

CITY of ALBUQUERQUE

TWENTY FIFTH COUNCIL

COUNCIL BILL NO. R-22-45 ENACTMENT NO. _____

SPONSORED BY: Isaac Benton, by request

1 RESOLUTION

2 APPROVING AND AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS
3 FROM THE NEW MEXICO STATE HIGHWAY AND TRANSPORTATION
4 DEPARTMENT AND PROVIDING AN APPROPRIATION TO THE PARKS AND
5 RECREATION DEPARTMENT IN FISCAL YEAR 2023.

6 WHEREAS, the City has as one of its goals to promote youth safety through
7 the Albuquerque Metropolitan Planning Area's (AMPA)-Wide Youth
8 Bicycle/Pedestrian Safety Education Program through education on multi-
9 modal transportation and proper use of infrastructure; and

10 WHEREAS, the Transportation Alternative Program (TAP) is a federal-aid
11 cost reimbursement program that provides federal funding for programs and
12 projects defined as transportation alternatives; and

13 WHEREAS, the New Mexico Department of Transportation's Stewardship
14 and Oversight agreement with the Federal Highway Administration, New
15 Mexico Division, is responsible for implementing the TAP in New Mexico; and

16 WHEREAS, the grant funds in the amount of \$110,000 are available for this
17 purpose for fiscal year 2023 from the New Mexico Department of
18 Transportation; and

19 WHEREAS, the City of Albuquerque is desirous of accepting these funds
20 which require a city cash match of \$18,745 and \$2,119 in indirect costs to
21 support this project and which is available in the General Fund (110) for
22 transfer to the Operating Grants Fund (265).

23 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
24 ALBUQUERQUE:

25 SECTION 1. That the application for the Transportation Alternative
26 Program Grant for an AMPA-Wide Youth Bicycle/Pedestrian Safety Education

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1 Program is hereby approved, and its acceptance and filing with the
2 appropriate official or office is in all respects approved.

3 SECTION 2. That upon approval, funds in the amount of \$130,864, are
4 hereby appropriated to the Parks & Recreation Department for an AMPA-Wide
5 Youth Bicycle/Pedestrian Safety Education Program Grant in the Operating
6 Grants Fund 265 for Fiscal Year 2023.

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City of Albuquerque

Albuquerque, New Mexico


Office of the Mayor

Timothy M. Keller

Interoffice Memorandum

May 11, 2022

To: Isaac Benton, President, City Council

From: Tim Keller, Mayor 

Subject: Approving and Authorizing the Acceptance of Transportation Alternative Large Urban Grant Funds.

The attached Resolution is hereby submitted by the Parks and Recreation Department to accept Transportation Alternative Large Urban Grant funds. The funds awarded to the City of Albuquerque total \$110,000 for fiscal year 2023.

The State of New Mexico, under the Transportation Alternative Program, makes grant funds available to the New Mexico counties, cities, and towns for the purpose of transportation alternatives. The City of Albuquerque has applied to the New Mexico Department of Transportation for a grant totaling \$110,000. City funds of \$18,745 will be used to cover City Match and \$2,189 of indirect overhead. The total project amount is \$130,934.

This resolution is forwarded to the City Council for consideration and action.

Approved:



Interim Chief Administrative Officer _____ Date

Approved as to Legal Form:

DocuSigned by:



5/23/2022 | 9:40 AM MDT

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City Attorney _____

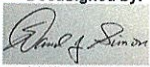
_____ Date

DS



Recommended:

DocuSigned by:



5/18/2022 | 11:05 AM MDT

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Director _____

_____ Date

Cover Analysis

1. What is it?

A Resolution Approving and Authorizing the Acceptance of the Transportation Alternative Program Large Urban (TAPL) Grant funds, a grant under the Transportation Alternative Program with the State of New Mexico, Department of Transportation; and providing an appropriation to the City of Albuquerque, Parks and Recreation Department, for FY2023.

2. What will this piece of legislation do?

This grant will be used to educate the City of Albuquerque's youth in bicycle/pedestrian safety and to promote bicycling/walking as a viable alternative mode of transportation to increase the number of walkers/bicycle riders, reduce traffic congestion, and to improve the City's air quality.

3. Why is this project needed?

The City recognizes the need to encourage and educate the youth of Albuquerque to bicycle/walk for transportation and recreation and to encourage safe practices.

