

MESILLA VALLEY METROPOLITAN PLANNING ORGANIZATION

RESOLUTION NO. 23-21

**A RESOLUTION APPROVING AN AMENDMENT TO THE 2024-2029
TRANSPORTATION IMPROVEMENT PROGRAM (TIP)**

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

WHEREAS, preparation of a financially constrained Transportation Improvement Program (TIP) is a requirement of the Federal Highway Administration (FHWA), Federal Transit Administration (FTA), and New Mexico Department of Transportation (NMDOT) (U.S.C. 23 § 450.324); and

WHEREAS, the Mesilla Valley Metropolitan Planning Organization (MPO) is responsible for the planning and financial reporting of all federally funded and regionally significant transportation-related projects within the MPO Area for the specified fiscal years; and

WHEREAS, the Policy Board adopted the FY 2024-2029 TIP on August 9, 2023; and

WHEREAS, NMDOT has requested an emergency amendment to the FY 2024-2029 TIP; and

WHEREAS, NMDOT is attempting to comply with Emergency amendment requirements as described in the State of New Mexico Planning Procedures Manual; and

WHEREAS, one requirement is that the Emergency amendment be approved by the MPO Policy Board; and

WHEREAS, a second requirement is that the MPO Chair must sign a letter of authorization of the Emergency amendment; and

WHEREAS, the Technical Advisory Committee recommended approval of these amendments at their December 7, 2023, meeting; and

WHEREAS, the Policy Board has determined that it is in the best interest of the MPO for the Resolution amending the FY 2024-2029 Transportation Improvement Program to be APPROVED.

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

(I)

THAT the Mesilla Valley Metropolitan Planning Organization's Fiscal year 2024-2029 Transportation Improvement Program is amended as shown in Exhibit "A", attached hereto and made part of this resolution.

(II)

THAT the Mesilla Valley MPO's Self-Certification, as contained in Exhibits "B", "C", and "D" attached hereto and made part of this resolution is hereby approved.

(III)

THAT MPO staff are hereby authorized to take appropriate and legal actions to implement this Resolution.

DONE and APPROVED this 13th day of December, 2023.

APPROVED:

Chair

ATTEST:

Executive Secretary

| | |
|--------------------------------|----------------------|
| Motion By: | Mayor Barraza |
| Second By: | Commissioner Sanchez |
| | |
| VOTE: | |
| Chair Johnson-Burick | Yes |
| Vice-Chair Graham | Yes |
| Mayor Barraza | Yes |
| Councilor Bencomo | |
| Councilor Corran | Yes |
| Dist. Eng. Chavarria | |
| Trustee Merrick | |
| Commissioner Murillo | |
| Commissioner Sanchez | Yes |
| Commissioner Schaljo-Hernandez | Yes |



METROPOLITAN PLANNING ORGANIZATION

SERVING LAS CRUCES, DOÑA ANA COUNTY, AND MESILLA

P.O. BOX 20000 | LAS CRUCES NM | 88004
PHONE (575) 528-3222 | FAX (575) 528-3155

<http://mesillavalleympo.org>

Exhibit A Change of Scope

LC00371 Addition of lighting to the project.



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Resolution 23-21 Exhibit “B”

MESILLA VALLEY MPO SELF-CERTIFICATION STATEMENT

In accordance with 23 U.S.C. 450.334, the New Mexico Department of Transportation (NMDOT), and the Mesilla Valley Metropolitan Planning Organization (MVMPO) for the Las Cruces urbanized area hereby certify that the transportation planning process meets the Performance-Based Planning and Programming (PBPP) requirements established in 23 CFR 450.326(d), 49 CFR 625, and 49 CFR 630. The projects selected in the FFY 2024 – 2029 Transportation Improvement Program (TIP) were developed from the priorities outlined in the NMDOT Asset Management Plan, the New Mexico Strategic Highway Safety Plan, and the New Mexico Freight Plan; and from the priorities outlined in the RoadRUNNER Transit Asset Management Plan, the RoadRUNNER Transit Short and Long Range Strategic Plans, and the City of Las Cruces Public Transportation Agency Safety Plan. The programmed projects support the adopted Performance Targets of the MVMPO for Performance Measure 1 (Safety), Performance Measure 2 (State of Good Repair), Performance Measure 3 (System Performance), and Transit Asset Management. The TIP was developed and reviewed by the MVMPO in accordance with the MVMPO Public Participation Plan and the MVMPO Title VI Plan. The MVMPO also certifies that the transportation planning process is addressing the major issues in the metropolitan planning area and is being conducted in accordance with all applicable requirements of:

