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City of Las Cruces[®]
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Council Action and Executive Summary

Item # 16 Resolution # 09-307 Council District: All

For Meeting of June 15, 2009

(Adoption Date)

TITLE: A RESOLUTION ALLOWING TRANSIT SECTION STAFF TO APPLY TO THE FEDERAL TRANSIT ADMINISTRATION FOR APPROPRIATED FEDERAL FISCAL YEAR 2007, SECTION 5309 CAPITAL FUNDS IN THE AMOUNT OF \$58,730 REQUIRING A CITY MATCH OF \$14,683 FOR THE PURPOSE OF BUYING SUPPORT EQUIPMENT.

PURPOSE(S) OF ACTION: This Resolution would permit Transit Staff to apply to the Federal Transit Administration for \$58,730 in Federal Section 5309 (Capital) funding. This is the unobligated remainder of a Federal Fiscal Year 2007 apportionment awarded under the Federal SAFETEA-LU legislation. These funds must be obligated into a specific project by FTA no later than September 30, 2009.

Name of Drafter: Michael Bartholomew <i>Michael Bartholomew</i>		Department: Public Services / Transit		Phone: 541-2500	
Department	Signature	Phone	Department	Signature	Phone
Originating Department	<i>[Signature]</i>	528-3477	Budget	<i>[Signature]</i>	2300
			Assistant City Manager	<i>[Signature]</i>	2271
Legal	<i>[Signature]</i>	2128	City Manager	<i>[Signature]</i>	3076

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The Transit Section is requesting to obligate these into a project for "support equipment" for the Transit Section. This project has been vetted through the MPO process and will be approved by the State Transportation Commission for inclusion in the State Transportation Improvement Program (STIP) in late May 2009.

This will include replacement of a staff vehicle used for driver trade outs in the field. The existing driver van has exceeded its useful life and Council approved replacement of this vehicle in the budget approved in May 2009. Additional projects included in this grant will include shop equipment and another staff vehicle; these final two projects will be requested in the FY2011 budget, but the City will be able to use it sooner should the opportunity arise.

Staff is currently looking at the feasibility of purchasing electric or hybrid vehicles with this project. These driver trade-out vehicles generally never leave the City and this would be a good application in which to use clean electric vehicles.

(Continue on additional sheets as required)

These funds are the unobligated balance of some Section 5309 funds apportioned to the City of Las Cruces in Federal Fiscal Year 2007. These funds must be obligated into a project before the end of the current Federal Fiscal Year which is September 30, 2009. If those funds are not obligated by that date, they will be lost. Once the funds are obligated into a specific project, there will be no specific deadline to get these funds expended. The \$58,730 in Federal funds requires a 20% local match of \$14,683.

The original congressional allocation was \$250,000. A total of \$191,270 was used as part of a project to purchase one fixed route bus and six Dial-A-Ride vans. That project was included in the FY2009 budget approved by Council on May 19, 2008.

SUPPORT INFORMATION:

Fund Name / Account Number	Amount of Revenue FY2010	Budget Amount FY 2010
Transit 5920	\$ 73,413	\$ 73,413
Federal Share	\$ 58,730	\$ 58,730
City Share	\$ 14,683	\$ 14,683

1. Resolution.
2. Exhibit "A", Transit Section FY2010 budget approved by Council on May 18, 2009.
3. Exhibit "B", excerpt from Federal Register Notice of December 18, 2008, Table 10, page 77400 showing the unobligated Federal Fiscal Year 2007 – 5309 allocation.
4. Exhibit "C", Grant Overview Worksheet

OPTIONS / ALTERNATIVES:

1. Approval of the Resolution will enable Staff to apply to FTA for \$58,730 in Section 5309 (capital) funding before it expires on September 30, 2009.
2. Not approve the Resolution which will result in these funds lapsing.
3. Modify the Resolution and provide alternative direction to Staff.

RESOLUTION NO. 09-307

A RESOLUTION ALLOWING TRANSIT SECTION STAFF TO APPLY TO THE FEDERAL TRANSIT ADMINISTRATION FOR APPROPRIATED FEDERAL FISCAL YEAR 2007, SECTION 5309 CAPITAL FUNDS IN THE AMOUNT OF \$58,730 REQUIRING A CITY MATCH OF \$14,683 FOR THE PURPOSE OF BUYING SUPPORT EQUIPMENT.

