

# Memorandum

To: CHAIR AND COMMISSIONERS  
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: May 7, 2013

Reference No.: 2.8b.(5)  
Action Item

From: NORMA ORTEGA  
Chief Financial Officer

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Mass Transportation

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR LOCALLY ADMINISTERED PROPOSITION 1A HIGH-SPEED PASSENGER TRAIN BOND (URBAN/COMMUTER) PROJECTS, PER HSPTBP GUIDELINES WAIVER 13-16**

## **RECOMMENDATION:**

The California Department of Transportation (Department) recommends the California Transportation Commission (Commission) extend the period of contract award for the time periods identified for each project on the attached document.

## **ISSUE:**

The Commission allocated a total of \$68,829,000 in Proposition 1A funds for the contract award phases of the two locally-administered transit projects identified on the attachment. The responsible agencies have been unable to award contracts by the deadlines. The attachment describes the details of the projects and the explanations for the delays.

## **BACKGROUND:**

In February 2010, the Commission adopted HSPTB Guidelines (Resolution HST1A-G-0910-01) which require the agency implementing a project to request a time extension if the project will not be awarded within six months of the allocation.

**Time Extension/Waiver – Contract Award  
Rail/Transit Projects**

<b>Project #</b>	<b>Applicant County PPNO Project Description Reason for Project Delay</b>	<b>Extension Amount Phase</b>	<b>Allocation Date Resolution Number Number of Months Requested Extended Deadline CT Recommendation</b>
1	San Joaquin Regional Rail Commission San Joaquin County PPNO: N/A ACE Stockton Passenger Track Extension	\$10,974,000 CONST	October 24, 2012 HST1A-A-1213-03 20 months 01/31/15 Support
<p>The San Joaquin Regional Rail Commission (SJRRRC) is requesting a 20-month extension to the period of contract award for the ACE Stockton Passenger Track Extension project. The implementation of this project will be completed in two phases in order to compartmentalize deliverables. The SJRRRC has reported that of the \$10,974,000 previously allocated, \$359,250 has been awarded for work to be performed under Phase I. Contract award for the remaining balance has been delayed due to ongoing negotiations with the Union Pacific Railroad Company (UPRR) and four of the major telecommunications carriers, to determine if a fiber optic line will require relocating and to evaluate the associated costs of relocation. The SJRRRC is also negotiating with the UPRR to coordinate engineering for the Phase II elements of this project. Extending the contract award deadline for the \$10,614,750 non-awarded balance will allow for negotiations to proceed while continued progress is being made under Phase I.</p> <p>A 20-month extension for the period of contract award is being requested to extend the deadline to January 31, 2015.</p>			
2	San Diego Association of Governments San Diego County PPNO: N/A Blue Line Light Rail Improvements	\$57,855,000 CONST	August 22, 2012 HST1A-A-1213-01 4 months 06/30/13 Support
<p>The San Diego Association of Governments (SANDAG) is requesting a four-month extension for the period of contract award for the Blue Line Light Rail Improvements project. Award of contract has been delayed due to a last minute protest from one of the initial bidders. SANDAG's bid protest policy states that an independent review committee shall be formed to review and decide whether the protest claim has any validity. The protestor can also reject the committee's decision and ask for reconsideration from SANDAG's Executive Director for a final resolution. This process can take up to four months to complete before a third party contract can be awarded.</p> <p>A four-month extension for the period of contract award is being requested to extend the deadline to June 30, 2013.</p>			