder provided background on the FWS and reported on the status and steps necessary for disposal of the excess property, requiring that future recommendations be submitted to the Commission for action.

Assistant Deputy Director Kathie Jacobs said staff recommends the Commission suspend the delegation of authority provided by CTC Resolution G-98-22 for the FWS property, as requested by the Department, which allows for property transfers if the appraised values fall below \$100,000.

Commissioner Lawrence moved to approve the Department's request to rescind the delegation of authority provided by CTC Resolution G-98-22 for the Freshwater Spit/Lagoon excess property. Vice Chair Tavaglione seconded the motion, which carried 7-0 (Commissioner Torres was absent).

Chair Balgenorth announced there shouldn't have been a vote, because he did not realize there were speakers. Timothy Gray, Private Citizen, spoke in favor of revoking the delegation of authority and thanked the commission for their vote to approve the Department's request. Ed Salsedo, representing taxpayer from Orick, and his attorney objected to the Department's transfer of the excess property to the National Park Service.

Chair Balgenorth asked if either Mr. Gray or Mr. Salsedo had any problems with the vote that had just been taken and they both said they were satisfied with the vote.

Tab # / Time	Item Description
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CALTRANS REPORT (#7-9)

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

Bob Garcia, Caltrans, said he appreciated the good working relationship he has had with the Commission this past year and looks forward to working with the new Commission's leadership noting the challenges that lie ahead.

- 8 . **Caltrans Monthly FY 2003-04 Finance Report** 3.1

Bob Sertich, Caltrans, gave a PowerPoint presentation on the Caltrans Monthly FY 2003-04 Finance Report. Mr. Sertich reported, to date, the federal budget has not passed, which is essential in order to have sufficient cash during this period. Four continuing resolutions had been approved only through January 31 and Federal program authorization is approved until February 29. Any decisions made when congress reconvenes on January 20 will be closely monitored. Mr. Sertich noted the resolution for October is \$100 million less than the September cash forecast estimate, stating that more money is always claimed in the first month to ensure funds don't run short. The SHA was \$107 million below the November forecast. Funds were borrowed for expenditures from the Traffic Congestion Relief (TCR), Public Transportation Account (PTA) and Local Federal funds. The State budget proposals will also affect the SHA cash balance over the next 18 months. Once a federal budget is passed, the Department expects to recoup the difference in federal revenues. The PTA was \$15 million higher than November's forecast. The November 2003 TCRF balance was \$28 million above forecast, and the expenditures were down \$26 million. Major changes are proposed for the TCR Program. Mr. Sertich apologized for not recognizing the \$100 million federal shortfall in his report, and said that although we are now heading towards the bottom, an increasing balance is expected to accrue in March. The Department feels it is safe to continue making SHOPP project allocations. The Department has cut way back on operating expenses by cutting 1,200 positions and is currently taking steps to prepare for more layoffs in the spring. Mr. Sertich plans to present a much more detailed forecast report at the February meeting taking into account state issues and the latest information on the federal budget.

- Review past project expenditures to see what has been charged to the Public Transit Account and report back to the Commission at the February meeting.

ACTION: Bob Garcia

- 9 . **Presentation of the Governor's Proposed FY 2004-05 Budget** 3.5

Bob Sertich, Caltrans, gave a PowerPoint presentation highlighting the Governor's 2004-05 significant budget proposals, with showed the largest impacts coming from the suspension of Proposition 42 and the GARVEE bond changes. Mid-year reduction proposals with funds diverted to the General Fund include: TCRP suspension (\$231 million), accelerated collection of federal revenues through Local Assistance change (\$800 million), General Obligation Bond Payments (\$406 million), Loan to the General Fund (\$200 million), PTA revenue loss (\$137.6 million), eliminating EEM appropriations (\$5 million), aeronautics (\$0.7 million) and staff reductions (\$126 million). The budget is down 13% from the revised 2003-04 levels. There is no General Fund in the FY 2004-05 transportation budget. There is a proposed increase in GARVEE Bond debt service expenditures. Mr. Sertich reviewed the Capital Outlay budget changes, expenditure changes by each budget category and cash management of local assistance federal funds. The mid-year budget proposal to eliminate \$106 million in non-Article XIX revenues and the suspension of addition "spillover" gas tax revenue not assumed in the Fund Estimate will affect The Public Transportation Account (PTA). Mr. Sertich said impacts on cash balances and programming levels will be provided at the February meeting.

