



City of Las Cruces[®]

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 10Ordinance/Resolution # 14-017For Meeting of _____
(Ordinance First Reading Date)For Meeting of July 15, 2013
(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 2013/2014, FOR THE EL PASEO ROAD MEDIAN IMPROVEMENTS PROJECT IN THE AMOUNT OF \$40,663.00, REQUIRING A CITY MATCH IN THE AMOUNT OF \$13,554.00; AND TO AMEND THE FISCAL YEAR 2013/2014 BUDGET.

PURPOSE(S) OF ACTION:

To accept a grant and amend the FY2013/2014 budget.

COUNCIL DISTRICT: 2, 3		
<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 2013/2014, for the El Paseo Road Median Improvements Project, pursuant to Resolution 13-118.

The El Paseo Road Median Improvements Project at Boutz Road was estimated to cost \$86,000.00 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 \$40,663.00 from the NMDOT, LGRF Program to complete the project (see letter from NMDOT, dated May 23, 2013, Attachment "B"). This would require the City to contribute a 25% match of \$13,554.00, for the total project grant amount of \$54,217.00. 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 will include project development, design, construction, inspection, testing, construction of the access control medians, removal and replacement of hot mix asphalt paving, pavement markings, construction staking, traffic control, sidewalks, and miscellaneous items at the intersection of El Paseo Road and Boutz Road. The funds for the City match have been included in the Fiscal Year 2013/2014 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 20, 2013, 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 23, 2013.
5. Attachment "C", Letter from NMDOT, dated June 20, 2013.

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: 4212 in the amount of <u>\$40,663.00</u> for FY 14.
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

BUDGET NARRATIVE

Grant funds will be deposited into Fund 4212 to be used by the Public Works Department to pay for the El Paseo Road Median Improvements Project. The required City match of \$13,554.00 was budgeted into Fund 4202 GRT Street Maintenance for FY2013/2014, which was approved May 6, 2013.

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	42806040-854121-70M31	\$13,554.00	\$62,000.00	\$48,446.00	Construction of the project and materials testing
St. Street Improvements: 4212	42806030-854121-70M31	\$40,663.00	\$40,663.00*	\$0.00	N/A

**Pending adjustment*

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will approve the Resolution accepting a grant from NMDOT, LGRF, Fiscal Year 2013/2014, in the amount of \$40,663.00 for the El Paseo Median Improvements Project and to amend the Fiscal Year 2013/2014 budget. A \$13,554.00 City match is required.
2. Vote "No"; this will reject the Resolution. The grant will not be accepted from NMDOT, LGRF, Fiscal Year 2013/2014 budget.
3. Vote to "Amend"; this could 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 NMDOT.
4. Vote to "Table"; this could impact the availability of the funding from NMDOT.

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 13-118.

RESOLUTION NO. 14-017

A RESOLUTION ACCEPTING A GRANT FROM THE NEW MEXICO DEPARTMENT OF TRANSPORTATION, LOCAL GOVERNMENT ROAD FUND PROGRAM, FISCAL YEAR 2013/2014, FOR THE EL PASEO ROAD MEDIAN IMPROVEMENTS PROJECT IN THE AMOUNT OF \$40,663.00, REQUIRING A CITY MATCH IN THE AMOUNT OF \$13,554.00; AND TO AMEND THE FISCAL YEAR 2013/2014 BUDGET.

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-1-14(913), Control Number HW2 L100121, known as the Local Government Road Fund (LGRF) Fiscal Year 2013/2014 for the El Paseo Road Median Improvements Project; and

WHEREAS, the project will include project development, design, construction, inspection, testing, including construction of access control medians, removal and replacement of hot mix asphalt paving, pavement markings, construction staking, traffic control, sidewalks, and miscellaneous items; and

WHEREAS, the City of Las Cruces (City) is being offered an award of \$40,663.00 from NMDOT, LGRF Program for this project; and

WHEREAS, the total project grant award is \$54,217.00, of which NMDOT's share will be \$40,663.00 (75%) and the City will pay the required match of \$13,554.00 (25%); and

WHEREAS, the City is required to fund the difference between the total project grant amount of \$54,217.00 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-1-14(913), Control Number HW2 L100121, NMDOT, LGRF Project, Fiscal Year 2013/2014 for the El Paseo Road Median Improvements Project.

