

MEMORANDUM

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: June 27-28, 2024

From: STEVEN KECK, Chief Financial Officer

Reference Number: 2.8d.(4), Action Item

Prepared By: Dee Lam, Chief
Division of Local Assistance

Subject: **REQUEST TO EXTEND THE PERIOD OF PROJECT DEVELOPMENT
EXPENDITURE FOR LOCALLY-ADMINISTERED ACTIVE TRANSPORTATION
PROJECTS, OFF THE STATE HIGHWAY SYSTEM, PER ATP GUIDELINES
WAIVER 24-113**

ISSUE:

Should the California Transportation Commission (Commission) extend the period of project development expenditure for 12 locally-administered Active Transportation Program (ATP) projects, for the time periods as identified in the attachment?

RECOMMENDATION:

The California Department of Transportation (Department) recommends that the Commission extend the period of project development expenditure for 12 locally-administered ATP projects, for the time period as identified in the attachment.

BACKGROUND:

The Commission allocated \$5,388,000 for the 12 locally-administered ATP projects identified in the attachment. In accordance with the ATP Guidelines (Guidelines), the deadline for project expenditures for these projects is June 30, 2024. The responsible agencies have been unable to complete the project components per the Timely Use of Funds (TUF) policy. The attachment describes the details of the projects and the explanations for the delays.

Current Guidelines, 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 TUF 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 – Project Development Expenditure
Active Transportation Program**

Project Number: 1
Applicant: City of Elk Grove
County: Sacramento
District: 3
PPNO: 5402
Allocation Amount: \$504,000
Remaining Balance: \$354,000
Phase: Project Approval and Environmental Document
Allocation Date: 05/19/2022
Allocation Resolution: FATP-2122-24
Number of Months Requested: 12 Months
Extended Deadline: 6/30/2025
Department Recommendation: Support

Laguna Creek Inter-Regional Trail Crossing at State Route 99

The City of Elk Grove (City) requests a 12-month time extension for the period of project development expenditure for the Project Approval and Environmental Document (PA&ED) phase of the Laguna Creek Inter-Regional Trail Crossing at State Route 99 project. The City has experienced delays during project development.

The project proposes to construct Class I Bikeway across SR 99 (SR 99) at Laguna Creek.

The City did not receive the Authorization to Proceed (E-76) until November 2022. Prior to the authorization of the E-76, the City initiated the Project Development Agreement with the Department, as required to design and construct a structure over SR 99. This needed to be executed before the City could expend ATP funds. Part of this agreement requires the identification of the California Environmental Quality Act (CEQA) lead agency, which requires City Council action. After several rounds of review, the Department approved the City as the lead agency in October 2022, and the agreement was executed in April 2023. The City is currently awaiting a response for the Advanced Planning Study, initially submitted to the Department, in December 2023. The City anticipates having National Environmental Policy Act (NEPA) approval in December 2024, and preliminary engineering completion in January 2025. The City is expecting to meet these approximate milestone dates, however, the City is requesting the additional time in the event that unknown issues arise resulting from the review process.

Therefore, the City is requesting a 12-month time extension for the period of project development expenditure for the PA&ED phase from June 30, 2024 to June 30, 2025.

Project Number: 2
Applicant: City of Emeryville
County: Alameda
District: 4
PPNO: 2348
Allocation Amount: \$1,374,000
Remaining Balance: \$1,374,000
Phase: Plans, Specifications, and Estimate
Allocation Date: 01/27/2022
Allocation Resolution: FATP-2122-13
Number of Months Requested: 12 Months
Extended Deadline: 6/30/2025
Department Recommendation: Support

40th Street Protected Bikeway and Pedestrian Improvements

The City of Emeryville (City) requests a 12-month time extension for the period of project development expenditure for the Plans, Specifications, and Estimate (PS&E) phase of the 40th Street Protected Bikeway and Pedestrian Improvements project. The City has experienced delays during project development.

