

MEMORANDUM

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: June 23-24, 2021

From: STEVEN KECK, Chief Financial Officer

Reference Number: 2.8d.(7) Action Item

Prepared By: Dee Lam, Chief
Division of Local Assistance

Subject: **REQUEST TO EXTEND THE PERIOD OF PROJECT DEVELOPMENT
EXPENDITURES FOR ACTIVE TRANSPORTATION PROJECTS, PER ATP
GUIDELINES
WAIVER 21-87**

ISSUE:

Should the California Transportation Commission (Commission) extend the period of project development expenditure for 12 Active Transportation Program (ATP) projects 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 12 ATP projects, for the time period identified in the attachment.

BACKGROUND:

The Commission allocated \$3,502,000 for 12 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. However, under the adopted Interim Timely Use of Funds policy under Resolution G-20-84, an extension can be requested for up to 20-months for each delivery milestone, where permissible by statute, to address impacts to project delivery as a result of the COVID-19 pandemic.

Attachments

"Provide a safe and reliable transportation network that serves all people and respects the environment."

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

Project Number: 1
Applicant: Humboldt County
County: Humboldt
District: 1
PPNO: 2445A
Extended Amount: \$160,000
Remaining Balance: \$10,844
Phase: Plans, Specifications and Estimate
Allocation Date: 03/14/2019
Allocation Resolution Number: FATP-1819-08
Number of Months Requested: 4 Months
Extended Deadline: 10/31/2021
Department Recommendation: Support

Manila Moves Campaign and Shared Use Path project

Humboldt County (County) requests a 4-month time extension to complete the Plans, Specifications and Estimate (PS&E) phase of the Manila Moves Campaign and Shared Use Path project. The County has experienced unexpected delays during environmental.

The project will construct a separated shared-use path linking two disconnected neighborhoods. Initially the project was considered eligible for a CEQA exemption and received an approval for CEQA exemption in January 2019. However, subsequently the County received notice of an intent to appeal the permit, based on the need for off-site mitigation. The environmental permitting process now requires an Initial Study and Mitigated Negative Declaration (IS-MND) and the development of additional wetland mitigation. This work is currently in progress. However, delays have been compounded by the COVID-19 Pandemic (Pandemic) because staff have been redirected to other duties; available work hours have been limited by child-care obligations; and County administrative processes have slowed down. The Pandemic also impacted the timeframes of the Humboldt County Planning and California Coastal Commissions to administer their permitting process. The County has made progress and anticipates completion of the environmental documents in September 2021. Once the environmental documents are complete the County will need to update the PS&E package. The County is requesting the additional time to work through these unanticipated challenges and complete the PS&E phase. The project also has a concurrent time extension request for its Right of Way expenditure on this month's Commission agenda under this same item.

Therefore, the County is requesting a 4-month expenditure extension for PS&E from June 30, 2021 to October 31, 2021.

Project Number: 2
Applicant: Humboldt County
County: Humboldt
District: 1
PPNO: 2445A
Extended Amount: \$50,000
Remaining Balance: \$37,048
Phase: Right of Way
Allocation Date: 03/14/2019
Allocation Resolution Number: FATP-1819-08
Number of Months Requested: 4 Months
Extended Deadline: 10/31/2021
Department Recommendation: Support

Manila Moves Campaign and Shared Use Path project

Humboldt County (County) requests a 4-month time extension to complete the Right of Way (RW) phase of the Manila Moves Campaign and Shared Use Path project. The County has experienced unexpected delays during environmental.

