

**NEW MEXICO STATE TRANSPORTATION COMMISSION
MEETING**

**The Lodge at Santa Fe Hotel
750 North St. Francis Drive
Santa Fe, New Mexico 87501
January 22, 2015**

The New Mexico State Transportation Commission (STC or Commission) held a regular meeting on January 22, 2015, at the Lodge at Santa Fe Hotel, Santa Fe, New Mexico. Vice Chairman Schmeits called the meeting to order at 8:35 a.m. Commissioner Mathews led meeting attendees in the Pledge of Allegiance.

Approval of the Agenda:

Vice Chairman Schmeits asked for a motion to approve the agenda; Commissioner Sepich made a motion to so approve; Commissioner Mathews seconded; motion carried unanimously.

Approval of the Minutes

Vice Chairman Schmeits asked for a motion to approve the minutes of the regular meeting of December 4, 2014; Commissioner Gibson made a motion to so approve; Commissioner Mathews seconded; motion carried unanimously.

Elected Officials and Delegations:

Peter Ives, Mayor Pro Tem, City of Santa Fe
Miguel Chavez, Commissioner, Santa Fe County

State Transportation Commissioners Present:

Kenneth White, Secretary, District One
David Sepich, Commissioner, District Two
Ron Schmeits, Chairman, District Four
Butch Mathews, Commissioner, District Five
Jackson Gibson, Commissioner, District Six

NMDOT Staff Present:

Tom Church, Cabinet Secretary
Anthony Lujan, Deputy Secretary
Loren Hatch, Deputy Secretary
NMDOT Staff

Election of STC Officers - Chairman, Vice-Chairman and Secretary

Commissioner Gibson made a motion to elect Commissioner Schmeits as STC Chairman; Commissioner Mathews seconded; motion carried unanimously. Commissioner Schmeits asked for a motion to elect a Vice-Chairman of the STC; Commissioner Sepich made a motion to elect Commissioner Mathews as Vice-Chairman; Commissioner Gibson seconded; motion carried unanimously. Commissioner Schmeits asked for a motion to elect a Secretary of the STC; Commissioner Mathews made a motion to re-elect Commissioner White as Secretary; Commissioner Gibson seconded; motion carried unanimously.

Welcoming Remarks

The Honorable Peter Ives, Mayor Pro Tem, City of Santa Fe, welcomed the STC and NMDOT staff to Santa Fe. On behalf of Mayor Gonzales, he expressed appreciation for the work NMDOT has done in the area.

Tom Church, Cabinet Secretary, NMDOT, responded in kind by extending his thanks to the City of Santa Fe for moving forward with the Zia Station study.

Miguel Chavez, Commissioner, Santa Fe County, welcomed the STC to Santa Fe. He identified agenda item, "Intersection on 599", as a matter of interest to the community; specifically, County Road 70 which intersects with 599, where there was a recent fatality. He explained that there is a need for safety improvements in that corridor; however, funding is a concern. He hopes the matter can be addressed soon.

Presentations by Elected Officials and Delegations

The Honorable Carl Trujillo, New Mexico State Representative, District 46, gave a presentation entitled "Intersection on 599." As a result of a recent fatal accident, a significant number of constituents have expressed concern regarding the intersection and have requested that solutions be developed to create a safer corridor.

Representative Trujillo complimented Miguel Gabaldon, District Five Engineer, NMDOT, for the great job the District does with constituent services.

Representative Trujillo was not certain whether federal dollars could be used to help improve the intersection as the 599 bypass was originally designed as a WIPP route. He understands that the State Road Fund is in dire need, and now that the New Mexico Legislative Session is underway, he would like to work with the STC and Secretary Church to determine how the State can move forward.

Miguel Chavez, Commissioner, Santa Fe County, informed the STC that the project is listed in the Metropolitan Planning Organization's Metropolitan Transportation Plan and is slated for 2018 in the amount of \$8 million.

Secretary Church commented that federal funding for the WIPP route ended in 2012. He also stated that NMDOT has contacted the Department of Energy (DOE) to determine if the grant can be extended, but has not yet received a response. Perhaps during the Legislative Session, a Memorial can be introduced to provide impetus for the issue.

