

## MEMORANDUM

To: CHAIR AND COMMISSIONERS  
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: June 24-25, 2020

From: STEVEN KECK, Chief Financial Officer

Reference Number: 2.8d.(4) Action Item

Prepared By: Dee Lam, Chief (Acting)  
Division of Local Assistance

Subject: **REQUEST TO EXTEND THE PERIOD OF PROJECT DEVELOPMENT  
EXPENDITURES FOR ACTIVE TRANSPORTATION PROJECTS, PER ATP  
GUIDELINES  
WAIVER 20-47**

### **ISSUE:**

Should the California Transportation Commission (Commission) extend the period of project development expenditure for eight 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 eight projects, programmed in the ATP, for the time period identified in the attachment.

### **BACKGROUND:**

The Commission allocated \$4,037,000 for eight projects as identified on the attachment. The responsible agencies have been unable to complete the phases within the expenditure periods.

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: Mendocino Council of Governments  
County: Mendocino  
District: 1  
PPNO: 4632  
Allocated Amount: \$94,000  
Remaining Balance: \$91,539  
Phase: Right of Way  
Allocation Date: 06/28/2018  
Allocation Resolution Number: FATP-1718-19  
Number of Months Requested: 20 Months  
Extended Deadline: 02/28/2022  
Department Recommendation: Support

**State Route 162 Corridor Multi - Purpose Trail - Phase II project**

The Mendocino Council of Governments (MCOG) is requesting a 20-month project development expenditure extension for the Right of Way (RW) phase of the State Route 162 Corridor Multi - Purpose Trail - Phase II project. MCOG experienced unforeseen delays during the RW phase.

The project proposes to construct a multi-use Class I trail within the community of Covelo along the State Route 162 Corridor. This project will be constructed within the Department's RW and will be maintained by the Department. Since MCOG is a planning agency and does not implement construction projects or own RW, all necessary right-of-way acquisitions need to be in the Department's name. The MCOG and the Department have been working on an agreement to allow RW to proceed in this manner, but the process has been slow due to necessary legal review. MCOG will have RW certifications completed prior to the already extended construction allocation. However, it will have residual RW activities through and after construction. Since the project is on State RW, the Department will become the owner of the constructed trail and requires post-construction RW and survey work to complete the final Control and Monument Record of Survey, filing Record of Survey with Mendocino County and completion of final Record Maps for the Department. MCOG submitted RW documents to the Department and received modifications to be changed. In addition, due to the COVID-19 pandemic, most staff from both agencies have been working from home, further slowing negotiations on this matter. This project is directly related to the Installation of a Class I Trail on and Perpendicular to SR 162 project (PPNO 4634) and is also seeking a concurrent time extension for expenditure on this month's Commission agenda. The MCOG is unable to proceed with acquisition until this matter is resolved.

Therefore, the MCOG is requesting a 20-month expenditure extension for RW from June 30, 2020 to February 2022.

Project Number: 2  
Applicant: Mendocino Council of Governments  
County: Mendocino  
District: 1  
PPNO: 4634  
Allocated Amount: \$119,000  
Remaining Balance: \$113,674  
Phase: Right of Way  
Allocation Date: 06/28/2018  
Allocation Resolution Number: FATP-1718-19  
Number of Months Requested: 20 Months  
Extended Deadline: 02/28/2022  
Department Recommendation: Support

### **Installation of a Class I Trail on and perpendicular to SR 162 Project**

The Mendocino Council of Governments (MCOG) is requesting a 20-month project development expenditure extension for the Right of Way (RW) phase of the Installation of a Class I Trail on and perpendicular to SR 162 Project. The City experienced unforeseen delays during the RW phase of the project.

The project proposes to construct a multi-use Class I trail within the community of Covelo along the State Route 162 Corridor. This project will be constructed within the Department's RW and will be maintained by the Department. Since MCOG is a planning agency and does not implement construction projects or own RW, all necessary right-of-way acquisitions need to be in the Department's name. The MCOG and the Department have been working on an agreement to allow RW to proceed in this manner, but the process has been slow due to necessary legal review. MCOG submitted right-of-way documents to the Department and received modifications to be changed. MCOG will have RW certifications completed prior to the already extended construction allocation. However, it will have residual RW activities through and after construction. Since the project is on State RW, the Department will become the owner of the constructed trail and requires post-construction RW and survey work to complete the final Control and Monument Record of Survey, filing Record of Survey with Mendocino County and completion of final Record Maps for the Department. In addition, due to the COVID-19 pandemic, most staff from both agencies have been working from home, further slowing negotiations on this matter. This project is directly related to the State Route 162 Corridor Multi-Purpose Trail – Phase II project (PPNO 4632) and is also seeking a concurrent time extension for expenditure on this month's Commission agenda. The MCOG is unable to proceed with RW acquisition until this matter is resolved.

