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**MINUTES OF A REGULAR MEETING  
OF THE GOVERNING BODY OF THE TOWN OF BERNALILLO  
HELD AT THE TOWN HALL  
March 22, 2021**

The Governing Body of the Town of Bernalillo met in a regular session, virtually via WebEx, within the law and rules of the Town on March 22, 2021 at 6:30 P.M.

Upon roll call the following members were found to be present:

**PRESENT:**

Councilor Dominguez  
Councilor Torres-Quintana  
Councilor Valverde  
Councilor Prairie  
Mayor Torres

**ALSO PRESENT:**

**ABSENT:**

**Others Present Not Identified**

**APPROVAL OF AGENDA: 4)**

Councilor Dominguez stated: Item 6c should read Resolution 03/22/2021B.

Councilor Dominguez moved to approve the agenda as amended. The motion was seconded by Councilor Prairie.

**Roll Call Vote:**

Councilor Torres-Quintana	Yea
Councilor Dominguez	Yea
Councilor Prairie	Yea
Councilor Valverde	Yea

**APPROVAL OF MINUTES: 5a) Regular Meeting of March 08, 2021.**

Councilor Torres stated: On line 146, the word "Councilor" is missing in front of Valverde, and on line 188 the word "Councilor" is missing front of Prairie, line 228 the word "Councilor" is missing in front of Dominguez.

Mayor entertained a motion.

Councilor Torres-Quintana moved to approve minutes of March 22, 2021 with the corrections. The motion was seconded by Councilor Dominguez.

**Roll Call Vote:**

Councilor Valverde	Yea
Councilor Dominguez	Yea
Councilor Torres-Quintana	Yea
Councilor Prairie	Yea

**NEW BUSINESS: 6a) Discussion, Consideration, Action, Approval and Adoption of Resolution 03/22/2021 Budget Adjustment Enterprise Fund. Presenter: Terri Gray**

Town of Bernalillo  
RESOLUTION NO. 03-22-2021

WHEREAS, the Town of Bernalillo meeting in Regular Session on the 22nd day of March 2021 at the Town Hall at 6:30p.m., as per law,

WHEREAS, the need for a budget adjustment has developed after careful review of the budget submitted to the Department of Finance & Administration (DFA),

*Fund 135-200 – Transfer out: Transfer out funds from fund 135-200 to fund 185-205 to cover debt payoff of Well# 2 Rehabilitation project.*

NOW, THEREFORE BE IT RESOLVED, that the budget be amended as follows:

**ENTERPRISE**

**Revenue:**

Account Number	Description	Current Budget	Decrease	Increase	Adjusted Budget
135-200-7001-1-5	Transfer Out	\$ 365,404		\$ 74,563	\$ 439,967
			Net Effect Increase/ (Decrease):	\$74,563.00	

Mayor Torres entertained a motion.

Councilor Prairie moved to adopt Resolution 03/22/2021 Budget Adjustment for Enterprise Fund. The motion was seconded by Councilor Valverde.

**Roll Call Vote:**

Councilor Dominguez      Yea  
Councilor Torres-Quintana      Yea  
Councilor Valverde      Yea  
Councilor Prairie      Yea

**NEW BUSINESS: 6b) Discussion, Consideration, Action, Approval and Adoption of Resolution 03/22/2021A Budget Adjustment for Special Revenue Fund. Presenter: Terri Gray**

Town of Bernalillo  
RESOLUTION NO. 03-22-2021A

WHEREAS, the Town of Bernalillo meeting in Regular Session on the 22nd day of March 2021 at

93 the Town Hall at 6:30p.m., as per law,

94  
95 WHEREAS, the need for a budget adjustment has developed after careful review of the budget  
96 submitted to the Department of Finance & Administration (DFA),

97  
98 *Fund 142-001 - Sandoval County Library Bond – Create revenue and expenditure budgets for the*  
99 *award/execute of agreement in the amount of \$191,400 for our Library.*

100  
101 NOW, THEREFORE BE IT RESOLVED, that the budget be amended as follows:

102  
103 **SPECIAL REVENUES**

104 **Revenue:**

Account Number	Description	Current Budget	Decrease	Increase	Adjusted Budget
142-001-4800-2-2	Sandoval County Library Bond	\$ -		\$ 191,400	\$ 191,400
			Net Effect Increase/ (Decrease):	\$ 191,400.00	

110  
111 **Expenditures:**

Account Number	Description	Current Budget	Decrease	Increase	Adjusted Budget
142-001-5056-2-0	Books and Programs	\$ -		\$ 101,400	\$ 101,400
141-000-5036-2-2	Office Supply			\$ 90,000	\$ 90,000
			Net Effect Increase/ (Decrease):	\$191,400.00	

117  
118 Mayor Torres entertained a motion.

