

**MESILLA VALLEY METROPOLITAN PLANNING ORGANIZATION**

**RESOLUTION NO. 22-13**

**A RESOLUTION DESIGNATING A SUB-COMMITTEE TO NEGOTIATE  
A MEMORANDUM OF AGREEMENT BETWEEN THE MESILLA  
VALLEY MPO AND THE CITY OF LAS CRUCES.**

The Mesilla Valley Metropolitan Planning Organization (MPO) Policy Board is informed that:

**WHEREAS**, the Mesilla Valley Metropolitan Planning Organization was originally designated as the Las Cruces Metropolitan Planning Organization by the Governor of the State of New Mexico through declaration on February 10, 1982 for the purposes of carrying out federally required coordinated, continuing, and comprehensive transportation planning activities pursuant to 23 CFR 450; and

**WHEREAS**, the Mesilla Valley MPO operates under a Joint Powers Agreement (JPA) between the City of Las Cruces, Doña Ana County, and the Town of Mesilla; and

**WHEREAS**, the current Joint Powers Agreement, went into effect on November 15, 2021; and

**WHEREAS**, as the MPO is primarily funded via a reimbursement grant by the federal government, which requires the designation of a fiscal agent for the MPO; and

**WHEREAS**, the current JPA designates the City of Las Cruces as the fiscal agent for the MPO; and

**WHEREAS**, the City of Las Cruces has signified its desire for the MPO to establish a more autonomous position relative to the City and for the relationship between the City and the MPO to be codified; and

**WHEREAS**, establishing a Memorandum of Agreement (MoA) between the City and the MPO appears to be the best means to accomplish this goal; and

**WHEREAS**, each voting entity on the Mesilla Valley MPO Policy Committee: the City of Las Cruces, Doña Ana County, the Town of Mesilla, and New Mexico Department of Transportation, District One, have designated representatives to serve on a Sub-Committee to Negotiate a MoA between the Mesilla Valley MPO and the City of Las Cruces; and

**WHEREAS**, this MoA will likely impact provisions in the current JPA; and

**WHEREAS**, this Sub-Committee is hereby empowered to review and make recommendations to the Policy Board on changes to the JPA; and

**WHEREAS**, the Policy Board has determined that it is in the best interest of the MPO for this negotiation process to occur and for this Resolution to be approved.

**NOW, THEREFORE**, be it resolved by the Policy Board of the Mesilla Valley Metropolitan Planning Organization:

(I)

**THAT** the Sub-Committee to Negotiate an MoA between Mesilla Valley MPO and the City of Las Cruces as shown in Exhibit "A", attached and made a part of this resolution, is empowered to conduct the negotiations with the City on behalf of the MPO Policy Board, recommend an MoA draft to the Policy Board for approval, and review and recommend to the Board changes to the JPA.

(II)

**THAT** staff is directed to take appropriate and legal actions to implement this Resolution.

**DONE** and **APPROVED** this 12th day of October, 2022.

APPROVED:

  
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Chair

ATTEST:

  
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Executive Secretary

Motion By: Councilor Corran	
Second By: Vice-Chair J-Burick	
VOTE:	
Chair Sanchez	Yes
Vice-Chair Johnson-Burick	Yes
Mayor Barraza	Absent
Councilor Bencomo	Yes
Councilor Corran	Yes
Commissioner Ellins	Yes
Councilor Graham	Yes
Trustee Merrick	Absent
Commissioner Murillo	Absent
NMDOT District Engineer	Yes