The City Council is informed that:

WHEREAS, the City of Las Cruces receives annual apportionments of transit funding through the 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 \$58,730 from the Federal FY 2007 appropriation that have not yet been obligated into a specific project; and

WHEREAS, this appropriation is set to expire on September 30, 2009; and

WHEREAS, the City typically uses this funding for capital purchases made by the Transit Section at a federal/local match ratio of 80/20; and

WHEREAS, the City of Las Cruces wishes to apply these remaining Section 5309 funds for the purpose of purchasing support equipment over the next two fiscal years to include staff vehicles and shop equipment; and

WHEREAS, a project for support equipment is included in the State Transportation Improvement Program (STIP); and

WHEREAS, The City Council approved the City FY 2010 budget on May 18, 2009, which includes replacement of a vehicle to which this funding will be applied.

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 \$58,730 to be used for support of capital equipment in transit operations.

(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 _____, 2009.

(SEAL)

APPROVED:

Mayor

ATTEST:

City Clerk

Moved by: _____

Seconded by: _____

VOTE:

Mayor Miyagishima: _____
Councillor Silva: _____
Councillor Connor: _____
Councillor Archuleta: _____
Councillor Small: _____
Councillor Jones: _____
Councillor Thomas: _____

APPROVED AS TO FORM:



City Attorney

CITY OF LAS CRUCES
PROPOSED BUDGET FY 2009/2010

FUND	DIVISION		FUND TYPE	
Transit Fund 5920	Public Services		Enterprise	
	FY 2007/08 Actual	FY 2008/09 Adjusted	FY 2008/09 Projected*	FY 2009/10 Proposed
RESOURCES				
Beginning Balance	\$ 85,473	(103,373)	(103,373)	590,020
REVENUES				
543711 NMSU Bus Subsidy	\$ 57,452	204,411	191,155	250,000
543712 Bus Fares	103,476	112,000	114,645	112,000
543714 Token Fares	3,165	2,786	4,297	3,905
543715 Bus Passes	61,911	61,000	34,705	61,000
543716 Mesilla Subsidy	12,812	13,500	13,500	11,730
543731 Dial A Ride Bus Fares	3,231	2,900	4,534	4,525
543732 Dial A Ride Bus Tokens	11,516	11,500	20,718	21,625
551004 Fed Trans Admin	1,140,974	1,234,100	1,497,006	1,313,400
551004 Federal Transit Capital	102,862	1,487,187	1,416,467	946,683
551006 Federal GSA	67,179	40,000	0	0
552007 Rideshare State Hwy	31,030	31,000	31,000	31,000
552008 NMEMNR - Rideshare	30,000	21,500	21,500	21,500
560046 Transit Donations Dial-A-Ride	1,791	1,700	1,700	2,240
590020 Sale of Property/Materials	0	0	9,900	0
592001 Other Reimbursed Expenses	4,774	1,000	177	100
Total Revenues	\$ 1,632,173	3,224,584	3,361,304	2,779,708
Total Resources	\$ 1,717,646	3,121,211	3,257,931	3,369,728
EXPENDITURES				
Public Services Department				
Administration 59685010				
Personnel	\$ 153,199	239,361	228,052	250,992
Operating	156,722	199,299	125,801	140,556
Capital	0	22,600	0	71,178
Depreciation	145,039	248,230	128,700	248,230
Total - 59685010	\$ 454,960	709,490	482,553	710,956
Fixed Route 59685020				
Personnel	\$ 1,292,385	1,417,120	1,303,027	1,263,775
Operating	647,945	795,598	733,851	682,233
Capital	0	1,677,987	1,661,584	385,000
Depreciation	236,490	133,900	236,490	133,900
Total - 59685020	\$ 2,176,820	4,024,605	3,934,952	2,464,908
Dial-A-Ride 59685030				
Personnel	\$ 721,051	817,517	731,242	743,223
Operating	196,525	201,576	214,042	209,838
Capital	128,578	575,002	109,000	496,000
Depreciation	0	0	0	0
Total - 59685030	\$ 1,046,154	1,594,095	1,054,284	1,449,061

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.