The project will construct a separated shared-use path linking two disconnected neighborhoods. Initially the project was considered eligible for a CEQA exemption and received an approval for CEQA exemption in January 2019. However, subsequently the County received notice of an intent to appeal the permit, based on the need for off-site mitigation. The environmental permitting process now requires an Initial Study and Mitigated Negative Declaration (IS-MND) and the development of additional wetland mitigation. This work is currently in progress. However, delays have been compounded by the COVID-19 Pandemic (Pandemic) because staff have been redirected to other duties; available work hours have been limited by child-care obligations; and County administrative processes have slowed down. The Pandemic also impacted the timeframes of the Humboldt County Planning and California Coastal Commissions to administer their permitting process. The County anticipates completion of the environmental documents in September 2021 and any residual work in RW by October 2021. The County is requesting the additional time to work through these unanticipated challenges and complete the RW phase. The project also has a concurrent time extension request for its Plan, Specifications and Estimates expenditure on this month's Commission agenda under this same item.

Therefore, the County is requesting a 4-month expenditure extension for RW from June 30, 2021 to October 31, 2021.

Project Number: 3
Applicant: Humboldt County
County: Humboldt
District: 1
PPNO: 2504A
Extended Amount: \$40,000
Remaining Balance: \$15,840
Phase: Plans, Specifications and Estimates
Allocation Date: 06/27/2019
Allocation Resolution Number: FATP-1819-14
Number of Months Requested: 6 Months
Extended Deadline: 12/31/2021
Department Recommendation: Support

McKinleyville Safe Routes to School Project

Humboldt County (County) requests a 6-month time extension to complete the Plans, Specifications and Estimate (PS&E) phase of the McKinleyville Safe Routes to School Project. The County has experienced unexpected delays in completing design of the project.

The project will provide infrastructure improvements including shoulder widening, sidewalk infill, shared-use path, curb ramps and crosswalks, rapid flashing beacons, and stormwater facilities. Due to the COVID-19 Pandemic (Pandemic) and the mandated shelter in place directive, all County offices were required to close in March 2020. Since then the County and project partners have experienced delays transitioning to a work from home environment; there have been issues with intermittent internet service, limited remote access, and communication challenges. In addition, the County encountered a reduction of staff and added workload and responsibilities related to the Pandemic to current staff. This significantly impacted the project delivery schedule. The County has multiple design consultants that are also experiencing delays due to the Pandemic. This project received a 12-month time extension for allocation of its construction phase at the December 2020 Commission meeting. The County is actively working on completing the PS&E and Right of Way (RW) phase by December 2021. The project also has a concurrent time extension request for its RW expenditure on this month's Commission agenda under this same item.

Therefore, the County is requesting a 6-month expenditure extension for PS&E from June 30, 2021 to December 31, 2021.

Project Number: 4
Applicant: Humboldt County
County: Humboldt
District: 1
PPNO: 2504A
Extended Amount: \$12,000
Remaining Balance: \$12,000
Phase: Right of Way
Allocation Date: 06/27/2019
Allocation Resolution Number: FATP-1819-14
Number of Months Requested: 6 Months
Extended Deadline: 12/31/2021
Department Recommendation: Support

McKinleyville Safe Routes to School Project

Humboldt County (County) requests a 6-month time extension to complete the Right of Way (RW) phase of the McKinleyville Safe Routes to School Project. The County has experienced unexpected delays in completing design of the project.

The project will provide infrastructure improvements including shoulder widening, sidewalk infill, shared-use path, curb ramps and crosswalks, rapid flashing beacons, and stormwater facilities. Due to the COVID-19 Pandemic (Pandemic) and the mandated shelter in place directive, all County offices were required to close in March 2020. Since then the County and project partners have experienced delays transitioning to a work from home environment; there have been issues with intermittent internet service, limited remote access, and communication challenges. In addition, the County encountered a reduction of staff and added workload and responsibilities related to the Pandemic to current staff. This significantly impacted the project delivery schedule. The County has multiple design consultants that are also experiencing delays due to the pandemic. This project received a 12-month time extension for allocation of its construction phase at the December 2020 Commission meeting. The County is actively working on completing the Plans, Specifications, and Estimate (PS&E) and RW phase by December 2021. The project also has a concurrent time extension request for its PS&E expenditure on this month's Commission agenda under this same item.