Regional Agencies Moderator Peter DeHaan said the budget relies heavily on GARVEE bonds going forward and that if there is any borrowing, the regions need to be a part of the process. Rural Counties Task Force Chair George Dondero commented on the possible loss of \$800 million to local assistance is making the rural counties very nervous. Commissioner Lindsey questioned how the Department of Finance could change where the Article XIX funds are being spent, adding this is not being honest to the voters. The Commission asked John Ferrera, BT&H, to relay a message to the Secretary that if we have to make a \$406 million debt service on general obligation bonds, that everyone should be treated equally. Mr. Ferrera said he will relay this message to the Secretary and to the Governor.

Tab # / Time	Item Description
--------------	------------------

Chief Deputy Director Joan Borucki reported the TCR program allocated \$1.5 billion to date, approximately 55% of that was expended as of October 31, 2003, \$338 million will be expended by the end of the fiscal year, and \$300 million in the next three fiscal years. Ms. Borucki said many regional agencies are funding TCRP projects with their own funds under letters of no prejudice. The Commission asked the Department of Finance to report on how the budget will affect the TCR program. Brian Annis, DOF, reported that a trailer bill allows them to repeal the 141 TCRP projects and that after February 1, 2004, any TCRF expenditures introduced will no longer be paid for through the TCRF and any remaining balance in the TCRF on February 1 will be carried over to the SHA. That balance, which is estimated in the budget to be \$80 million (amount set in trailer bill hardship clause), will be used to pay invoices that come in after February for work done up to February 1. Mr. Annis said it is up to the transportation project sponsors to determine their highest priority needs and to look for local funds, the STIP, future STIP allocations or stopping projects.

- Ask Secretary McPeak to present to the Department of Finance and the Administration the Commission’s view that transportation special funds not be singled out to meet debt service requirements of the General Fund.

ACTION: John Ferrera (BT&H Agency)

REGIONAL AGENCIES AND RURAL COUNTIES REPORT (#10-12)

10 . Report by Regional Agencies Moderator 1.(7)

Regional Agencies Moderator Peter DeHaan reported that the main topic of discussion at the Regional Agencies meeting was the state budget. The agencies are working to keep projects moving by using RSTP, CMAQ and local assistance funds. Mr. DeHaan thanked Commissioner Lindsey for all of his help as Chair this past year, adding that the regions were very grateful for his strong support in transportation.

**11 . Report by Rural Counties Task Force Chair 1.(8)
– Rural Counties Task Force Annual Report**

Rural Counties Task Force (RCTF) Chair George Dondero thanked the Commission for the modifications made to the STIP guidelines at the December meeting. Five counties (Nevada, Amador, Calaveras, Tuolumne and Mariposa) were designated as counties non-conforming. These counties have been designated to be added to urban air basins and plan to appeal this decision, as it would adversely affect each county. The 2003 Rural Counties Annual Report has not changed much from last year’s report. Mr. Dondero expressed rural counties support of PPM funding reported under Item #12.

12 . Regional Agencies and Rural Counties proposal for Planning, Programming and Monitoring Funding 1.(9)

Celia McAdam, RTPA Vice Moderator, gave a proposal for the allocation or partial allocation of STIP Planning, Programming and Monitoring (PPM) Funds. Ms. McAdam requested the Commission allocate \$3,680,500 for FY 2003/04 PPM to regional agencies by formula and signal the intent to positively consider AB 3090 reimbursements for unallocated FY 2003/04 PPM. Commissioner Lindsey made a motion to approve the proposal for PPM funding, but the motion died for a lack of a second. After further discussion, the Commission agreed they were receptive of Ms. McAdam’s proposal, but asked for the Agencies to identify exactly how much they need and report back at the February meeting. Commissioner McKenna commended the agencies for working together in order to keep construction moving. Commissioner Lindsey said he struggles with the proposal to use all of the money in the formula, asking the agencies to really sharpen their pencils next month and come in with what they need and not just what is on the table.

- Return at the February CTC meeting regarding possible action on Planning, Programming and Monitoring funding. (*February Agenda Item*)

ACTION: Peter DeHaan/Celia McAdam (RTPA Moderator/Vice Moderator)

Tab # / Time	Item Description
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INFORMATION CALENDAR (#13-23)

IC

Deputy Director Stephen Maller presented the Information Calendar agenda Items #13 through #23. There were no questions or issues raised by the Commission on the Information Calendar.

- 13 IC · Informational Report on Emergency: G-11 Allocations. 2.5f.(1)
21 projects totaling \$20,724,500.**

This item was presented on the Information Calendar.

- 14 IC · Informational Report on Seismic Retrofit: (Proposition 2.5f.(3)
192, Phase II): G-11 Allocations: One project for
\$143,900.**

This item was presented on the Information Calendar.

