

# City of Las Cruces®

PEOPLE HELPING PEOPLE

## Council Action and Executive Summary

Item # 14 Resolution # 10-302 Council District: All

For Meeting of June 7, 2010

(Adoption Date)

**TITLE:** A RESOLUTION ALLOWING TRANSIT SECTION STAFF TO APPLY TO THE FEDERAL TRANSIT ADMINISTRATION FOR APPROPRIATED FEDERAL FISCAL YEAR 2008, SECTION 5309 CAPITAL FUNDS IN THE AMOUNT OF \$146,700 REQUIRING A CITY MATCH OF \$30,047 FOR THE PURPOSE OF BUYING PARATRANSIT VEHICLES IN FY2012.

**PURPOSE(S) OF ACTION:** This Resolution would permit Transit Staff to apply to the Federal Transit Administration (FTA) for \$146,700 in Federal Section 5309 (Capital) funding. This is the unobligated remainder of a Federal Fiscal Year 2008 earmark apportionment designated for the purchase of paratransit vehicles (apportionment NM-E2008-BUSP-0859). These funds must be obligated into a specific project by FTA no later than September 30, 2010 at which time this appropriation would lapse.

<b>Name of Drafter:</b> Michael For Bartholomew <i>Michael For Bartholomew</i>		<b>Department:</b> Public Services / Transit		<b>Phone:</b> 541-2500	
<b>Department</b>	<b>Signature</b>	<b>Phone</b>	<b>Department</b>	<b>Signature</b>	<b>Phone</b>
Originating Department	<i>[Signature]</i>	541-3477	Budget	<i>[Signature]</i>	2306
			Assistant City Manager	<i>[Signature]</i>	2271
Legal	<i>[Signature]</i>	541-2128	City Manager	<i>[Signature]</i>	2076

### BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The Transit Section is requesting to obligate these FTA Section 5309 funds into a grant for the purpose of purchasing paratransit vehicles in FY 2012. This project is covered in the MPO Transportation Improvement Program (TIP). The amount to be obligated into a grant is the unobligated balance of a Federal fiscal year 2008 earmark designated for the purchase of paratransit vehicles. This appropriation is set to expire on September 30, 2010. The grant application process must be started immediately in order to obligate these funds into a grant before that deadline.

FTA allows capital funds used toward revenue vehicle to be matched 83%/17% (federal/local shares). The anticipated local match for the \$146,700 federal dollars is \$30,047 for a total project of \$176,747. It is anticipated that this funding would purchase three replacement vehicles. The local match is already in the transit budget. The budget adjustment with specifics will be presented when the grant is awarded.

(Continue on additional sheets as required)

**SUPPORT INFORMATION:**

<b>Fund Name / Account Number</b>	<b>Est. Revenue FY2012</b>	<b>Est. Budget FY 2012</b>
Transit 5920	\$176,747	\$176,747
Federal Share	\$146,700	\$146,700
City Share	\$ 30,047	\$ 30,047

1. Resolution.
2. Exhibit "A", excerpt from the Federal Register Notice of February 16, 2010, Table 10-A, page 7112 showing the unobligated balance of the Federal Fiscal Year 2008 – 5309 appropriation.
3. Exhibit "B", excerpt from the MPO Transportation Improvement Program (TIP) for vehicle projects.
4. Exhibit "C", Grant Overview Worksheet

**OPTIONS / ALTERNATIVES:**

1. Approval of the Resolution will enable Staff to apply to FTA for \$146,700 in Section 5309 (capital) funding for the purpose of purchasing paratransit vehicles in FY 20102 before this appropriation expires on September 30, 2010.
2. Not approve the Resolution which will result in these funds lapsing.
3. Modify the Resolution and provide alternative direction to Staff.

**RESOLUTION NO. 10-302**

**A RESOLUTION ALLOWING TRANSIT SECTION STAFF TO APPLY TO THE FEDERAL TRANSIT ADMINISTRATION FOR APPROPRIATED FEDERAL FISCAL YEAR 2008, SECTION 5309 CAPITAL FUNDS IN THE AMOUNT OF \$146,700 REQUIRING A CITY MATCH OF \$30,047 FOR THE PURPOSE OF BUYING PARATRANSIT VEHICLES IN FY2012.**

The City Council is informed that:

**WHEREAS**, the City of Las Cruces receives discretionary (or "earmark") appropriations of transit funding through the Federal Transit Administration (FTA) Section 5309 (capital) funding program as authorized by Congress under the SAFETEA-LU program; and

