

**CITY OF SANTA FE, NEW MEXICO**

**RESOLUTION NO. 2025-12**

**INTRODUCED BY:**

Councilor Lee Garcia

**A RESOLUTION**

**AUTHORIZING THE FILING OF APPLICATIONS TO THE FEDERAL TRANSIT ADMINISTRATION, AN OPERATING ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FOR FEDERAL TRANSPORTATION ASSISTANCE AS AUTHORIZED BY 49 U.S.C. 53, TITLE 23, UNITED STATES CODE, OR OTHER FEDERAL STATUTES ADMINISTERED BY THE FEDERAL TRANSIT ADMINISTRATION.**

**WHEREAS**, the United States Department of Transportation has delegated the authority to award federal financial assistance for transportation projects and operations to the Federal Transit Administration (“FTA”); and

**WHEREAS**, the City of Santa Fe (“City”) is a recipient of FTA funding, and it is a prerequisite of the FTA that the City demonstrate legal capacity to carry out projects included in federal assistance awards; and

**WHEREAS**, to demonstrate legal capacity, FTA requires funding recipients to authorize local agents to request, receive, and spend FTA funds to administer FTA-assisted projects; and

**WHEREAS**, the City Attorney affirms the legal authority of the City’s authorized official to

1 make and comply with annual certifications and assurances on behalf of the City as required by the  
2 FTA for federal grant or cooperative agreements.

3 **WHEREAS**, a grant or cooperative agreement for federal financial assistance will impose  
4 obligations upon the City, and may require the City to provide a local share of the project cost; and

5 **WHEREAS**, the New Mexico Department of Transportation, which, as defined by 49 U.S.C.  
6 5307 (a)(2), is the FTA’s designated authority to appropriate funding, has granted the City authority  
7 to apply for an allocation of funding under the Section 5307, “Urbanized Area Formula Program”;  
8 and

9 **WHEREAS**, pursuant to 49 U.S.C. 5323(n), the FTA is required to publish its annual  
10 certifications and assurances each year.

11 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
12 **CITY OF SANTA FE** that this Resolution is the City of Santa Fe’s (“City’s”) documentation and  
13 certification of eligibility under the law to request, receive, and spend FTA funds in order to  
14 administer FTA assisted projects; and

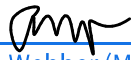
15 **BE IT FURTHER RESOLVED**, that the City’s Transit Director of Administration or  
16 Public Works Director are authorized to execute and file applications on behalf of the City with the  
17 FTA for federal assistance authorized by 49 U.S.C. Chapter 53, title 23, United States Code, or  
18 other federal statutes authorizing a project administered by the FTA.

19 **BE IT FURTHER RESOLVED** that the Public Works Director is authorized to execute  
20 and file on behalf of the City the annual certifications and assurances, grant and cooperative  
21 agreements, and other documents the FTA requires before the FTA awards a federal assistance  
22 grant or cooperative agreement.

23 **BE IT FURTHER RESOLVED**, if matching funds are required for an FTA award, the  
24 City Manager shall work with the Transit Director of Administration and/or Public Works  
25 Director to ensure the City has budgeted the matching funds before executing agreements for the

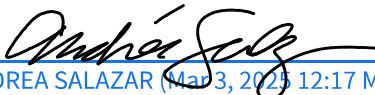
1 award.

2 PASSED, APPROVED, and ADOPTED this 26<sup>th</sup> day of February, 2025.

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6 Alan Webber (Mar 1, 2025 11:31 MST)

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8 ALAN WEBBER, MAYOR

9 ATTEST:

10   
11 ANDREA SALAZAR (Mar 3, 2025 12:17 MST)

12 ANDREA SALAZAR, CITY CLERK

13 APPROVED AS TO FORM:

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16 ERIN K. McSHERRY, CITY ATTORNEY

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25 *Legislation/2025/Resolutions/2025-12 (R)/Certifying Legal Capacity to Administer FTA Funding*