Therefore, the MCOG is requesting a 20-month expenditure extension for RW from June 30, 2020, to February 28, 2022.

Project Number: 3  
Applicant: City of Los Angeles  
County: Los Angeles  
District: 7  
PPNO: 5105  
Allocated Amount: \$222,000  
Remaining Balance: \$130,000  
Phase: Plans, Specifications, & Estimates  
Allocation Date: 08/17/2017  
Allocation Resolution Number: FATP-1718-01  
Number of Months Requested: 6 Months  
Extended Deadline: 12/31/2020  
Department Recommendation: Support

### **Pedestrian and Bicycle Neighborhood Intersection Enhancements project**

The City of Los Angeles (City) is requesting a six-month project development expenditure extension for the Plans, Specifications, and Estimates (PS&E) phase of the Pedestrian and Bicycle Neighborhood Intersection Enhancements project. The City experienced unforeseen delays during the design phase of the project.

The City received their PS&E allocation in August 2017 and proceeded with the design. The project proposes to construct pedestrian and bicycle neighborhood intersection enhancements at four locations identified in the City's Mobility Plan and to provide outreach and education. The project has reached the 90 percent design milestone and the project team is working to initiate final public outreach. However, due to COVID-19 and the social distancing order, the project team is unable to organize in-person meetings and pop-up demonstrations to inform and educate the neighboring communities about the proposed project measures. With potential negative perceptions associated with mini-roundabouts such as user unfamiliarity, parking loss, and stop sign removals, community acceptance is essential to the long term success of the project. The City is requesting an extension to conduct final public engagement to complete design and request the CON allocation by December 31, 2020.

Therefore, the City is requesting a six-month expenditure extension for PS&E from June 30, 2020 to December 31, 2020.

Project Number: 4  
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 project development expenditure extension for the project development expenditure period of 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 City reviewed the PS&E allocation in August 2017 and proceeded with the design. The project proposes 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. The LFD has a construction completion date of February 2022. The City is requesting a time extension to allow the City to revise the bid package and adjust the construction schedule to minimize conflicts 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: 5  
Applicant: City of Los Angeles  
County: Los Angeles  
District: 7  
PPNO: 5332  
Allocated Amount: \$325,000  
Remaining Balance: \$325,000  
Phase: Plans, Specifications & Estimates  
Allocation Date: 06/28/2018  
Allocation Resolution Number: FATP-1718-19  
Number of Months Requested: 9 Months  
Extended Deadline: 03/31/2021  
Department Recommendation: Support

### **Jefferson Boulevard Complete Street Project**

The City of Los Angeles (City) is requesting a nine-month project development expenditure extension to the Plans, Specifications & Estimates (PS&E) phase for the Jefferson Boulevard Complete Street Project. The City experienced unforeseen delays during the design phase.

The City received the PS&E allocation in July 2018. The project proposes to add bicycle facilities, curb extensions, pedestrian refuge areas, path improvements, lighting and shade trees to increase pedestrian and bicycle accessibility and safety. The City experienced unforeseen delays during the design phase due to developer activities within the project limits. The developer is planning to construct a large apartment complex located in the middle of the project limits. The developer was unable to provide schedule and scope of the improvements until nearing final design. Once the City received the information, it was determined that the City project required redesign at that location. Additional issues regarding new bump out designs and unforeseen newly planted trees in various locations throughout the project had additional ramifications on affected project elements. The City requires additional time to complete the design. The delay to PS&E completion is also delaying the start of subsequent phases to July 2021.

Therefore, the City is requesting a nine-month expenditure extension for PS&E from June 30, 2020 to March 31, 2021.

Project Number: 6  
Applicant: City of Paramount  
County: Los Angeles  
District: 7  
PPNO: 5333  
Allocated Amount: \$345,000  
Remaining Balance: \$345,000  
Phase: Plans, Specifications & Estimates  
Allocation Date: 05/17/2018  
Allocation Resolution Number: FATP-1718-16  
Number of Months Requested: 8 Months  
Extended Deadline: 02/28/2021  
Department Recommendation: Support

### **West Santa Ana Branch Bikeway Phase 2 project**

The City of Los Angeles (City) is requesting an eight-month project development expenditure extension for the Plans, Specifications & Estimates (PS&E) phase of the West Santa Ana Branch Bikeway Phase 2 Project. The City experienced unforeseen delays during the design phase.

