

53
City of Las Cruces⁵³
 PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 5

Ordinance/Resolution # 13-013

For Meeting of _____
 (Ordinance First Reading Date)

For Meeting of August 6, 2012
 (Adoption Date)

Please check box that applies to this item:

QUASI JUDICIAL

LEGISLATIVE

ADMINISTRATIVE

TITLE: A RESOLUTION ACCEPTING A GRANT FROM THE NEW MEXICO DEPARTMENT OF TRANSPORTATION, LOCAL GOVERNMENT ROAD FUND PROGRAM, FISCAL YEAR 2012/2013, IN THE AMOUNT OF \$39,804.00 FOR THE TELSHOR BOULEVARD A.D.A. IMPROVEMENTS PROJECT AND TO AMEND THE FISCAL YEAR 2012/2013 BUDGET; A \$13,268.00 CITY MATCH IS REQUIRED.

PURPOSE(S) OF ACTION:

To accept a grant and amend the FY 2012/2013 Budget.

COUNCIL DISTRICT: 2		
<u>Drafter/Staff Contact:</u> Louis Grijalva, PE	<u>Department/Section:</u> Public Works/ Project Development	<u>Phone:</u> 528-3479
<u>City Manager Signature:</u>		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The City of Las Cruces (City), Public Works Department, Project Development Section, submitted an application to the New Mexico Department of Transportation (NMDOT), Local Government Road Fund (LGRF) Program, Fiscal Year 2012/2013, for the Telshor Boulevard A.D.A. Improvements Project pursuant to Resolution 12-149.

Telshor Boulevard A.D.A. improvements from University Avenue to Bueno Vida Circle was estimated to cost \$98,100.00 for project development and construction. The City is required to match 25% of the grant amount and is responsible for 100% of the cost of the project, in excess of the grant amount.

Recently, the City has been offered \$39,804.00 from the NMDOT, LGRF Program to complete the project (see letter from NMDOT, dated May 11, 2012, Attachment "B"). This would require the City to contribute a 25% match of \$13,268.00, for the total project grant amount of \$53,072.00. The City would be required to fund the difference in the total NMDOT project grant and the total construction cost. Acceptance of this grant will supplement a portion of the

construction costs. The 25% match and the excess of the grant amount to construct the project will be funded through the Streets Maintenance Fund.

This project consists of the reconstruction of the existing curb returns, sidewalks, and drive pads along Telshor Boulevard to meet current American with Disabilities Act Standards. The work will also include the removal and disposal of the damaged concrete. The funds for the City match have been included in the FY 2012/2013 Budget.

The application process requires the City to pass a Resolution that references the scope of work and monetary amounts submitted to the State Highway Commission for the project and to adopt the project as a priority (see letter from NMDOT, dated June 22, 2012, Attachment "C") prior to processing the agreements between NMDOT and the City.

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A", Budget Adjustment.
3. Attachment "A", Vicinity Map.
4. Attachment "B", Letter from NMDOT, dated May 11, 2012.
5. Attachment "C", Letter from NMDOT, dated June 22, 2012.

SOURCE OF FUNDING:

Is this action already budgeted?	Yes	<input type="checkbox"/>	See fund summary below
	No	<input checked="" type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
		<input checked="" type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue?	Yes	<input checked="" type="checkbox"/>	Funds will be deposited into this fund: <u>4212</u> in the amount of <u>\$39,804.00</u> for FY <u>13</u> .
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

BUDGET NARRATIVE

Grants funds will be deposited into Fund 4212 to be used by Public Works to pay for Telshor Boulevard A.D.A. improvements from University Avenue to Bueno Vida Circle. The required City match of \$13,268.00 was budgeted into Fund 4202 GRT Street Maintenance for FY 2012/2013 which was approved May 7, 2012.