(II)

THAT the project will include project development, design, construction, inspection, testing, includes construction of access control medians, removal and replacement of hot mix asphalt paving, pavement markings, construction staking, traffic control, sidewalks and miscellaneous items.

(III)

THAT the grant from NMDOT, Local Government Road Fund Program, in the amount of \$40,663.00, is hereby accepted and the City of Las Cruces will commit \$13,554.00 in matching funds and all additional construction costs for the project.

(IV)

THAT the Fiscal Year 2013/2014 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

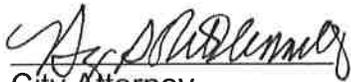
(SEAL)

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

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:

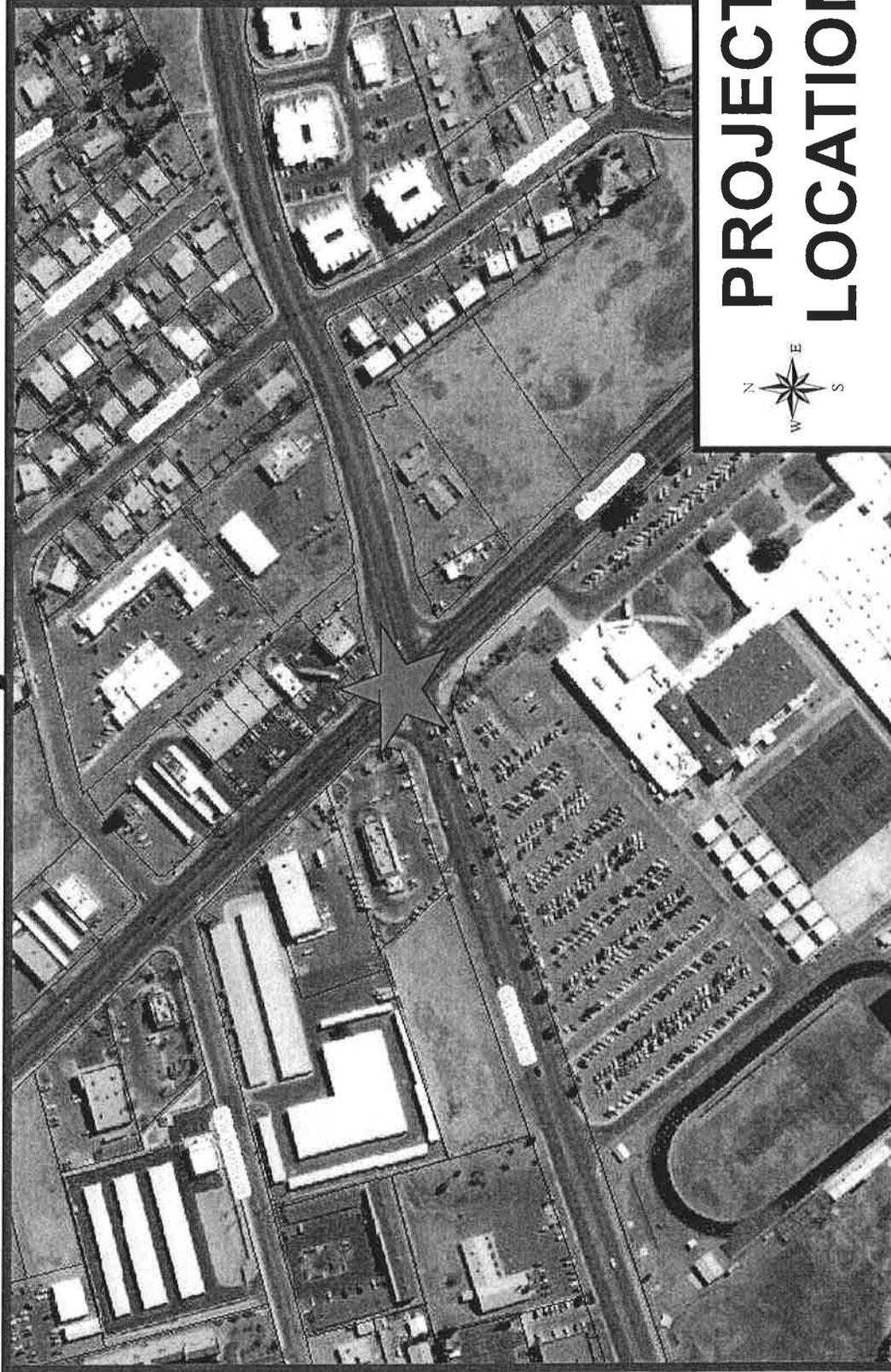


City Attorney

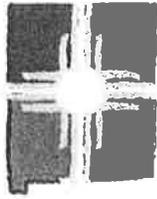
CITY OF LAS CRUCES
2013-14 Fiscal Year Budget

FUND	DIVISION		FUND TYPE	
STATE GRANT STREET IMPROVEMTS Fund 4212	Public Works		Capital Project	
	2012-13 Projected	Budget	2013-14 Adjustment	Amended
RESOURCES				
Beginning Balance	\$ 79,534	79,534	0	79,534
Revenues				
Local Grants	276,774	355,552	40,663	396,215
Operating Transfers In	0	0	0	0
Total Revenues	<u>276,774</u>	<u>355,552</u>	<u>40,663</u>	<u>396,215</u>
TOTAL RESOURCES	<u>\$ 356,308</u>	<u>435,086</u>	<u>40,663</u>	<u>475,749</u>
Expenditures				
Public Works	0	255,000	0	255,000
70M31 - El Paseo Medians	0	0	40,663	40,663
70P20 - Outfall Channel Trail	26,774	50,730	0	50,730
70W01 - Main St Rehab Stp-9991-2	50,000	0	0	0
70Y03 - Telshor Ada Improvements	0	39,804	0	39,804
70Z03 - Amador Ave 17Th To Motel Blvd	200,000	10,018	0	10,018
Operating Transfers Out	0	0	0	0
Total Expenditures	<u>\$ 276,774</u>	<u>355,552</u>	<u>40,663</u>	<u>396,215</u>
Accrual Adjustments	0	0	0	0
ENDING BALANCE	<u>\$ 79,534</u>	<u>79,534</u>	<u>0</u>	<u>79,534</u>

El Paseo Rd. / Boutz Rd. Median Improvements Project