CITY OF LAS CRUCES
PROPOSED BUDGET FY 2009/2010

FUND	DIVISION		FUND TYPE	
	Public Services		Enterprise	
Transit Fund 5920	FY 2007/08 Actual	FY 2008/09 Adjusted	FY 2008/09 Projected*	FY 2009/10 Proposed
Bus Maintenance 59685040				
Personnel	\$ 306,311	311,685	313,394	317,123
Operating	50,454	52,000	68,464	47,600
Capital	0	11,000	5,600	180,400
Total - 59685040	\$ 356,765	374,685	387,458	545,123
Rideshare 59685050				
Personnel	\$ 38,525	33,558	34,615	32,723
Operating	31,808	25,972	26,191	21,794
Total - 59685050	\$ 70,333	59,530	60,806	54,517
GSA Operating Assistance 59685070				
Personnel	\$ 39,530	0	0	0
Operating	28,037	33,400	0	0
Total - 59685070	\$ 67,567	33,400	0	0
5% reduction	0	(568,238)	0	0
Total Expenditures	\$ 4,172,599	6,227,567	5,920,053	5,224,565
OTHER FINANCING SOURCES (USES)				
Transfer from Fund 1000 - General Fund	\$ 1,012,500	2,049,000	2,049,000	1,134,067
Transfer from Fund 1200 - VAF Fund	264,300	275,000	275,000	132,350
Transfer from Fund 2171 - Older Americans Act Fund	71,752	71,752	71,752	71,752
Transfer from Fund 2810 - Gasoline Tax Fund	1,045,000	530,000	530,000	1,000,000
Transfer to Fund 1000 - General Fund for Bldg R & M	(15,500)	(15,500)	(15,500)	(15,500)
Transfer to Fund 5921 - Transit Intermodal Ctr	(410,000)	0	0	0
Transfer to Fund 6340 - Liability Claims Fund	0	(23,300)	(23,300)	(39,941)
Total Other Financing Sources (Uses)	\$ 1,968,052	2,886,952	2,886,952	2,282,728
ENDING BALANCE With Non-Cash Expense	\$ (486,901)	(219,404)	224,830	427,891
Plus: Non-Cash Expense	381,529	382,130	365,190	382,130
Adjustment due to change in accruals.	1,999	0	0	0
ENDING BALANCE	\$ (103,373)	162,726	590,020	810,021

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.

