



STATE-TRIBAL COLLABORATION ACT

2023 AGENCY REPORT

NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT)

Prepared by Ron D. Shutiva, NMDOT Tribal Liaison

July 31, 2023

EXECUTIVE SUMMARY

The New Mexico Department of Transportation (NMDOT) has maintained a proactive government-to-government working relationship with state tribal entities, addressing the tribes' specific needs and concerns relative to transportation. This year with the coming out of the COVID-19 pandemic and having the tribal entities opening their communities has allowed the efforts to have limited in person communication. However, certain tribal entities still have chosen to address their concerns through the virtual communication processes. NMDOT strives to be a national leader in developing these relationships on all matters of transportation in a consultative manner that is respectful of each tribe's culture and traditions, and to ensure compliance with the federal tribal collaboration requirements. New Mexico is one of a small number of states that actively support, promote, and encourage tribal participation and involvement in the statewide transportation planning processes with the Metropolitan Planning Organizations (MPOs) and Regional Transportation Planning Organizations (RTPOs) to address their specific tribal needs.

Michael R. Sandoval, NMDOT Cabinet Secretary, has since retired and Mr. Ricky Serna has been appointed by Governor Michelle Lujan-Grisham to serve as our NMDOT Cabinet Secretary. Mr. Serna has welcomed the commitment to the government-to-government working relationships with tribal governments. Several tribal leaders requested to meet with him on an individual basis to address specific issues, i.e. Right of Ways, Project Developments within tribal boundaries and especially providing an opportunity for funding through the State Transportation Project Fund (TPF). Which in turn sets the standard for a safe, reliable, and efficient transportation system for the traveling public onto the tribal lands, while promoting tribal economic development. Secretary Serna has continued to have Mr. Ron D. Shutiva, Tribal Liaison, as a key executive administrative staff member to participate in the Departmental Administration, which has continued with the commitment of the principal partnership with tribal governments by recognizing, respecting, and supporting the unique sovereign status of the tribes, nations, and pueblos of New Mexico. Mr. Shutiva proactively conducts outreach, mediating misunderstandings between tribal entities and the Department to address their tribal transportation concerns and needs. NMDOT has built a close working relationship with the tribal entities based on Mr. Shutiva's experience and accountability as a former Tribal Governor for the Pueblo of Acoma.

**Michelle Lujan
Grisham**
Governor

Ricky Serna
Cabinet Secretary

Commissioners

Jennifer Sandoval
Commissioner, Vice-Chairman
District 1

Gary Tonjes
Commissioner
District 2

Hilma E. Chynoweth
Commissioner
District 3

Walter G. Adams
Commissioner, Chairman
District 4

Thomas C. Taylor
Commissioner
District 5

Charles Lundstrom
Commissioner, Secretary
District 6

AGENCY OVERVIEW / BACKGROUND

The NMDOT continues to articulate its 2040 Plan vision statement as “Set the standard for a safe, reliable, and efficient transportation system”.

The Department’s Mission Statement is to:

Provide a safe and efficient transportation system for the traveling public, while promoting economic development and preserving the environment of New Mexico.

The Department sets its Core Values as: Safety, Accountability, Customer Service, Integrity, Teamwork and Communication.

AGENCY EFFORTS TO IMPLEMENT POLICY

Former NMDOT Cabinet Secretary, Gary Giron, formally signed and adopted the State-Tribal Consultation, Collaboration and Communication Policy on December 18, 2009, and since that time:

- NMDOT has continued its commitment to the principle of partnership with tribal governments. NMDOT recognizes respects and supports the unique sovereign status of the tribes and pueblos in New Mexico.
- In accordance with the provisions of the State Tribal Collaboration Act (STCA) on partnership with tribal governments, NMDOT has, with the assistance of its Tribal Liaison, Ron D. Shutiva, pro-actively consulted with the tribal entities in addressing their transportation concerns and needs.