119  
120 Councilor Dominguez moved to adopt Resolution 03/22/2021A Budget Adjustment for Special  
121 Revenue Fund. The motion was seconded by Councilor Valverde.

122  
123 **Roll Call Vote:**

124 Councilor Prairie           Yea  
125 Councilor Valverde        Yea  
126 Councilor Dominguez      Yea  
127 Councilor Torres-Quintana Yea

128  
129  
130 **NEW BUSINESS: 6c) Discussion, Consideration, Action, Approval and Adoption of**  
131 **Resolution 03/22/2021B Budget Adjustment for Debt Service. Presenter: Terri Gray**

132                                   Town of Bernalillo  
133                                   RESOLUTION NO. 03-22-2021B

134  
135 WHEREAS, the Town of Bernalillo meeting in Regular Session on the 22nd day of March 2021 at  
136 the Town Hall at 6:30p.m., as per law,

137

138 WHEREAS, the need for a budget adjustment has developed after careful review of the budget  
 139 submitted to the Department of Finance & Administration (DFA),

140  
 141 *Fund 185-200 – Debt (Well #2 Rehabilitation Project): Create transfer in (from 135-200) and*  
 142 *expenditure budgets to pay off debt project.*  
 143

144 NOW, THEREFORE BE IT RESOLVED, that the budget be amended as follows:

145  
 146 **DEBT SERVICES**

147 **Expenditures:**

Account Number	Description	Current Budget	Decrease	Increase	Adjusted Budget
185-205-5080-2-4	Principal Expense	\$ -		\$ 74,125	\$ 74,125
185-205-5082-2-4	Admin Fee Expense	\$ -		\$ 438	\$ 438
Net Effect Increase/ (Decrease):				\$ 74,563.00	

154 **Transfers:**

Account Number	Description	Current Budget	Decrease	Increase	Adjusted Budget
185-205-110-4-5	Transfer In	\$ -		\$ 74,563	\$ 74,563
Net Effect Increase/ (Decrease):				\$74,563.00	

159  
 160 Mayor Torres entertained a motion.

161  
 162 Councilor Dominguez moved to adopt Resolution 03/22/2021B Budget Adjustment for Debt  
 163 Service. The motion was seconded by Councilor Torres-Quintana.

164  
 165 **Roll Call Vote:**

166 Councilor Dominguez            Yea  
 167 Councilor Prairie                Yea  
 168 Councilor Torres-Quintana    Yea  
 169 Councilor Valverde             Yea

170  
 171  
 172 **NEW BUSINESS: 6d) Discussion, Consideration, Action, and Approval of the New**  
 173 **Mexico Department of Transportation for Cooperative Agreement Program for A301313**  
 174 **Bernalillo Main St Streetscape Phase 4. Presenter: Ida Fierro**

175 Ida Fierro, Clerk/Administrator, introduced the Cooperative Agreement for A301313 - Bernalillo  
 176 Mainstreet Streetscape Phase 4.

177  
 178 **ATTACHMENT A: A301313 Cooperative Agreement**

179  
 180 Councilor Dominguez moved to approve the New Mexico Department of Transportation for  
 181 Cooperative Agreement Program for A301313 Bernalillo Mainstreet Streetscape Phase 4. The  
 182 motion was seconded by Councilor Torres-Quintana.

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**Roll Call Vote:**

Councilor Dominguez        Yea  
Councilor Torres-Quintana   Yea  
Councilor Valverde           Yea  
Councilor Prairie             Yea

**FINANCIAL SECTION: 7a) Approval of Accounts Payable Voucher List**

Mayor Torres asked for a motion to approve the accounts payable for March 22, 2021 in the amount of \$465,610.35.

Mayor Torres entertained a motion.

Councilor Torres-Quintana made a motion to approve the accounts payable voucher list for March 22, 2021 in the amount of \$465,610.35. The motion was seconded by Councilor Valverde.

**Roll Call Vote:**

Councilor Prairie             Yea  
Councilor Valverde           Yea  
Councilor Dominguez        Yea  
Councilor Torres-Quintana   Yea

**MISCELLANEOUS SECTION: 8a) Public Comment.**

*No Public Comment*

**MISCELLANEOUS SECTION: 8b) Announcements. Presenter: Mayor Torres**

The following announcements were made:

Terri Gray, Finance Director informed the Governing Body that the FY 2020 Audit has been completed and the State Auditor has released the Audit for publication. The Auditor of Kubiak, Melton and Associates, LLC will present the FY 2020 Audit at the next meeting.

