

# DOT

U.S. Department of Transportation

# FTA

Federal Transit Administration

## Application

<b>Federal Award Identification Number (FAIN)</b>	NM-2017-010-02
<b>Temporary Application Number</b>	1564-2016-8
<b>Application Name</b>	FY17 5311TAP-FLEX CAPITAL PROJECT
<b>Application Status</b>	Final Concurrence / Reservation
<b>Application Budget Number</b>	0

### Part 1: Recipient Information

**Name: Transportation, New Mexico Department Of**

Recipient ID	Recipient OST Type	Recipient Alias	Recipient DUNS
1564	State Agency	NEW MEXICO DEPARTMENT OF TRANSPORTATION	117883178

Location Type	Address	City	State	Zip
Headquarters	1120 CERRILLOS ROAD	SANTA FE	NM	875051842
Physical Address	1350 ALTA VISTA ST	SANTA FE	NM	87505
Mailing Address	1120 CERRILLOS ROAD	SANTA FE	NM	87504

### Union Information

<b>Union Name</b>	<b>NONE</b>
Address 1	
Address 2	
City	
State	
Zipcode	
Contact Name	NONE NONE
Telephone	
Fax	
E-mail	

## Part 2: Application Information

### Title: FY17 5311TAP-FLEX CAPITAL PROJECT

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
NM-2017-010-02	Final Concurrence / Reservation	Grant	11/8/2019	11/8/2019	No

**Application Start Date**

6/29/2017

**Application End Date**

12/30/2023

**Application Executive Summary**

11/8/19 Amendment 02: NMDOT as the assigned designee to administer the TAP-FLEX funds for the NCRTD ADA Transition Plan project, is applying for additional TAP-FLEX funds for FY19 in the amount of \$768,960. NCRTD requested on 4/8/2019, in a letter to NMDOT, that the funds be transferred from FHWA to FTA. These funds were requested to be transferred from FHWA to FTA in a letter from NMDOT to FTA on 4/29/19. The project is a continuation of NCRTD's Bus Shelter ADA Transitional Plan which includes the planning, engineering/design and rehab/renovation of a minimum of 8 ADA compliant bus stops/shelters. Project funds will be spent as follows:

**SCOPE**

113-00 BUS - STATION/STOPS/TERMINALS

**Activity**

11.34.10 Rehab/Renovation Bus Shelters \$768,960

Since the funds were transferred from FHWA, the federal/local match for the TAP-FLEX for this project is 85.44/14.56 based on a sliding scale rate. NCRTD is responsible for providing the local matching funds in the amount of \$131,040. The 5311 sub-grantees use the following allowed local match: Federal & State funds, Tribal Supplemental-funds, State Budget-Aging & long term Services. Medicaid waiver, program service fees, enterprise sales revenue, United Way, leases, Rent/Fee's, Private pay, Grants and contributions, interest income and State General Funds.

NMDOT does follow the SMP requirements for 5310/5311 outlined in Circular 9070.1G page VII-1-4 dated 4/20/2015.

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**9/5/2018 Amendment 1**

NMDOT as the assigned designee to administer the TAP-FLEX funds for the NCRTD ADA Transition Plan project, is applying for additional TAP-FLEX funds for FY18 in the amount of \$102,528. These funds were transferred from FHWA to FTA. NCRTD requested that the funds be transferred on 2/21/18. The funds were awarded to NCRTD to implement an ADA Transition Plan to include additional Planning, Design, Project Management and Renovation of (ADA compliant) Bus Shelters within the Northern New Mexico area. The purpose of this project is to bring existing bus stops and shelters into ADA compliance through the implementation and ultimate construction of new/renovated bus stops in accordance with the prioritization of an ADA Transition Plan. The ADA Transition Plan will identify and prioritize bus stops and/or shelters within the NCRTD system that are not ADA compliant. Currently, in the four county service

area of the Rio Arriba, Taos, Los Alamos and Santa Fe. NCRTD has 32 rural and urban area bus stops with shelters that are not compliant with ADA regulations, and multiple additional rural bus stops that need modification and/or relocation to bring the stops into ADA compliance. An ADA Transition Plan will be created and used to formally identify ADA noncompliant bus stops and shelters, and determine and design the necessary modifications to bring the bus stops into ADA compliance. The ADA Transition Plan prioritization determinations will be implemented to bring existing ADA noncompliant bus stops and shelters into compliance through modifications to facilities such as existing shelters, concrete pads and sidewalks (connecting the bus stop to sidewalk or roadway) currently located in a public ROW, to allow for barrier-free access to all riders of public transportation. The project will plan, engineer/design a minimum of 8 bus stops/shelters. Project funds will be spent as follows:

