

CITY of ALBUQUERQUE

TWENTY-FIFTH COUNCIL

COUNCIL BILL NO. R-23-126 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, one of the City's goals is to promote youth safety through the
7 Albuquerque Metropolitan Planning Area's (AMPA)-Wide Youth
8 Bicycle/Pedestrian Safety Education Program, which includes education on
9 multi-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, grant funds in the amount of \$119,777 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 \$20,411 and \$8,691.66 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 Transportation Alternative Program Grant for an
26 AMPA-Wide Youth Bicycle/Pedestrian Safety Education Program is hereby

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

3 SECTION 2. That upon approval, funds in the amount of \$148,879.66, 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

January 31, 2023

To: Pat Davis, President, City Council

From: Tim Keller, Mayor *TK*

Subject: Approving and Authorizing the Acceptance of Transportation Alternative Large Urban FY23 Grant Funds.

The attached Resolution is hereby submitted by the Parks and Recreation Department to accept Transportation Alternative Large Urban FY23 Grant funds. The funds awarded to the City of Albuquerque total \$119,777 for fiscal year 2023.

The State of New Mexico, under the Transportation Alternative Program, makes grant funds available to 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 \$119,777. City funds of \$20,411 will be used to cover City Match and City funds of \$8,691.66 will be used to cover indirect overhead. The total project amount is \$148,879.66.

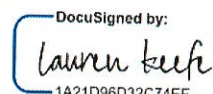
This resolution is forwarded to the City Council for consideration and action.

Approved:



Chief Administrative Officer Date

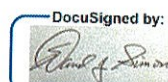
Approved as to Legal Form:

DocuSigned by:
 2/21/2023 | 9:10 AM MST
1A21D96D32C74EE...

City Attorney Date

DS
LB

Recommended:

DocuSigned by:
 2/13/2023 | 1:43 PM PST
3A1B8403E7FE4D0...

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 \$119,777. An additional \$20,411 is the City's required Cash Match, and \$8,691.66 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: First Amendment Agreement with the State of New Mexico, Department of Transportation
 Project: AMPA wide Bike/Pedestrian Safety Education Program 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:

	2023	Fiscal Years 2024	2025	Total
Base Salary/Wages	100,188			100,188
Fringe Benefits at	40,000			40,000
Subtotal Personnel	140,188			140,188
Operating Expenses				
Property				-
Indirect Costs	6.20%	8,692		8,692
Total Expenses	\$ 148,880			\$ 148,880
<input type="checkbox"/> Estimated revenues not affected				
<input checked="" type="checkbox"/> Estimated revenue impact				
Revenue from program				0
Amount of Grant	119,777			119,777
City Cash Match	20,411			20,411
City Inkind Match				-
City IDOH	8,692			8,692
Total Revenue	\$ 148,880			\$ 148,880

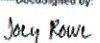
These estimates do not include any adjustment for inflation.

* Range if not easily quantifiable.


Number of Positions created

COMMENTS: New Mexico Department of Transportation provides funds for one fiscal year, FY23, at \$119,777 and require a City Match \$20,411. This grant provides AMPA-wide Bike/Ped Safety Education program that will promote alternative means of transportation. IDOH based on FY23 rate for wages and fringe benefits at 6.2% for the Parks and Recreation Department.

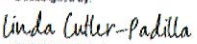
COMMENTS ON NON-MONETARY IMPACTS TO COMMUNITY/CITY GOVERNMENT:**PREPARED BY:**

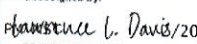
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 2/13/2023 | 12:08 PM MST
 FISCAL ANALYST

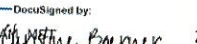
APPROVED:

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 2/13/2023 | 1:43 PM PST
 DIRECTOR (date)

REVIEWED BY:

DocuSigned by:

 2/16/2023 | 5:38 PM MST
 EXECUTIVE BUDGET ANALYST

DocuSigned by:

 2/20/2023 | 9:52 PM MST
 BUDGET OFFICER (date)

DocuSigned by:

 2/21/2023 | 9:04 AM MST
 CITY ECONOMIST



January 30, 2023

Mr. Hugh Hulse
Transportation Planning & Program Manager
City of Albuquerque
1801 4th Street NW
Albuquerque, New Mexico 87102

RE: Control Number: A300718

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

Ricky Serna
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.:	
Vendor No.:	<u>0000054306</u>
Control No.:	<u>A300718</u>
CFDA No:	<u>20.215- Highway Training & Education</u>

FIRST AMENDMENT TO COOPERATIVE PROJECT AGREEMENT – PROGRAMMATIC WORK

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

RECITALS

Whereas, the Department and the Local Agency entered into an Agreement, Contract No. D19275, on March 9, 2022; and,

Whereas, Section 12 allows for modification of the Agreement by an instrument in writing executed by the parties; and,

Whereas, the Department and the Local Agency want to modify funding; and,

Whereas, the Department and the Local Agency 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 Local Agency agree as follows:

1. **Section 1, Project Funding and Description**, is deleted and replaced by the following:

1. Funding and Project Description.

a. Funding for Program Work is as follows:

- | | |
|---|------------------|
| 1. <u>FFY 2022 TRANSP. ALT LARGE URBAN(TAPL) Funds</u> | |
| <u>Department's 85.44% share</u> | \$87,320 |
| AMPA wide bicycle and pedestrian safety education program to increase youth safety in the AMPA through education on multi-modal transportation and proper use of infrastructure.(Description as per STIP database, this agreement only pertains to the Programmatic Work portion of Project Control No. A300718.) | |
| 2. <u>City's matching 14.56% share</u> | \$14,880 |
| For the purpose stated above. | |
| 3. <u>The FFY 2022 Funding for Programmatic Work</u> | \$102,200 |

4. <u>FFY 2023 TRANSP. ALT LARGE URBAN(TAPL) Funds</u>	
<u>Department's 85.44% share</u>	\$119,777
AMPA wide bicycle and pedestrian safety education program to increase youth safety in the AMPA through education on multi-modal transportation and proper use of infrastructure.(Description as per STIP database, this agreement only pertains to the Programmatic Work portion of Project Control No. A300718.)	
5. <u>City's matching 14.56% share</u>	\$20,411
For the purpose stated above.	
6. <u>The FFY 2023 Funding for Programmatic Work</u>	\$140,188
7. <u>The Total Project Funding for Programmatic Work</u>	\$242,388

2. **Section 4, Term,** is deleted and replaced with the following:

4. Term.

This Agreement is effective on March 9, 2022. This Agreement terminates on **09/30/2024**. If a contract term extension is needed, the Local Agency 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.

3. 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 First 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

By:  _____ Date: 1/27/2023
3B493BD37EBC44A
Assistant General Counsel

City of Albuquerque

By: _____ Date: _____

ATTEST

By: _____ Date: _____
CITY OF ALBUQUERQUE Clerk

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

By: _____ Date: _____
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);	U6K5F9DSKC95
(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;	\$207,097
(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);	AMPA wide bicycle and pedestrian safety education program to increase youth safety in the AMPA through education on multi-modal transportation and proper use of infrastructure.
(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