**WHEREAS**, there are Section 5309 funds in the amount of \$146,700 from the Federal FY 2008 appropriation NM-E2008-BUSP-0859 designated for the purchase of paratransit vans that have not yet been obligated into a specific project; and

**WHEREAS**, the City typically uses Section 5309 funding for capital purchases of revenue vehicles at a federal/local match ratio of 83/17; and

**WHEREAS**, the required local match of 17% for these funds is \$30,047, making a total project of \$176,747; and

**WHEREAS**, this appropriation set to expire on September 30, 2010; and

**WHEREAS**, the City of Las Cruces wishes to apply the balance of these unobligated Section 5309 funds for the purpose of purchasing paratransit vans in FY 2012; and

**WHEREAS**, a project for transit vehicles is included in the MPO TIP, and the local match is included in the transit budget.

**NOW, THEREFORE**, be it resolved by the governing body of the City of Las Cruces:

(I)

THAT City Staff are hereby authorized to apply to the Federal Transit Administration for remaining Section 5309 funds in the amount of \$146,700 to be used for the purchase of paratransit vehicles in FY 2012.

(II)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

(SEAL)

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

VOTE:

Mayor Miyagishima:	_____
Councillor Silva:	_____
Councillor Connor:	_____
Councillor Pedroza:	_____
Councillor Small:	_____
Councillor Sorg:	_____
Councillor Thomas:	_____

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

# EXHIBIT "A"

FEDERAL TRANSIT ADMINISTRATION

TABLE 10-A

Prior Year Unobligated Section 5309 Bus and Bus Related Equipment and Facilities Allocations

