

CITY of ALBUQUERQUE

TWENTY SIXTH COUNCIL

COUNCIL BILL NO. R-25-214 ENACTMENT NO. _____

SPONSORED BY: Tammy Fiebelkorn, by request

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RESOLUTION

2

APPROVING AND AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS

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FROM THE NEW MEXICO STATE HIGHWAY AND TRANSPORTATION NMDOT

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DEPARTMENT AND PROVIDING AN APPROPRIATION TO THE PARKS AND

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RECREATION DEPARTMENT FISCAL YEARS 2026.

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WHEREAS, the City has as one of its goals to promote youth safety

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through the Albuquerque Metropolitan Planning Area's (AMPA)-Wide Youth

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Bicycle/Pedestrian Safety Education Program through education on multi-

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modal transportation and proper use of infrastructure; and

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WHEREAS, the Transportation Alternative Program (TAP) is a federal-aid

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cost reimbursement program that provides federal funding for programs and

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projects defined as transportation alternatives; and

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WHEREAS, the New Mexico Department of Transportation's Stewardship

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and Oversight agreement with the Federal Highway Administration, New

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Mexico Division, is responsible for implementing the TAP in New Mexico; and

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WHEREAS, the grant funds in the amount of \$185,000 are available for this

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purpose for fiscal year 2026, from the New Mexico Department of

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Transportation; and

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WHEREAS, the City of Albuquerque is desirous of accepting these funds

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which require a city cash match of \$31,527 and 15% in indirect costs to

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support this project and which is available in the General Fund (110) for

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transfer to the Operating Grants Fund (265).

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BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF

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ALBUQUERQUE:

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SECTION 1. That the application for the Transportation Alternative

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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 \$185,000, 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 Years 2026.

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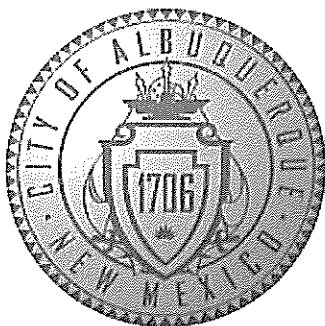
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Mayor Timothy M. Keller

CITY OF ALBUQUERQUE
Albuquerque, New Mexico
Office of the Mayor

INTER-OFFICE MEMORANDUM 11/17/25

TO: Brook Bassan, President, City Council

FROM: Timothy M. Keller, Mayor *TK*

SUBJECT: Resolution Approving and Authorizing the Acceptance of Transportation
Alternative Large Urban Grant Funds through Fiscal year 2026

The attached Resolution is hereby submitted by the Parks and Recreation Department to Approve and Authorize Transportation Alternative Large Urban Grant funds. The funds awarded to the City of Albuquerque total \$185,000 for Fiscal Year 2026.

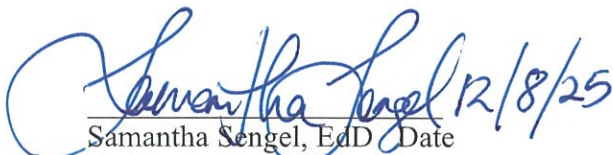
The State of New Mexico, under the Transportation Alternative Program, makes grant funds available to New Mexico counties, cities, and towns for the purpose of transportation alternatives. The City of Albuquerque has applied to the New Mexico Department of Transportation for a grant totaling \$185,000. City funds of \$31,527 will be used to cover City Match and City funds of \$32,479 which will be used to cover indirect overhead. The total project amount is \$249,006.


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

Resolution Approving and Authorizing the Acceptance of Transportation Alternative Large Urban Grant Funds through Fiscal years 2026

Approved:

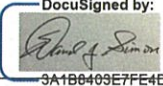
Approved as to Legal Form:


Samantha Sengel, EdD Date
Chief Administrative Officer

DocuSigned by:
 12/3/2025 | 9:10 PM MST
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Date
City Attorney

Recommended:

DS


DocuSigned by:
 12/3/2025 | 10:46 AM MST
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Date
Director

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 a term extension to the City of Albuquerque, Parks and Recreation Department, for Fiscal Years 6/30/26..