#### SCOPE

##### 113-00 BUS - STATION/STOPS/TERMINALS

###### Activity

11.31.10 Engineer/ Design \$102,528

Since the funds were transferred from FHWA, the federal/local match for the TAP-FLEX for this project is 85.44/14.56 based on a sliding scale rate. NCRTD is responsible for providing the local matching funds in the amount of \$17,472. The 5311 sub-grantees use the following allowed local match: Federal & State funds, Tribal Supplemental-funds, State Budget-Aging & long term Services. Medicaid waiver, program service fees, enterprise sales revenue, United Way, leases, Rent/Fee's, Private pay, Grants and contributions, interest income and State General Funds.

NMDOT does follow the SMP requirements for 5310/5311 outlined in Circular 9070.1G page VII-1-4 dated 4/20/2015.

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NMDOT is applying for TAP-FLEX funds in the amount of \$307,584. These funds were transferred from FHWA to FTA. NCRTD requested that the funds be transferred on 12/16/15. NMDOT was assigned as the designee to administer the TAP-FLEX funds. The funds were awarded to NCRTD to implement an ADA Transition Plan to include Design, Project Management and Renovation of (ADA compliant) Bus Shelters within the Northern New Mexico area. The purpose of this project is to bring existing bus stops and shelters into ADA compliance through the implementation and ultimate construction of new/renovated bus stops in accordance with the prioritization of an ADA Transition Plan. The ADA Transition Plan will identify and prioritize bus stops and/or shelters within the NCRTD system that are not ADA compliant. Currently, in the four county service area of the Rio Arriba, Taos, Los Alamos and Santa Fe. NCRTD has 32 rural and urban area bus stops with shelters that are not compliant with ADA regulations, and multiple additional rural bus stops that need modification and/or relocation to bring the stops into ADA compliance. An ADA Transition Plan will be created and used to formally identify ADA noncompliant bus stops and shelters, and determine and design the necessary modifications to bring the bus stops into ADA compliance. The ADA Transition Plan prioritization determinations will be implemented to bring existing ADA noncompliant bus stops and shelters into compliance through modifications to facilities such as existing shelters, concrete pads and sidewalks (connecting the bus stop to sidewalk or roadway) currently located in a public ROW, to allow for barrier-free access to all riders of public transportation. The project will design a minimum of 4 bus stops/shelters and completely construct/renovate a minimum of 1 bus stop/shelter. Project funds will be spent as follows:

#### SCOPE

##### 113-00 BUS - STATION/STOPS/TERMINALS

###### Activity

11.31.10 Engineer/ Design \$25,632

11.34.10 Rehab/Renovation \$281,952

Since the funds were transferred from FHWA, the federal/local match for the TAP-FLEX for this project is 85.44/14.56 based on a sliding scale rate. NCRTD is responsible for providing the local matching funds. The 5311 sub-grantees use the following allowed local match: Federal & State funds, Tribal Supplemental-funds, State Budget-Aging & long term Services. Medicaid waiver, program service fees, enterprise sales revenue, United Way, leases, Rent/Fee's, Private pay, Grants and contributions, interest income and State General Funds.

NMDOT does follow the SMP requirements for 5310/5311 outlined in Circular 9070.1G page VII-1-4 dated 7/7/14.

Period of Performance: Award Start Date: According to the new required information, the start date is "the date of the award" Award End Date: 12/31/2018

Research and Development: This Application does NOT include funds for Research and/or Development Activities.

Indirect Cost Rate: Indirect Costs Will NOT be applied to this application and its scope of work.

**Frequency of Milestone Progress Reports (MPR)**

Annual

**Frequency of Federal Financial Reports (FFR)**

Annual

**Does this application include funds for research and/or development activities?**

This award does not include research and development activities.