State	Earmark ID	SAFETEA-LU Project No.	Project Location and Description	Unobligated Allocation
MI	E2008-BUSP-0813		Midland Dial-a-Ride (Midland County)	40,220
MI	E2008-BUSP-0815		Replacement Buses, Detroit	245,000
MN	E2008-BUSP-0346	40	Duluth, MN Downtown Duluth Area Transit facility improvements	434,720
MN	E2008-BUSP-0348	577	Metro Transit/Metropolitan Council, MN-Bus/Bus Capital	1,311,061
MN	E2008-BUSP-0349	185	St. Paul to Hinckley, MN Construct bus amenities along Rush Line Corridor	80,672
MN	E2008-BUSP-0350	342	St. Paul, MN Union Depot Multi Modal Transit Facility	434,720
MN	E2008-BUSP-0819		Albert Lea Transit Facility Rehabilitation	294,000
MN	E2008-BUSP-0820		Greater Minnesota Transit Bus and Bus Facilities	46,000
MN	E2008-BUSP-0823		Union Depot Multi-Modal Hub, St. Paul	656,600
MN	E2008-BUSP-0824		White Earth Tribal Nation SMART Transit and Buses	392,000
MO	E2008-BUSP-0353	345	Kansas City, MO Bus Transit Infrastructure	217,360
MO	E2008-BUSP-0355	624	Southeast Missouri Transportation Service-Bus Project	225,023
MO	E2008-BUSP-0826		Forest Park Circulator/I-64 Closure Alleviation	735,000
MO	E2008-BUSP-0827		Franklin County Transit	172,480
MO	E2008-BUSP-0828		Kansas City Area Transportation Authority Bus Replacement (KCATA)	735,000
MO	E2008-BUSP-0829		Southeast Missouri Transportation Service (SMTS)	735,000
MO	E2008-BUSP-1005		OATS, Incorporated, Bus and Bus Facilities	2,920,672
			Coahoma County, Mississippi Purchase buses for the Aaron E. Henry Community Health Services Center, Inc./DARTS transit service	32,604
MS	E2008-BUSP-0356	130	LOU Public Transit System, Oxford	857,500
MS	E2008-BUSP-0834		CSKT Reservation Transportation Program	229,810
MT	E2008-BUSP-0836		Chapel Hill Transit	37,126
NC	D2008-BUSP-010		Chapel Hill Transit	37,126
NC	E2008-BUSP-0361	490	Charlotte Area Transit System/City of Charlotte-Charlotte Multimodal Station	2,587,000
NC	E2008-BUSP-0362	217	Charlotte, NC Construct Charlotte Multimodal Station	1,695,408
NC	E2008-BUSP-0364	228	Charlotte, North Carolina-Multimodal Station	869,440
NC	E2008-BUSP-0365	154	City of Greenville, NC Expansion Buses and Greenville Intermodal Center	774,671
NC	E2008-BUSP-0371	594	North Carolina Department of Transportation-North Carolina Statewide Bus and Bus Facilities	1,670,606
NC	E2008-BUSP-0373	134	Town of Chapel Hill, NC Park and Ride Lot	326,040
NC	E2008-BUSP-0838		North Carolina Statewide Bus and Bus Facilities	1,101,270
NC	E2008-BUSP-0840		Intermodal Transportation Facility, Winston-Salem	392,000
ND	E2008-BUSP-0375	595	North Dakota Department of Transportation/Statewide Bus	663,536
ND	E2008-BUSP-0841		North Dakota Statewide Transit	1,134,330
NE	E2008-BUSP-0377	160	Kearney, Nebraska-RYDE Transit Bus Maintenance and Storage Facility	434,720
NE	E2008-BUSP-0378	586	Nebraska Department of Roads-Bus Maintenance and Storage Facility for RYDE in Kearney, NE	517,000
NE	E2008-BUSP-0379	587	Nebraska Department of Roads-Statewide Vehicles, Facilities, and Related Equipment Purchases	1,035,000
NE	E2008-BUSP-0380	240	Nebraska-statewide transit vehicles, facilities, and related equipment	869,440
NH	E2008-BUSP-0382	418	Windham, New Hampshire--Construction of Park and Ride Bus facility at Exit 3	804,232
NJ	E2008-BUSP-0385	28	Camden, NJ Construction of the Camden County Intermodal Facility in Cramer Hill	217,360
NJ	E2008-BUSP-0388	389	Lakewood, NJ-Ocean County Bus service and parking facilities	652,080
			Long Branch, NJ Determine scope, engineering, design and construct facilities for ferry service from Long Branch, NJ to New York City and ot	869,440
NJ	E2008-BUSP-0389	138	New Jersey Transit Community Shuttle Buses	108,680
NJ	E2008-BUSP-0394	328	South Brunswick, NJ Transit System	1,000,000
NJ	E2008-BUSP-0398	618	Trenton, NJ Development of Trenton Trolley System	217,360
NJ	E2008-BUSP-0401	181	Bus Shuttle Project for Seniors, Irvington	392,000
NJ	E2008-BUSP-0844		Hudson County Intermodal Station Pedestrian Bridge	294,000
NJ	E2008-BUSP-0845		Lakewood Multimodal Facility, Phase I	1,313,200
NJ	E2008-BUSP-0846		Morris County Intermodal Park and Ride	490,000
NJ	E2008-BUSP-0847		Northwest NJ Intermodal Transit Improvements	588,000
NJ	E2008-BUSP-0850		West Orange Township Senior Citizen & Handicap Shuttle Bus	196,000
NM	E2008-BUSP-0853	562	Las Cruces, NM, Road Runner Bus and Bus Facilities	300,000
NM	E2008-BUSP-0404		Bus and Bus Facilities, Grant County	984,900
NM	E2008-BUSP-0856		Para-Transit Van Replacement, Las Cruces	146,700
NM	E2008-BUSP-0859		Mid-Region Council of Governments 0, Mexico, public transportation buses, bus-related equipment and facilities, and intermodal terminals in Albuquerque	500,000
NM	E2008-BUSP-1000	460	Statewide Bus and Bus Facilities	735,000
NV	E2008-BUSP-0866		Bronx, NY Botanical Garden metro North Rail station Intermodal Facility	217,360
NY	E2008-BUSP-0414	271	Bronx, NY Establish an intermodal transportation facility at the Wildlife Conservation Society Bronx Zoo	217,360
NY	E2008-BUSP-0415	20	Bronx, NY Establish an intermodal transportation facility at the Wildlife Conservation Society Bronx Zoo	217,360
NY	E2008-BUSP-0416	279	Bronx, NY Intermodal Facility near Exit 6. of the Bronx River Parkway	54,340
NY	E2008-BUSP-0418	338	Bronx, NY Wildlife Conservation Society intermodal transportation facility at the Bronx Zoo	95,095
NY	E2008-BUSP-0420	10	Brooklyn, NY Construct a multi-modal transportation facility	304,304
NY	E2008-BUSP-0421	197	Brooklyn, NY Construct a multi-modal transportation facility in the vicinity of Downstate Medical Center	217,360
NY	E2008-BUSP-0422	408	Brooklyn, NY New Urban Center-Broadway Junction Intermodal Center	208,666
NY	E2008-BUSP-0423	41	Buffalo, NY Inter-modal Center Parking Facility	217,360
NY	E2008-BUSP-0426	192	Bus to provide York-town, New York internal circulator to provide transportation throughout the Town	40,212
NY	E2008-BUSP-0427	245	Coming, New York-Transportation Center	1,086,800
NY	E2008-BUSP-0430	363	Transportation Center Enhancements, Corning, NY	550,000
NY	E2008-BUSP-0431	512	Cornwall, NY-Purchase Bus	7
NY	E2008-BUSP-0432	284	Geneva, New York-Multimodal facility-Construct passenger rail center	108,680
NY	E2008-BUSP-0433	300	Kings County, NY Construct a multi-modal transportation facility	217,360
NY	E2008-BUSP-0435	343	New York City, NY Purchase Handicapped-Accessible Livery Vehicles	217,360
NY	E2008-BUSP-0439	376		