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
GRT Street Maintenance: 4202	42806040- 854121- 70Y03	\$13,268.00	\$100,000.00	\$86,732.00	Construction of the project and Materials Testing
St. Street Improvements: 4212	42806030- 854121- 70Y03	\$39,804.00	\$39,804.00	\$0.00	N/A

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will approve the Resolution accepting a grant from New Mexico Department of Transportation, Local Government Road Fund Program, Fiscal Year 2012/2013 in the amount \$39,804.00 for the Telshor Boulevard A.D.A. Improvements Project and to amend the Fiscal Year 2012/2013 Budget. A \$13,268.00 City match is required.
2. Vote "No"; this will reject the Resolution. The grant will not be accepted from the New Mexico Department of Transportation, Local Government Road Fund Program, Fiscal Year 2012/2013.
3. Vote to "Amend"; modify the Resolution and provide staff alternate direction on how to proceed with the project and/or grant award. This could impact the availability of the funding from New Mexico Department of Transportation.
4. Vote to "Table"; this could impact the availability of the funding from New Mexico Department of Transportation.

REFERENCE INFORMATION:

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits

1. Resolution 12-149.

RESOLUTION NO. 13-013

A RESOLUTION ACCEPTING A GRANT FROM THE NEW MEXICO DEPARTMENT OF TRANSPORTATION, LOCAL GOVERNMENT ROAD FUND PROGRAM, FISCAL YEAR 2012/2013, IN THE AMOUNT OF \$39,804.00 FOR THE TELSHOR BOULEVARD A.D.A. IMPROVEMENTS PROJECT AND TO AMEND THE FISCAL YEAR 2012/2013 BUDGET; A \$13,268.00 CITY MATCH IS REQUIRED.

The City Council is informed that:

WHEREAS, the New Mexico Department of Transportation (NMDOT) has entered into a joint coordinated effort in Cooperative Agreement Project Number SP-1-13(962), Control Number HW2 L100071, known as the Local Government Road Fund Fiscal Year 2012/2013 for the Telshor Boulevard A.D.A. Improvements Project; and

WHEREAS, the project will include project development, design, construction, inspection, testing, including reconstruction of existing curb returns and drive pads to make the sidewalk in compliance with A.D.A. requirements; and

WHEREAS, the City of Las Cruces (City) is being offered an award of \$39,804.00 from NMDOT, Local Government Road Fund Program for this project; and

WHEREAS, NMDOT's share will be 75% or \$39,804.00, and the City is required to match 25% of the total project grant amount of \$53,072.00, for a match of \$13,268.00; and

WHEREAS, the City is required to fund the difference between the total project grant amount of \$53,072.00 and the actual cost of the project, which will incorporate the additional funding necessary for the design, construction cost, materials testing, and inspection for the project; and

WHEREAS, NMDOT requires the City to pass a Resolution that references the scope of work and the monetary amounts submitted to the State Highway Commission

and that the project is adopted and has a priority standing; and

WHEREAS, the City has the remaining necessary funding in place and have commenced with the project design phase plans.

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

(I)

THAT the City of Las Cruces will enter into a Cooperative Agreement for Project Number SP-1-12(962), Control Number HW2 L100071, NMDOT, Local Government Road Fund Project, Fiscal Year 2012/2013 for the Telshor Boulevard A.D.A. Improvements Project.

(II)

THAT the project will include project development, design, construction, inspection, testing, including reconstruction of existing curb returns and drive pads to make the sidewalk in compliance with A.D.A. requirements.

(III)

THAT the grant from NMDOT, Local Government Road Fund Program, in the amount of \$39,804.00, is hereby accepted and the City of Las Cruces will commit \$13,268.00 in matching funds and all additional construction costs for the project.

(IV)

THAT the Fiscal Year 2012/2013 Budget is hereby amended as outlined on the attached Exhibit "A".

(V)

THAT City staff is hereby authorized to do all deeds necessary in the

accomplishment of the herein above.

DONE AND APPROVED this _____ day of _____, 20_____.

