

Memorandum

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: August 22, 2012

Reference No.: 2.9g.
Action Item

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Mark L. Weaver
Acting Chief
Division of Right of Way and
Land Surveys

Subject: **TECHNICAL CORRECTION TO PREVIOUSLY APPROVED RESOLUTION-
RESOLUTION FM-11-05**

RECOMMENDATION:

The California Department of Transportation recommends the California Transportation Commission (Commission) approve a technical correction to Resolution FM-11-05, originally approved June 27, 2012.

ISSUE:

At its June 2012 meeting, the Commission approved Resolution FM-11-05, allocating a lump sum of \$227,040,000 for Right of Way capital outlay funds for Fiscal Year (FY) 2011-12 and FY 2012-13. However due to the passage of the Budget Act for 2012-13, a technical correction is needed to remove the Budget Authority from Fiscal Year 2011-12 and appropriately reflect of the funding coming completely out of the Budget Authority from Fiscal Year 2012-13.

The required changes are reflected in strikethrough and bold on the attached Book Item Memorandum and Attachment.

Attachment

Memorandum

To: CHAIR AND COMMISSIONERS
CALIFORNIA TRANSPORTATION COMMISSION

CTC Meeting: June 27-28, 2012
Technically Corrected August 22, 2012

Reference No.: 2.5j.
Action Item

From: NORMA ORTEGA
Chief Financial Officer

Prepared by: Steven Keck
Division Chief
Division of Budgets

Subject: **FINANCIAL ALLOCATION FOR FISCAL YEAR 2012-13 RIGHT OF WAY LUMP SUM
RESOLUTION FM-11-05**

RECOMMENDATION:

The California Department of Transportation (Department) recommends the California Transportation Commission (Commission) approve the following Resolution allocating a lump sum of \$227,040,000 for Right of Way (R/W) capital outlay funds for Fiscal Year (FY) 2012-13.

ISSUE:

Each year the Department is required to obtain an annual R/W capital allocation from the Commission before it can deliver the R/W needs for programmed projects in the Project Delivery Plan. The approval of this Resolution will provide the Department the ability to deliver its R/W commitments for FY 2012-13.

**FY 2012-13 Estimate of Funds Allocated for R/W Commitments
(Dollars x 1,000)**

	Total
Capital Projects	\$ 141,033.00
Specific Categories	
Post-Certification	64,621.00
Damage to Property (Inverse)	20,386.00
Hardships	-
Project Development	1,000.00
Total Specific Categories	\$ 86,007.00
Pre-Project Mitigation	-
Roberti Re-Purchase	-
Total Right of Way	\$ 227,040.00

BACKGROUND:

Resolution G-01-09 requires the Department to annually present its R/W capital expenditure plan to the Commission for review and acceptance. The Resolution states that the plan will be supported by a project list that includes at a minimum, project description, source programming document, district, county, route, post mile, expenditure authorization, planning programming number, planned R/W expenditure, and total programmed R/W capital.

The FY 2012-13 R/W Capital Outlay Expenditure Plan is consistent with the Department's State Highway Operation and Protection Program (SHOPP) and State Transportation Improvement Program (STIP) documents, as approved by the Commission, and it includes the specific categories of Post Certification expenditures, Damage to Property (Inverse Condemnation) Settlements as well as estimated Project Development Capital.

Separate line items for Pre-Project Mitigation costs and cost of the re-purchase of previously sold excess land under Government Code Section 54235, et seq., commonly referred to as the Roberti Bill, for violations of terms of the purchase agreement between the Department and the purchaser are also shown as part of the R/W allocation.

Consistent with Resolution G-01-09, the Department reviewed with Commission staff the proposed list of projects that comprise the requested FY 2012-13 R/W capital allocation.

Attachment A shows breakdowns of the lump-sum Capital by fund and appropriation.

RESOLUTION:

Resolved, that \$227,040,000 be allocated from the ~~Budget Acts of 2012 and~~ **Budget Act of 2013**, Items 2660-301-0042, 2660-301-0890, 2660-302-0042, and 2660-302-0890 for the FY 2012-13 Right of Way Capital Lump Sum.

Attachment

TAB 58

Reference No.: 2.5j.

REPLACEMENT ITEM

June 27-28, 2012

Technically Corrected August 22, 2012

Attachment

FY 2012-13 Right of Way Capital Lump Sum Report
(Dollars x 1,000)

Program	Fund Source	FY 11-12 Interim Budget Authority	FY 12-13 Budget Authority	Total R/W Lump Sum Allocation
STIP	SHA - 302-0042	12,800	93,865	106,665
	Federal - 301-0890	5,657	41,485	47,142
	Sub-total STIP	\$ 18,457	\$ 135,350	\$ 153,807
SHOPP	SHA - 302-0042	6,048	44,351	50,399
	Federal - 302-0890	2,740	20,094	22,834
	Sub-total SHOPP	\$ 8,788	\$ 64,445	\$ 73,233
Total	RAW Capital	\$ 27,245	\$ 199,795	\$ 227,040

FY 2012-13 Right of Way Capital Lump Sum Report
(Dollars x 1,000)

Program	Fund Source	FY 12-13 Budget Authority	Total R/W Lump Sum Allocation
STIP	SHA - 302-0042	106,665	106,665
	Federal - 301-0890	47,142	47,142
	Sub-total STIP	\$ 153,807	\$ 153,807
SHOPP	SHA - 302-0042	50,399	50,399
	Federal - 302-0890	22,834	22,834
	Sub-total SHOPP	\$ 73,233	\$ 73,233
Total	R/W Capital	\$ 227,040	\$ 227,040