**Las Cruces Metropolitan Planning Area      Las Cruces Metropolitan Planning Organization      Transportation Improvement Program (TIP)**

**CN:**  **LAS CRUCES MPO - ID:**  **NMDOT Dist.:** 1 **County** Dona Ana **Municipality** City of Las Cruces **Length:** 0 **Miles**  
**Fed ID:**  **Est. Proj. Cost:** \$361,446 **Est. Letting**  
**RT:**  **Fr:**  **To:**  **TIP Amendment Pending?**

**Project Phases:**  Environ. Document     Prel. Engr.     Design     Right-of-way     Construction     Other

**Project Desc.:** Buses and Bus-related Facilities

**Category** Transit

**Remarks:**

FUND SOURCE	PROGRAMMED FUNDS - Four Year Federal TIP by Funding Category				TIP Informational Years	
	2010	2011	2012	2013	2014	2015
State Match	\$0	\$0	\$0	\$0	\$0	\$0
Local Match	\$61,446	\$71,687	\$204,000	\$337,133		
FTA 5309 (Bus/Facil)	\$300,000	\$350,000	\$996,000	\$1,645,000		
<b>Totals</b>	<b>\$361,446</b>	<b>\$421,687</b>	<b>\$1,200,000</b>	<b>\$1,983,133</b>		

# Grant Overview<sup>288</sup> Worksheet

**Title of Grant Program:** FTA Section 5309 - FY 2008 federal earmark for Paratransit Vans

**Funding Organization:** Federal Government, FTA

**Section Applying:** Transit

**Description of Proposed Project:** The Transit Section will obligate the remaining \$146,700 in unobligated Federal Fiscal Year 2008 FTA Section 5309 funding. This is the remaining unobligated balance of that earmark, which was designated for the purchase of paratransit vehicles. Section 5309 requires a local project match of 20%. Transit staff propose to obligate this into a grant that would be expended in City FY 2012. Failure to obligate the funds by September 30, 2010 will cause them to lapse. Supporting documentation and the proposed Council action packet are attached .

**Strategic Plan**      **Goal:** N/A    **Objective:** N/A      **Strategy:** N/A  
**Performance Budget** **Goal:** N/A    **Objective:** N/A      **Strategy:** N/A

- Existing City Programs/Efforts** *(Example: request for environmentally-friendly weed management. Parks Section's existing budget and work activities includes weed management)*
- Expansion of Existing Program/Efforts** *(Example: request for advertising to increase public Awareness of the Farmers Market. The advertising campaign will be an increase over current activities/budget.)*
- New Initiative, Not Budgeted** *(Example: request to implement a recreational activity that is currently Not included in the city's recreational programs.)*

**Project Maintenance** *(If the grant specifies that the project must be maintained/operated after the grant period ends, list the requirements:*

The only requirement is that equipment purchased stay in transit use during the useful life of the equipment and the the equipment be maintained.

**Amount Section anticipates requesting:** \$146,700

**Match Requirement (%):** 20%

**Projected Match**      **In-Kind:**  
**Match Source:** City General Fund, VAF

**Cash:** \$30~~47~~

**Grant Application Due:** June 2010  
 completed

**Grant Duration** *(Months/Years):* until project is

**MOU or Joint Powers Agreement Required** *(Yes/No):* Already in existence

**Grant Collaborators** *(List other city departments or outside agencies):* none

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**Grant Overview Worksheet**

**Employees To Be Hired** (# to be hired, full-time or part-time position and 1-sentence job responsibilities)  
No additional employees

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**Grant Manager** (Responsible for contract, project operations, budget management, and reports as prescribed)

**Name:** Michael Bartholomew

**Title:** Transit Admin.

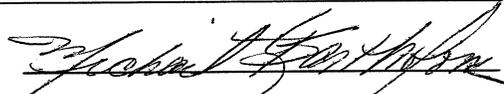
**Phone:** 541-2537

**E-mail:** mbartholomew@las-cruces.org

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**Submitted by:** Michael Bartholomew

Signature



**Date:** May 18, 2010

**Reviewed & Approved by:** \_\_\_\_\_

Department Director



Signature

**Date:**