APPROVED:

Mayor

ATTEST:

City Clerk

(SEAL)

Moved by: _____

Seconded by: _____

VOTE:

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

APPROVED AS TO FORM:

Ry. M. Blumly

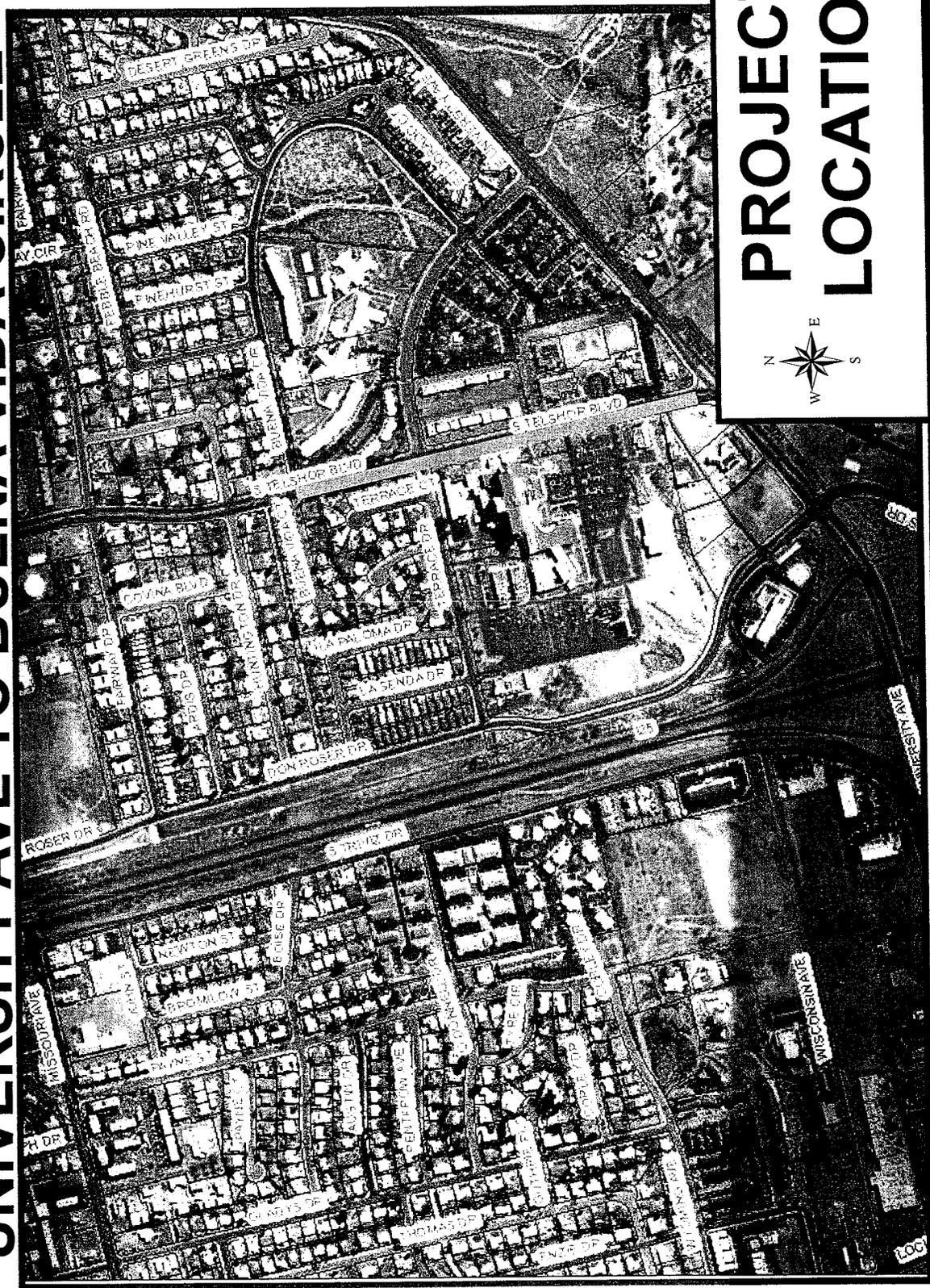
City Attorney

**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2012/2013**

FUND	DIVISION		FUND TYPE	
State Street Improvement Grants Fund 4212	Transportation		Capital Project	
	FY 2011/12 Preliminary*	FY 2012/13 Adopted	FY 2012/13 Adjustment	FY 2012/13 Adjusted
RESOURCES				
Beginning Balance	\$ 79,534	79,534		79,534
REVENUES				
60805 Downtown Revitalization	\$ 0	128,135		128,135
60806 Downtown Revitalization	0	103,105		103,105
70740 Dam Restoration 05-1053	20,000	0		0
70P02 Alameda Arroyo Trail	522,586	0		0
70P20 Outfall Channel Trail	0	0		0
70Q02 Union Avenue/Stern Drive Intersection Imp	40,500	40,500		40,500
70R00 NM DOT Grant (Street Lighting)	0	10,280		10,280
70W01 Las Cruces Main Street Downtown	434,161	1,676,000		1,676,000
70W03 S. Main Reconstruction/Rehab (Alameda/Idaho)	228,019	228,019		228,019
70Y02 Telshor/Lohman Intersection Imp (GRIP 2)	(45,168)			
70Y03 Telshor Blvd ADA		0	39,804	39,804
71010 Solano Drive A.D.A. Imp (Spruce/Cactus)	0	0		0
70Z01 Amador Rehab (Archuleta to Motel Blvd)	0	0		0
70Z03 Amador Ave 17th to Motel Blvd	0	742,500		742,500
70M31 El Paseo Medians	0	148,950		148,950
Total Revenues	\$ 1,200,098	3,077,489	39,804	3,117,293
Total Resources	\$ 1,279,632	3,157,023	39,804	3,196,827
EXPENDITURES				
60805 Downtown Revitalization	\$ 0	128,135		128,135