The project received the PS&E allocation in May 2018. The project proposes to design and construct a multi-use, active transportation Class I Bikeway. The City has experienced a delay in starting the design due to the concurrent development of the ECO RAPID Light Rail on the West Santa Ana Branch (ECO RAPID) project which was to share the same Metro right-of-way. The City had to wait for the completion of a Metro study of the preliminary ECO RAPID alignments before they could begin the environmental process. The City anticipated the bike and pedestrian paths would be able to co-exist with the proposed ECO RAPID line. However, in November 2018, the City was informed by ECO RAPID that design changes made to the elevated ECO RAPID line will prohibit the ability to utilize the rail right-of-way for the bike and pedestrian path. The preliminary ECO RAPID concept plan required additional space for the elevated rail line and did not provide sufficient RW width for the bike and pedestrian path to fit. The City investigated the placement of the bike and pedestrian path in the City of Los Angeles' Department of Water and Power (LADWP) RW, which runs parallel to the Metro RW. The City had also experienced unanticipated complications with the railroad and a refinery that borders the METRO right-of-way to the north. The City had been in contact with Department Headquarters regarding the RW issue. The City released a Request for Proposals (RFP) for design in November 2018 and received one proposal in January 2019 to prepare the PS&E package. The sole bid received was higher than the City's cost estimate. Due to the unforeseen changes from ECO RAPID, the RW conflict needed to be resolved before the City could re-advertised the RFP and start design. The Commission approved a 20-month time extension for allocation of construction (CON) on May 16, 2019. The City resolved the RW conflict, re-advertised for bids, and awarded the PS&E contract on March 17, 2020. The City needs additional time to complete design and request their CON allocation.

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

Project Number: 7  
Applicant: City of Glendora  
County: Los Angeles  
District: 7  
PPNO: 5452  
Allocated Amount: \$100,000  
Remaining Balance: \$100,000  
Phase: Project Approval and Environmental Documents  
Allocation Date: 06/28/2018  
Allocation Resolution Number: FATP-1718-19  
Number of Months Requested: 12 Months  
Extended Deadline: 06/30/21  
Department Recommendation: Support

### **Glendora Urban Trail and Greenway Network Project**

The City of Los Angeles (City) is requesting a 12-month project development expenditure extension for the Project Approval and Environmental Documents (PA&ED) phase of the Glendora Urban Trail and Greenway Network Project. The City experienced unforeseen delays during the planning phase.

The City received their PA&ED allocation in June 2018. The project proposes to create an 11.3-mile bike and pedestrian network of trails along three flood control channels. As this project progressed, discrepancies arose between the original application and what is feasible to construct. As a result, the City will need additional time to complete public outreach and scoping meetings, identify and secure new funding sources, and revalidate NEPA analysis. Once PA&ED is completed, the City will need to develop current designs as well as any additional design work needed to address any required mitigation. In addition, with the unprecedented impacts of the COVID-19 pandemic, the City has had to divert resources and personnel to address this issue. As a result, necessary public outreach, field work, and technical work has been delayed or deferred. This extension request would allow the City to complete these issues when public health and safety permit.

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



Project Number: 8  
Applicant: County of Riverside  
County: Riverside  
District: 8  
PPNO: 1220  
Allocated Amount: \$160,000  
Remaining Balance: \$149,850  
Phase: Right of Way  
Allocation Date: 05/17/2018  
Allocation Resolution Number: FATP-1718-16  
Number of Months Requested: 11 Months  
Extended Deadline: 05/31/2021  
Department Recommendation: Support

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

The County of Riverside (County) is requesting an 11-month project development expenditure extension for the right of way (RW) phase of the Cabazon Safe Routes to School Sidewalk Safety Improvements project. The County experienced unforeseen delays during the RW phase of the project.

The project proposes to construct and install concrete sidewalk, curb and gutter, widening improvements, ADA-compliant curb ramps and driveway aprons along the project area. The project has required 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. The coordination and negotiations between the Department, the Tribe and the Bureau of Indian Affairs 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. The County is anticipating resolving all RW issues by May 2021.

Therefore, the County is requesting an 11-month expenditure extension for RW from June 30, 2020, to May 31, 2021.