

## MEMORANDUM

## TAB 89

To: CHAIR AND COMMISSIONERS  
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: December 4-5, 2019

From: STEVEN KECK, Chief Financial Officer

Reference Number: 2.5b.(3), Action Item – **YELLOW REPLACEMENT ITEM**

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Division of Budgets

Subject: **RIGHT OF WAY CAPITAL ALLOCATION FOR A SHOPP PROJECT  
RESOLUTION FP-19-41**

### **ISSUE:**

Should the California Transportation Commission (Commission) approve an allocation of \$24,500,000 for the Right of Way capital phase for the State Highway Operation and Protection Program (SHOPP) project (PPNO 3483) on State Route (SR) 55, in Orange County?

### **RECOMMENDATION:**

The California Department of Transportation (Department) recommends that the Commission approve an allocation of \$24,500,000 for the SHOPP Right of Way capital phase for project (PPNO 3483), on SR 55, in Orange County.

### **BACKGROUND:**

Per Resolution G-19-01, projects with Right of Way capital programming of \$10 million or more, and that are programmed with Right of Way capital for fiscal year 2019-20 or later, must receive Commission approval for project level allocation.

This project is located in the cities of Santa Ana and Tustin in Orange County. The project proposes to construct an auxiliary lane on northbound SR 55 between the Dyer Road on-ramp and Edinger Avenue off-ramp. The project scope requires acquisition from 7 parcels, including fee acquisition, permanent easements, and temporary construction easements, as well as relocation assistance and utility relocation coordination.

Concurrent with the Department's SHOPP project, Orange County Transportation Authority (OCTA) is implementing a widening project on SR 55 from I-405 to I-5 adding one high occupancy lane, one general purpose lane, and auxiliary lanes at several locations. Seven (7) out of a total of thirty-one (31) right of way requirements for these two projects overlap

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to enhance California’s economy and livability”*

between the Dyer Road on-ramp and Edinger Avenue off-ramp. To limit the inconveniences of property owners and utility companies, the Department requested through a Cooperative Agreement that OCTA deliver the right of way needed for the SHOPP project simultaneously with their widening project. The Department provided the right of way requirements and mapping for the acquisition and utility relocations associated with the SHOPP project. Combining these efforts eliminates duplicative work and creates efficiencies.

The Right of Way capital estimate for the SHOPP project is attributed to complex right of way acquisitions involving commercial industrial properties including motels, retail and light manufacturing properties, and utility relocation impacting business parking spaces and buildings. The Right of Way capital estimate is \$24,500,000. Reimbursement for SHOPP scope will be based on actual cost. In the area where the OCTA and SHOPP projects overlap, the cost obligation will be assigned based on the scope of the impacts in a proportional split and consistent with Government Code Section 14526.5, which prohibits SHOPP funds from being used to add new traffic lanes to the State Highway System. The Department and OCTA, and in cooperation with CTC staff are finalizing details related to the proportional split.

This project is programmed for \$24,500,000.

**FINANCIAL RESOLUTION:**

Resolved that \$24,500,000 be allocated from the Budget Act of 2019, Budget Act Items 2660-302-0042 and 2660-302-0890 for Right of Way capital for the SHOPP project described on the attached vote list.

Attachment

**2.5 Highway Financial Matters**

Project No.	Allocation Amount	County	Dist-Co-Rte	Postmile	Location	Project Description	PPNO Program/Year Phase Prgm'd Amount	Budget Year	Amount by
							Project ID Adv Phase EA	Item # Fund Type Program Code	Fund Type

**2.5b.(3) SHOPP Right of Way Project**

**Resolution FP-19-41**

1	\$24,500,000	Orange	12-Ora-55	R8.0/R9.2	In the cities of Santa Ana and Tustin, from Dyer Road onramp to Edinger Avenue offramp. <u>Outcome/Output:</u> Construct northbound auxiliary lane.		12-3483 SHOPP/19-20 R/W \$24,500,000	2019-20 302-0042 SHA 302-0890 FTF 20.20.201.310	\$2,835,000 <u>\$21,665,000</u> \$24,500,000
					<u>Performance Measure:</u> Planned: 1,153.0, Actual: 2,477.0 Daily vehicle hour(s) of delay (DVHD)		1215000045 9 0G950		
					Preliminary <u>Engineering</u>				
					PA&ED	<u>Budget</u>	<u>Expended</u>		
					PS&E	\$200,000	\$144,331		
					R/W Sup	\$3,500,000	\$3,298,558		
						\$2,700,000	\$481,065		
					(CEQA - MND, 8/31/2017) (NEPA - FONSI, 8/31/2017)				
					(Future consideration of funding approved under Resolution E-17-67; October 2017.)				
					(SB 1 Baseline Agreement approved under Resolution SHOPP-P-1819-04B; October 2018.)				
					(EA 0G950/PPNO 12-3483 combined with STIP project EA 0J340/PPNO 12-3470 for construction under EA 0J34U/Project ID 1218000034.)				