

Certification of Pre-Construction Phase and Resolution 2009-177

Whereas, funds from the American Recovery and Reinvestment Act (ARRA) of 2009, (Pub. L. 111-5) appropriated by the United States Congress, signed into law on February 17, 2009 and apportioned on March 2, 2009 are available to local governments through the Federal Surface Transportation Program administered by the New Mexico Department of Transportation (Department);

Whereas, it is necessary for the local government to enter into an agreement with the Department in order to receive funding from ARRA;

Whereas, the Santa Fe County (County) and the Department entered into the American Recovery and Reinvestment Act of 2009, Cooperative Project Agreement on the 26th day of August 2009 (Agreement); and,

Whereas, the governing body of the County met on September, 2009 and adopted the resolution set forth below for Control No. ESS1020.

NOW THEREFORE BE IT RESOLVED BY AND CERTIFIED BY THE UNDERSIGNED FOR AND ON BEHALF OF THE COUNTY:

- 1. That the County has complied with all applicable terms, conditions and certification requirements of the Agreement.
2. That the County has completed environmental coordination and obtained Department and FHWA approval of the environmental, Right of Way, Utility, and Railroad documents and completed the consultation process with the State Historic Preservation Officer as required by law. Furthermore, the County has complied with all applicable requirements listed in Section Four of the Agreement.
3. The project has received the County's full review and vetting required by law and the County accepts responsibility for the project. The County further certifies that the federal funding amount is an appropriate use of taxpayer dollars.
4. By requesting ARRA funds the County commits to fulfill all reporting requirements listed in Section Two of the Agreement. The Department may withdraw ARRA funds if the County fails to meet any of the applicable requirements.

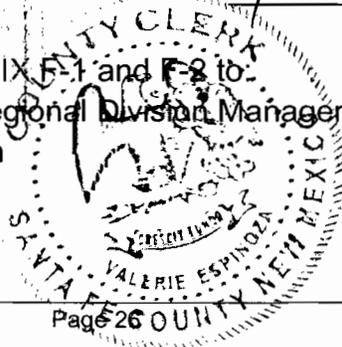
PASSED, APPROVED and ADOPTED this 29th day of September, 2009

Approved as to form Santa Fe County Attorney

By: [Signature] Date: 9/14/09

By: [Signature] Printed Name Title

When complete, please send APPENDIX F-1 and F-2 to: Benny E. Martinez, Assistant Regional Division Manager NMDOT North Regional Division P.O. Box 1149 Room 216 Santa Fe, NM 87504-1149



ATTEST: Valerie Espinoza VALERIE ESPINOZA COUNTY CLERK

RECORDED 9/30/09