Representative Trujillo indicated that he will introduce a memorial which will provide that it be sent it to the New Mexico federal delegation.

Paul Shoemaker, Senior Manager, Sandia National Labs, Carlsbad Office, gave a presentation entitled "Traffic Issues on the National Parks Highway at Hidalgo Road Intersection." The presentation was made on behalf of Dr. Jill Ruby, Vice President of the Energy Non Proliferation High Consequence Security Division, Sandia National Lab. Mr. Shoemaker discussed a pedestrian and vehicular traffic safety issue that has persisted for a number of years at the National Parks Highway intersection of US62/180 and Hidalgo Road in Carlsbad. The situation continues to worsen as oil and construction traffic volumes increase. It is concerning that Sandia National Labs has leased laboratory space in the buildings located adjacent to the intersection since January 2000. It is a T-intersection with a stop sign on Hidalgo Road, but there are no traffic control devices on National Parks Highway where there is a significant amount of pedestrian traffic. The intersection requires a traffic control device or another solution to stop or slow down the vehicular traffic to allow pedestrians to cross safely.

Commissioner Sepich indicated that he will support an effort to explore the installation of some type of traffic control device at the intersection.

Jon Bulhuis, President, New Mexico Transit Association (NMTA), and Philo Shelton, Board Member, NMTA, gave a presentation entitled "Transportation Infrastructure Funding

Partnership - NMTA". The presentation focused on NMTA's proposal to partner with the State on legislative initiatives. NMTA passed a resolution and is working with its delegation on reauthorization. NMTA wishes to partner with NMDOT with respect to seeking federal capital funding as well as funding from the State through the legislative process. Mr. Bulthuis also provided an overview of the function and purpose of NMTA and the current state of public transportation in New Mexico.

Employee Recognition

Equipment Road'eo Commissioner's Cup Presentation

Due to inclement weather, Anthony Lujan, Deputy Secretary, NMDOT, requested that this agenda item be postponed until the March 19, 2015 STC meeting.

District Five Employees of the Year

Miguel Gabaldon, P.E., District Five Engineer, NMDOT, provided a briefing regarding the District Five 2014 Employee Recognition Program. He acknowledged the following employees: Keven Sanchez of the Encino Patrol, as Employee of the Year; Alcalde Crew 4551 as Crew of the Year; and the Strobe Light De-icer-Gallina Patrol and the District Five Bull Pen Equipment Section as Best Practice Winners.

Workshop Agenda

Infrastructure Committee

Update on NMDOT Statewide Long Range Multimodal Transportation Plan

Claude Morelli, Planning and Safety Division, NMDOT, provided an update on the NMDOT Statewide Long Range Multimodal Transportation Plan. He reported that the planning

process has been underway for the past year and is nearing its final phase. His presentation focused on three plan concepts that were recently reviewed by stakeholders. STC action on the plan is anticipated in May 2015.

Policy Committee

Commission Policy 70 – Red Light and Speed Enforcement Cameras (CP 70)

David Stevens, Assistant General Counsel, NMDOT, discussed CP 70 – Red Light and Speed and Enforcement Cameras. CP 70 is the policy that governs NMDOT’s authority with respect to restricting or prohibiting the use of red light and speed enforcement cameras, including mobile enforcement vehicles, in the rights-of-way of the Transportation System. Reissuance of CP 70 is required at this time in accordance with the provisions of Commission Policy 4 – New Mexico State Transportation Commission Rules and Policies. The Commissioners requested editing the policy to clarify the meaning of the term “mobile enforcement vehicles.”

Annual Determination of Notice Provisions for Open and Closed State Transportation Commission Meetings Pursuant to NMSA 1978, Section 10-15-1(D) of the Open Meetings Act

Loren Hatch, Deputy Secretary, NMDOT, discussed the annual determination of notice provisions for open and closed State Transportation Commission meetings pursuant to NMSA 1978, Section 10-15-1(D). He explained that every public body in the State that holds public meetings is required to define, on an annual basis, the particulars regarding reasonable notice for meetings. The STC is required at this time to take action setting specific notice provisions for its open and closed public meetings. Mr. Hatch recommended that the STC affirm its current notice provisions contained in Commission Policy 1.

