

MEMORANDUM

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: December 5-6, 2024

From: STEVEN KECK, Chief Financial Officer

Reference Number: 2.8b.(3), Action Item

Prepared By: James R. Anderson, Chief
Division of Financial Programming

Subject: **REQUEST TO EXTEND THE PERIOD OF CONTRACT AWARD FOR
LOCALLY-ADMINISTERED STATE TRANSPORTATION IMPROVEMENT
PROGRAM PROJECTS, ON THE STATE HIGHWAY SYSTEM, PER STIP
GUIDELINES
WAIVER 24-179**

ISSUE:

Should the California Transportation Commission (Commission) extend the period of contract award for two locally-administered State Transportation Improvement Program (STIP) 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 contract award for two locally-administered STIP projects, for the time periods as identified in the attachment.

BACKGROUND:

In June and August 2024, the Commission allocated \$22,049,000 for two locally-administered STIP project identified in the attachment. In accordance with STIP Guidelines (Guidelines), the deadline to award contracts for projects allocated in June and August 2024 is December 31, 2024 and February 28, 2025, respectively. The Santa Clara Valley Transportation Authority (VTA) is requesting a time extension for the period of contract award. The attachment shows the details of the projects and the delays that have resulted in this time extension request.

Current Guidelines stipulate that the agency implementing a project request a time extension if the project is not awarded within six months of allocation. The Commission may approve waivers to the Timely Use of Funds deadline, one-time only, for up to 20 months.

Attachment

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

**Time Extension/Waiver – Contract Award
State Transportation Improvement Program**

Project Number: 1
Applicant: Santa Clara Valley Transportation Authority
County: Santa Clara
District: 04
PPNO: 2015F
EA: 1K552
Route: 85
Allocation Amount: \$10,310,000
Phase: Construction
Allocation Date: 08/16/2024
Allocation Resolution: FP-24-11
Number of Months Requested: 4 Months
Extended Deadline: 06/30/2025
Department Recommendation: Support

Silicon Valley Express Lanes Program - Phase 4 – Civil project

The Santa Clara Valley Transportation Authority (VTA) requests a 4-month time extension for the period of contract award for the Construction (CON) phase of the Silicon Valley Express Lanes Program – Phase 4 – Civil project. The Santa Clara VTA has experienced delays in awarding the project.

This project is located on State Route (SR) 85 and United States Highway 101 (US 101) in San Jose. The phase 4 project will convert existing carpool lanes to express lanes from US 101 south to SR 87, including the existing US 101/SR 85 High Occupancy Vehicle (HOV) to HOV direct connector ramps and the approaches to and from US 101. This project is related to PPNO 2015G, under this same item.

The project had a target award date of December 2024. The revised target award date has been re-scheduled to June 2025 after the project received a financial contribution from the State Highway Operation and Protection Program (SHOPP) Carbon Reduction Plan. These funds require an adjustment to the Federal Transportation Improvement Program (FTIP) and an Authorization request (E-76) to be processed. However, this project has no funding in the 2025 Transportation Improvement Program (TIP) period and adding funds to 2025 TIP requires an amendment. This amendment cannot be processed until the Metropolitan Transportation Commission receives federal approval of the 2025 TIP. The first 2025 TIP amendment is anticipated to be approved in February 2025.

Based on the initial E-76, the Federal Highway Administration conditionally authorized advance construction on this project for the construction phase pending amendment of the FTIP and obtaining the initial financial plan approval. As a result, the construction bid package may be advertised but not awarded. This condition will only be lifted when the E-76 submitted includes the approved FTIP and the signed initial plan. The additional time requested will provide contingency to the FTIP amendment, address risks of potential bid protests after bid opening and provide security of additional funds in the case of high bids.

Therefore, Santa Clara VTA is requesting a 4-month time extension for the period of contract award for the CON phase from February 28, 2025 to June 30, 2025.

Project Number: 2
Applicant: Santa Clara Valley Transportation Authority
County: Santa Clara
District: 04
PPNO: 2015G
EA: 1K552
Route: 85
Allocation Amount: \$11,739,000
Phase: Construction
Allocation Date: 06/28/2024
Allocation Resolution: FP-23-116
Number of Months Requested: 6 Months
Extended Deadline: 06/30/2025
Department Recommendation: Support

Silicon Valley Express Lanes Program - Phase 4 ETS project

The Santa Clara Valley Transportation Authority (VTA) requests a 6-month time extension for the period of contract award for the CON phase of the Silicon Valley Express Lanes Program – Phase 4 ETS project. The Santa Clara VTA, has experienced delays in awarding the project.

The project is located on SR 85 and US 101 in San Jose from US 101/SR 85 HOV to HOV direct connector ramps and the approaches to and from US 101. The project will develop and install the express lanes Electronic Toll System. This project is related to PPNO 2015F, under this same item.

The project had a target award date of December 2024. The revised target award date has been re-scheduled to June 2025 after the project received a financial contribution from the SHOPP Carbon Reduction Plan. These funds require an adjustment to the FTIP and an Authorization request (E-76) to be processed. However, this project has no funding in the 2025 TIP period and adding funds to 2025 TIP requires an amendment. This amendment cannot be processed until the Metropolitan Transportation Commission receives federal approval of the 2025 TIP. The first 2025 TIP amendment is anticipated to be approved in February 2025.

Based on the initial E-76, the Federal Highway Administration conditionally authorized advance construction on this project for the construction phase pending amendment of the FTIP and obtaining the initial financial plan approval. As a result, the construction bid package may be advertised but not awarded. This condition will only be lifted when the E-76 submitted includes the approved FTIP and the signed initial plan. The additional time requested will provide contingency to the FTIP amendment, address risks of potential bid protests after bid opening and provide security of additional funds in the case of high bids.

Therefore, Santa Clara VTA is requesting a 6-month time extension for the period of contract award for the CON phase from December 31, 2024 to June 30, 2025.