The project proposes to construct a two-way separated Class IV bikeway, dedicated transit-only lanes, transit islands, make multimodal intersection and side street multimodal improvements.

The City has received a federal earmark for funding, which has resulted in the requirement for NEPA and an updated CEQA clearance. The City is currently reviewing the extent of studies and the amount of time to process the NEPA and updated CEQA document. The City has also needed additional time during the PA&ED phase for community outreach, and incorporation of comments from the public and other stakeholders. Partial and full closures of unsignalized side streets have been incorporated into the project's design elements for increased safety, and additional bicycle and pedestrian connections have also been added. The City needs the additional time to submit for NEPA and update CEQA clearances, and conduct community outreach and any studies that will be required.

Therefore, the City is requesting a 12-month time extension for the period of project development expenditure for the PS&E phase from June 30, 2024 to June 30, 2025.

Project Number: 3
Applicant: City of Watsonville
County: Santa Cruz
District: 5
PPNO: 0413A
Allocation Amount: \$521,000
Remaining Balance: \$521,000
Phase: Right of Way
Allocation Date: 10/14/2021
Allocation Resolution: FATP-2122-04
Number of Months Requested: 12 Months
Extended Deadline: 6/30/2025
Department Recommendation: Support

Safer Access to Pajaro Valley High School and Beyond

The City of Watsonville (City) requests a 12-month time extension for the period of project development expenditure for the Right of Way (RW) phase of the Safer Access to Pajaro Valley High School and Beyond project. The City has experienced delays during project development.

The project proposes to construct Class IV bicycle lanes, a pedestrian bridge, sidewalk, crosswalks, curb extensions, make intersection improvements, and upgrade ramps for pedestrian and bicycle safety.

The Department is working with the City on final design modifications following receipt of Pacific Gas and Electric relocation plans. This need was identified in January 2024, after an existing sewer line was positively located on the top of the slope on the east and west sides of SR 1. There were attempts to locate the sewer line at the bottom toe of the slope immediately adjacent to SR 1, but was unsuccessful due to the depth of the water table, as well as the existing material caving in after reaching a certain depth. The Department's design team worked with the City to determine which path forward was most appropriate and feasible to address this conflict, and the City has since begun work. The City is actively completing the plans to complete work under a Utility Relocation Encroachment Permit. The additional time will allow the City to complete the relocation.

Therefore, the City is requesting a 12-month time extension for the period of project development expenditure for the RW phase from June 30, 2024 to June 30, 2025.

Project Number: 4
Applicant: County of Kern
County: Kern
District: 6
PPNO: 7001
Allocation Amount: \$854,000
Remaining Balance: \$63,000
Phase: Plans, Specifications, and Estimate
Allocation Date: 06/30/2022
Allocation Resolution: FATP-2122-29
Number of Months Requested: 12 Months
Extended Deadline: 6/30/2025
Department Recommendation: Support

Walk Isabella

The County of Kern (County) requests a 12-month time extension for the period of project development expenditure for the PS&E phase of the Walk Isabella project. The County has experienced delays during project development.

The project proposes to construct Class I, II, and III bicycle lanes. In addition, the County will construct and rehabilitate sidewalk and ramps.

The County has encountered increased costs for construction materials. The County is requesting this extension to have the opportunity to move the remaining programmed funds to the Construction (CON) phase, if it will be needed. Due to the TUF deadline attached to this phase, the County will need to wait until after the CON contract is awarded. There is a concurrent project allocation time extension for the CON phase on this month's agenda.

Therefore, the County is requesting a 12-month time extension for the period of project development expenditure for the PS&E phase from June 30, 2024 to June 30, 2025.

Project Number: 5
Applicant: City of Huron
County: Fresno
District: 6
PPNO: 7079
Allocation Amount: \$25,000
Remaining Balance: \$22,000
Phase: Project Approval and Environmental Document
Allocation Date: 8/19/2021
Allocation Resolution: FATP-2122-01
Number of Months Requested: 12 Months
Extended Deadline: 6/30/2025
Department Recommendation: Support

City of Huron Bicyclist and Pedestrian Safety Improvement Project

The City of Huron (City) requests a 12-month time extension for the period of project development expenditure for the PA&ED phase of the City of Huron Bicyclist and Pedestrian Safety Improvement Project. The City has experienced delays during project development.