- 15 IC · Informational Report on SHOPP Safety: G-01-10 2.5f.(4)
Allocation. Two projects totaling \$5,970,000.**

This item was presented on the Information Calendar.

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

This item was presented on the Information Calendar.

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

This item was presented on the Information Calendar.

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

This item was presented on the Information Calendar.

- 19 IC · Status of STIP Cash Commitments for AB 3090 3.6
Reimbursements and GARVEE Debt Service**

This item was presented on the Information Calendar.

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

This item was presented on the Information Calendar.

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

This item was presented on the Information Calendar.

Tab # / Time	Item Description
--------------	------------------

- 22 IC . Informational Report on Pending Letters of No Prejudice (Letter) for Traffic Congestion Relief (TCR) Program Projects, per Resolution G-03-12. One Letter for \$590,000. 4.5

This item was presented on the Information Calendar.

- 23 IC . STIP Amendment 02S-121 The Marin Congestion Management Agency and the Department propose to shift \$6,000,000 of RIP Construction funds and \$5,250,000 in Federal Demo Construction funds in FY 2003-04 to R/W in FY 03-04 for the Marin Highway 101 HOV Gap Closure project (PPNO 0342L). Marin County will program \$11,250,000 in Congestion Mitigation and Air Quality (CMAQ) funds to backfill the shifted RIP and Demo Construction funds. 2.1b.

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

END OF INFORMATION CALENDAR ITEMS

CONSENT CALENDAR (#24-37)

CC

Deputy Director Robert Chung recommended approving the Consent Calendar with the following modifications: Add Item #47 (SHOPP FY 2003/04 Allocation Plan), Item #48 (Budget Transfer), and Item #52 (Minor SHOPP Safety Allocations); and withdraw Resolution C-18884 under Item #33. There were no other changes to the Consent Calendar.

Commissioner McKenna moved to approve the Consent Calendar, as recommended by staff. Vice Chair Tavaglione seconded the motion, which carried 7-0. (Commissioner Hallisey was absent).

- 24 CC . STIP Amendment 02S-114 The County of Tulare and Tulare County Association of Governments (TCAG) are requesting this amendment. The County of Tulare and TCAG request the Commission approve two replacement projects per AB 3090. The County of Tulare will use local funds to replace \$750,000 in RIP funds in FY 2002-03 for PA&ED on the Widen County Road 108 (PPNO 0101) and Goshen to El Monte Way (Road 80) (PPNO 6L11) projects for replacement projects (PPNO D003 and D004) in FY 2005-06. This is a revenue neutral programming action. (Noticed at the October 2003 Meeting.) 2.1a.(1)

This item was approved on the Consent Calendar.

- 25 CC . STIP Amendment 02S-117 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 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 2.1a.(2)

Tab # / Time	Item Description
--------------	------------------

identified at a later date. The Santa Cruz County Regional Transportation Commission (SCCRTC) concurs with this request. This is a revenue neutral programming action. (Noticed at the December 2003 Meeting.)

This item was approved on the Consent Calendar.

- 26 CC · STIP Amendment 02S-118 2.1a.(3)
 The Tulare County Association of Governments (TCAG) is requesting this amendment. TCAG and the City of Visalia request the Commission approve a replacement project per AB 3090. The County of Tulare will use local funds to replace \$400,000 in RIP funds in FY 2002-03 on the Caldwell Avenue/Visalia Road (Avenue 280) project (PPNO 0103). The City of Visalia proposes to complete the PA&ED phase using their 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. (Noticed at the December 2003 Meeting.)

This item was approved on the Consent Calendar.

- 27 CC · STIP Amendment 02S-119 2.1a.(4)
 The Santa Barbara County Association of Governments (SBCAG) is requesting this amendment. SBCAG proposes to: 1) replace \$3,100,000 of 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 R/W Support, R/W and Construction of the Santa Barbara Operational Improvement project (PPNO 0478). (Noticed at the December 2003 Meeting.)

This item was approved on the Consent Calendar.

- 28 CC · STIP Amendment 02S-74B, 2.1a.(6)
 Replacing STIP Amendment 02S-74A
 The Alameda County Congestion Management Agency (ACCMA), and the Alameda County Transportation Authority (ACTA) are requesting this amendment correction. At the June 2003 Commission meeting, \$25,037,000 was approved for an AB 3090 replacement project (PPNO 0016Q). The AB 3090 request was for a replacement project and it should have been for a reimbursement project. This action would correct the

Tab # / Time	Item Description
--------------	------------------

June 2003 action and designate the AB 3090 arrangement as a reimbursement.