60806 Downtown Revitalization	0	103,105		103,105
70740 Valley Drive Master Plan	20,000	0		0
70P02 Alameda Arroyo Trail	0	0		0
70P20 Outfall Channel Trail	522,586	0		0
70Q02 Union Avenue/Stern Drive Intersection Imp	40,500	40,500		40,500
70R00 Street Lighting	0	10,280		10,280
70W01 Las Cruces Main Street Downtown	434,161	1,676,000		1,676,000
70W03 S. Main Reconstruction/Rehab (Alameda/Idaho)	228,019	228,019		228,019
70Y02 Telshor/Lohman Intersection Imp (GRIP 2)	(45,168)	0		0
70Y03 Telshor Blvd ADA		0	39,804	39,804
71010 Solano Drive A.D.A. Imp (Spruce/Cactus)	0	0		0
70Z01 Amador Rehab (Archuleta to Motel Blvd)	0	0		0
70Z03 Amador Ave 17th to Motel Blvd	0	742,500		742,500
70M31 El Paseo Medians	0	148,950		148,950
Total Expenditures	\$ 1,200,098	3,077,489	39,804	3,117,293
OTHER FINANCING SOURCES (USES)				
Transfer to Fund 4201 - Streets (General) Fund	\$ 0	0	0	0
Total Other Financing Sources (Uses)	\$ 0	0	0	0
ENDING BALANCE	\$ 79,534	79,534	0	79,534

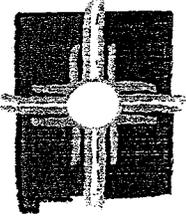
*Preliminary as of July 10, 2012.

TELSHOR BLVD. A.D.A. IMPROVEMENTS FROM UNIVERSITY AVE TO BUENA VIDA CIRCLE



PROJECT LOCATION

COPY



NEW MEXICO DEPARTMENT OF TRANSPORTATION
MOBILITY FOR EVERYONE

May 11, 2012

Louis Grijalva, Project Development Administrator
City of Las Cruces
P.O. Box 20000
Las Cruces, NM 88004-9002

Dear Mr. Grijalva:

Our office has been in contact with you regarding the Local Government Road Fund Program funding for the 2012 / 2013 fiscal year. This letter is to confirm what has been discussed.