2. What will this piece of legislation do?

This grant is 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 \$185,000. An additional \$31,527 is the City's required Cash Match, and 15% cost 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

7. Is this service already provided by another entity?

No

FISCAL IMPACT ANALYSIS

TITLE: Agreement with the State of New Mexico, Department of Transportation to provide an AMPA wide Bike/Pedestrian Safety Education Program R: O:
FUND: 265
DEPT: PRD

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

| | 2025 | Fiscal Years 2026 | 2027 | Total |
|-------------------------------------|------|----------------------|------|------------|
| Base Salary/Wages | | 63,000 | | 63,000 |
| Fringe Benefits at | | 35,000 | | 35,000 |
| Subtotal Personnel | - | \$ 98,000 | - | 98,000 |
| Operating Expenses | - | \$ 118,527 | | 118,527 |
| Property | - | \$ - | - | - |
| Indirect Costs | - | \$ 32,479 | - | 32,479 |
| Total Expenses | \$ - | \$ 249,006 | \$ - | \$ 249,006 |
| [] Estimated revenues not affected | | | | |
| [X] Estimated revenue impact | | | | |
| Revenue from program | - | \$ - | | 0 |
| Amount of Grant | - | \$ 185,000 | - | 185,000 |
| City Cash Match | - | \$ 31,527 | | 31,527 |
| City Inkind Match | - | \$ - | | - |
| City IDOH 15% | - | \$ 32,479 | - | 32,479 |
| Total Revenue | \$ - | \$ 249,006 | \$ - | \$ 249,006 |

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 at \$185,000 and requires a City match of \$31,527. This grant provides AMPA-wide Bicycle/Pedestrian Safety Education Program. IDOH is based on the FY26 rate of 15% for the Parks and Recreation Department.

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

PREPARED BY:

APPROVED:

DocuSigned by:
FISCAL ANALYST
Jody Rowe
REVIEWED BY:
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12/3/2025 | 9:06 AM MST

DIRECTOR

DocuSigned by:
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12/3/2025 | 10:46 AM MST

EXECUTIVE BUDGET ANALYST

BUDGET OFFICER

CITY ECONOMIST

DocuSigned by:
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12/3/2025 | 1:05 PM MST

Signed by:
Donna Sandoval
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12/3/2025 | 1:36 PM MST

Signed by:
Christine Boerner
BA2C41AA2D954FD...

12/3/2025 | 1:5



October 23, 2025

Eli Kosko
Community Recreation Coordinator
City of Albuquerque-Parks and Recreation
1808 4th St NW
Albuquerque, New Mexico 87102

RE: Control Number: A300719

Dear E. Kosko:

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) 690-6016.

Sincerely,

Jacquelynn Hurtado

Jacquelynn Hurtado
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.:

Control No.:

0000054306

A300719

COOPERATIVE PROJECT AGREEMENT – PROGRAM WORK

The New Mexico Department of Transportation (Department), and the City of Albuquerque-Parks and Recreation (Local Agency) enter into this Agreement for Federal Highway Administration (FHWA) funding under NMSA 1978, Section 67-3-28. This Agreement for Project Control No.: A300719 is effective as of the date of the last party to sign it on the signature page.

1. Funding and Project Description.

a. Funding for Program Work is as follows:

1. FFY 2026 TRANSP ALT LARGE URBAN(TAPL) Funds

Department's 85.44% share

\$185,000

AMPA Wide Bicycle/Pedestrian Safety Education Program. To increase youth bicycle and pedestrian safety throughout the AMPA with ongoing education on multi-modal transportation and proper use of infrastructure. (Description as per STIP database, this agreement only pertains to the Program Work portion of Project Control No. A300719.)

2. City's matching 14.56% share

\$31,527

For the purpose stated above.

3. The Total Project Funding for Programmatic Work

\$216,527

- b. Attached as Exhibit A is a table of data on funding as required by 2 CFR 200.331.
 - c. The Local Agency shall provide all the work, labor, materials and services necessary to perform the Project.
 - d. The Local Agency is responsible for all Project costs that exceed federal funding.
 - e. The Local Agency must repay certain federal funding to the Department if:
 - 1. The Project is cancelled.
 - 2. An audit determines an overpayment or federal funds were used for ineligible cost items.
 - 3. The construction of a road on a right-of-way acquisition is not undertaken within twenty (20) years after the fiscal year in which the funds are authorized.
 - 4. Acquisition of right-of-way or construction of the road for a preliminary engineering project is not undertaken within ten (10) years following the fiscal year in which the project is authorized.
- The Local Agency must repay or establish a repayment plan for the federal funds within forty-five (45) days of notice from the Department.

2. Payment – Reimbursement.

The Department will reimburse the Local Agency upon receipt of reimbursement requests with supporting documentation and certification that costs have been incurred. Reimbursement requests may be submitted monthly or, at a minimum, quarterly. Expenses that are documented and determined to be eligible under 2 CFR Part 200 will be reimbursed based on the Local Agency's required Match. The final Project payment request must be submitted within thirty (30) calendar days of completion of (a) the PS&E package or (b) final payment to the contractor for Construction or Project Work and (c) prior to termination of this Agreement. The Department will not reimburse the Local Agency for costs incurred (a) prior to obligation of federal funding and the effective date of this Agreement; (b) after expiration of this Agreement; or (c) in excess of the federal funding identified in Section 1.

