

## MEMORANDUM

To: CHAIR AND COMMISSIONERS  
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: March 25, 2020

From: STEVEN KECK, Chief Financial Officer

Reference Number: 2.8d.(1), Action Item

Prepared By: Rihui Zhang, Chief  
Division of Local Assistance

Subject: **REQUEST TO EXTEND THE PERIOD OF PROJECT DEVELOPMENT  
EXPENDITURES FOR ACTIVE TRANSPORTATION PROJECTS, PER ATP  
GUIDELINES  
WAIVER 20-15**

### **ISSUE:**

Should the California Transportation Commission (Commission) extend the period of project development expenditure for five projects, programmed in the Active Transportation Program (ATP), for the time period identified in the attachment?

### **RECOMMENDATION:**

The California Department of Transportation recommends the Commission extend the period of project development expenditure for five projects, programmed in the ATP, for the time period identified in the attachment.

### **BACKGROUND:**

The Commission allocated \$3,682,000 for five projects as identified on the attachment. The responsible agencies have been unable to complete the phases within the expenditure periods. The attachment describes the details of the projects and the explanation for the delay. The agencies request an extension, and their respective planning agencies concur.

Current ATP Guidelines, adopted by the Commission, stipulate that funds programmed for all components of local grant projects are available for expenditure only until the end of the second fiscal year following the year of allocation. The Commission may approve a waiver to the "timely use of funds" deadline, one-time only, for up to 12 months.

Attachments

**Time Extension/Waiver – Project Development Expenditures Deadline  
Active Transportation Program**

Project Number: 1  
Applicant: City of Oakland  
County: Alameda  
District: 4  
PPNO: 2308  
Allocated Amount: \$800,000  
Remaining Balance: \$704,981  
Phase: Plans, Specifications & Estimates  
Allocation Date: 06/28/2018  
Allocation Resolution Number: FATP-1718-19  
Number of Months Requested: 8 Months  
Extended Deadline: 02/28/2021  
Department Recommendation: Support

**Fruitvale Alive Gap Closure Project**

The City of Oakland (City) is requesting an eight-month time extension to the Plans, Specifications, and Estimates (PS&E) phase for the Fruitvale Alive Gap Closure Project. The City experienced unforeseen delays during the design phase of the project.

The focus of the project is to install raised cycle tracks, widen sidewalks, improve pedestrian crossings, add pedestrian scale lighting, landscape buffers, and remove conflicting vehicular through and right turn slip lanes. The City had expected to complete the permits acquisition by January 2019, however, coordination with the Union Pacific Railroad (UPRR) is taking longer than originally anticipated. There are several at-grade UPRR crossings within the project area that are either conforming to a railroad crossing or crossing the railroad. Additional time is needed to coordinate design with UPRR, apply for encroachment permits, and create maintenance agreements which require action from the Oakland City Council. The City is requesting an extension to coordinate with the agencies involved and to conform to all the necessary requirements to secure the permits before construction begins. This project has a concurrent time extension request for its Right of Way expenditure on this month's Commission agenda.

Therefore, the City is requesting an eight-month expenditure extension for PS&E from June 30, 2020, to February 28, 2021.

Project Number: 2  
Applicant: City of Oakland  
County: Alameda  
District: 4  
PPNO: 2308  
Allocated Amount: \$50,000  
Remaining Balance: \$46,999  
Phase: Right of Way  
Allocation Date: 06/28/2018  
Allocation Resolution Number: FATP-1718-19  
Number of Months Requested: 8 Months  
Extended Deadline: 02/28/2021  
Department Recommendation: Support

### **Fruitvale Alive Gap Closure Project**

The City of Oakland (City) is requesting an eight-month time extension to the Right of Way (RW) phase for the Fruitvale Alive Gap Closure Project. The City experienced unforeseen delays during the design phase of the project.

The focus of the project is to install raised cycle tracks, widen sidewalks, improve pedestrian crossings, add pedestrian scale lighting, landscape buffers, and remove conflicting vehicular through and right turn slip lanes. The City had expected to complete permits acquisition by January 2019, however, coordination with the Union Pacific Railroad (UPRR) is taking longer than originally anticipated. There are several at-grade UPRR crossings within the project area that are either conforming to a railroad crossing or crossing the railroad. Additional time is needed to coordinate design with UPRR, apply for encroachment permits, and create maintenance agreements which require action from the Oakland City Council. The City is requesting an extension to coordinate with the agencies involved and to conform to all the necessary requirements to secure the permits before construction begins. This project has a concurrent time extension request for its Plans, Specifications, and Estimates expenditure on this month's Commission agenda.