Therefore, the County is requesting a 6-month expenditure extension for RW from June 30, 2021 to December 31, 2021.

Project Number: 5
Applicant: Sacramento County
County: Sacramento
District: 3
PPNO: 1772
Extended Amount: \$209,000
Remaining Balance: \$83,622
Phase: Right of Way
Allocation Date: 12/06/2018
Allocation Resolution Number: FATP-1819-06
Number of Months Requested: 9 Months
Extended Deadline: 03/31/2022
Department Recommendation: Support

Howe Avenue Bicycle and Pedestrian Improvements project

Sacramento County (County) requests a 9-month time extension to complete the Right of Way (RW) phase of the Howe Avenue Bicycle and Pedestrian Improvements project. The County has experienced unexpected delays in obtaining RW acquisition.

This project will construct a Class II bike lanes and new sidewalks. The County must acquire RW from two properties in order to construct the project. The County has begun the eminent domain process for one property. The County has processed a Resolution of Necessity action for the second property, which was approved at the Sacramento County Board of Supervisors hearing in April 2021. The County is experiencing resistance from the owner of the second property. Thus, the County is expecting it will take an additional nine months to obtain order of possession. In addition, the County encountered a reduction of staff and added workload and responsibilities related to the COVID-19 Pandemic to current staff. This significantly impacted the project delivery schedule.

Therefore, the County is requesting a 9-month expenditure extension for RW from June 30, 2021 to March 31, 2022.

Project Number: 6
Applicant: Town of Corte Madera
County: Marin
District: 4
PPNO: 2326
Extended Amount: \$345,000
Remaining Balance: \$179,670
Phase: Plans, Specifications and Estimates
Allocation Date: 06/27/2019
Allocation Resolution Number: FATP-1819-14
Number of Months Requested: 6 Months
Extended Deadline: 12/31/2021
Department Recommendation: Support

Central Marin Regional Pathways Gap Closure project

The Town of Corte Madera (Town) requests a 6-month time extension to complete the Plans, Specifications and Estimates (PS&E) phase of the Central Marin Regional Pathways Gap Closure project. The Town has experienced unexpected delays in completing design of the project.

This project will construct separated pedestrian and bicycle facilities including protected bikeway, sidewalk, and a pedestrian refuge island. Due to the COVID-19 Pandemic and the mandated shelter in place directive, the Town offices were required to close in March 2020. Since then the Town and project partners have experienced delays transitioning to a work from home environment; there have been issues with intermittent internet service, limited remote access, and communication challenges. In addition, it was difficult to conduct field visits and site meetings as the consultant had limitations due to social distancing mandates. This impacted the project delivery schedule by six months.

Therefore, the Town is requesting a 6-month expenditure extension for PS&E from June 30, 2021 to December 31, 2021.

Project Number: 7
Applicant: City of Lancaster
County: Los Angeles
District: 7
PPNO: 5119
Extended Amount: \$240,000
Remaining Balance: \$111,637
Phase: Plans, Specifications and Estimates
Allocation Date: 12/06/2018
Allocation Resolution Number: FATP-1819-06
Number of Months Requested: 12 Months
Extended Deadline: 06/30/2022
Department Recommendation: Support

Pedestrian Gap Closure Improvements project

The City of Lancaster (City) requests a 12-month time extension to complete the Plans, Specifications and Estimates (PS&E) phase of Pedestrian Gap Closure Improvements project. The City has experienced unexpected delays in completing design of the project.

This project will construct curb, gutter, and sidewalk improvements to close the gap in existing improvements. Due to the COVID-19 Pandemic (Pandemic) and the mandated shelter in place directive, all City offices were required to close in March 2020. Since then the City and project partners have experienced delays transitioning to a work from home environment; there have been issues with intermittent internet service, limited remote access, and communication challenges. In addition, the City encountered a reduction of staff and added workload and responsibilities related to the Pandemic to current staff. This significantly impacted the project delivery schedule. The City's consultants are also experiencing the same issues and cannot provide efficient response times during the pandemic.