**Pre-Award Authority**

This award is using Pre-Award Authority.

**Does this application include suballocation funds?**

Recipient organization is directly allocated these funds and is eligible to apply for and receive these funds directly.

**Will this Grant be using Lapsing Funds?**

No, this Grant does not use Lapsing Funds.

**Will indirect costs be applied to this application?**

This award does not include an indirect cost rate.

*Indirect Rate Details: N/A*

**Requires E.O. 12372 Review**

No, this application does not require E.O. 12372 Review.

**Delinquent Federal Debt**

No, my organization does not have delinquent federal debt.

**Application Point of Contact Information**

First Name	Last Name	Title	E-mail Address	Phone
Deborah	Bach	Rural Transit Programs Supervisor	deborah.bach@state.nm.us	(505) 819-9112
David	Bartels	General Engineer	david.bartels@dot.gov	817-978-0572

### Application Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
49 USC 5311 - Nonurbanized Area Programs (FHWA xfer FY2007 fwd)	5311-2	20509	\$1,179,072
Local			\$200,928
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$1,380,000</b>

### Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NM-2017-010-01-02	113-00 BUS - STATION/STOPS/TERMINALS (113-A1)	\$1,179,072.00	\$200,928.00	\$1,380,000.00	0
NM-2017-010-01-02	11.31.10 ENG/DESIGN - BUS PASSENGER SHELTERS	\$128,160.00	\$21,840.00	\$150,000.00	0
NM-2017-010-01-02	11.34.10 REHAB/RENOVATE - BUS PASSENGER SHELTERS	\$1,050,912.00	\$179,088.00	\$1,230,000.00	0

### Earmark and Discretionary Allocations

This application does not contain earmarks or discretionary allocations.

## Part 3: Project Information

## Project Title: ADA Compliant Bus Shelter Design and Renovation

Project Number	Temporary Project Number	Date Created	Start Date	End Date
NM-2017-010-01-02	1564-2016-8-P1	11/8/2019	9/30/2016	12/30/2018

### Project Description

The purpose of this project is to bring existing bus stops and shelters into ADA compliance through the implementation and ultimate construction of new/renovated bus stops in accordance with the prioritization of an ADA Transition Plan. The ADA Transition Plan will identify and prioritize bus stops and/or shelters within the NCRTD system that are not ADA compliant. Currently, in the four county service area of the Rio Arriba, Taos, Los Alamos and Santa Fe, the NCRTD has 32 rural and urban area bus stops with shelters that are not compliant with ADA regulations, and multiple additional rural bus stops that need modification and/or relocation to bring the stops into ADA compliance. An ADA Transition Plan will be used to formally identify ADA noncompliant bus stops and shelters, and determine and design the necessary modifications to bring the bus stops into ADA compliance. The ADA Transition Plan prioritization determinations will be implemented to bring existing ADA noncompliant bus stops and shelters into compliance through modifications to facilities such as existing shelters, concrete pads and sidewalks (connecting the bus stop to sidewalk or roadway) to allow for barrier-free access to all riders of public transportation.

The project will design a minimum of 8 bus stops/shelters and completely construct/renovate a minimum of 1 bus stop/shelter.

### Project Benefits

The ADA Transition Plan will bring existing bus stops and shelters into ADA compliance through modifications to facilities such as existing shelters, concrete pads and sidewalks (connecting the bus stop to sidewalk or roadway), currently located within a public ROW, and will allow for barrier-free access to all public transportation riders, including those with limited and/or alternative mobility. As a regional transit provider, the NCRTD would increase access to all of its four county service area ADA constituents by providing barrier-free access to the NCRTD service, which connects throughout Rio Arriba, Santa Fe, Taos, and Los Alamos counties with other transit agencies.

### Additional Information

*None provided.*

### Location Description

The project location will be in the four county service area of Rio Arriba, Taos, Los Alamos and Santa Fe counties.

