

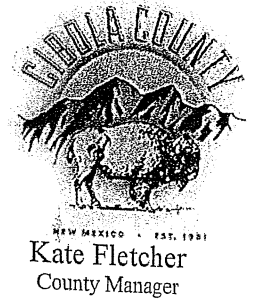
Cibola County Commission

Daniel J. Torrez, Chairman
Martha Garcia, 1st Vice-Chair
Christine Lowery, 2nd Vice-Chair
Ralph Lucero, Commissioner
Robert Windhorst, Commissioner

Cibola County

700 E. Roosevelt Ave., Suite 50

Grants, New Mexico 87020
Phone (505) 287-9431 – Fax (505) 285-5434



**Cibola County
Resolution # 23-22**

- Whereas, Cibola County entered into the Local Government Transportation Project Fund (LGTPF) Grant administered by the New Mexico Department of Transportation: and
- Whereas, Cibola County and the New Mexico Department of Transportation (NMDOT) have entered into a joint and coordinated effort; and
- Whereas, Issues related to primary engineer’s illness Cibola County is behind schedule and a 12 (twelve) month extension on Contract # D18387 Control # LP60001 is necessary
- Whereas, The total grant funds awarded by NMDOT for this project is \$950,000 ; and
 - a. New Mexico Department of Transportation share shall be 95% which is \$902,500: and
 - b. Cibola County’s share Match Funding of 5% is \$47,500

TOTAL PROJECT COST IS \$950,000

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Cibola County determines, resolves, and orders as follows:

- a. That the project for this LGTPF grant agreement is adopted and has a priority standing.
- b. The agreement is hereby being amended to terminate on June 30th, 2024, and the Cibola County incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understandings have been merged into the written agreement.
- c. Cibola County to enter into LGTPF Grant Agreement Project No. Contract # D18387 Control # L60001 through the New Mexico Department of Transportation LGTPF Grant for the planning, design, construction and ROW to replace the existing County Road 18b Bridge over Lobo Canyon within the control of Cibola County.



Cibola County Commission

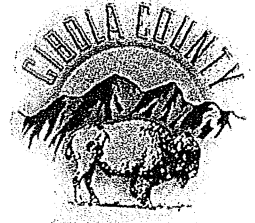
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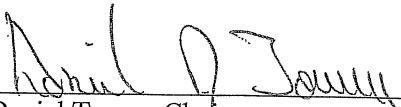
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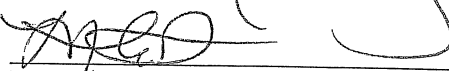
Kate Fletcher
County Manager

PASSED, APPROVED AND ADOPTED THIS 23rd DAY OF MARCH 2023.

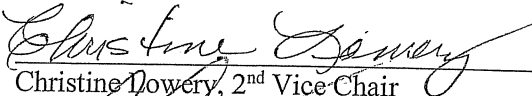
THE CIBOLA COUNTY BOARD OF COMMISSIONERS



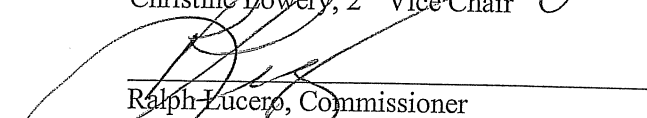
Daniel Torrez, Chairman



Martha Garcia, 1st Vice Chair



Christine Lowery, 2nd Vice Chair




Ralph Lucero, Commissioner

ABSENT

Robert Windhorst, Commissioner

Attest:



Michelle E. Dominguez, Cibola County Clerk



Cibola County Commission

Daniel J. Torrez, Chairman
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03/23/2023

Lisa Vega-District 6 Engineer
C/O Bill Santiago
LGRF Coordinator
NMDOT District 6
1919 Pinon Drive
Milan, NM 87021

**RE: Local Government Transportation Project Fund (LGTPF) Grant
Contract No. D18387
Control No. LP60001**

Dear Ms. Vega,

Cibola County entered into an agreement with the NMDOT on October 31st, 2019 allocating LGTPF Grant funds in the amount of \$902,500.00 for the planning, design, construction and ROW to replace the existing County Road 18-b bridge over Lobo Canyon. Cibola County received an extension for this grant on Nov. 18, 2021. This extension expires June 30, 2023.

Cibola County will not be able to meet this grant deadline and we are asking for a second 1-year extension. Cibola County awarded Engineering for this project to Huitt-Zollars in 2021 with a design start date of 05.27.2021 and Total Project Completion date of 06.30.2022. The design is now at 100% completion and ready to start the construction bidding process. Huitt-Zollars is prepared to hold the final PSE with NMDOT as early as the week of Feb. 26th, 2023. After approvals are obtained from NMDOT we will be prepared to go to bid for construction immediately. We will also seek approval to begin the purchasing process of the manufactured bridge through a separate bidding process to expedite the production of the bridge.

Cibola County has been diligent in working with the engineering firm to move the process forward. It has now been discovered that the primary engineer on the project became unexpectedly ill in Feb. 2022 and had to undergo debilitating treatment for this illness. He is finishing treatment and has assured us that he and his team can complete this project expeditiously and will initiate the bidding process immediately.

Cibola County is requesting a new deadline for project completion of June 30, 2024. Thank you for your consideration of this request.

Sincerely,
Cibola County

Kate Fletcher
County Manager

Contract No.	<u>D18387/2</u>
Vendor No.	<u>0000047859</u>
Control No.	<u>LP60001</u>

**SECOND AMENDMENT TO
LOCAL GOVERNMENT TRANSPORTATION PROJECT FUND**

This **Second Amendment** is to the Agreement entered into between the New Mexico Department of Transportation (Department) and the Cibola County (Public Entity). This Amendment is effective as of the date of the last party to sign on the signature page.

RECITALS

Whereas, the Department and the Public Entity entered into an Agreement, Contract No. D18387, on 11/6/2019 and,

Whereas, Section 19 allows for modification of the Agreement by an instrument in writing executed by the parties; and,

Whereas, the Department and the Public Entity want to extend the term of the Agreement to allow for Project completion; and,

Whereas, the parties agree to modify this Agreement.

Now, therefore, the Department and the Public Entity agree as follows:

1. Section 6 Term, is deleted and replaced by the following:

6. 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 below. This Agreement terminates on the earliest of the following dates: (a) Department receipt of the Certification of Completion or (b) **June 30, 2024**. In the event an extension to the term is needed, the Public Entity shall provide written notice along with detailed justification to the Department sixty (60) days prior to the expiration date to ensure timely processing of an Amendment. Neither party shall have any obligation after said date except as stated in Sections 2e, 4l, 4n and 7.

All other obligations set forth in the Original Agreement shall remain in full force and effect unless expressly amended or modified by this Second Amendment.

In Witness Whereof, each party is signing this Agreement on the date stated opposite that party's signature.

New Mexico Department of Transportation

DocuSigned by:
By: Mallory Manzanares
83F307B882C81449...
Cabinet Secretary or Designee

Date: 3/28/2023

Approved as to form and legal sufficiency by the New Mexico Department of Transportation's Office of General Counsel

DocuSigned by:
By: [Signature]
3B493BD37FBC44A...
Assistant General Counsel

Date: 3/28/2023

Cibola County

By: Daniel J. Torrez
Name: Daniel J. Torrez
Title: CHAIRMAN

Date: 3/23/2023

ATTEST:

By: Michelle E. Dominguez
Cibola County Clerk

Date: 3/23/23