Therefore, the City is requesting a 12-month expenditure extension for PS&E from June 30, 2021 to June 30, 2022.

Project Number: 8
Applicant: Los Angeles County
County: Los Angeles
District: 7
PPNO: 5428A
Extended Amount: \$400,000
Remaining Balance: \$139,494
Phase: Plans, Specifications and Estimates
Allocation Date: 06/27/2019
Allocation Resolution Number: FATP-1819-14
Number of Months Requested: 20 Months
Extended Deadline: 02/28/2023
Department Recommendation: Support

Puente Creek Bikeway project

Los Angeles County (County) requests a 20-month time extension to complete the Plans, Specifications and Estimates (PS&E) phase of Puente Creek Bikeway project. The County has experienced unexpected during the Right of Way (RW) phase of the project.

This project will construct improvements to sidewalk and bicycle infrastructure. The County's Flood and Control District (FCD) has existing easements along the flood channels. Thus, the project was initially thought to be located within areas of the FCD's right of way, but it was discovered during the comprehensive evaluation of the RW certification process that the existing easements along the channels do not allow for bikeway facilities. The County will need to acquire 12 properties and will be working with the property owners through the RW acquisition process. The acquisition process can be lengthy for one property, and given that the County will be required to acquire 12 properties, the County is asking for 20 months. The PS&E cannot be finalized until the RW is completed.

Therefore, the County is requesting a 20-month expenditure extension for PS&E from June 30, 2021 to February 28, 2023.

Project Number: 9
Applicant: San Diego Association of Governments
County: San Diego
District: 11
PPNO: 1232
Extended Amount: \$1,058,000
Remaining Balance: \$21,201
Phase: Plans, Specifications and Estimates
Allocation Date: 05/15/2019
Allocation Resolution Number: FATP-1819-11
Number of Months Requested: 4 Months
Extended Deadline: 10/31/2021
Department Recommendation: Support

San Diego Regional Border to Bayshore Bikeway Project

San Diego Association of Governments (Agency) requests a 4-month time extension to complete the Plans, Specifications and Estimates (PS&E) phase of the San Diego Regional Border to Bayshore Bikeway Project. The Agency has experienced unexpected delays during the design phase of the project.

This project will construct Class I, and Class II bike lanes along bicycle boulevard segments. Due to the COVID-19 Pandemic (Pandemic) and the mandated shelter in place directive, all Agency offices were required to close in March 2020. Since then, the Agency and project partners have experienced delays transitioning to a work from home environment; there have been issues with intermittent internet service, limited remote access, and communication challenges. In addition, the Agency encountered a reduction of staff and added workload and responsibilities related to the Pandemic to current staff. This significantly impacted the project delivery schedule. The project also has a concurrent time extension request for its Right of Way expenditure on this month's Commission agenda under this same item.

Therefore, the Agency is requesting a 4-month expenditure extension for PS&E from June 30, 2021 to October 31, 2021.

Project Number: 10
Applicant: San Diego Association of Governments
County: San Diego
District: 11
PPNO: 1232
Extended Amount: \$222,000
Remaining Balance: \$222,000
Phase: Right of Way
Allocation Date: 05/15/2019
Allocation Resolution Number: FATP-1819-11
Number of Months Requested: 4 Months
Extended Deadline: 10/31/2021
Department Recommendation: Support

San Diego Regional Border to Bayshore Bikeway Project

San Diego Association of Governments (Agency) requests a 4-month time extension to complete the Right of Way (RW) phase of the San Diego Regional Border to Bayshore Bikeway Project. The Agency has experienced unexpected delays during the RW phase of the project.