This item was approved on the Consent Calendar.

- 29 CC · Environmental Matters – Route 163 in San Diego County – Implement Corridor Management Plan in San Diego (NOP). 2.2a.**

This item was approved on the Consent Calendar.

- 30 CC · Environmental Matters – Approval of Project for Future Consideration of Funding – Route 101 in Mendocino County – Rehabilitate a culvert near Cummings (ND). Resolution E-04-01 2.2c.(1)**

This item was approved on the Consent Calendar.

- 31 CC · Environmental Matters – Approval of Project for Future Consideration of Funding – Routes 70, 149, 99 and 191 in Butte County – Upgrade State Route 149 to an expressway and construct freeway-to-freeway interchanges near Oroville (FEIR). Resolution E-04-02 2.2c.(2)**

This item was approved on the Consent Calendar.

- 32 CC · Two Relinquishment Resolutions 2.3c.**
 - 03-Nev-267, 89-KP 0.0/2.9, 0.9/1.4 Route 267,89 in the Town of Truckee Resolution R-3567**
 - 06-Fre-168-KP R6.39 & R7.09 Route 168 in the City of Fresno Resolution R-3568**

This item was approved on the Consent Calendar.

- 33 CC · Eight Resolutions of Necessity Resolutions C-18881 through C-18883 and C-18885 through C-18889 2.4b.**

Resolution C-18884 (Michael E. Henry, et ux.), under Item #33, was withdrawn prior to CTC meeting. The owner signed the Right of Way contract, as indicated on the Changes to the CTC Agenda pink handout.

This item was approved on the Consent Calendar.

- 34 CC · Director’s Deeds Items #1 Through #13 Excess Lands – Return to State \$3,961,000 Return to Others: \$0 2.4d.**

This item was approved on the Consent Calendar.

Tab # / Time	Item Description
--------------	------------------

- 35 CC . **Financial Allocation for Two Minor Projects totaling \$816,000. Resolution FP-03-21** 2.5a.(4)

This item was approved on the Consent Calendar.

- 36 CC . **Financial Allocation for One SHOPP Managed TEA Project on the State Highway System for \$125,000 plus \$690,000 from other sources. Resolution FP-03-24** 2.5b.(4)

This item was approved on the Consent Calendar.

- 37 CC . **Technical Change to Resolution FP-02-69, originally approved May 22, 2003 in the amount of \$51,044,000 for Six STIP Projects on the State Highway System. A technical correction is needed to modify the project description for Project #3 (PPNO 8273). At the time of vote, a mitigation project was inadvertently split out when it was actually part of the voted amount. There is no change in the overall amount allocated for the project.** 2.9

This item was approved on the Consent Calendar.

END OF CONSENT CALENDAR ITEMS

GARVEE BOND MATTERS (#38-39)

- 38 . **Financial Allocation Amendment for Grant Anticipation Revenue Vehicle (GARVEE) Bonds: Eight STIP Projects totaling \$657,713,000. Resolution FG-03-03, Replacing Resolutions FG-03-01 and FG-03-03** 2.5b.(6)

Deputy Director David Brewer reviewed Items #38 and #39 and recommended the Commission approve both resolutions.

Commissioner McKenna moved to approve Resolutions for Items #38 and #39, as recommended by staff. Commissioner Lawrence seconded the motion, which carried 7-0 (Commissioner Torres was absent).

- 39 . **Approve GARVEE Bond Documents for 2004 Series A Issuance – Resolution FG-03-04** 4.6

See action taken under Item #38.

Project and Program Matters (#40)

- 40 . **STIP Amendment 02S-120 The Stanislaus Council of Governments (StanCOG) is requesting this amendment. StanCOG requests: 1) AB 3090 approval to replace \$1,415,000 of RIP funds in FY 2002-03 programmed for PS&E and R/W on Route 132 East Infill project (PPNO 9797) with local funds for later reimbursement (PPNO 9797B) in FY 2006-07; 2) change the implementing agency from the Department to StanCOG for all components of the project except the PA&ED phase; 3) replace \$140,000 of FY 2002-03 RIP R/W Support funds with local funds and move these RIP funds** 2.1a.(5)

Tab # / Time	Item Description
--------------	------------------

to FY 2004-05 Construction; and 4) move \$5,700,000 of RIP Construction funds and \$1,470,000 of RIP Construction Support from FY 2003-04 to FY 2004 05. (Noticed at the December 2003 Meeting.)

