

MEMORANDUM

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: March 22-23, 2023

From: STEVEN KECK, Chief Financial Officer

Reference Number: 2.8b.(2), Action Item

Prepared By: Dee Lam, Chief
Division of Local Assistance

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR
LOCALLY-ADMINISTERED ACTIVE TRANSPORTATION PROJECTS,
PER ATP GUIDELINES
WAIVER 23-17**

ISSUE:

Should the California Transportation Commission (Commission) extend the period of contract awards for four locally-administered Active Transportation Program (ATP) projects, for the time period shown in the attachment?

RECOMMENDATION:

The California Department of Transportation (Department) recommends the Commission extend the period of contract award for four locally-administered ATP projects, for the time period shown in the attachment.

BACKGROUND:

The Commission allocated \$19,324,000 for four locally-administered ATP projects, identified in the attachment. The responsible agencies have been unable to award the contracts within six months of allocations. The attachment describes the details of the project and the explanation for the delay. The respective agencies request an extension, and the planning agencies concur.

Current ATP Guidelines stipulate that the agencies implementing a project request a time extension if the project will not be awarded within six months of allocation. The Commission may approve waivers to the timely use of funds deadline, one-time only, for up to 12 months.

Attachment

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

**Time Extension/Waiver – Contract Award Deadline
Active Transportation Program**

Project Number: 1
Applicant: County of Humboldt
County: Humboldt
District: 1
PPNO: 2391
Allocation Amount: \$13,296,000
Phase: Construction
Allocation Date: 10/13/2022
Allocation Resolution Number: FATP-2223-08
Number of Months Requested: 6 Months
Extended Deadline: 10/31/2023
Department Recommendation: Support

Humboldt Bay Trail South

The County of Humboldt (County) requests a 6-month time extension to the period of contract award for the Construction (CON) phase of the Humboldt Bay Trail South project. The County has experienced unexpected delays in awarding the contract.

The project proposes to construct a 4.2-mile Class I bike path, three new bridges and rehabilitate an existing bridge along the North Coast Railroad Authority and United States Highway 101 transportation corridor. The Commission approved the CON allocation in October 2022. The County's Board approved the Plans, Specifications, and Estimate (PS&E) package on January 24, 2023, and the County received the E-76 on January 27, 2023. The County planned to advertise the construction contract and award the project within two months. However, due to the size and complexity of the project, public concerns were raised about the project's legality and possible litigation. The County needs additional time to review the construction documents and prepare for potential litigations and bid protests if changes are required for the contract.

Therefore, the County requests a 6-month time extension to award the CON phase from April 30, 2023 to October 31, 2023.

Project Number: 2
Applicant: City of Santa Barbara
County: Santa Barbara
District: 5
PPNO: 2991
Allocation Amount: \$3,748,000
Phase: Construction
Allocation Date: 08/18/2022
Allocation Resolution Number: FATP-2223-02
Number of Months Requested: 12 Months
Extended Deadline: 02/29/2024
Department Recommendation: Support

U.S. 101 State Street Undercrossing Active Transportation Improvements

The City of Santa Barbara (City) requests a 12-month time extension to the period of contract award for the CON phase of the United States Highway 101 State Street Undercrossing Active Transportation Improvements project. The City has experienced unexpected delays in awarding the contract.

The City proposes to design and construct wider sidewalks and wider protected bike lanes on State Street between Gutierrez Street and Yanonali Street. The City received the CON allocation in August 2002, and advertised the construction contract after the allocation. At bid opening, the City received only one bid, 75 percent over the Engineer's Estimate. The City did not accept the bid and decided to review the construction contract to determine if it could identify potential cost savings. The City revised the design without changing the scope of work. The design changes reduced construction costs. The estimated cost savings for the design change did result in a reduction in the overall construction cost; however, it was still 57 percent over the Engineer's Estimate. The City plans to revise the construction documents, advertise the contract by September 2023, and award the contract by February 2024. If the lowest bid exceeds the estimated cost for the revised construction contract, the City will use funds from the City budget. The City needs additional time to revise the construction documents and award the contract.

Therefore, the City requests a 12-month time extension to award the CON phase from February 28, 2023 to February 29, 2024.

Project Number: 3
Applicant: City of Fresno
County: Fresno
District: 6
PPNO: 7022
Allocation Amount: \$504,000
Phase: Construction
Allocation Date: 08/18/2022
Allocation Resolution Number: FATP-2223-01
Number of Months Requested: 6 Months
Extended Deadline: 08/31/2023
Department Recommendation: Support

Robinson Elementary Crossing Improvements

The City of Fresno (City) requests a 6-month time extension to the period of contract award for the CON phase of the Robinson Elementary Crossing Improvements project. The City has experienced unexpected delays in awarding the contract.

The project proposes to install traffic signals, pedestrian countdown equipment, accessible pedestrian signal equipment, curb ramps, curb, gutter, signing, and striping to support active travel. After the CON allocation in August 2022, the City discovered an underground major water conveyance line on the project site. The water line is owned by Fresno Irrigation District (FID), and the discovery was unforeseen by the City. The City had to coordinate with the FID for three months, and ultimately, both parties signed a maintenance agreement. After the agreement was signed, the City had to finalize the design, which was delayed due to the required right of way coordination for the water line. The City completed the design in three months and is ready to advertise the contract. The City anticipates advertising by April 2023 and awarding the contract by August 2023. The City needs additional time to advertise and award the construction contract.

Therefore, the City requests a 6-month time extension to award the CON phase from February 28, 2023 to August 31, 2023.

Project Number: 4
Applicant: City of Carlsbad
County: San Diego
District: 11
PPNO: 1293
Allocation Amount: \$1,776,000
Phase: Construction
Allocation Date: 10/13/2022
Allocation Resolution Number: FATP-2223-08
Number of Months Requested: 12 Months
Extended Deadline: 04/30/2024
Department Recommendation: Support

Avenida Encinas Coastal Rail Trail and Pedestrian Improvements, Carlsbad project

The City of Carlsbad (City) requests a 12-month time extension to the period of contract award for the CON phase of the Avenida Encinas Coastal Rail Trail and Pedestrian Improvements, Carlsbad project. The City has experienced unexpected delays in awarding the contract.

The project proposes to improve walkability and biking ability within the City and San Diego region with new sidewalks, enhanced pedestrian and bicycle crossings, a road diet, and enhanced pedestrian and bicycle access to regional and local transit destinations along the corridor. Due to the location of the project and the presence of underground utility lines, the City needed to coordinate with San Diego Gas and Electric (SDG&E) regarding the existing utility lines. The utility coordination meetings started in June 2022, and the City anticipated that the coordination would be completed within six months. The City received the CON allocation in October 2022 and planned to advertise the contract in December 2022. However, the SDG&E has not completed its review and approval of the design plans, and the City cannot advertise the contract until the SDG&E approves the plans. The City has contacted the SDG&E regarding the approval of the design plans. The City is awaiting a response for an approximate approval date. After the City receives approval from the SDG&E, it anticipates advertising and awarding the contract within six months. The City needs additional time to continue coordinating with the SDG&E and award the construction contract.

Therefore, the City requests a 12-month time extension to award the CON phase from April 30, 2023 to April 30, 2024.