The project proposes to construct Class II, III, IV bicycle lanes, and six crosswalks with Rapid Rectangular Flashing Beacons (RRFB), pedestrian island, and bulb-outs.

The County has encountered increased costs for construction materials. The County is requesting this extension to have the opportunity to move the remaining programmed funds to the CON phase, if it will be needed. Due to the TUF deadline attached to this phase, the County will need to wait until after the CON contract is awarded. There is a concurrent project development expenditure time extension for the PS&E phase under this same item.

Therefore, the City is requesting a 12-month time extension for the period of project development expenditure for the PA&ED phase from June 30, 2024 to June 30, 2025.

Project Number: 6
Applicant: City of Huron
County: Fresno
District: 6
PPNO: 7079
Allocation Amount: \$100,000
Remaining Balance: \$2,400
Phase: Plans, Specifications, and Estimate
Allocation Date: 01/27/2022
Allocation Resolution: FATP-2122-16
Number of Months Requested: 12 Months
Extended Deadline: 6/30/2025
Department Recommendation: Support

City of Huron Bicyclist and Pedestrian Safety Improvement Project

The City of Huron (City) requests a 12-month time extension for the period of project development expenditure for the PS&E phase of the City of Huron Bicyclist and Pedestrian Safety Improvement Project. The City has experienced delays during project development.

The project proposes to construct Class II, III, IV bicycle lanes, and six crosswalks with RRFBs, pedestrian island, and bulb-outs.

The County has encountered increased costs for construction materials. The County is requesting this extension to have the opportunity to move the remaining programmed funds to the CON phase, if it will be needed. Due to the TUF deadline attached to this phase, the County will need to wait until after the CON contract is awarded. There is a concurrent project development expenditure time extension for the PA&ED phase under this same item.

Therefore, the City is requesting a 12-month time extension for the period of project development expenditure for the PS&E phase from June 30, 2024 to June 30, 2025.

Project Number: 7
Applicant: City of Orange Cove
County: Fresno
District: 6
PPNO: 7091
Allocation Amount: \$25,000
Remaining Balance: \$25,000
Phase: Project Approval and Environmental Document
Allocation Date: 03/17/2022
Allocation Resolution: FATP-2122-18
Number of Months Requested: 12 Months
Extended Deadline: 6/30/2025
Department Recommendation: Support

Bike Lane, Sidewalk and Crossing Improvement Project

The City of Orange Cove (City) requests a 12-month time extension for the period of project development expenditure for the PA&ED phase of the Bike Lane, Sidewalk and Crossing Improvement Project. The City has experienced delays during project development.

The project proposes to construct Class II bike lanes, a sidewalk, and a curb ramp.

The City has experienced delays to the project due to multiple changes in contracted City Engineers within an 18-month period. The original contracted City Engineer, AM Consulting, was dismissed in September 2022. The dismissal was not amicable, and the City has not been able to obtain any project records from AM Consulting. A new contracted City Engineer was hired, Giersch and Associates, Inc. (G&A) in October 2022, however, they were dismissed in October 2023. A new City Council was installed, and they did not feel G&A was a good fit for the City. The current contracted City Engineer, Precision Civil Engineering, Inc. (PCE), is currently gathering project information with the help of the Department's District 6 office. As a small city, they do not have a mechanism to formally archive records electronically and have had to rely on its contracted City Engineer to maintain records. Once the project records are complete, the City will be able to close out the PA&ED and PS&E phases of the project and request CON allocation. At present, PCE is providing the Assistant Director of Public Works with electronic project files for major projects. This new process is being formalized for all future projects. There is a concurrent project development expenditure time extension for the PS&E phase under this same item, and a project allocation time extension for the CON phase on this month's agenda.