- (1) The fiscal constraint required in 23 C.F.R. 450;
- (2) 49 U.S.C. 5323(l), 23 U.S.C. 135, and 23 U.S.C. 450.220;
- (3) Title VI of the Civil Rights Act of 1964 and the Title VI assurance executed by each State under 23 U.S.C. 324 and 29 U.S.C. 794;
- (4) Section 1101(b) of the Transportation Equity Act for the 21st Century (Pub. L. 105-178) regarding the involvement of Disadvantaged Business Enterprises in FHWA and FTA funded planning projects (Sec. 105(f), Pub. L. 97-424, 96 Stat. 2100; 49 CFR, Subtitle A, Part 26);
- (5) The provisions of the Americans with Disabilities Act of 1990 (Pub. L. 101-336, 104 Stat. 327, as amended) and U. S. DOT implementing regulation;

- (6) The provision of 49 U.S.C. Part 20 regarding restrictions on influencing certain activities; and
- (7) Sections 174 and 176(c) and (d) of the Clean Air Act as amended (42 U.S.C. 7504, 7506(c) and (d)).

MESILLA VALLEY MPO CHAIR

Date

NMDOT

Date

12-13-23



METROPOLITAN PLANNING ORGANIZATION

SERVING LAS CRUCES, DOÑA ANA, AND MESILLA

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Resolution 23-21 Exhibit “B”

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- (1) The fiscal constraint required in 23 C.F.R. 450;
- (2) 49 U.S.C. 5323(l), 23 U.S.C. 135, and 23 U.S.C. 450.220;
- (3) Title VI of the Civil Rights Act of 1964 and the Title VI assurance executed by each State under 23 U.S.C. 324 and 29 U.S.C. 794;
- (4) Section 1101(b) of the Transportation Equity Act for the 21st Century (Pub. L. 105-178) regarding the involvement of Disadvantaged Business Enterprises in FHWA and FTA funded planning projects (Sec. 105(f), Pub. L. 97-424, 96 Stat. 2100; 49 CFR, Subtitle A, Part 26);
- (5) The provisions of the Americans with Disabilities Act of 1990 (Pub. L. 101-336, 104 Stat. 327, as amended) and U. S. DOT implementing regulation;

- (6) The provision of 49 U.S.C. Part 20 regarding restrictions on influencing certain activities; and
- (7) Sections 174 and 176(c) and (d) of the Clean Air Act as amended (42 U.S.C. 7504, 7506(c) and (d)).



MESILLA VALLEY MPO CHAIR

Date

12/13/23

NMDOT

Date



December 1, 2023

Trustee Johnson-Burick
Chair of the Mesilla Valley Metropolitan Planning Organization
PO Box 20000
Las Cruces, NM 88004

c/o Andrew Wray, Mesilla Valley MPO Planning Manager

RE: Request to consider Amendment to the MVMPO TIP to change the scope on CN LC00371, I-10 bridges over Main Street

Dear Chair Johnson-Burick,

New Mexico Department of Transportation (NMDOT) is requesting to add an Amendment to scope of work on control number LC00371, I-10 bridges over Main Street, to the upcoming Transportation Advisory (TAC) and Policy Committee (PC) meetings. NMDOT staff inadvertently missed this scope change submittal in time for the Bicycle/Pedestrian Facilities Advisory Committee (BPAC) to review and recommend approval to the TAC and PC.

The proposed amendment will update the scope of work on the project to include major elements that are currently not called out in the Transportation Improvement Plan (TIP). The current scope of work is "Bridge Preservation", and it needs to read "Bridge Preservation, Lighting, & Concrete Wall Barrier installation", which better reflects the work to be completed with the project. No other changes are requested for this project.

Per the MVMPO Bylaws Section VIA.1, Bypass Permission Process, NMDOT submits this letter requesting permission to bypass the normal MPO Committee Process and add this project to the upcoming TAC and PC packets for approval, without BPAC recommendation. The Production Date for the project is March 25, 2024 which is prior to the approval of the second MVMPO TIP Amendment approval. Enclosed is the proposed TIP/STIP page showing the requested scope of work.

Thank you for your consideration of this request.