Mayor Torres stated: I want to thank the staff for the coordination of the vaccine clinics. I have received great feedback on staff and the volunteers. Please encourage those you speak to sign up for the COVID-19 vaccine that is the only way to obtain the vaccine.

Mayor Torres continued: We should have a legislative update at the next meeting. Hopefully we will have our Legislators here to give us a legislative update.

226 There being no further business, Councilor Prairie moved to adjourn the meeting at 6:52 P.M. The  
227 motion was seconded by Councilor Dominguez.

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230 **Roll Call Vote:**

231 Councilor Prairie	Yea
232 Councilor Dominguez	Yea
233 Councilor Valverde	Yea
234 Councilor Torres-Quintana	Yea

235  
236

237 Done this 22<sup>nd</sup> day of March 2021.

238

239 ATTEST:

240

241

242   
\_\_\_\_\_  
Ida Fierro, Town Clerk

243 (seal)

  
\_\_\_\_\_  
Jack S. Torres, Mayor

Contract No.:	_____
Vendor No.:	<u>0000054446</u>
Control No.:	<u>A301313</u>

**COOPERATIVE PROJECT AGREEMENT – DESIGN**

The New Mexico Department of Transportation (Department), and the Town of Bernalillo (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.: A301313 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 Design Work is as follows:

- |   |           |
|---|-----------|
| <b>1. <u>FFY 2021 STP URBAN AREAS W/POP OVER 200K(STPL) Funds</u></b>   |           |
| <u>Department’s 85.44% share</u>  | \$273,408 |
| Bernalillo Main St Streetscape Phase 4 from Southern Municipal Boundary to Intersection of NM473 & NM313 (6.268 mile). Sidewalk improvements for ADA compliance. Widen sidewalks to accommodate wheelchair, pedestrian and roadway lighting. Project includes ADA sloped curbs for entry from street level.(Description as per STIP database, this agreement only pertains to the Design Work portion of Project Control No. A301313.)      |           |
| <b>2. <u>Local’s matching 14.56% share</u></b>  | \$46,592  |
| For the purpose stated above.   |           |
| <b>3. <u>The Total Project Funding for Design Work</u></b>  | \$320,000 |
| <br>  |           |
| <b>4. <u>FFY 2022 STP URBAN AREAS W/POP OVER 200K(STPL) Funds</u></b>   |           |
| <u>Department’s 85.44% share Advanced Construction</u>  | \$64,080  |
| Bernalillo Main St Streetscape Phase 4 from Southern Municipal Boundary to Intersection of NM473 & NM313 (6.268 mile). Sidewalk improvements for ADA compliance. Widen sidewalks to accommodate wheelchair, pedestrian and roadway lighting. Project includes ADA sloped curbs for entry from street level.(Description as per STIP database, this agreement only pertains to the ROW Program Work portion of Project Control No. A301313.) |           |
| <b>5. <u>Local’s matching 14.56% share</u></b>  | \$10,920  |
| For the purpose stated above.   |           |
| <b>6. <u>The Total Project Funding for Right of Way</u></b>   | \$75,000  |

<b>7. <u>FFY 2022 STP URBAN AREAS W/POP OVER 200K(STPL) Funds</u></b>	
<b><u>Department's 85.44% share Advanced Construction</u></b>	\$42,720
Bernalillo Main St Streetscape Phase 4 from Southern Municipal Boundary to Intersection of NM473 & NM313 (6.268 mile). Sidewalk improvements for ADA compliance. Widen sidewalks to accommodate wheelchair, pedestrian and roadway lighting. Project includes ADA sloped curbs for entry from street level.(Description as per STIP database, this agreement only pertains to the Utilities Program Work portion of Project Control No. A301313.).	
<b>8. <u>Local's matching 14.56% share</u></b>	\$7,280
For the purpose stated above.	
<b>9. <u>The Total Project Funding for Utilities</u></b>	\$50,000
<b>10. <u>Total of the Project</u></b>	<b>\$445,000</b>

- 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 the 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 29, Government wide Debarment and Suspension (Nonprocurement) and Government wide Debarment and Suspension (Grants) and Certification
- d. 49 CFR Part 20, Lobbying Certification
- e. The Department's policies and standards



**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**

Luke Smith  
Central Region T/LPA Coordinator  
New Mexico Department of Transportation  
PO Box 90940, Building A  
Albuquerque, New Mexico 87199-1750  
Office: 505-373-7411  
E-mail: Luke.Smith@state.nm.us