4. How much will it cost and what is the funding source?

The attached resolution from the Parks and Recreation Department authorizes a grant under the Transportation Alternative Program Large Urban (TAPL) grant. The funds awarded to the City of Albuquerque total \$110,000. An additional \$18,745 is the City's required Cash Match, and \$2,189 for indirect overhead.

5. Is there a revenue source associated with this contract? If so, what level of income is projected?

Approved expenses are reimbursed by the State of New Mexico.

6. What will happen if the project is not approved?

The education of Bicycle/Pedestrian Safety for the City's youth will no longer be available through the City of Albuquerque. Bicycle and walking accidents will increase in number. The number of bicycle riders will decrease, which will increase traffic congestion causing the City's air quality to decline.

7. Is this service already provided by another entity?

No

FISCAL IMPACT ANALYSIS

TITLE: Agreement between Parks and Recreation and Project: R: O:
FUND: 265
DEPT: Parks & Rec.

- ☐ No measurable fiscal impact is anticipated, i.e., no impact on fund balance over and above existing appropriations.
- ☒ (If Applicable) The estimated fiscal impact (defined as impact over and above existing appropriations) of this legislation is as follows:

	Fiscal Years	
	2023	Total
Base Salary/Wages	32,800	32,800
Fringe Benefits at	2,510	2,510
Subtotal Personnel	35,310	35,310
Operating Expenses	93,435	93,435
Property	-	-
Indirect Costs 6.20%	2,189	2,189
Total Expenses	\$ 130,934	\$ 130,934
<input type="checkbox"/> Estimated revenues not affected		
<input checked="" type="checkbox"/> Estimated revenue impact		
Revenue from program		0
Amount of Grant	110,000	110,000
City Cash Match	18,745	18,745
City Inkind Match	-	-
City IDOH	2,189	2,189
Total Revenue	\$ 130,934	\$ 130,934

These estimates do not include any adjustment for inflation.

* Range if not easily quantifiable.

Number of Positions created

COMMENTS: New Mexico Department of Transportation provides funds for one fiscal year, FY23, at \$110,000 and require a City Match \$18,745. This grant provides AMPA-wide Bike/Ped Safety Education program that will promote alternative means of transportation. IDOH based on FY23 rates for wages and fringe benefits at 6.2% for Parks and Recreation.

COMMENTS ON NON-MONETARY IMPACTS TO COMMUNITY/CITY GOVERNMENT:

PREPARED BY:

DocuSigned by:

Jerry Rowe

5/18/2022 | 10:46 AM MDT

FISCAL ANALYST

APPROVED:

DocuSigned by:

[Signature]

5/18/2022 | 11:05 AM MDT

DIRECTOR

(date)

REVIEWED BY:

DocuSigned by:

Linda Cutler-Padilla

5/18/2022 | 1:59 PM

EXECUTIVE BUDGET ANALYST

DocuSigned by:

Lawrence L. Davis

5/21/2022 | 2:13 PM

BUDGET OFFICER (date)

DocuSigned by:

Christine Bomer

5/23/2022 | 9:03 AM MDT

CITY ECONOMIST



New Mexico DEPARTMENT OF
TRANSPORTATION
MOBILITY FOR EVERYONE

May 11, 2022

Mr. Hugh Hulse
Recreation Services Program Coordinator
City of Albuquerque Parks and Recreation
1801 4th Street NW
Albuquerque, New Mexico 87102

RE: Control Number: A300717

Dear Mr. Hulse:

Enclosed for your coordination of signatures is an original of the Cooperative Project Agreement for the project referenced above. Please return the signed agreement to your Region T/LPA Coordinator. An original will be sent to you at the time it is fully executed.

If you have any questions concerning this agreement or if I can be of further assistance, please contact me at (505) 795-1809.

Sincerely,

Erna Bradbury
T/LPA Manager
Project Oversight Division

Concur:

Region T/LPA Coordinator

CC: Sean Sandoval Project Oversight Director
Kimberly Perry Project Oversight Deputy Director

**Michelle Lujan
Grisham**
Governor

Justin Reese
Acting Cabinet Secretary

Commissioners

Jennifer Sandoval
Commissioner, Vice-Chairman
District 1

Bruce Ellis
Commissioner
District 2

Hilma E. Chynoweth
Commissioner
District 3

Walter G. Adams
Commissioner, Chairman
District 4

Thomas C. Taylor
Commissioner
District 5

Charles Lundstrom
Commissioner, Secretary
District 6

Contract No.:	<u>0000054306</u>
Vendor No.:	<u>A300717</u>
Control No.:	<u>20.215- Highway Training &</u>
CFDA No:	<u>Education</u>

FOURTH AMENDMENT TO COOPERATIVE PROJECT AGREEMENT – PROGRAMMATIC WORK

This **Fourth Amendment** is to the Cooperative Project Agreement entered into between the New Mexico Department of Transportation (Department) and City of Albuquerque (Public Entity). This Amendment is effective as of the date of the last party to sign on the signature page.