Therefore, the City is requesting an eight-month expenditure extension for RW from June 30, 2020, to February 28, 2021.

Project Number: 3  
Applicant: City of Los Angeles  
County: Los Angeles  
District: 7  
PPNO: 5286  
Allocated Amount: \$2,550,000  
Remaining Balance: \$918,531  
Phase: Plans, Specifications & Estimates  
Allocation Date: 08/17/2017  
Allocation Resolution Number: FATP-1718-03  
Number of Months Requested: 12 Months  
Extended Deadline: 06/30/2021  
Department Recommendation: Support

### **DTLA Arts District Pedestrian and Cyclist Safety Project**

The City of Los Angeles (City) is requesting a 12-month time extension to the project development expenditure period for the Plans, Specifications & Estimates (PS&E) phase for the DTLA Arts District Pedestrian and Cyclist Safety Project (DTLA). The City experienced unforeseen delays during the design of the project.

The focus of the project is to implement pedestrian and cyclist improvements within the Arts Districts. During the design process a conflict was discovered with a competing project within the DTLA project limits. The City is required to construct a low flow diversion (LFD) in response to the Los Angeles Regional Water Quality Control Board mandate to reduce dry weather pollutant flows to the adjacent Los Angeles River. The LFD construction requires large excavations through the DTLA project area and would damage all improvements if installed after completion of this project. Therefore, to avoid duplicate work and minimize conflicts the City is requesting a time extension to allow the City to revise the bid package and adjust the construction schedule to coordinate with the LFD project.

Therefore, the City is requesting a 12-month expenditure extension for PS&E from June 30, 2020, to June 30, 2021.

Project Number: 4  
Applicant: County of Riverside  
County: Riverside  
District: 8  
PPNO: 1220  
Allocated Amount: \$122,000  
Remaining Balance: \$0  
Phase: Plans, Specifications & Estimates  
Allocation Date: 05/17/2018  
Allocation Resolution Number: FATP-1718-16  
Number of Months Requested: 7 Months  
Extended Deadline: 01/31/2021  
Department Recommendation: Support

### **Cabazon Safe Routes to School Sidewalk Safety Improvements**

The County of Riverside (County) is requesting a seven-month time extension to the project development expenditure period for the Plans, Specifications & Estimates (PS&E) phase for the Cabazon Safe Routes to School Sidewalk Safety Improvements project. The County experienced unforeseen delays during the design of the project.

The focus of the project is to construct and install concrete sidewalk, curb and gutter, widening improvements, ADA-compliant curb ramps and driveway aprons along the project area. The project requires significant utility coordination that was not anticipated during the initial scope. There are 13 properties requiring Right of Way (RW) and/or a temporary easement; including a parcel owned by the Morongo Band of Mission Indians (Tribe). The coordination and negotiations between the Department, the Tribe and the Bureau of Indian Affairs (BIA) is taking longer than originally anticipated. This has delayed the RW phase of the project. Finalizations of PS&E will occur once property owners agree with the design and compensation. This project has a concurrent time extension request for its RW expenditure on this month's Commission agenda.

Therefore, the County is requesting a seven-month expenditure extension for PS&E from June 30, 2020, to January 31, 2021.

Project Number: 5  
Applicant: County of Riverside  
County: Riverside  
District: 8  
PPNO: 1220  
Allocated Amount: \$160,000  
Remaining Balance: \$1,178  
Phase: Right of Way  
Allocation Date: 05/17/2018  
Allocation Resolution Number: FATP-1718-16  
Number of Months Requested: 7 Months  
Extended Deadline: 06/30/2021  
Department Recommendation: Support

### **Cabazon Safe Routes to School Sidewalk Safety Improvements**

The County of Riverside (County) is requesting a seven-month time extension to the project development expenditure period for the Right of Way (RW) phase for Cabazon Safe Routes to School Sidewalk Safety Improvements project. The County experienced unforeseen delays during the design phase of the project.

The focus of the project is to construct and install concrete sidewalk, curb and gutter, widening improvements, ADA-compliant curb ramps and driveway aprons along the project area. The project requires significant utility coordination that was not anticipated during the initial scope. There are 13 properties requiring RW and/or a temporary easement, including a parcel owned by the Morongo Band of Mission Indians (Tribe). The coordination and negotiations between the Department, the Tribe and the Bureau of Indian Affairs (BIA) is taking longer than originally anticipated. This has delayed the (RW) phase of the project. The County is requesting an extension to allow the time needed to coordinate with the agencies involved. This project has a concurrent time extension request for its Plans, Specifications, and Estimates expenditure on this month's Commission agenda.

Therefore, the County is requesting a seven-month expenditure extension for RW from June 30, 2020, to June 30, 2021.