## Project Location (Urbanized Areas)

UZA Code	Area Name
350000	New Mexico
353790	Santa Fe, NM

## Congressional District Information

State	District	Representative
New Mexico	3	Ben R Lujan

## Program Plan Information

### STIP/TIP

Date: 9/4/2018

Description: Not Provided

### UPWP

Date: N/A

Description: N/A

### Long Range Plan

Date: N/A

Description: N/A

## Project Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
49 USC 5311 - Nonurbanized Area Programs (FHWA xfer FY2007 fwd)	5311-2	20509	\$1,179,072
Local			\$200,928
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$1,380,000</b>

## Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NM-2017-010-01-02	113-00 BUS - STATION/STOPS/TERMINALS (113-A1)	\$1,179,072.00	\$200,928.00	\$1,380,000.00	0
NM-2017-010-01-02	11.31.10 ENG/DESIGN - BUS PASSENGER SHELTERS	\$128,160.00	\$21,840.00	\$150,000.00	0
NM-2017-010-01-02	11.34.10 REHAB/RENOVAT E - BUS PASSENGER SHELTERS	\$1,050,912.00	\$179,088.00	\$1,230,000.00	0

## Project Budget Activity Line Items

### Budget Activity Line Item: 11.31.10 - ENG/DESIGN - BUS PASSENGER SHELTERS

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
BUS - STATION/STOPS/TERMINALS (113-00)	11.31.10	ENG/DESIGN - BUS PASSENGER SHELTERS	ENGINEERING & DESIGN - BUS STATION STOPS/TERMINALS	0

#### Extended Budget Description

9/5/2018 Amendment 1 Adding \$102,528

The project will plan, engineer/design a minimum of 8 additional bus stops/shelters. The cost of the engineering and design of the stops will be \$128,160 federal and \$21,840 local. The project is located in UZA 353790 (Santa Fe).

This project will evaluate non ADA compliant bus stops using information gathered during an ADA Transition Plan, and design necessary improvements to bring the stops into compliance. The cost of the engineering and design of the stops will be \$25,632 federal and \$4,368 local. The project is located in UZA 353790 (Santa Fe).

#### Will 3rd Party contractors be used to fulfill this activity line item?

Yes, 3rd Party Contractors will be used for this line item.

Funding Source	Section of Statute	CFDA Number	Amount
49 USC 5311 - Nonurbanized Area Programs (FHWA xfer FY2007 fwd)	5311-2	20509	\$128,160
Local			\$21,840
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$150,000</b>

Milestone Name	Est. Completion Date	Description
Start Date	10/1/2016	

End Date	12/31/2018
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**Budget Activity Line Item: 11.34.10 - REHAB/RENOVATE - BUS PASSENGER SHELTERS**

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
BUS - STATION/STOPS/TERMINALS (113-00)	11.34.10	REHAB/RENOVATE - BUS PASSENGER SHELTERS	REHAB/RENOVATE BUS STATIONS	0

**Extended Budget Description**

11/8/19 Amendment 02: NMDOT as the assigned designee to administer the TAP-FLEX funds for the NCRTD ADA Transition Plan project, is applying for additional TAP-FLEX funds for FY19 in the amount of \$768,960. NCRTD requested on 4/8/2019, in a letter to NMDOT, that the funds be transferred from FHWA to FTA. These funds were requested to be transferred from FHWA to FTA in a letter from NMDOT to FTA on 4/29/19. The project is a continuation of NCRTD's Bus Shelter ADA Transitional Plan which includes the planning, engineering/design and rehab/renovaton of a minimum of 8 ADA compliant bus stops/shelters. Project funds will be spent as follows:

**SCOPE**

113-00 BUS - STATION/STOPS/TERMINALS

**Activity**

Amendment 02 adding 11.34.10 Rehab/Renovation Bus Shelters \$768,960. ADA Transition Plan prioritization determinations will be implemented through renovations to bring existing ADA noncompliant bus stops and shelters into compliance through modifications to facilities such as existing shelters, concrete pads and sidewalks (connecting the bus stop to sidewalk or roadway) to allow for barrier-free access to all riders of public transportation.

Since the funds were transferred from FHWA, the federal/local match for the TAP-FLEX for this project is 85.44/14.56 based on a sliding scale rate. NCRTD is responsible for providing the local matching funds in the amount of \$131,040. The 5311 sub-grantees use the following allowed local match: Federal & State funds, Tribal Supplemental-funds, State Budget-Aging & long term Services. Medicaid waiver, program service fees, enterprise sales revenue, United Way, leases, Rent/Fee's, Private pay, Grants and contributions, interest income and State General Funds.