FEDERAL TRANSIT ADMINISTRATION

TABLE 10

Prior Year Unobligated Section 5309 Bus and Bus Related Facilities Allocations

State	Earmark ID	SAFETEA-LU Project No.	Project Location and Description	Unobligated Allocation
MS	E2007-BUSP-0357	130	Coahoma County, Mississippi Purchase buses for the Aaron E. Henry Community Health Services Center, Inc./DARTS transit service	30,096
MS	E2007-BUSP-0358	547	Jackson State University, MS-Busing Project	1,190,000
NC	E2007-BUSP-0362	490	Charlotte Area Transit System/City of Charlotte-Charlotte Multimodal Station	2,380,000
NC	E2007-BUSP-0363	217	Charlotte, NC Construct Charlotte Multimodal Station	1,564,992
NC	E2007-BUSP-0365	228	Charlotte, North Carolina-Multimodal Station	802,560
NC	E2007-BUSP-0366	154	City of Greenville, NC Expansion Buses and Greenville Intermodal Center	715,081
NC	E2007-BUSP-0368	302	Greensboro, North Carolina-Piedmont Authority for Regional Transportation Multimodal Transportation Center	2,512,013
NC	E2007-BUSP-0369	52	Greensboro, North Carolina-Replacement buses	1,159,699
ND	E2007-BUSP-0376	595	North Dakota Department of Transportation/Statewide Bus	786,036
NE	E2007-BUSP-0378	160	Kearney, Nebraska-RYDE Transit Bus Maintenance and Storage Facility	401,280
NE	E2007-BUSP-0379	586	Nebraska Department of Roads-Bus Maintenance and Storage Facility for RYDE in Kearney, NE	476,000
NE	E2007-BUSP-0380	587	Nebraska Department of Roads-Statewide Vehicles, Facilities, and Related Equipment Purchases	952,000
NH	E2007-BUSP-0383	418	Windham, New Hampshire--Construction of Park and Ride Bus facility at Exit 3	742,368
NJ	E2007-BUSP-0386	28	Camden, NJ Construction of the Camden County Intermodal Facility in Cramer Hill	200,640
NJ	E2007-BUSP-0391	38	Monmouth County, NJ Construction of main bus facility for Freehold Township, including a terminal and repair shop	401,280
NJ	E2007-BUSP-0399	618	South Brunswick, NJ Transit System	1,000,000
NJ	E2007-BUSP-0402	181	Trenton, NJ Development of Trenton Trolley System	200,640
NJ	E2007-BUSP-0650		Camden, NJ Ferry System	1,000,000
NM	E2007-BUSP-0405	562	Las Cruces, NM, Road Runner Bus and Bus Facilities	58,730
NY	E2007-BUSP-0416	20	Bronx, NY Establish an intermodal transportation facility at the Wildlife Conservation Society Bronx Zoo	200,640
NY	E2007-BUSP-0417	279	Bronx, NY Establish an intermodal transportation facility at the Wildlife Conservation Society Bronx Zoo	200,640
NY	E2007-BUSP-0419	338	Bronx, NY Intermodal Facility near Exit 6. of the Bronx River Parkway	50,160
NY	E2007-BUSP-0421	10	Bronx, NY Wildlife Conservation Society intermodal transportation facility at the Bronx Zoo	87,780
NY	E2007-BUSP-0427	192	Buffalo, NY Inter-modal Center Parking Facility	200,640
NY	E2007-BUSP-0428	245	Bus to provide York-town, New York internal circulator to provide transportation throughout the Town	37,118
NY	E2007-BUSP-0429	230	Construction of Third Bus Depot on Staten Island	2,407,680
NY	E2007-BUSP-0430	146	Cooperstown, New York-Intermodal Transit Center	1,003,200
NY	E2007-BUSP-0431	363	Corning, New York-Transportation Center	1,003,200
NY	E2007-BUSP-0432	512	Transportation Center Enhancements, Corning, NY	450,000
NY	E2007-BUSP-0434	300	Geneva, New York-Multimodal facility-Construct passenger rail center	100,320
NY	E2007-BUSP-0435	317	Jamestown, NY Rehabilitation of Intermodal Facility and associated property	141,994
NY	E2007-BUSP-0437	368	Nassau County, NY Conduct planning and engineering for transportation system (HUB)	1,404,480
NY	E2007-BUSP-0438	585	Nassau County, NY, Conduct planning, engineering, and construction for transportation system (HUB)	1,200,000
NY	E2007-BUSP-0441	590	New York City, NY, Bronx Zoo Intermodal Facility	450,000
NY	E2007-BUSP-0444	593	New York, Improvements to Moynihan Station	1,200,000
NY	E2007-BUSP-0446	373	Niagara Frontier Transportation Authority, NY Replacement Buses	200,640
NY	E2007-BUSP-0448	379	Ramapo, NY Transportation Safety Field Bus	50,160
NY	E2007-BUSP-0449	252	Rochester, New York-Renaissance Square transit center	902,880
NY	E2007-BUSP-0450	430	Rochester, New York-Renaissance Square Transit Center	451,440
NY	E2007-BUSP-0451	607	Rochester, NY, Renaissance Square Intermodal Facility, Design and Construction	1,400,000
NY	E2007-BUSP-0453	386	Suffolk County, NY Design and construction of intermodal transit facility in Wyandanch	922,944
NY	E2007-BUSP-0454	353	Suffolk County, NY Purchase four handicapped accessible vans to transport veterans to and from the VA facility in Northport	56,179
NY	E2007-BUSP-0457	289	Town of Warwick, NY Bus Facility Warwick Transit System	110,352
NY	E2007-BUSP-0458	451	Utica, New York Transit Multimodal Facilities	1,200,000
NY	E2007-BUSP-0652		Staten Island Ferry	1,000,000
OH	E2007-BUSP-0468	89	Cincinnati, Ohio-Metro Regional Transit Hub Network Eastern Neighborhoods	185,592
OH	E2007-BUSP-0471	179	Cleveland, OH Construct passenger inter-modal center near Dock 32	172,550
OH	E2007-BUSP-0472	411	Cleveland, OH Construction of an inter-modal facility and related improvements at University Hospitals facility on Euclid Avenue	200,640
OH	E2007-BUSP-0475	198	Cleveland, Ohio-Euclid Avenue University Hospital intermodal facility	902,880
OH	E2007-BUSP-0483	309	Elyria, OH Construct the New York Central Train Station into an intermodal transportation hub	410,911
OH	E2007-BUSP-0484	349	Kent, OH Construct Kent State University Intermodal Facility serving students and the general public	200,640
OH	E2007-BUSP-0485	104	Marietta, Ohio Construction of transportation hub to accommodate regional bus traffic	100,320
OH	E2007-BUSP-0487	87	Niles, OH Acquisition of bus operational and service equipment of Niles Trumbull Transit	40,128
OH	E2007-BUSP-0490	64	Zanesville, OH-bus system signage and shelters	16,302
OR	E2007-BUSP-0500	168	Lane Transit District, Bus Rapid Transit Progressive Corridor Enhancements	594,621
PA	E2007-BUSP-0510	456	Altoona Multimodal Transportation Facility Parking Garage	240,000
PA	E2007-BUSP-0514	481	Butler Township, PA-Cranbury Area Transit Service	626,980
PA	E2007-BUSP-0519	513	County of Lackawanna Transit System-Scranton Intermodal Transportation Center	238,000
PA	E2007-BUSP-0521	81	Easton, Pennsylvania-Design and construct Intermodal Transportation Center	401,280
PA	E2007-BUSP-0522	524	Erie, PA Metropolitan Transit Authority-Bus Acquisitions	238,000
PA	E2007-BUSP-0523	431	Erie, PA-EMTA Vehicle Acquisition	401,280
PA	E2007-BUSP-0524	331	Gettysburg, Pennsylvania-transit transfer center	180,375
PA	E2007-BUSP-0533	201	Philadelphia, PA Cruise Terminal Transportation Ctr Phila Naval Shipyard	702,240
PA	E2007-BUSP-0534	137	Philadelphia, PA Improvements to the existing Penns Landing Ferry Terminal	802,560
PA	E2007-BUSP-0535	413	Philadelphia, PA Penns Landing water shuttle parking lot expansion and water shuttle ramp infrastructure construction	220,704