Aaron Chavarria
NMDOT District 1 Engineer

Chair Johnson-Burick
MVMPO Policy Committee Chair

Michelle Lujan Grisham
Governor

Ricky Serna
Cabinet Secretary

Commissioners

Chandelle Sisneros
Commissioner
District 1

Gary Tonjes
Commissioner
District 2

Hilma E. Chynoweth
Commissioner, Vice Chairman
District 3

Walter G. Adams
Commissioner, Chairman
District 4

Thomas C. Taylor
Commissioner
District 5

Charles Lundstrom
Commissioner, Secretary
District 6

ALL Transportation Improvement Program, 24-01 Amendment 2024-2028

1 Projects Listed

| | | | | | | | |
|----------------|--|-------------|--------------------------------|----------|---------------------|--------------|-------------|
| NMDOT ID | LC00371 | MPO/TIP | MVM 24-01 | Local ID | | Total Cost | \$7,700,000 |
| Lead Agency | NM Dot | Contact | Gamaliel Zepeda (505) 670-4128 | NMDOT | District District 1 | County | Dona Ana |
| Project Type | Bridge - Preventive Maintenance (47) | Air Quality | | TCM | | Construction | 2024 start |
| Project Name | Bridge Preservation | | | | | | |
| Project Limits | I 10 Bridge 9266 milepost 139 to 144 (5 mile), I 10 Bridge 9267 milepost 139 to 144 (5 mile) | | | | | | |
| Description | Bridge Preservation; Lighting; CWB at EB I-10 Exit 142. | | | | | | |

| Phase | Fund Source | Prior | FY2024 | FY2025 | FY2026 | FY2027 | FY2028 | Future | Total |
|--------------------|----------------------------------|-------|-------------|--------|--------|--------|--------|--------|-------------|
| CON | Highway Infra Bridge IIJA (HIBP) | - | \$5,030,010 | - | - | - | - | - | \$5,030,010 |
| CON | NAT HWY PERF PROG_NC (NHPP_NC) | - | \$1,548,870 | - | - | - | - | - | \$1,548,870 |
| CON | ROAD FUND (RF) | - | \$1,121,120 | - | - | - | - | - | \$1,121,120 |
| Total Construction | | - | \$7,700,000 | - | - | - | - | - | \$7,700,000 |
| Total Programmed | | - | \$7,700,000 | - | - | - | - | - | \$7,700,000 |



Version History

| TIP Document | MPO Approval | State Approval | FHWA Approval | FTA Approval |
|-----------------------------|--------------|----------------|---------------|--------------|
| 20-03.1 Amendment 2020-2024 | 02/04/2020 | 02/04/2020 | N/A | N/A |
| 20-07.1 Amendment 2020-2024 | 06/03/2020 | 06/04/2020 | N/A | N/A |
| 20-20.1 Amendment 2020-2024 | 07/01/2021 | 07/09/2021 | N/A | N/A |
| 22-00 Adoption 2022-2026 | 06/09/2021 | 08/30/2021 | 09/24/2021 | 10/01/2021 |
| 22-04 Amendment 2022-2026 | 08/10/2022 | 09/21/2022 | 10/07/2022 | N/A |
| 22-08 Amendment 2022-2026 | 05/10/2023 | 06/27/2023 | 07/18/2023 | N/A |
| 24-00 Adoption 2024-2028 | 08/09/2023 | 08/28/2023 | 09/26/2023 | 09/19/2023 |
| 24-01 Amendment 2024-2028 | Pending | Pending | Pending | Pending |

Current Change Reason

SCHEDULE / FUNDING / SCOPE - Substantial Scope Change

Project Change(s):
Changed Exempt Category
- from " , , , , , , , , " to " , , , , , , , , , , "

Funding Change(s):
Total project cost stays the same \$7,700,000

Dominic Loya

From: Stephanie Johnson-Burick <stephaniejb@mesillanm.gov>
Sent: Monday, December 4, 2023 10:08 AM
To: Andrew Wray
Cc: Rodriguez, April, DOT; aaron.chavarria; Love, Harold, DOT; Linnan, Andreas, DOT; Herrera, Jolene, DOT; Chavez, Manuel, DOT; Dominic Loya
Subject: Re: [EXTERNAL] RE: Add LC00371 to Amend. 1
Attachments: image001.png

Good morning,

I authorize you to proceed with the below request. Thank you.

Respectfully,

Trustee Johnson-Burick

On Mon, Dec 4, 2023, 9:28 AM Andrew Wray <awray@lascruces.gov> wrote:

Good Morning Madam Chair,

Please see the attached letter requesting permission for a special TIP amendment, bypassing BPAC, for project LC00371.

MPO Staff supports the request and asks that you give it permission to move forward.

Please let me know if you consent to this request.