**PROJECT
LOCATION**



New Mexico DEPARTMENT OF
TRANSPORTATION
 MOBILITY FOR EVERYONE

May 23, 2013

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 regarding the Local Government Road Fund Program funding for the 2013 / 2014 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:

Amended:	Entity Share	State Share	Project Total
Cooperative Agreement	\$13,554.00	\$40,663.00	\$54,217.00

Please forward a written response (email response is okay) showing acceptance of the amended offer.

The scope of work shows "*Construction of access control medians, including design, removal and replacement of hot mix asphalt paving, pavement markings, construction staking, traffic control, sidewalks and miscellaneous at the intersection of El Paseo Road and Boutz Road.*"

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

Tom Church
 Cabinet Secretary

Commissioners

Pete K. Rahn
 Chairman
 District 3

Ronald Schmeits
 Vice Chairman
 District 4

Dr. Kenneth White
 Secretary
 District 1

Robert R. Wallach
 Commissioner
 District 2

Butch Mathews
 Commissioner
 District 5

Jackson Gibson
 Commissioner
 District 6



New Mexico DEPARTMENT OF
TRANSPORTATION
 MOBILITY FOR EVERYONE

June 20, 2013

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

Re: 2013 - 2014 Local Government Road Fund Program

Dear Mr. Grijalva:

The State Transportation Commission approved the above program during their **June 20th 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 23, 2013 (amended offer)**. Additional information to be included in the resolution is the termini, project number **SP-1-14 (913)** and control number **HW2 L100121**. 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

Susana Martinez
 Governor

Tom Church
 Cabinet Secretary

Commissioners

Pete K. Rahn
 Chairman
 District 3

Ronald Schmeits
 Vice Chairman
 District 4

Dr. Kenneth White
 Secretary
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Enclosures