Grant Overview ³⁷⁹ Worksheet

Title of Grant Program: FTA Section 5309 - Bus and Bus Facilities

Funding Organization: Federal Government, FTA

Section Applying: Transit

Description of Proposed Project: The Transit Section will obligate the remaining \$58,730 in unobligated Federal Fiscal Year 2007 FTA Section 5309 funding. This capital funding was allocated by a "formula" as part of the SAFETEA-LU program. The original allocations was \$250,000 and of that \$191,270 was obligated as part of a new project to purchase a bus and 6 vans. Those projects were in the budget submitted for FY2009 and approved by Council on May 19, 2008. The balance of \$58,730 will be obligated into a project to purchase staff vans and shop equipment. Section 5309 requires a local project match of 20%. One replacement van is in the approved FY2010 budget. Most Transit rolling stock used this Section 5309 funding. Failure to obligate the funds by September 30, 2009 will cause them to be lost.

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: \$58,730 **Match Requirement (%):** \$14,683

Projected Match	In-Kind:	Cash: \$14,683
Match Source: City General Fund, VAF		

Grant Application Due: June 2009

Grant Duration (Months/Years): until used up

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

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

Grant Overview ³⁸⁰ Worksheet

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

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

Submitted by: Michael Bartholomew

Signature



Date: May 26, 2009

Reviewed & Approved by: LORI GROMET

Department Director

Signature



Date: 5-27-09