Finance Committee

Monthly Financial Report

Larry Viarreal, Chief Financial Officer, NMDOT, reported on the NMDOT operating budget financial summary for the month ending December 2014. He stated that there was no change to the budget. Road Fund actuals are \$136 million; FHWA funding is \$156 million on a reimbursement basis; Road Fund balance reserves are \$100 million; and total expenditures are \$391 million. With regard to expenditures, Personnel Services was \$75 million; Contractual Services total \$194 million; other Operating Costs equal \$42 million; and Debt Service of \$79 million. He noted that NMDOT is tracking about \$2.5 million over budget.

NMFA Monthly Report

Mark Lovato, Investment Manager, NMFA, provided an update regarding NMDOT portfolio funds under NMFA management. As of December 31, 2014, the balance in the portfolio was \$137.7 million, a net decrease of \$36.8 million from November. The change is attributed to debt service payments of \$51 million, plus total earnings of \$1,340 and \$15 million in debt service set asides. There is 68% in the project account, 31% in debt service, and 1% in the arbitrage rebate account. As of December, there was \$44 million available on the collateral line of credit and \$50 million in the BNSF account. At the end of December 2014, there was about \$11 million posted in collateral with RBC, JP Morgan, but at present, it is closer to \$20 million. As of January 7, 2015, it was \$113.5 million dollars to exit the SWAPs, and, at present, it would cost \$123 million.

Authorizing Resolution Extending a \$50 Million Line of Credit between the New Mexico Finance Authority (NMFA), on behalf of NMDOT, and Bank of America, N.A.

Marcos Trujillo, Policy Director, NMDOT, presented STC Resolution No. 2015-01 (JAN), which authorizes extending a \$50 million line of credit between NMFA, on behalf of NMDOT, and Bank of America, N.A. The purpose of the resolution is to obtain the STC's formal approval to extend the \$50 million taxable line of credit to provide funds to finance collateral calls that may be required pursuant to certain qualified exchange agreements. The terms agreed upon include a bifurcated commitment fee of 28 basis points for utilizations under the line equal to or less than 50%. The drawn rate will remain unchanged at 100% of daily floating 30 day LIBOR plus 60 basis points.

Regular Meeting Agenda

Staff Briefings

Secretary Report

Tom Church, Cabinet Secretary, NMDOT, gave a brief report to the STC. The 2015 Legislative Session commenced on January 20, and, to date, several hundred bills have been pre-filed. NMDOT has a proactive process for the review and analysis of relevant legislation. This session, there are multiple gas tax increase and transportation bills intended to provide support for the Road Fund. Several legislators have recognized that something needs to be done to allocate funding for road improvements. In addition, the Governor proposed a program allocating \$60 million a year of severance tax bonds for a period of three years (a total of \$180 million) to fund needed road projects.

FHWA Report

J. Don Martinez, Division Administrator, FHWA, congratulated the new STC officers. He informed the STC that before Congress adjourned in December, it passed a continuing resolution, which means NMDOT will have federal funding until May 2015.

District Five Presentation

Miguel Gabaldon, P.E., District Five Engineer, NMDOT, gave a presentation regarding District Five activities. He discussed the District's completed projects: I-25 - Canoncito to Glorieta roadway rehabilitation; U.S. 84/285 Arroyo Seco new interchange construction; I-40 - Moriarty west interchange and roadway rehabilitation; bridge preservation on the I-25 railroad overpass at milepost 263.2, I-25 Bonanza Creek at milepost 270.13, and U.S. 285 Lamy at milepost 283.9; and bridge rehabilitation on U.S. 84/285 - Tesuque at exit 173 and I-40 Edgewood at exit 187. In addition, Mr. Gabaldon discussed active projects, upcoming projects, maintenance accomplishments, and future Statewide Transportation Improvement Plan (STIP) projects.