NMDOT does follow the SMP requirements for 5310/5311 outlined in Circular 9070.1G page VII-1-4 dated 4/20/2015.

Currently, in the four county service areas of Rio Arriba, Taos, Los Alamos and Santa Fe, NCRTD has 32 rural and urban area bus stops with shelters that are not compliant with ADA regulations. ADA Transition Plan prioritization determinations will be implemented through renovations to bring existing ADA noncompliant bus stops and shelters into compliance through modifications to facilities such as existing shelters, concrete pads and sidewalks (connecting the bus stop to sidewalk or roadway) to allow for barrier-free access to all riders of public transportation. The cost of the rehab/renovation is \$281,952 federal and \$48,048 local. The project is located in UZA 353790 (Santa Fe).

**Will 3rd Party contractors be used to fulfill this activity line item?**

Yes, 3rd Party Contractors will be used for this line item.

Funding Source	Section of Statute	CFDA Number	Amount
49 USC 5311 - Nonurbanized Area Programs (FHWA xfer FY2007 fwd)	5311-2	20509	\$1,050,912
Local			\$179,088
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$1,230,000</b>

Milestone Name	Est. Completion Date	Description
Start Date	10/1/2016	
End Date	12/31/2018	

## Project Environmental Findings

### Finding: Class II(c) - Categorical Exclusions (C-List)

#### Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, a significant environmental impact on the human or natural environment and are therefore categorically excluded from the requirement to prepare an environmental assessment or an environmental impact statement. Class II(c) does not require documentation.

#### Categorical Exclusion Description

Type 04: Planning and administrative activities which do not involve or lead directly to construction, such as: training, technical assistance and research; promulgation of rules, regulations, directives, or program guidance; approval of project concepts; engineering; and operating assistance to transit authorities to continue existing service or increase service to meet routine demand.

Date Description	Date
Class IIc CE Approved	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
BUS - STATION/STOPS/TERMINALS (113-00)	11.31.10	ENG/DESIGN - BUS PASSENGER SHELTERS	0	\$128,160.00	\$150,000.00

### Finding: Class II(c) - Categorical Exclusions (C-List)

### Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, a significant environmental impact on the human or natural environment and are therefore categorically excluded from the requirement to prepare an environmental assessment or an environmental impact statement. Class II(c) does not require documentation.

### Categorical Exclusion Description

Type 08: Maintenance, rehabilitation, and reconstruction of facilities that occupy substantially the same geographic footprint and do not result in a change in functional use, such as: improvements to bridges, tunnels, storage yards, buildings, stations, and terminals; construction of platform extensions, passing track, and retaining walls; and improvements to tracks and railbeds.

Date	Description	Date
	Class IIc CE Approved	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
BUS - STATION/STOPS/TERMINALS (113-00)	11.34.10	REHAB/RENOVAT E - BUS PASSENGER SHELTERS	0	\$1,050,912.00	\$1,230,000.00

## Part 4: Fleet Details

No fleet data exists for this application.

## Part 5: FTA Review Comments

### Application Review Comments

Comment By Marisa Appleton

Comment Type	Application Details
Date	1/2/2020
Comment	<p>NMDOT must comply with all applicable Federal laws and regulations related to this project, including the ADA Standards for Transportation Facilities, based on the U.S. Access Board's ADA Accessibility Guidelines. Found here: <a href="http://www.access-board.gov/guidelines-and-standards/transportation/facilities/ada-standards-for-transportation-facilities">http://www.access-board.gov/guidelines-and-standards/transportation/facilities/ada-standards-for-transportation-facilities</a></p> <p>Specifically, NMDOT must comply with the ADA Standards for Transportation Facilities when planning, engineering/designing and rehabilitating/renovating a minimum of 8 bus shelters. The following is a non-exhaustive list of ADA standards that NMDOT must comply with and document compliance of:</p> <ul style="list-style-type: none"><li>• As required under DOT ADA Standard 810.2, NMDOT must ensure new, altered, or relocated bus stops must have a firm, stable surface and must provide a clear length of 96 inches (2,440 mm), measured perpendicular to the curb or vehicle roadway edge, and a clear width of 60 inches (1,525 mm), measured parallel to the vehicle roadway.</li><li>• As required under DOT ADA Standard 810.2, NMDOT must ensure bus stops must also connect via an accessible route to streets, sidewalks, or pedestrian paths.</li></ul>

• As required under DOT ADA Standard 810.2, NMDOT must ensure the slope of the bus boarding and alighting area in the direction parallel to the roadway must be the same as that of the roadway to the maximum extent practicable. Perpendicular to the roadway, the slope must not exceed 1:48, that is, not more than 1 inch of rise over a horizontal distance of 48 inches.