RECITALS

Whereas, the Department and the Public Entity entered into an Agreement, Contract No. D15773, on December 19, 2017; and,

Whereas, Section 23 allows for modification of the Agreement by an instrument in writing executed by the parties; and,

Whereas, the Department and the Public Entity want to extend the term of the Agreement to allow for Project completion; and,

Whereas, the parties agree to modify this Agreement.

Now, therefore, the Department and the Public Entity agree as follows:

1. **Section 20, Term**, is deleted and replaced with the following:

20. Term.

This Agreement is effective on December 19, 2017. This Agreement terminates on **09/30/2024**. If a contract term extension is needed, the Public Entity must provide written request to the Region or District T/LPA Coordinator sixty (60) days prior to the expiration date to ensure timely processing of an Amendment. Upon termination, neither party shall have any obligation after said date except as stated in Sections 7 and 16 above.

2. Exhibit A is deleted and replaced with the attached Exhibit A.

All other obligations set forth in the Original Agreement shall remain in full force and effect unless expressly amended or modified by this Fourth Amendment.

The remainder of this page is intentionally left blank.

In witness whereof, each party is signing this Agreement on the date stated opposite of that party's signature.

NEW MEXICO DEPARTMENT OF TRANSPORTATION

By: _____ Date: _____
Cabinet Secretary or Designee

Reviewed and Approved as to form and legal sufficiency by the New Mexico Department of Transportation's Office of General Counsel

DocuSigned by:
By: Craig C Kling Date: 5/11/2022
129233C124D74A1...
Assistant General Counsel

DS
By: [Signature] Date: _____
City of Albuquerque

ATTEST

By: _____ Date: _____
CITY OF ALBUQUERQUE Clerk

Approved as to form and legal sufficiency by the City's Attorney

DocuSigned by:
By: Lauren Keefe Date: 5/23/2022 | 9:40 AM MDT
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Attorney

EXHIBIT A**2 CFR 200.331 Requirements****Federal Award Identification.**

(i) Public Entity name (which must match the name associated with its unique entity identifier);	City of Albuquerque
(ii) Public Entity's unique entity identifier (UEI);	L26ADC8DFL62
(iii) Federal Award Identification Number (FAIN);	Please see approved Federal Highway form.
(iv) Federal Award Date (see §200.39 Federal award date) of award to the recipient by the Federal agency;	Please see date on approved Federal Highway form.
(v) Cooperative Project Agreement(Construction) Period of Performance Start and End Date;	Please see date on approved Federal Highway form thru 9/30/2024 (End Date).
(vi) Amount of Federal Funds Obligated by this action by the pass-through entity to the Public Entity;	\$440,000
(vii) Total Amount of Federal Funds Obligated to the Public Entity by the pass-through entity including the current obligation;	This award is in addition to any previous awards received by sub-recipient from NMDOT.
(viii) Total Amount of the Federal Award committed to the Public Entity by the pass-through entity;	The total amount of this award is in addition to any previous awards received by sub-recipient from NMDOT.
(ix) Federal award project description, as required to be responsive to the Federal Funding Accountability and Transparency Act (FFATA);	Increase youth safety in the AMPA through education on multi-modal transportation and proper use of infrastructure. AMPA wide Bike/Ped safety education program-AMPA wide.
(x) Name of Federal awarding agency, pass-through entity, and contact information for awarding official of the Pass-through entity;	FHWA, New Mexico Department of Transportation Sean Sandoval - 505 -660-6102, Sean.Sandoval@state.nm.us P.O. Box 1149 Santa Fe, NM 87501-1149
(xi) CFDA Number and Name;	20.215- Highway Training & Education
(xii) Identification of whether the award is R&D; and	No R&D
(xiii) Indirect cost rate for the Federal award (including if the de minimis rate is charged per §200.414 Indirect (F&A) costs).	N/A

NEW MEXICO Department of Transportation
AGREEMENT REQUEST FORM (ARF)

Control No. A300717

New Agreement _____
Amendment ☒ _____

Tribal/Local Public Agency (T/LPA) City of Albuquerque Parks and Recreation Department

Address 1801 4th Street NW, Albuquerque, NM, 87102

Contact Person Hugh Hulse Title Recreation Services Program Coordinator

Phone 505-224-6669 Email hhulse@cabq.gov

T/LPA DUNS Number: 966325227

Who Executes agreement at T/LPA (Mayor, Governor, Chairman): CAO

Termini/ Project Description will be pulled directly from STIP database.