The preliminary funding, subject to change, being offered for the City of Las Cruces is as follows:

	Entity Share	State Share	Project Total
Cooperative Agreement	\$13,268.00	\$39,804.00	\$53,072.00

Please forward a written response as soon as possible showing acceptance of the offer. If you decide to fax the information to 575-544-7380, a hard copy also needs to be forwarded through the mail.

The scope of work shows "Project development, design, construction, inspection & testing, including reconstruction of the existing curb returns and drive pads to make the sidewalk in compliance with ADA requirements. Work to also include: removals, sidewalk, curb & gutter, hot mix asphalt patching, construction staking, traffic control and miscellaneous construction on Telshor Blvd - from University Avenue to Bueno Vida Circle."

Please let us know as soon as possible if this scope of work is incorrect.

This information will be presented at the June State Transportation Commission meeting. As soon as we have obtained approval of the funding distribution, you will be notified. Should you have any questions, please contact me at (575) 544-6536 or debraa.hudson@state.nm.us.

Sincerely, 
Debbie Hudson
Local Government Road Fund Coordinator

Susana Martinez
Governor

Alvin C. Dominguez, P.E.
Cabinet Secretary

Commissioners

Pete Rahn
Chairman
District 3

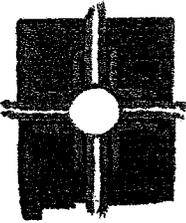
Debra Hicks
Vice Chairman
District 2

Dr. Kenneth White
Secretary
District 1

Ronald Schmeits
Commissioner
District 4

Butch Mathews
Commissioner
District 5

Jackson Gibson
Commissioner
District 6



NEW MEXICO DEPARTMENT OF TRANSPORTATION
MOBILITY FOR EVERYONE

RECEIVED

JUN 26 2012

CITY OF LAS CRUCES
PW/PROJECT DEVELOPMENT

June 22, 2012

Louis Grijalva, Proj. Dev. Admin.
City of Las Cruces
P.O. Box 20000
Las Cruces, NM 88004

Re: 2012 - 2013 Local Government Road Fund Program

Dear Mr. Grijalva:

The State Transportation Commission approved the above program during their June 21st meeting.

A resolution passed by the governing body or agency head respectively adopting the project and verifying its priority standing with the Public Entity is the next item needed. The resolution should contain the scope of work and monetary amounts as submitted to the Transportation Commission and shown on the preliminary offer letter forwarded to your office on May 11, 2012. Additional information to be included in the resolution is the termini, project number SP-1-13 (962) and control number HW2 L100071. A sample resolution is included for your convenience.**

****There are two sample resolutions included with this notification.** If you are asking for match waiver this year, please submit the "match waiver sample resolution" along with the "letter of intent to apply for a hardship waiver" (samples attached). If you will not be asking for match waiver then submit the normal resolution included in your samples.

Agreements will be forwarded for signature upon receipt of the resolution in our office. Please remember that **NO** aspect of the project can begin prior to the execution of the agreement.

We appreciate your assistance and please email debraa.hudson@state.nm.us, fax 575-544-7380 or call 575-544-6536 if you should have any questions or need further assistance.

Sincerely,

Debbie Hudson
District One LGRF Coordinator

Enclosures

Susana Martinez
Governor

Alvin C. Dominguez, P.E.
Cabinet Secretary

Commissioners

Pete Rahn
Chairman
District 3

Debra Hicks
Vice Chairman
District 2

Dr. Kenneth White
Secretary
District 1

Ronald Schmeits
Commissioner
District 4

Butch Mathews
Commissioner
District 5

Jackson Gibson
Commissioner
District 6