This project will construct Class I, and Class II bike lanes along bicycle boulevard segments. Due to the COVID-19 Pandemic (Pandemic) and the mandated shelter in place directive, all Agency offices were required to close in March 2020. Since then, the Agency and project partners have experienced delays transitioning to a work from home environment; there have been issues with intermittent internet service, limited remote access, and communication challenges. In addition, the Agency encountered a reduction of staff and added workload and responsibilities related to the Pandemic to current staff. This significantly impacted the project delivery schedule. The project also has a concurrent time extension request for its Plans, Specifications and Estimates' expenditure on this month's Commission agenda under this same item.

Therefore, the Agency is requesting a 4-month expenditure extension for RW from June 30, 2021 to October 31, 2021.

Project Number: 11
Applicant: City of La Habra
County: Orange
District: 12
PPNO: 1004
Extended Amount: \$466,000
Remaining Balance: \$466,000
Phase: Right of Way
Allocation Date: 03/14/2019
Allocation Resolution Number: FATP-1819-08
Number of Months Requested: 20 Months
Extended Deadline: 02/28/2023
Department Recommendation: Support

La Habra Union Pacific Rail Line Bikeway Project

The City of La Habra (City) requests a 20-month time extension to complete the Right of Way (RW) phase of the La Habra Union Pacific Rail Line Bikeway Project. The City has experienced unexpected delays in obtaining easements.

This project will fund the acquisition of 1,300 feet of bikeway easements. The City, the Orange County Transportation Authority and Union Pacific Railroad (UPRR) have been working diligently to obtain an Encroachment Permit to gain access to UPPR right of way. All three parties have been cooperative, but the City has been told that the easement permit is expected to take longer. Since the City has not received approval for the Encroachment Permit, they cannot perform an investigation within the UPPR right of way. The City is requesting the additional time to resolve these issues and complete the RW certification.

Therefore, the City is requesting a 20-month expenditure extension for RW from June 30, 2021 to February 28, 2023.

Project Number: 12
Applicant: City of Westminster
County: Orange
District: 12
PPNO: 1015
Extended Amount: \$300,000
Remaining Balance: \$84,052
Phase: Plans, Specifications and Estimates
Allocation Date: 08/16/2018
Allocation Resolution Number: FATP-1819-01
Number of Months Requested: 12 Months
Extended Deadline: 06/30/2022
Department Recommendation: Support

Garden Grove Boulevard Complete Street Project

The City of Westminster (City) requests a 12-month time extension to complete the Plans, Specifications and Estimates (PS&E) phase of the Garden Grove Boulevard Complete Street Project. The City has experienced unexpected delays during the design phase of the project.

This project will construct a Class IV bikeway and road diets. Due to the COVID-19 Pandemic (Pandemic) and the mandated shelter in place directive, all City offices were required to close in March 2020. Since then the City and project partners have experienced delays transitioning to a work from home environment; there have been issues with intermittent internet service, limited remote access, and communication challenges. The project requires coordination with several agencies, such as, but not limited to, the Department, Orange County Transportation Authority (OCTA), California Public Utilities Commission (CPUC) and Union Pacific Railroad (UPRR). The project received an approved minor scope change in May 2018. The change of scope would bring higher quality bikeways and add bicycle lanes to two roadways that would not otherwise receive bikeways. The western limit of the project requires coordination with the Department and OCTA. The Department and OCTA had to review and approve the design options from the City, which took longer than anticipated. The eastern limit of the project requires coordination from CPUC and UPRR. Although the project does not introduce design modifications to the crossing, CPUC and UPRR have taken interest in the project, which in turn, required a diagnostic meeting. UPRR could not attend a diagnostic meeting for six months due to the Pandemic restrictions. Thus, delaying the project by six months. The diagnostic meeting has taken place and the project is progressing; however, a cooperative agreement with UPRR is estimated to take an additional four months. The City is requesting the additional time to complete the PS&E phase.

Therefore, the City is requesting a 12-month expenditure extension for PS&E from June 30, 2021 to June 30, 2022.