3. Federal, State and Department Requirements.

By entering into this Agreement, the Local Agency certifies and agrees to comply with any applicable Federal and State laws and regulations, and terms and conditions as set forth in:

- a. Title 23, U.S. Code Highways and its associated regulations
- b. 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards. See Exhibit B.
- c. 49 CFR Part 20, Lobbying Certification
- d. 49 CFR Part 29, Governmentwide Debarment and Suspension (Non-procurement) and Governmentwide Debarment and Suspension (Grants) and Certification
- e. The Department's policies and standards
- f. The current Tribal/Local Government Handbook located at: <https://www.dot.nm.gov/business-support/project-oversight-division/t-lpa-documents-and-information/>
- g. The Federal Funding Accountability and Transparency Act (FFATA) and certain contracting requirements in regard to Office of Inspector General Reviews as identified on Exhibit B.

4. Term.

This Agreement becomes effective upon signature of all parties. The effective date is the date when the last party signed the Agreement on the signature page. This Agreement terminates on **12/30/2028**. 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. The Region or District will then have two weeks to submit to Project Oversight Division to ensure timely processing of an Amendment.

5. Termination.

The Department may terminate this agreement and request repayment under Section 1e above for the following reasons:

- a. Failure to timely contract: The Local Agency, under a Design Agreement, must enter into a written agreement with an engineering consultant within three (3) months from the effective date this Agreement.
- b. Inactivity: If there is no Project expenditures for twelve (12) consecutive months.
- c. Failure to comply: If the Local Agency fails to comply with any provision of this Agreement.
- d. Local Agency's Request: The Local Agency may seek termination in writing to the Department, which will be fully considered.

6. Third Party Beneficiary.

This Agreement does not confirm any rights or remedies on anyone other than the Department and the Local Agency. The Department is not a party to any agreement between the Local Agency and a Project contractor at any tier.

7. New Mexico Tort Claims Act.

Neither party is responsible for liability incurred as a result of the other party's acts or omissions. Any liability incurred is subject to the immunities and limitations of the New Mexico Tort Claims Act, NMSA 1978, Section 41-4-1, et seq. This paragraph is intended only to define the liabilities between the parties, and it is not intended to modify, in any way, the parties' liabilities as governed by common law or the New Mexico Tort Claims Act.

8. Appropriation.

The terms of this Agreement are contingent upon sufficient appropriations and authorizations from the New Mexico Legislature or the United States Congress when federal funds are involved. If sufficient appropriations and authorizations are not made, this Agreement terminates immediately upon written notice from the Department. The Department is not committed to expenditure of funds until they are programmed, budgeted, obligated by FHWA, encumbered, and approved for expenditure. The Department's decision on whether funds are sufficient is final.

9. Scope of this Agreement.

This Agreement constitutes the entire Agreement between the Parties. Any claimed covenant, term, condition, warranty or promise of performance not included in this document or its amendments, is not part of this Agreement and not enforceable. Performance of all duties and obligations must conform with and must not contravene any state, local, or federal statutes, regulations, rules, or ordinances.

10. Severability.

In the event that any portion of this Agreement is determined to be void, unconstitutional, or unenforceable, the remainder of this Agreement remains in full force and effect.

11. Principal Contacts and Notices.

The principal contacts for this Agreement are listed below. Except as otherwise specified, all notices must be in writing and must be given to the principal contacts listed below.

Region T/LPA Coordinator

Juan Miguel Archuleta
Central Region T/LPA Coordinator
New Mexico Department of Transportation
PO Box 90940
Albuquerque, NM 87199
Office: (505) 252-1707
E-mail: J.Miguel.Archuleta@dot.nm.gov

District T/LPA Coordinator

Tim Chavez
T/LPA Coordinator
New Mexico Department of Transportation
P.O. Box 91750
Albuquerque, NM 87199-1750
Office: (505) 220-4063
E-mail: Tim.Chavez@dot.nm.gov

Construction Liaison Engineer

Abraham Flores
T/LPA Construction Liaison Engineer
New Mexico Department of Transportation
1570 Pacheco St., STE. A10
Santa Fe, NM 87505
Office: (505) 470-4069
E-mail: Abraham.Flores@dot.nm.gov

Local Agency

Eli Kosko
Community Recreation Coordinator
City of Albuquerque-Parks and Recreation
1808 4th St NW
Albuquerque, New Mexico 87102
Office: 505-280-8387
E-mail: ekosko@cabq.gov

12. Amendment.

The terms of this Agreement may be amended by an instrument in writing executed by the parties.