Deputy Director David Brewer recommended approval for the AB 3090 reimbursement STIP Amendment request from Stanislaus County. Gary Dickson, Executive Director for StanCOG, reassured the Commission that they indeed had adequate sources of local funding as collateral for the private loans they were receiving to finance the project on Route 132.

Commissioner Lindsey moved to approve STIP Amendment 02S-120, as recommended by staff. Commissioner Ghielmetti seconded the motion, which carried 7-0 (Commissioner Torres was absent).

Traffic Congestion Relief (TCR) Program Application Approvals/Amendments/Allocations (#41-45) 2.1c.

41 Deferred . Traffic Congestion Relief (TCR) Application Amendment Approval. Eleven application amendments, no new funding. 2.1c.(2)
 Resolution TAA-04-01, Amending Resolutions TA-00-01, TA-00-02, TA-02-04, TA-02-07, TAA-03-02, TAA-03-03, TAA-03-08, and TAA-03-10

-- Project #1.1 – BART to San Jose; extend BART from Fremont to Downtown San Jose in Santa Clara and Alameda Counties – Extension from Fremont to Warm Springs. Amend application to update project schedule, funding plan, and re-scope Phase 1 – ENV. Original TCR application approved under Resolution TA-02-05, as amended by Resolution TAA-03-03. The Santa Clara Valley Transportation Authority (VTA) and the San Francisco Bay Area Rapid Transit District are requesting this amendment. (Related item under 2.1c.(4).)

-- Project #1.2 – BART to San Jose; extend BART from Fremont to Downtown San Jose in Santa Clara and Alameda Counties – Extension from Warm Springs to downtown San Jose. Amend application to update project schedule and funding plan. Original TCR application approved under Resolution TA-02-04. The VTA is requesting this amendment. (Related item under 2.1c.(4).)

-- 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 TCR 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 TCR application approved under Resolution TA-02-06, as

Tab # / Time	Item Description
--------------	------------------

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.)

-- 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.)

-- 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 Resolution TA-00-02. The Department is requesting this amendment. (Related item under 2.6e.)

-- 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 Resolution TA-00-01. The Department is requesting this amendment. (Related item under 2.6e.)

-- Project #139.2 – Balboa Park BART Station; Phase I expansion – MUNI Project Improvements. Amend application to update project schedule. Original TCR application approved under Resolution TAA-02-02, as amended by Resolution TAA-03-02. The San Francisco Bay Area Rapid Transit District is requesting this amendment.

-- 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

Tab # / Time	Item Description
--------------	------------------

approved under Resolution TA-00-01, as amended by Resolution TAA-03-02. The SCRRA is requesting this amendment.
 (Related item under 2.6e.)

Deputy Director Robert Chung recommended all TCRP items (#41, 42, #43 and #45) be officially deferred due to the uncertainty in the Governor's Proposed Budget. Chair Balgenorth asked whether Ms. Mary Reichelt, who had written a right-of-way hardship letter that was included in the book item, was in the audience. Ross Chittenden, Caltrans, conveyed Ms. Reichelt's concern, stating she does plan to address the Commission when funds are available.

Commissioner Lindsey moved to defer the items, as recommended by staff. Commissioner McKenna seconded the motion, which carried 6-1. Commissioner Hallisey voted no. (Commissioner Torres was absent).

42 **Traffic Congestion Relief (TCR) Letter of No** **2.1c.(4)**
Deferred **Prejudice (Letter) Approvals. Six Letter requests**
 totaling \$568,735,000.
 Resolution TL-04-01

-- Project #1.1 -- \$10,000,000 for Phase 3 -- R/W, for BART to San Jose; extend BART from Fremont to Downtown San Jose in Santa Clara and Alameda Counties -- Extension from Fremont to Warm Springs.
 Applicant Agency: Santa Clara Valley Transportation Authority (VTA). (Related item under 2.1c.(2).)

-- Project #1.2 -- \$214,409,000 for Phases 2 -- PS&E and 3 -- R/W, for BART to San Jose; extend BART from Fremont to Downtown San Jose in Santa Clara and Alameda Counties -- Extension from Warm Springs to downtown San Jose.
 Applicant Agency: VTA. (Related item under 2.1c.(2).)

-- Project #2 -- \$35,000,000 for Phase 3 -- R/W, for Fremont-South Bay Commuter Rail; acquire rail line and start commuter rail service between Fremont and San Jose in Santa Clara/Alameda Counties.
 Applicant Agency: VTA

-- Project #36 -- \$182,900,000 for Phase 4 -- CON, 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 under 2.1c.(2).)

-- Project #44 -- \$2,726,000 for Phase 4 -- CON, 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 under 2.1c.(2).)