As noted above, these requirements apply to the extent that construction specifications are within the control of public entities; compliance is required to the maximum extent practicable. If a transit agency does not own the right-of way, but another public entity does own it, FTA encourages the transit agency to work with the public entity to come to an arrangement where a bus boarding and alighting area that complies with Section 810.2 to the maximum extent practicable is provided.

The information provided above is intended as technical assistance and applies only to the project as described. Should the project scope change or new information on the project be provided, FTA may require a re-evaluation of the project information as it relates to ADA and require additional information. This confirmation is not an express or implied promise of project compliance with the ADA.

## Application Review Comments

Comment By David Bartels

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Comment Type	FTA Post Review Comments for Grantee
Date	12/17/2019
Comment	Refer to attachment "5311 Flex NM-2017--010-02.doc", which was emailed to NMDOT on 12/12/2019 from Luci Nears.

## Part 6: Agreement

**UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
FEDERAL TRANSIT ADMINISTRATION**

**GRANT AGREEMENT  
(FTA G-26, October 1, 2019)**

On the date the authorized U.S. Department of Transportation, Federal Transit Administration (FTA) official signs this Grant Agreement, FTA has obligated and awarded federal assistance as provided below. Upon execution of this Grant Agreement by the Recipient named below, the Recipient affirms this FTA Award, enters into this Grant Agreement with FTA, and binds its compliance with the terms of this Grant Agreement.

The following documents are incorporated by reference and made part of this Grant Agreement:

- (1) "Federal Transit Administration Master Agreement," FTA MA(26), October 1, 2019, <http://www.transit.dot.gov>,
- (2) The Certifications and Assurances applicable to the FTA Award that the Recipient has selected and provided to FTA, and
- (3) Any Award notification containing special conditions or requirements, if issued.

WHEN THE TERM "FTA AWARD" OR "AWARD" IS USED, EITHER IN THIS GRANT AGREEMENT OR

THE APPLICABLE MASTER AGREEMENT, "AWARD" ALSO INCLUDES ALL TERMS AND CONDITIONS SET FORTH IN THIS GRANT AGREEMENT.

FTA OR THE FEDERAL GOVERNMENT MAY WITHDRAW ITS OBLIGATION TO PROVIDE FEDERAL ASSISTANCE IF THE RECIPIENT DOES NOT EXECUTE THIS GRANT AGREEMENT WITHIN 90 DAYS FOLLOWING FTA's AWARD DATE SET FORTH HEREIN.

### **FTA AWARD**

Federal Transit Administration (FTA) hereby awards a Federal Grant as follows:

#### **Recipient Information**

Recipient Name: Transportation, New Mexico Department Of

Recipient ID: 1564

DUNS No: 117883178

#### **Application Information**

Federal Award Identification Number: NM-2017-010-02

Application Name: FY17 5311TAP-FLEX CAPITAL PROJECT

Application Start Date: 6/29/2017

Application End Date: 12/30/2023

Application Executive Summary: 11/8/19 Amendment 02: NMDOT as the assigned designee to administer the TAP-FLEX funds for the NCRTD ADA Transition Plan project, is applying for additional TAP-FLEX funds for FY19 in the amount of \$768,960. NCRTD requested on 4/8/2019, in a letter to NMDOT, that the funds be transferred from FHWA to FTA. These funds were requested to be transferred from FHWA to FTA in a letter from NMDOT to FTA on 4/29/19. The project is a continuation of NCRTD's Bus Shelter ADA Transitional Plan which includes the planning, engineering/design and rehab/renovation of a minimum of 8 ADA compliant bus stops/shelters. Project funds will be spent as follows:

#### **SCOPE**

113-00 BUS - STATION/STOPS/TERMINALS

#### **Activity**

11.34.10 Rehab/Renovation Bus Shelters \$768,960

Since the funds were transferred from FHWA, the federal/local match for the TAP-FLEX for this project is 85.44/14.56 based on a sliding scale rate. NCRTD is responsible for providing the local matching funds in the amount of \$131,040. The 5311 sub-grantees use the following allowed local match: Federal & State funds, Tribal Supplemental-funds, State Budget-Aging & long term Services, Medicaid waiver, program service fees, enterprise sales revenue, United Way, leases, Rent/Fee's, Private pay, Grants and contributions, interest income and State General Funds.