Action Items

Approval of Proposed Amendments to Commission Policy 29 - Disposition of Real Property (CP 29)

Loren Hatch, Deputy Secretary, NMDOT, requested the STC's approval of proposed amendments to CP 29 - Disposition of Real Property.

Chairman Schmeits asked for a motion to approve the proposed amendments to CP 29; Commissioner White made a motion to so approve; Commissioner Sepich seconded; motion carried unanimously.

Approval of Proposed Amendments to Commission Policy 87- Acquisition of Rights of Way from Native American Nations, Tribes and Pueblos (CP 87)

Loren Hatch, Deputy Secretary, NMDOT, requested the STC's approval of proposed amendments to CP 87 - Acquisition of Rights of Way from Native American Nations, Tribes and Pueblos.

Chairman Schmeits asked for a motion to approve the proposed amendments to CP 87; Commissioner White made a motion to so approve; Commissioner Mathews seconded; motion carried unanimously.

Approval of Annual Determination of Notice Provisions for Open and Closed State Transportation Commission Meetings Pursuant to NMSA 1978, Section 10-15-1(D)

Loren Hatch, Deputy Secretary, NMDOT, requested the STC's approval of the annual determination of notice provisions for open and closed STC meetings pursuant to NMSA 1978, Section 10-15-1(D).

Chairman Schmeits asked for a motion to approve the annual determination of notice provisions for open and closed STC meetings pursuant to NMSA 1978, Section 10-15-1(D); Commissioner Mathews made a motion to so approve; Commissioner White seconded; motion carried unanimously.

Approval of FY 2015 Match Waiver Program Submittals for the Local Government Road Fund

Johanna Kehoe, PINF Finance, NMDOT, requested the STC's approval of the FY 2015 Match Waiver Program submittals for the Local Government Road Fund.

Chairman Schmeits asked for a motion to approve the FY 2015 Match Waiver Program submittals for the Local Government Road Fund; Commissioner Mathews made a motion to so approve; Commissioner Gibson seconded; motion carried unanimously.

Approval of Authorizing Resolution Extending a \$50 Million Line of Credit between the New Mexico Finance Authority (NMFA), on behalf of NMDOT, and Bank of America, N.A.

Marcos Trujillo, Policy Director, NMDOT, requested the STC's approval of STC Resolution No. 2015-01 (JAN), which authorizes extending a \$50 Million line of credit between NMFA, on behalf of NMDOT, and Bank of America, N.A.

Chairman Schmeits asked for a motion to approve STC Resolution No. 2015-01 (JAN), which authorizes extending a \$50 Million line of credit between NMFA, on behalf of NMDOT, and Bank of America, N.A.; Commissioner Sepich made a motion to so approve; Commissioner Mathews seconded; motion carried unanimously.

Commissioner Comments

Commissioner Gibson congratulated the newly elected STC officers. He also commended NMDOT maintenance workers for their work to keep the highways safe during inclement weather.

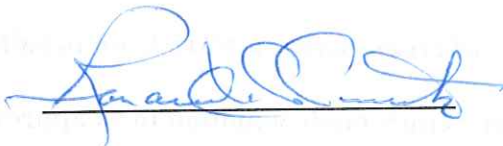
Commissioner Mathews commended NMDOT staff for doing an excellent job and stated he is proud to serve on the Commission.

Commissioner White congratulated Commissioner Schmeits on his election as Chairman and stated that he looks forward to a great year with the STC.

Commissioner Sepich thanked the City of Santa Fe for hosting the meeting. He complimented the District Engineers for their impressive snow removal efforts and thanked NMDOT staff for the work they are doing.

Chairman Schmeits expressed similar thanks and commended the NMDOT administration staff for their work.

Chairman Schmeits asked for a motion to adjourn the regular meeting at 11:33 a.m.; Commissioner Mathews made a motion to so adjourn; Commissioner Sepich seconded; motion carried unanimously.



**Chairman
Ronald Schmeits**



**Secretary
Kenneth R. White**