-- Project #70.2 -- \$123,700,000 for Phases 2 -- PS&E and 4 -- CON, for Route 22; add HOV lanes on Garden Grove

Tab # / Time	Item Description
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**Freeway, Route I-405 to Route 55 in Orange County.
Applicant Agency: Orange County Transportation Authority**

Deputy Director Robert Chung recommended the Commission defer approval of Item #42 due to the uncertainty in the Governor's Proposed Budget.

Commissioner Lindsey moved to defer, as recommended by staff. Commissioner McKenna seconded the motion, which carried 6-1. Commissioner Hallisey voted no. (Commissioner Torres was absent).

43 **· Traffic Congestion Relief (TCR) Application Amendment** 2.1c.(5)
Deferred **Approval. Three application amendments, including one amendment to deprogram (\$2,078,000) of TCR funds, per Resolution G-03-14, TCR Program Policy for Managing Cash Between TCR Projects. Resolution TAA-04-02, Amending Resolutions TA-01-07, TA-01-09 and TAA-03-02**

– **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 – ENV. Original TCR application approved under Resolution TA 01-07. The Department is requesting this change. (Related item under 2.6e.)**

– **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.**

– **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.)**

Deputy Director Robert Chung recommended the Commission defer approval of Item #43 due to the uncertainty in the Governor's Proposed Budget.

Commissioner Lawrence moved to defer as recommended by staff. Vice Chair Tavaglione seconded the motion, which carried 6-1. Commissioner Hallisey voted no. (Commissioner Torres was absent).

44 ~~**· Traffic Congestion Relief (TCR) Application Amendment**~~ 2.1c.(6)
Withdrawn ~~**Approval. Four application amendments to deprogram a**~~

Tab # / Time	Item Description
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~~net of (\$5,468,000) in TCR funds per Resolution G-03-14, TCR Program Policy for Managing Cash Between TCR Projects.~~

~~Resolution TAA-04-03, 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 -- PS&E. Original TCR application approved under Resolution TA-00-01. The Department is requesting this amendment. (Related item under 2.6e.)~~

~~-- 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 under 2.6e.)~~

~~-- 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 -- CON, 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 item under 2.6e.)~~

~~-- 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 under 2.6e.)~~

Mr. Chung stated that this item was withdrawn by Department prior to the Commission meeting.

45 Deferred Traffic Congestion Relief (TCR) Project Allocation Amendment Approval. Eight allocation amendments, including one allocation amendment with a total 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-04-01, Amending Resolutions TFP-00-02, TFP-02-03 and TFP-03-01 2.6e.

- Project #1.1 -- BART to San Jose; extend BART from Fremont to Downtown San Jose in Santa Clara and Alameda Counties -- Extension from Fremont to Warm Springs. Redistribute \$10,000,000 from Phase 2 -- PS&E to Phase 3 -- R/W. Project phase(s) originally allocated under Resolution TFP-02-03.

Tab # / Time	Item Description
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■
Implementing Agency: San Francisco Bay Area Rapid Transit District. (Related item under 2.1c.(2).)

– **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. Redistribute \$47,000 from Phase 1 – ENV to Phase 3 – R/W and redistribute \$600,000 from Phase 2 –PS&E to Phase 3 – R/W. 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 – 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 – CON for allocation to TCRP Sub-project #87.2. Project phase(s) originally allocated under delegated authority.**

**Implementing Agency: 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 – R/W from TCRP Sub-project #87.1. Redistribute \$210,000 of TCR funds from Phase 1 – ENV to Phase 3 – R/W. 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).)**

– **(\$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 – ENV to be made available for allocation to TCRP Sub-project #97.2. Project phase(s) originally allocated under delegated authority.**

**Implementing Agency: Department
 (Related item under 2.1c.(5).)**

– **\$550,000 – Project #97.2 – Operational improvements on Shaw Avenue, Chestnut Avenue, Willow Avenue, and Barstow Avenue near California State University at Fresno**

Tab # / Time	Item Description
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in Fresno County – Operational improvements in City of Fresno. Allocate a total of \$550,000 for Phase 3 – R/W from TCRP Project #94.
 Implementing Agency: City of Fresno
 (Related item under 2.1c.(5).)

~~– (\$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 – ENV. 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: 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 – CON from TCRP Project #50. Redistribute \$500,000 from Phase 2 – PS&E to Phase 4 – CON, and redistribute \$790,000 from Phase 3 – R/W to Phase 4 – CON. Project phase(s) 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 TCRP Project #50. Implementing Agency: Department (Related item under 2.1c.(6).)~~

Deputy Director Robert Chung recommended deferring Item #45 due to the uncertainty in the Governor's Proposed Budget. Mr. Chung also noted that with Item #44 was withdrawn from the agenda, TCRP projects #50, #41.1, #51 and #52 were also withdrawn under Item #45.