STIP YEAR (Design) FY2021

PROPOSED WORK /PHASE (PER STIP)

FUNDING SOURCE	PROGRAMMATIC	RIGHT OF WAY	UTILITY
Federal Funds	\$ 110,000.00	\$	\$
State Funds	\$	\$	\$
Local Match	\$ 18,745.00	\$	\$
Soft Match	\$	\$	\$
Other	\$	\$	\$
TOTAL AMOUNT OF DESIGN AGREEMENT	\$ 128,745.00		

Anticipated Begin Date 10/1/2020 Anticipated End Date 9/30/2024

What month will this project be ready to authorize Federal Funds? 11/1/2022

You must also submit a estimated graphical project timeline (e.g., Microsoft Project, Primavera, Critical Path or Gantt chart) that provides the projected completion dates for applicable certifications for construction, right of way and design phases.

Additional Information: Youth Bicycle and Pedestrian Safety Education

T/LPA Authorized Signature Hugh Hulse Digitally signed by Hugh Hulse
Date: 2022.04.28 11:42:21 -06'00'

Date 04/28/2022

Region T/LPA Authorized Signature _____ Date _____

District T/LPA Authorized Signature _____ Date _____

CLE T/LPA Authorized Signature _____ Date _____

By signing this Agreement Request Form, representatives are certifying the Project End Date for the requested project is true and accurate based on project scope. The Project End Date will be entered into FMIS as mandated per 2 CFR 200.309.

A project agreement **WILL NOT** be processed until this ARF is received and has all signatures.

T/LPA must submit completed Agreement Request Form and estimated project timeline to your T/LPA Region Coordinator for review.

City of Albuquerque
Parks and Recreation Department
Youth Bicycle and Pedestrian Safety Program
A300717 - Updated 20220422

Project Timeline

	2022							
Task	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Funding Agreement (A300717)								
Programatic Implimentation	3000	3000	9000	9000	9000	9000	9000	9000

	2023											
Task	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Funding Agreement (A300717)												
Programatic Implimentation	9000	9000	9000	9000	9000	9000	9000	9000	9000	9000	9000	9000

	2024								
Task	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep
Funding Agreement (A300717)									
Programatic Implimentation	9000	9000	9000	1500	1500	1500	1500	1500	1500

April 22, 2022

Mr. Juan Miquel Archuleta
Central Region Design Local Government Coordinator
New Mexico Department of Transportation
7500 Pan American Freeway
Albuquerque, NM 87109

Re: Request for an Extension of the Expiration Date of the Cooperative Funding Agreement for
CN: A300717 – AMPA Wide Youth Bicycle Safety

Dear Mr. Archuleta

The City of Albuquerque received federal funding for youth bicycle and pedestrian safety education under the Safe Routes to School program. This funding is due to expire on 09/30/2022.

PO Box 1293

Due to the scope and nature of this programmatic application of bicycle and pedestrian safety education, the work must largely be conducted in-person at school sites throughout the AMPA region. Due to the constraints resulting from the COVID-19 pandemic, this work was unavoidably delayed.

Albuquerque

The City is requesting an extension of the termination date of this agreement from 9/30/2022 until 9/30/2024. The Parks and Recreation Department is finalizing the creation of two full time (temporary) Youth Bicycle and Pedestrian Educator positions; which will greatly contribute to the process of drawing down this funding in compliance with the grant requirements.


New Mexico 87103

The City of Albuquerque will continue to ensure that reimbursement requests for this project are submitted in a timely manner in order to keep the project from inactive status.

www.cabq.gov

Thank you for your consideration of this request and for your support of the City of Albuquerque's youth bicycle and pedestrian safety education. If you have any questions or if any additional information is needed in order to process this request, please feel free to contact me.

Sincerely,



Hugh Hulse
City of Albuquerque Parks and Recreation
Program and Facility Manager
hhulse@cabq.gov
505-313-9530