Therefore, the City is requesting a 12-month time extension for the period of project development expenditure for the PA&ED phase from June 30, 2024 to June 30, 2025.

Project Number: 8
Applicant: City of Orange Cove
County: Fresno
District: 6
PPNO: 7091
Allocation Amount: \$109,000
Remaining Balance: \$109,000
Phase: Plans, Specifications, and Estimate
Allocation Date: 06/30/2022
Allocation Resolution: FATP-2122-30
Number of Months Requested: 12 Months
Extended Deadline: 6/30/2025
Department Recommendation: Support

Bike Lane, Sidewalk and Crossing Improvement Project

The City of Orange Cove (City) requests a 12-month time extension for the period of project development expenditure for the PS&E phase of the Bike Lane, Sidewalk and Crossing Improvement Project. The City has experienced delays during project development.

The project proposes to construct Class II bike lanes, a sidewalk, and a curb ramp.

The City has experienced delays to the project due to multiple changes in contracted City Engineers within an 18-month period. The original contracted City Engineer, AM Consulting, was dismissed in September 2022. The dismissal was not amicable, and the City has not been able to obtain any project records from AM Consulting. A new contracted City Engineer was hired, G&A in October 2022, however, they were dismissed in October 2023. A new City Council was installed, and they did not feel G&A was a good fit for the City. The current contracted City Engineer, PCE, is currently gathering project information with the help of the Department's District 6 office. As a small city, they do not have a mechanism to formally archive records electronically and have had to rely on its contracted City Engineer to maintain records. Once the project records are complete, the City will be able to close out the PA&ED and PS&E phases of the project and request CON allocation. At present, PCE is providing the Assistant Director of Public Works with electronic project files for major projects. This new process is being formalized for all future projects. There is a concurrent project development expenditure time extension for the PA&ED phase under this same item, and a project allocation time extension for the CON phase on this month's agenda.

Therefore, the City is requesting a 12-month time extension for the period of project development expenditure for the PS&E phase from June 30, 2024 to June 30, 2025.

Project Number: 9
Applicant: City of Long Beach
County: Los Angeles
District: 7
PPNO: 5581
Allocation Amount: \$566,000
Remaining Balance: \$566,000
Phase: Plans, Specifications, and Estimate
Allocation Date: 10/14/2021
Allocation Resolution: FATP-2122-03
Number of Months Requested: 9 Months
Extended Deadline: 03/31/2025
Department Recommendation: Support

Orange Avenue Backbone Bikeway and Complete Streets Improvements

The City of Long Beach (City) requests a 9-month time extension for the period of project development expenditure for the PS&E phase of the Orange Avenue Backbone Bikeway and Complete Streets Improvements project. The City has experienced delays during project development.

The project proposes to construct parking protected bicycle lanes with protected intersections with curb extensions, bus islands, and improved lighting.

There are two segments along the corridor that are part of the City's 5-year Pavement Management Plan. This work must be performed in tandem with the ATP project scope. This was delayed as the City sought additional local funding for pavement work. Additionally, in November 2021, the City Council district boundaries were redrawn, pushing the project into a new City Council District. The modified boundaries also unexpectedly changed the constituencies and priorities of the City Council members along the project route. Significant changes to the City's political landscape through redistricting required an outreach strategy recalibration. The PS&E phase is currently at 60 percent, and is expected to be complete by February 2025.

Therefore, the City is requesting a 9-month time extension for the period of project development expenditure for the PS&E phase from June 30, 2024 to March 31, 2025.

Project Number: 10
Applicant: City of Bell Gardens
County: Los Angeles
District: 7
PPNO: 5868
Allocation Amount: \$200,000
Remaining Balance: \$200,000
Phase: Project Approval and Environmental Document
Allocation Date: 12/09/2021
Allocation Resolution: FATP-2122-09
Number of Months Requested: 9 Months
Extended Deadline: 3/31/2025
Department Recommendation: Support

Bell Gardens Complete Streets Improvements - Phase 1

The City of Bell Gardens (City) requests a 9-month time extension for the period of project development expenditure for the PA&ED phase of the Bell Gardens Complete Streets Improvements - Phase 1 project. The City has experienced delays during project development.