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

Signed by:
By: Samuel Roybal Date: 10/23/25
Assistant General Counsel

CITY OF ALBUQUERQUE-PARKS AND RECREATION

DocuSigned by:
By: [Signature] Date: 11/13/2025 | 11:33 AM MST
Chief Administrative Officer

ATTEST

DocuSigned by:
By: Ethan Watson Date: 11/5/2025 | 2:50 PM MST
CITY OF ALBUQUERQUE-PARKS AND RECREATION Clerk

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

DocuSigned by:
By: Lauren Keefe Date: 11/10/2025 | 7:12 AM MST
CITY OF ALBUQUERQUE-PARKS AND RECREATION 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-Parks and Recreation |
| (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; | Start date: Please see date on approved Federal Highway form thru End Date: 12/30/2028. |
| (vi) Amount of Federal Funds Obligated by this action by the pass-through entity to the Public Entity; | \$185,000 |
| (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); | AMPA Wide Bicycle/Pedestrian Safety Education Program. To increase youth bicycle and pedestrian safety throughout the AMPA with ongoing 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 |

EXHIBIT B

Uniform Administrative Requirements and Audit

2 CFR § 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, applies to each non-profit organization, each institution of higher education, and local governments as a whole when they or one of their departments receives federal funds. 2 CFR § 200 is formally OMB Circular A-133. Any non-profit organization, institution of higher education, or local government spending more than \$750,000 in federal funds from all sources within a 12-month period must have an audit performed on the use of the funds. The Department defines the 12-month period as July 1 to June 30.

Federal Funding Accountability and Transparency Act (FFATA).

The FFATA requires full disclosure to the public of all entities or organizations receiving federal funds. Central to this law is www.USASpending.gov, a publicly available website with searchable information on each federal grant and contract over \$25,000. In addition, the Federal Subaward Reporting System (FSRS), www.FSRS.gov, was developed for reporting on executive compensation and first-tier subawards. The Local Agency is required to register with the US Contractor Registration (System for Award Management [SAM] System) and get a Unique Entity Identifier (UEI) number. The Local Agency is responsible for providing their executive compensation and subaward information to the Department for entry into FSRS.gov. The Department is responsible for providing award information to USASpending. The type of information reported includes:

- Name of Local Agency receiving the award
- Amount of Award
- Funding Agency
- NAICS code for contracts or the Catalog of Federal Domestic Assistance program number for grants
- Program source
- Award title descriptive of the purpose of the funding action
- Location of the Local Agency, including the Congressional District
- Place of performance of the program or activity, including the Congressional District
- UEI number of the Local Agency and its parent organization if one exists
- Total compensation – If the Local Agency in the preceding year received eighty (80) percent or more of its annual gross revenues in federal awards, which exceeds \$25 million annually, and the public has no access to this information under the Securities Exchange Act or the Internal Revenue Code, then the names of the top five executives of the Local Agency are also required to comply with the FFATA.
- The Department will extract as much information as possible from the Local Agency's grant application and standard reports.

Office of Inspector General Review

The Local Agency, when procuring services, shall provide to all bidders the reporting and oversight requirements that they are bound to from the time of bid submission. The following provisions must be included in all prime contracts, subcontracts, and other contracts for services for a federally funded project:

1. **Inspector General Reviews:** Any Inspector General of a federal department or executive agency shall review, as appropriate, any concerns raised by the public about specific investments using federal funds. Any findings of such reviews not related to an ongoing criminal proceeding shall be relayed immediately to the New Mexico Department of Transportation or the agency concerned.

- 2. Access of Offices of Inspector General to Certain Records and Employees:** With respect to each contract or grant awarded using federal funds, any representative of an appropriate Inspector General appointed under the Inspector General Act of 1978, 1,5 USC App. 3 and specifically § 8G, 5 USC App. 3 (2014) is authorized to examine any records of the contractor or grantee, any of its subcontractors or sub-grantees, or any state or local agency administering such contract, that pertain to, and involve transactions relating to, the contract, subcontract, grant, or sub-grant; and to interview any officer or employee of the contractor, grantee, sub-grantee, or agency regarding such transactions. In addition, the Local Agency should do the following:
- a. Allow access by the Government Accountability Office Comptroller General and his representatives to examine any records of the contractor or any of contractor's subcontractors, or any state or local agency administering such contract that directly pertain to, and involve transactions relating to, the contract or subcontract
 - b. Allow the Comptroller General and his representatives to interview any officer or employee of the contractor or any of contractor's subcontractors, or of any state or Local Agency administering the contract, regarding such transactions

Nothing in this section shall be interpreted to limit or restrict in any way any existing authority of an Inspector General. The Department's Office of Inspector General (OIG) has the authority to carry out all duties required. The duties are the same as those specified in Federal Law: OIG, 23 USC § 302 (1998) (the capability to carry out the duties required by law); 23 USC § 112(2) (2012) (contracting for engineering and design services); the review of Federal-aid construction contract.