NMDOT does follow the SMP requirements for 5310/5311 outlined in Circular 9070.1G page VII-1-4 dated 4/20/2015.

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9/5/2018 Amendment 1

NMDOT as the assigned designee to administer the TAP-FLEX funds for the NCRTD ADA Transition Plan project, is applying for additional TAP-FLEX funds for FY18 in the amount of \$102,528. These funds were transferred from FHWA to FTA. NCRTD requested that the funds be transferred on 2/21/18. The funds were awarded to NCRTD to implement an ADA Transition Plan to include additional Planning, Design, Project Management and Renovation of (ADA compliant) Bus Shelters within the Northern New Mexico area. The purpose of this project is to bring existing bus stops and shelters into ADA compliance through the implementation and ultimate construction of new/renovated bus stops in accordance with the prioritization of an ADA Transition Plan. The ADA Transition Plan will identify and prioritize bus stops and/or shelters within the NCRTD system that are not ADA compliant. Currently, in the four county service area of the Rio Arriba, Taos, Los Alamos and Santa Fe. NCRTD has 32 rural and urban area bus stops with shelters that are not compliant with ADA regulations, and multiple additional rural bus stops that need modification and/or relocation to bring the stops into ADA compliance. An ADA Transition Plan will be created and used to formally identify ADA noncompliant bus stops and shelters, and determine and design the necessary modifications to bring the bus stops into ADA compliance. The ADA Transition Plan prioritization determinations will be implemented to bring existing ADA noncompliant bus stops and shelters into compliance through modifications to facilities such as existing shelters, concrete pads and sidewalks (connecting the bus stop to sidewalk or roadway) currently located in a public ROW, to allow for barrier-free access to all riders of public transportation. The project will plan, engineer/design a minimum of 8 bus stops/shelters. Project funds will be spent as follows:

#### SCOPE

113-00 BUS - STATION/STOPS/TERMINALS

Activity

11.31.10 Engineer/ Design \$102,528

Since the funds were transferred from FHWA, the federal/local match for the TAP-FLEX for this project is 85.44/14.56 based on a sliding scale rate. NCRTD is responsible for providing the local matching funds in the amount of \$17,472. The 5311 sub-grantees use the following allowed local match: Federal & State funds, Tribal Supplemental-funds, State Budget-Aging & long term Services. Medicaid waiver, program service fees, enterprise sales revenue, United Way, leases, Rent/Fee's, Private pay, Grants and contributions, interest income and State General Funds.

NMDOT does follow the SMP requirements for 5310/5311 outlined in Circular 9070.1G page VII-1-4 dated 4/20/2015.

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NMDOT is applying for TAP-FLEX funds in the amount of \$307,584. These funds were transferred from FHWA to FTA. NCRTD requested that the funds be transferred on 12/16/15. NMDOT was assigned as the designee to administer the TAP-FLEX funds. The funds were awarded to NCRTD to implement an ADA Transition Plan to include Design, Project Management and Renovation of (ADA compliant) Bus Shelters within the Northern New Mexico area. The purpose of this project is to bring existing bus stops and shelters into ADA compliance through the implementation and ultimate construction of new/renovated bus stops in accordance with the prioritization of an ADA Transition Plan. The ADA Transition Plan will identify and prioritize bus stops and/or shelters within the NCRTD system that are not ADA compliant. Currently, in the four county service area of the Rio Arriba, Taos, Los Alamos and Santa Fe. NCRTD has 32 rural and urban area bus stops with shelters that are not compliant with ADA regulations, and multiple additional rural bus stops that need modification and/or relocation to bring the stops into ADA compliance. An ADA Transition Plan will be created and used to formally identify ADA noncompliant bus stops and shelters, and determine and design the necessary modifications to bring the bus stops into ADA

