

**RESOLUTION NO. 2015-02**

**A RESOLUTION DECLARING THE ELIGIBILITY AND INTENT OF THE CITY OF LOVINGTON TO SUBMIT AN APPLICATION TO THE NEW MEXICO DEPARTMENT OF TRANSPORTATION FOR FEDERAL FISCAL YEAR 2016/2017 TRANSPORTATION ALTERNATIVES PROGRAM FUNDS.**

**WHEREAS**, the City of Lovington, New Mexico, has the legal authority to apply for, receive and administer federal funds; and

**WHEREAS**, the City of Lovington, is submitting an application for Federal Fiscal Year 2016/2017 (FFY16/17) New Mexico Transportation Alternatives Program (TAP) funds in the amount of \$393,024 (85.44%), as set forth by the Federal legislation, Moving Ahead for Progress in the 21<sup>st</sup> Century (MAP-21) and as outlined in the FFY 16/17 New Mexico TAP Guide; and

**WHEREAS**, the Central Plaza Project named in the TAP application are eligible project(s) under New Mexico TAP and MAP-21; and

**WHEREAS**, the City of Lovington, acknowledges availability of the required local match of 14.56% and the availability of funds to pay all upfront costs, since TAP is a cost reimbursement program; and

**WHEREAS**, the City of Lovington, agrees to pay any costs that exceed the project amount if the application is selected for funding; and

**WHEREAS**, the City of Lovington, agrees to maintain all project(s) constructed with TAP funding for the useable life of the project(s); and

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body, the City Commission of the City of Lovington, New Mexico that:

- 1.** The City of Lovington, authorizes James R. Williams, City Manager, to submit an application for FFY16/17 New Mexico TAP funds in the amount of \$393,024 from the New Mexico Department of Transportation (NMDOT) on behalf of the citizens of the City of Lovington.

2. That the City of Lovington, assures the NMDOT that if TAP funds are awarded, sufficient funding for the local match and for upfront project costs are available, since TAP is a reimbursement program, and that any costs exceeding the award amount will be paid for by the City of Lovington.
3. That the City of Lovington, assures the NMDOT that if awarded TAP funds, sufficient funding for the operation and maintenance of the TAP projects will be available for the life of the projects.
4. That James R. Williams, City Manager, City of Lovington, is authorized to enter into a Cooperative Project Agreement with the NMDOT for construction of TAP projects using these funds as set forth by MAP-21 on behalf of the citizens of City of Lovington. James R. Williams, City Manager, is also authorized to submit additional information as may be required and act as the official representative of the City of Lovington in this and subsequent related activities.
5. That the City of Lovington, assures the NMDOT that the City of Lovington, is willing and able to administer all activities associated with the proposed project.

**PASSED, ADOPTED, AND APPROVED THIS 12<sup>th</sup> DAY OF JANUARY 2015.**