

APPENDIX F-1

**Certification of Pre-Construction Phase and Resolution
City of Roswell Resolution No. 09-29**

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 City of Roswell (City) and the Department entered into the American Recovery and Reinvestment Act of 2009, Cooperative Project Agreement on the **2nd** day of **July**, 2009 (Agreement); and,

Whereas, the governing body of the **City Of Roswell** met on **October 14, 2009** and adopted the resolution set forth below for Control No. **ES21200**.

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

1. That the City has complied with all applicable terms, conditions and certification requirements of the Agreement.
2. That the City 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 City has complied with all applicable requirements listed in Section Four of the Agreement.
3. The project has received the City's full review and vetting required by law and the City accepts responsibility for the project. The City further certifies that the federal funding amount is an appropriate use of taxpayer dollars.
4. By requesting ARRA funds the City commits to fulfill all reporting requirements listed in Section Two of the Agreement. The Department may withdraw ARRA funds if the City fails to meet any of the applicable requirements.

PASSED, APPROVED and ADOPTED this 14th day of October, 2009

By 
Printed Name Sam LaGrone
Title Mayor, City of Roswell

When complete, please send APPENDIX F-1 and F-2 to:
Gabriela C. Apodaca, Assistant Regional Division Manager
NMDOT South Regional Division
750 N. Solano
Las Cruces, New Mexico 88001