The project proposes to construct a Class III bicycle route, raised intersections, speed humps, curb extensions, High intensity Activated crossWalk (HAWK) signals, and mini traffic circles.

Additional studies have caused significant delays in completing the PA&ED phase. The studies included HAWK signal warrant analysis, a traffic corridor study, a traffic calming study, a bicycle lane study, an impact study, and traffic counts. The City's consultant determined these studies were needed to administer project improvements adequately. The City is actively working on the counts and studies simultaneously and will expedite design to ensure the project is ready for advertisement by the CON phase allocation deadline.

Therefore, the City is requesting a 9-month time extension for the period of project development expenditure for the PA&ED phase from June 30, 2024 to March 31, 2025.

Project Number: 11
Applicant: City of Oxnard
County: Ventura
District: 7
PPNO: 5898
Allocation Amount: \$650,000
Remaining Balance: \$650,000
Phase: Plans, Specifications, and Estimate
Allocation Date: 06/30/2022
Allocation Resolution: FATP-2122-29
Number of Months Requested: 12 Months
Extended Deadline: 06/30/2025
Department Recommendation: Support

4th Street Mobility Improvements

The City of Oxnard (City) requests a 12-month time extension for the period of project development expenditure for the PS&E phase of the 4th Street Mobility Improvements project. The City has experienced delays during project development.

The project proposes to construct Class II bicycle lanes, install sidewalk, modify intersections, and make bus stop improvements.

The City did not receive a response from consulting design firms for the first Request for Proposal in November 2022. City Staff contacted prospective firms to obtain feedback regarding the lack of interest. The response was that firms did not have the capacity to take on new projects for the next eight months. Considering the lack of available firms, the City had no alternative but to wait to re-advertise. The second advertisement, in July 2023, resulted in one proposal. In an abundance of caution, City staff took additional time to evaluate the proposed firm, which was deemed qualified. The City was able to award the design contract in February 2024. Design is currently at 35 percent, and is expected to be complete by June 2025.

Therefore, the City is requesting a 12-month time extension for the period of project development expenditure for the PS&E phase from June 30, 2024 to June 30, 2025.

Project Number: 12
Applicant: City of Lake Elsinore
County: Riverside
District: 8
PPNO: 1262
Allocation Amount: \$460,000
Remaining Balance: \$460,000
Phase: Right of Way
Allocation Date: 06/30/2022
Allocation Resolution: FATP-2122-29
Number of Months Requested: 12 Months
Extended Deadline: 06/30/2025
Department Recommendation: Support

Murrieta Creek Multi-Use Trail - Palomar Trail to Lake Trail

The City of Lake Elsinore (City) requests a 12-month time extension for the period of project development expenditure for the RW phase of the Murrieta Creek Multi-Use Trail - Palomar Trail to Lake Trail project. The City has experienced delays during project development.

The project proposes to construct a multi-use trail, retaining wall, safety fence, and striping to connect points of destination.

The City is currently in negotiations with three separate property owners for three properties. One of the properties is in contract and is expected to close in the Fall of 2024. The second property owner has rejected the City's offer and will not proceed in negotiations. This property owner will proceed with negotiations if the City approves their development project. The City will be pursuing eminent domain. The third property owner has also refused the City's offer and will not engage in negotiations. This property owner is in negotiations with a separate buyer. The City has approached the potential buyer, but the closing of escrow is uncertain. The City will be pursuing eminent domain for this property as well. The additional time will allow the City to resolve all issues and complete the PS&E phase.

Therefore, the City is requesting a 12-month time extension for the period of project development expenditure for the RW phase from June 30, 2024 to June 30, 2025.