Commissioner Lindsey moved to defer on Item #45, as recommended by staff. Commissioner McKenna seconded the motion, which carried 6-1. Commissioner Hallisey voted no (Commissioner Torres was absent).

Highway Right of Way Matters (#46)

2.4

46 . One Resolution of Necessity – Appearance
 Key Lease Corporation
 01-Lak-29-PM 27.68
 Resolution C-18880

2.4a.

Tab # / Time	Item Description
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- 49 . **Financial Allocation for Five Minor Projects totaling \$2,065,000.** 2.5a.(1)
~~Resolution FP-03-___~~

Deputy Director Stephen Maller recommended items #49, #50 and #51 be moved to the pending allocation list.

Commissioner Lawrence moved to approve the staff recommendation. Commissioner McKenna seconded the motion, which carried 7-0 (Commissioner Torres was absent).

- 50 . **Financial Allocation for Six Minor Projects not on the proposed FY 2003-04 SHOPP Allocation Plan totaling \$2,882,000 plus \$122,000 from other sources.** 2.5a.(1.1)

Refer to Item Item #49 for action.

- 51 . **Financial Allocation for Four Minor SHOPP Projects totaling \$1,853,000.** 2.5a.(2)
~~Resolution FP-03-___~~

Refer to Item Item #49 for action.

- 52 . **Financial Allocation for Five Minor SHOPP Safety Projects totaling \$1,730,000 plus \$82,000 from other sources.** 2.5a.(3)
Resolution FP-03-20_

This item was added to the consent calendar and approved on the consent calendar.

- 53 . **Financial Allocation for Five SHOPP Projects on the proposed FY 2003-04 SHOPP Allocation Plan totaling \$17,544,000.** 2.5b.(2)
Resolution FP-03-22

Deputy Director Stephen Maller recommended the Commission allocate Project #6 under Item #53 and Project #2 under Item #54 and move all the other projects to the Pending Allocation List.

Commissioner Lawrence moved to approve the staff recommendation. Commissioner McKenna seconded the motion, which carried 7-0 (Commissioner Torres was absent).

- 54 . **Financial Allocation for Two SHOPP Projects Amended into the SHOPP by Departmental action totaling \$2,290,000.** 2.5b.(3)
Resolution FP-03-23

Refer to Item #53 for action.

- 55 . **Financial Allocation for Two STIP Projects on the State Highway System totaling \$82,820,000.** 2.5b.(1)
~~Resolution FP-03-___~~

Deputy Director Stephen Maller recommended moving all the Projects under Item #55, #56 and #57 to the Pending Allocation List.

Tab # / Time	Item Description
-----------------	------------------

Vice Chair Tavaglione moved to approve the staff recommendation. Commissioner Lawrence seconded the motion, which carried 7-0 (Commissioner Torres was absent).

- 56 . **Financial Allocation for One Locally Administered STIP Project On the State Highway for \$6,322,000.** 2.5b.(5)
~~Resolution FP-03-___~~

Refer to Item #Item 55 for action.

- 57 . **Financial Allocation for Three Local Assistance STIP Projects off the State Highway System totaling \$6,443,000 plus \$7,541,000 from other sources.** 2.5c.(1)
~~Resolution FP-03-___~~

Refer to Item #Item 55 for action.

- 58 . **Financial Allocation for One Local Assistance STIP Project for Planning, Programming and Monitoring totaling \$253,000.** 2.5c.(8)
~~Resolution FP-03-___~~

Refer to Item #Item 55 for action.

- 59 . **Highway/Rail and Transit Pending Allocations – 418 project allocations totaling \$671,279,000.** 4.3a.
Resolution FP 03-26

Deputy Director Stephen Maller recommended that 46 SHOPP projects totaling \$95,083,000 be allocated off the Pending Allocation List that includes the 45 projects worth \$94,583,000 identified in the book item by the Department and an additional \$500,000 for project #57 on page 20 of the book item identified by Mr. Maller at the meeting, and that all the other projects remain on the Pending Allocation List.

Commissioner McKenna moved to approve allocations, as recommended by staff. Commissioner Ghielmetti seconded the motion, which carried 7-0 (Commissioner Torres was absent).