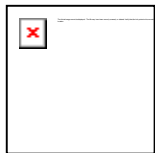
Please let me know if you have any questions.

Thank you.

Andrew Wray

Metropolitan Planning Manager/Mesilla Valley Metropolitan Planning Organization/Community Development

Direct: 575-528-3070 Main: 575-528-3043, awray@lascruces.gov



METROPOLITAN

PLANNING ORGANIZATION

LAS CRUCES DOÑA ANA MESILLA

From: Herrera, Jolene, DOT <JoleneM.Herrera@dot.nm.gov>

Sent: Monday, December 4, 2023 9:23 AM

To: Andrew Wray <awray@lascruces.gov>; Chavez, Manuel, DOT <Manuel.Chavez@dot.nm.gov>; Dominic Loya <dloya@lascruces.gov>

Cc: Rodriguez, April, DOT <April.Rodriguez@dot.nm.gov>; aaron.chavarria <Aaron.Chavarria@dot.nm.gov>; Love, Harold, DOT <Harold.Love@dot.nm.gov>; Linnan, Andreas, DOT <Andreas.Linnan@dot.nm.gov>

Subject: RE: [EXTERNAL] RE: Add LC00371 to Amend. 1

Good morning, Andrew,

Please see attached letter requesting to bypass BPAC for the scope change of LC00371, addressed to the Chair.

Please let me know if you need anything else.

Thank you,

Jolene Herrera

NMDOT STIP Bureau Chief

(575) 202-4698

From: Andrew Wray <awray@lascruces.gov>

Sent: Friday, December 1, 2023 11:13 AM

To: Chavez, Manuel, DOT <Manuel.Chavez@dot.nm.gov>; Dominic Loya <dloya@lascruces.gov>

Cc: Rodriguez, April, DOT <April.Rodriguez@dot.nm.gov>; Herrera, Jolene, DOT <JoleneM.Herrera@dot.nm.gov>

Subject: [EXTERNAL] RE: Add LC00371 to Amend. 1

CAUTION: This email originated outside of our organization. Exercise caution prior to clicking on links or opening attachments.

Good Morning,

As we have already missed the last BPAC of the year, we will need a letter from NMDOT justifying the emergency and requesting permission to bypass the BPAC.

The letter needs to be addressed to:

Trustee Johnson-Burick

Chair of the Mesilla Valley Metropolitan Planning Organization

PO Box 20000

Las Cruces, NM 88004

It will need a signature line for her.

The letter needs to be emailed to me.

In order for us to amend the TAC agenda next week I have to have it by noon on Monday. Otherwise you will need to request bypassing both the BPAC and the TAC.

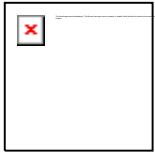
Please let me know if you have any questions.

Thank you.

Andrew Wray

Metropolitan Planning Manager/Mesilla Valley Metropolitan Planning Organization/Community Development

Direct: 575-528-3070 Main: 575-528-3043, awray@lascruces.gov



METROPOLITAN

PLANNING ORGANIZATION

LAS CRUCES DOÑA ANA MESILLA

From: Chavez, Manuel, DOT <Manuel.Chavez@dot.nm.gov>

Sent: Friday, December 1, 2023 11:04 AM

To: Andrew Wray <awray@lascruces.gov>; Dominic Loya <dloya@lascruces.gov>

Cc: Rodriguez, April, DOT <April.Rodriguez@dot.nm.gov>; Herrera, Jolene, DOT <JoleneM.Herrera@dot.nm.gov>

Subject: Add LC00371 to Amend. 1

Importance: High

Good morning Andrew and Dominic,

In a meeting today we realized that we missed adding a scope change to LC00371 in Amendment 1. This project is set to go to production in March, before Amendment 2 will be approved by FHWA. Is it possible to add this in Amendment 1 now for TAC and Policy Committee? If so, what do you need from us.

Thank you

Manuel Chavez

Management Analyst - Supervisor | STIP Bureau

1120 Cerrillos Road, Santa Fe, NM 87505

(505) 660-0013



NOTE: The City of Las Cruces has transitioned our email domain to [las Cruces](mailto:las@las Cruces). Please make sure you update your email systems to accommodate my new email address which ends in @[las Cruces](mailto:las@las Cruces). My previous email address will continue to work for a limited time.

NOTE: The City of Las Cruces has transitioned our email domain to [las Cruces](mailto:las@las Cruces). Please make sure you update your email systems to accommodate my new email address which ends in @[las Cruces](mailto:las@las Cruces). My previous email address will continue to work for a limited time.