

## Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: June 16-17, 2004

Reference No.: 2.1c.(2)  
Action Item

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Ref: **TRAFFIC CONGESTION RELIEF (TCR) PROGRAM APPLICATION AMENDMENT APPROVALS, RESOLUTION TAA-04- , AMENDING RESOLUTION TA-01-11**

### **ISSUE:**

Attached is a Resolution for one Traffic Congestion Relief (TCR) project application amendment that proposes to update project funding plan for a previously approved TCR project application. A fact sheet describing the project is attached.

### **RECOMMENDATION:**

Pending resolution of future funding for TCR projects, the California Department of Transportation (Department) recommends that the California Transportation Commission (Commission) defer approval of this Resolution at this time and add this project to the list of application amendments submitted by applicant agencies that are pending further action by the Commission.

### **BACKGROUND:**

On May 13, 2004, the Administration released its budget proposals for FY 2004-05. The proposals include the transfer of \$163,000,000 to the TCR Fund from the General Fund for those TCR projects with existing allocations with intention that the Business, Transportation, and Housing Agency, in cooperation with the Commission, conduct a review of TCR projects to determine which projects will receive future funding.

To date, the Legislature has not taken action to approve these proposals. However, the Department recommends that requests to allocate funds or amend existing funding be deferred until such time that future funding for TCR Program can be assessed and the review of TCR projects is completed.

Attachments

**TCR Program – Application Amendment Project #20.2**

**Regional San Francisco Muni Third Street Light Rail; extend third Street line to Chinatown (tunnel) in the City and County of San Francisco.**

(\$ X 1,000)			
Estimated Project Cost:	\$520,700	<b>TCRP Funds covered by the application:</b>	<b>\$14,000</b>
TCRP Fund – Subproject #20.2:	\$14,000	Phases(s) covered in application:	2,4
TCRP Funds for Project #20:	\$140,000	TCRP Funds Previously Approved for 20.2	\$14,000
Lead Agency:	San Francisco Municipal Transportation Agency	Implementing Agency:	San Francisco County Transportation Authority

<b>TCRP Allocation Requested Concurrently with Application: \$0</b>	for Phase(s):	N/A
<b>TCRP allocations to date: \$14,000</b>	for Phase(s):	2,4
<b>Advance requested: \$0</b>	for Phase(s):	N/A
<b>LONP Requested Concurrently with Application: \$0</b>	for Phase(s):	N/A

**Project Summary:** The overall Third Street Light Rail project will extend the Third Street rail line to Chinatown (tunnel) in the City and County of San Francisco. The overall project will be constructed in two sub-projects:

- Sub-Project #20.1 - Initial Operating Segment (Total cost: \$520,700,000, including \$126,000,000 in TCR funds);
- Sub-Project #20.2 - Central Subway (Total cost: \$647,300,000, including \$14,000,000 in TCR funds).

*Note: The SF MUNI will use TCRP funds for construction activities on Segment 1 Initial Operating Segment, preliminary engineering for Segment 2 Control Subway, and the three LRVs for Segment 2. SF MUNI is proposing to use Local sales tax measure funds and federal New Rail Starts (Section 5309) funds to construct Segment 2 – Central Subway.*

Sub-Project #20.2, the Central Subway, consists of a subway from 4<sup>th</sup> and King Streets to Chinatown as well as three additional light rail vehicles (LRVs).



**Amendment Summary:** This amendment proposes shift of \$9,000,000 in TCRF from Phase 4 – Construction to Phase 2 – PS&E and update the funding plan. Changes proposed by this amendment are reflected in ~~strike through~~ and **bold**.

**Reason for Change:** MUNI had originally intended to purchase three additional LRVs for use with the New Central Subway. However, MUNI was unable to procure the three vehicles within the \$9 million budget. This proposed shift of funds is to allow the use of the originally programmed vehicles funds to be used for preliminary and detailed engineering activities associated with the New Central Subway project. MUNI will procure these vehicles in a future procurement when additional LRVs are needed system wide in order to obtain a more competitive price. \$9 million in local sales tax funds (Prop K) will be programmed for the procurement of the LRVs.