- 60 . **Financial Allocation for Supplemental Funds for Previously Voted Projects. Three Projects totaling \$8,086,000.** 2.5e.
Resolution FA-03-05

- 07-LA-101 – SHOPP Project in Los Angeles County. Current allocation is \$3,900,000. This request for \$1,580,000 to award the construction contract results in an increase of 41% over the allocated amount.
- 07-LA-110 – SHOPP Minor A Project in Los Angeles County. Original vote is \$300,000. Award amount is \$330,000. Current allocation is \$440,000. This request for \$405,000 to close out the construction contract results in an increase of 182% over the allocated amount.
- 11-Imp-7 – STIP Project in Imperial County. Current allocation is \$23,420,000. This request for \$6,101,000 to award the construction contract results in an increase of 26% over the allocated amount.

Tab # / Time	Item Description
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Jim Nicholas, Caltrans, reviewed the three projects (LA-110, LA-101, Imp-7) under Item #60 and requested the Commission allocate \$8 million in supplemental funds to the projects. The Commission expressed concern with the \$6.1 million supplemental for the Imperial Route 7 project. Mr. Nicholas explained that although the engineer's estimate included higher unit costs because of the remote project location, the contractor bids on some items came in much higher than expected. The Department also confirmed that based on the current cash forecast, there is enough cash available to pay for the supplemental request. Deputy Director Stephen Maller recommended the Commission approve the supplemental funds request. Robert Ham, County of Imperial, stressed the importance of the Route 7 project.

Commissioner Lawrence moved to approve the supplemental allocation. Vice Chair Tavaglione seconded the motion, which carried 7-0 (Commissioner Torres was absent).

- 61** . **Financial Allocation for 19 Local Assistance 2.5c.(3)**
Environmental Enhancement and Mitigation (EEM)
Projects totaling \$5,000,000 plus \$35,646,262 from other
sources.
Resolution FP-03-25

Assistant Deputy Director, Kathie Jacobs, reported the 19 Environmental Enhancement and Mitigation (EEM) projects are ready to proceed and recommended the Commission approve the allocation of \$5 million based on the current appropriation authority.

Commissioner McKenna moved to approve all 19 EEM allocations, as recommended by staff. Vice Chair Tavaglione seconded the motion, which carried 7-0 (Commissioner Torres was absent).

- 62** . **Request for Waiver of Assembly Bill 1012 Use It or Lose 4.9**
It Provisions for Regional Agency Apportioned Federal
Funds for four agencies totaling \$836,194.
Waiver-03-34

Deputy Director Stephen Maller reviewed Items #62-66 and recommended approval.

Commissioner McKenna moved to approve the staff recommendation. Vice Chair Tavaglione seconded the motion, which carried 7-0 (Commissioner Torres was absent).

- 63** . **Request to Extend the Period of Project Allocation for 2.8a.**
One local STIP project in Siskiyou County for \$68,000.
Waiver-03-30

See action taken under Item #62.

- 64** . **Request to Extend the Period of Contract Award for 2.8b.**
Two local STIP projects in Sierra County totaling
\$146,000.
Waiver-03-31

See action taken under Item #62.

- 65** . **Request to Extend the Period of Project Completion for 2.8c.**
Two local STIP projects in the City of Carson and in
Orange County totaling \$13,647,000.
Waiver-03-32

See action taken under Item #62.

STATUS ACTION ITEMS
From
January 22, 2004 Commission Meeting

- 8 (3.1) Bob Garcia – Review past project expenditures to see what has been charged to the Public Transit Account and report back to the Commission. *(February Agenda Item)*
- **This will be discussed under February Tab #7 (Agenda Item 3.1).**
- 9 (3.5) John Ferrera (BT&H Agency) – Ask Secretary McPeak to present to the Department of Finance and the Administration the Commission’s view that transportation special funds not be singled out to meet debt service requirements of the General Fund.
- **This will be done.**
- 12 (1.9) Peter DeHaan/Celia McAdam (RTPA Moderator/Vice Moderator) – Return at the February CTC meeting regarding possible action on Planning, Programming and Monitoring funding. *(February Agenda Item)*
- **This will be discussed under February Tabs # 67-71 (Agenda Items 2.5c.(8), 2.5c.(10), 4.3a., 2.1b.(3), and 2.5h).**
- 68 (4.4) Chuck Crosby – Meet with Commission staff and return at the February CTC meeting with a modified report on the FY 2003-04 Asset Management Business Plan addressing the Commission’s concerns regarding the proposed plan and its relationship to the adopted Fund Estimate. *(February Agenda Item)*
- **This will be discussed under February Tab #74 (Agenda Item 4.4).**