**District T/LPA Coordinator**

Jill Mosher  
T/LPA Coordinator  
New Mexico Department of Transportation  
P.O. Box 91750 Bldg. A  
Albuquerque, New Mexico 87199-1750  
Office: 505-553-5174  
E-mail: Jill.Mosher@state.nm.us

**Construction Liaison Engineer**

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

**Local Agency**

Ida Fierro  
Town Clerk/Administrator  
Town of Bernalillo  
829 Camino Del Pueblo  
Bernalillo, New Mexico 87004  
Office: 505-771-7128  
E-mail: ifierro@townofbernalillo.org

**12. Amendment.**

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

- f. The current Tribal/Local Government Handbook located at:  
[http://dot.state.nm.us/content/dam/nmdot/TLPA/TLPA\\_Handbook\\_Final\\_Version\\_3-4-2019.pdf](http://dot.state.nm.us/content/dam/nmdot/TLPA/TLPA_Handbook_Final_Version_3-4-2019.pdf)
- 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 **9/30/2022**. 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 a 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.

**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

By: Aaron Frankland, Deputy General Counsel Date: Mar 10, 2021  
Aaron Frankland, Deputy General Counsel (Mar 10, 2021 2:52:27 AM)  
Assistant General Counsel

**TOWN OF BERNALILLO**

By: [Signature] Date: 3/24/21  
Mayor

**ATTEST**

By: [Signature] Date: 3/24/2021  
TOWN OF BERNALILLO Clerk

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

By: [Signature] Date: 3/24/2021  
TOWN OF BERNALILLO 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);	Town of Bernalillo
(ii) Public Entity's unique entity identifier (DUNS);	025478801
(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;	Please see date on approved Federal Highway form thru 9/30/2022 (End Date).
(vi) Amount of Federal Funds Obligated by this action by the pass-through entity to the Public Entity;	\$380,208
(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);	Federal Highway Administration (FHWA)
(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;	20.205- Highway Planning & Construction
(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**

23 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](http://www.USASpending.gov), a publically 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](http://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 Data Universal Number System (DUNS) number. The Local Agency is responsible for providing their executive compensation and subaward information to the Department for entry into [FSRS.gov](http://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
- DUNS 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.






# AGREEMENT A301313

Final Audit Report

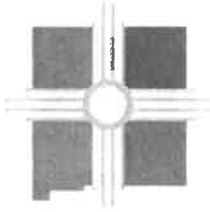
2021-03-11

Created:	2021-03-09
By:	Alexis Perry-Vigil (Alexis.Perry@state.nm.us)
Status:	Signed
Transaction ID:	CBJCHBCAABAAMhQar8PPXL1o6bOAcx_6p_dhvgYSM0nS

## "AGREEMENT A301313" History

-  Document created by Alexis Perry-Vigil (Alexis.Perry@state.nm.us)  
2021-03-09 - 8:30:05 PM GMT- IP address: 174.62.11.113
-  Document emailed to Aaron Frankland, Deputy General Counsel (aaron.frankland@state.nm.us) for signature  
2021-03-09 - 8:31:10 PM GMT
-  Email viewed by Aaron Frankland, Deputy General Counsel (aaron.frankland@state.nm.us)  
2021-03-11 - 3:34:46 AM GMT- IP address: 73.127.209.57
-  Document e-signed by Aaron Frankland, Deputy General Counsel (aaron.frankland@state.nm.us)  
Signature Date: 2021-03-11 - 3:37:28 AM GMT - Time Source: server- IP address: 73.127.209.57
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New Mexico DEPARTMENT OF  
**TRANSPORTATION**  
MOBILITY FOR EVERYONE

February 9, 2021

Ms. Ida Fierro  
Town Clerk/Administrator  
Town of Bernalillo  
829 Camino Del Pueblo  
Bernalillo, New Mexico 87004

RE: Control Number: A301313

Dear Ms. Fierro:

Enclosed for your coordination of signatures are three originals of the Cooperative Project Agreement for the project referenced above. Please return them to your Region T/LPA Coordinator. An original will be mailed to you at the time they are fully executed.

If you have any questions concerning the agreement or if I can be of further assistance, please contact me at 505-660-6102.

Sincerely,

*Kimberly Perry* for Sean Sandoval

Sean Sandoval  
Division Director  
Project Oversight Division

Concur:

Region T/LPA Coordinator

**Michelle Lujan  
Grisham**  
Governor

**Michael R. Sandoval**  
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