**Cost and Schedule (\$ x 1,000)**

Phase	Scope	Start	End	Cost
1	Environmental Review - EIR/EIS (Completed as part of TCRP #20.1)			
2	Preliminary Engineering, Final Design and Project Management	7/02	6/06	\$95,700
3	Right of Way Acquisition - N/A			
4	Vehicle Procurement and Construction	7/06	12/09	\$551,600
<b>Total:</b>				<b>\$647,300</b>

**Funding Plan** (\$ x 1,000)

Source	Type		Phase 1	Phase 2	Phase 3	Phase 4	Total
TCRP	State	Committed		\$14,000			\$14,000
		Proposed		\$5,000		\$9,000	
Prop B	Measure	Committed		\$80,300		\$45,700	\$126,000
		Proposed		\$90,700		\$35,300	
Section 5309	Federal	Committed		\$1,400			
		Proposed				\$430,900	\$430,900
New Starts		Proposed				\$432,300	\$432,300
STIP-RIP	State	Committed					
		Proposed				\$75,000	\$75,000
	<b>Totals:</b>	Committed		\$95,700		\$45,700	\$141,000
Proposed					\$505,900	\$509,900	
<b>Totals:</b>			\$95,700		\$44,300	\$507,300	\$507,300
				\$95,700		\$551,600	\$647,300

**Prior TCRP Action:** Original application was approved on July 11, 2001 (Resolution TA-01-11).

**Status of Conditions:** Conditions set forth for this project in Resolution TA-01-11 have been met.

**Discussion/Issues:** No issues. Regional Transportation Plan documentation is on file. CTC took action on the environmental document August 2001, under Resolution E-02-07.

The Department of Transportation recommends that the Commission defer action on this request and add this project to the list of applications amendments that are pending further action by the Commission.

**CALIFORNIA TRANSPORTATION COMMISSION**  
**Approval of Traffic Congestion Relief Program**  
**Project Application Amendment**

**RESOLUTION TAA-04-**  
**Amending Resolution TA-01-11**

- 1.1 WHEREAS the Traffic Congestion Relief Act of 2000 (herein after referred to as “statute”), which was established by Chapters 91 (AB 2928) and 656 (SB 1662) of the Statutes of 2000, establishes the Traffic Congestion Relief Program, providing \$5.39 billion for projects throughout the State of California to reduce traffic congestion, provide for safe and efficient movement of goods, and provide system connectivity; and
- 1.2 WHEREAS in accordance with Government Code Section 14556.11 the California Transportation Commission (Commission) has adopted guidelines, in consultation with the Department of Transportation (Department) and regional agencies, to implement the Traffic Congestion Relief (TCR) Program; and
- 1.3 WHEREAS the statute and guidelines require applicants to specify full and complete project applications, including scope, cost and schedule, financial plans and funding sources; and
- 1.4 WHEREAS the Commission identified those factors leading to changes in project scope, cost, and scheduled and established guidelines for agencies to submit amendments to TCR project applications in Resolution G-00-23, with further clarifications in Resolution G-01-23; and
- 1.5 WHEREAS the Department has reviewed the following proposed application amendment for one TCR project as submitted by applicant agency and found it to be in compliance with the guidelines adopted by the Commission; and
- 1.6 WHEREAS the Commission, in accordance with Administration’s proposals for current year budget reductions, reserves the right to defer approval of any additional TCR project applications and allocations due to the continuing economic challenges faced by the State.
- 2.1 NOW THEREFORE BE IT RESOLVED that the Commission does hereby defer approval at this time for the following TCR project application amendment as submitted, with subsequent clarifications and revisions:

Project #20.2 – San Francisco Muni Third Street Light Rail; extend third Street line to Chinatown (tunnel) in the City and County of San Francisco – Central Subway. Amend application to update project funding plan previously approved under Resolution TA-01-11.  
Applicant Agency: San Francisco Municipal Transportation Agency  
Implementing Agency: San Francisco County Transportation Authority;

and
- 2.2 BE IT FURTHER RESOLVED that this request be added to the list of application amendments submitted by applicant agencies that have been deferred and are pending further action by the Commission, and
- 2.3 BE IT FURTHER RESOLVED that all applicant agencies shall provide the Commission and the Department with a progress report on April 1<sup>st</sup> and October 1<sup>st</sup> of each year on actual expenditures and status of work, until the projects have been completed.