compliance. The ADA Transition Plan prioritization determinations will be implemented to bring existing ADA noncompliant bus stops and shelters into compliance through modifications to facilities such as existing shelters, concrete pads and sidewalks (connecting the bus stop to sidewalk or roadway) currently located in a public ROW, to allow for barrier-free access to all riders of public transportation. The project will design a minimum of 4 bus stops/shelters and completely construct/renovate a minimum of 1 bus stop/shelter. Project funds will be spent as follows:

#### SCOPE

##### 113-00 BUS - STATION/STOPS/TERMINALS

##### Activity

11.31.10 Engineer/ Design \$25,632

11.34.10 Rehab/Renovation \$281,952

Since the funds were transferred from FHWA, the federal/local match for the TAP-FLEX for this project is 85.44/14.56 based on a sliding scale rate. NCRTD is responsible for providing the local matching funds. The 5311 sub-grantees use the following allowed local match: Federal & State funds, Tribal Supplemental-funds, State Budget-Aging & long term Services, Medicaid waiver, program service fees, enterprise sales revenue, United Way, leases, Rent/Fee's, Private pay, Grants and contributions, interest income and State General Funds.

NMDOT does follow the SMP requirements for 5310/5311 outlined in Circular 9070.1G page VII-1-4 dated 7/7/14.

Period of Performance: Award Start Date: According to the new required information, the start date is "the date of the award" Award End Date: 12/31/2018

Research and Development: This Application does NOT include funds for Research and/or Development Activities.

Indirect Cost Rate: Indirect Costs Will NOT be applied to this application and its scope of work.

Research and Development: This award does not include research and development activities.

Indirect Costs: This award does not include an indirect cost rate.

Suballocation Funds: Recipient organization is directly allocated these funds and is eligible to apply for and receive these funds directly.

Pre-Award Authority: This award is using Pre-Award Authority.

#### **Application Budget**

Total Application Budget: \$1,380,000.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$768,960.00

Amount of Non-Federal Funds Committed to This FTA Action (in U.S. Dollars): \$131,040.00

Total FTA Amount Awarded and Obligated (in U.S. Dollars): \$1,179,072.00

Total Non-Federal Funds Committed to the Overall Award (in U.S. Dollars): \$200,928.00

## Application Budget Control Totals

(The Budget includes the individual Project Budgets (Scopes and Activity Line Items) or as attached)

Funding Source	Section of Statute	CFDA Number	Amount
49 USC 5311 - Nonurbanized Area Programs (FHWA xfer FY2007 fwd)	5311-2	20509	\$1,179,072
Local			\$200,928
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$1,380,000</b>

(The Transportation Development Credits are not added to the amount of the Total Award Budget.)

## U.S. Department of Labor Certification of Public Transportation Employee Protective Arrangements:

Review Decision: DOL Concur - Certified  
Original Certification Date: 6/15/2017

## Special Conditions

There are no special conditions.

## FINDINGS AND DETERMINATIONS

By signing this Award on behalf of FTA, I am making all the determinations and findings required by federal law and regulations before this Award may be made.

## FTA AWARD OF THE GRANT AGREEMENT

Awarded By:

FEDERAL TRANSIT ADMINISTRATION  
U.S. DEPARTMENT OF TRANSPORTATION  
Contact Info:  
Award Date:

## EXECUTION OF THE GRANT AGREEMENT

Upon full execution of this Grant Agreement by the Recipient, the Effective Date will be the date FTA or

the Federal Government awarded Federal assistance for this Grant Agreement.

By executing this Grant Agreement, the Recipient intends to enter into a legally binding agreement in which the Recipient:

- (1) Affirms this FTA Award,
- (2) Adopts and ratifies all of the following information it has submitted to FTA:
  - (a) Statements,
  - (b) Representations,
  - (c) Warranties,
  - (d) Covenants, and
  - (e) Materials,
- (3) Consents to comply with the requirements of this FTA Award, and
- (4) Agrees to all terms and conditions set forth in this Grant Agreement.

Executed By:

*Transportation, New Mexico Department Of*