CURRENT AND PLANNED PROGRAMS AND SERVICES FOR AMERICAN INDIANS/ALASKA NATIVES

The following is a listing of current programs and services that NMDOT provides to tribal entities as part of the statewide transportation-planning program:

Planning Division

The Planning Division is responsible for the planning activities of the NMDOT and ensuring that NMDOT complies with federal planning requirements, including development of New Mexico Department of Transportation’s Long-Range Statewide Transportation Plan (LRSTP) and State Freight Plan, NMDOT’s Public Involvement Plan (PIP) and the Strategic Highway Safety Plan (SHSP). The Division ensures

compliance with federal and state planning regulations for Metropolitan Planning Organizations (MPOs) and, for the non-metropolitan consultation process, through working with Regional Transportation Planning Organizations (RTPOs). The Division oversees the Bicycle/Pedestrian/Equestrian (BPE) Program, Transportation Alternatives Program (TAP), Recreational Trails Program (RTP), Carbon Reduction Program (CRP), and Highway Safety Improvement Program (HSIP), as well as projects previously funded through the Safe Routes to School.

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Multimodal Planning and Programs Bureau

The Planning Division's Multimodal Planning and Programs Bureau monitors state and federal legislation pertaining to transportation appropriations and policies; conducts research into national Best Practices related to state transportation planning programs; develops and oversees implementation of the 2045 Plan and the Public Involvement Plan (PIP); provides technical assistance, including transportation modeling and analysis, to other planning efforts initiated by the Department; coordinates local involvement in the State Transportation Improvement Program (STIP); manages the Transportation Alternatives, Recreational Trails, Bicycle/Pedestrian and Equestrian, Tribal Outreach, Safe Routes To School, and Scenic Byways programs.

The GTG Unit administers contracts for seven (7) RTPO and five (5) MPOs, and works closely with NMDOT's District Offices, STIP Unit, Design Regions and other Divisions to ensure proactive enforcement of state and federal laws.

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MPO and RTPO Liaisons

Planning staff also serve as liaisons to New Mexico's Metropolitan Planning Organizations (MPOs) and Regional Transportation Planning Organizations (RTPOs).

MPOs

Section 112 of the Federal Highway Act of 1973 and subsequent federal transportation legislation require that Metropolitan Planning Organizations (MPOs) conduct comprehensive transportation planning for metropolitan areas with

populations of 50,000 or more. Federal law requires MPOs to develop Transportation Improvement Programs (TIPs) and long-range transportation plans. New Mexico has five (5) MPOs:

- Farmington ([FMPO](#))
- Santa Fe ([SFMPO](#))
- Albuquerque area (Mid-Region, [MRMPO](#))
- Las Cruces (Mesilla Valley, [MVMPO](#))
- El Paso MPO ([EPMPO](#)) spans the New Mexico/Texas border to cover the City of Sunland Park in New Mexico; as such, NMDOT coordinates with EPMPO for activities in this region.

RTPOs

Regional Transportation Planning Organizations are state-designated entities that orchestrate rural transportation planning, covering regions outside of MPO boundaries. New Mexico has seven (7) RTPOs:

- Northwest ([NWRTPO](#))
- Northern Pueblos ([NPRTPO](#))
- Northeast ([NERTPO](#))
- Mid-Region ([MRRTPO](#))
- Southeast ([SERTPO](#))
- South Central ([SCRTPO](#))
- Southwest ([SWRTPO](#))

Each RTPO is comprised of a Policy Committee and a Technical Committee, though some RTPOs join these committees. RTPO Policy Committee members represent the governmental entities that comprise the RTPO and are authorized to make decisions on their behalf. Technical Committee members are professional staff who provide technical expertise in the transportation planning process.

Native American Tribal Liaison

The purpose of Tribal Liaison at NMDOT is to maintain the government-to-government relationships outlined in [New Mexico's State-Tribal Collaboration Act](#) and to assure compliance with the federal tribal coordination requirements. The NMDOT increased its participation and partnership with tribal governments significantly since 2004 through completing Memoranda of Agreements (MOAs) and Joint Powers Agreements (JPAs) with all the pueblos and tribal nations in the State. In addition, New Mexico is one of a small number of states that support and encourage tribal participation in the MPO and RTPO state transportation planning processes. The NMDOT Tribal Liaison is proactive in conducting outreach, mediating misunderstandings between tribal entities and the NMDOT and building close relationships based on experience and accountability.

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Bicycle, Pedestrian and Equestrian Coordinator

The Bicycle, Pedestrian and Equestrian (BPE) Coordinator serves as a resource for NMDOT staff on BPE-related issues. The coordinator also provides residents and visitors with information on cycling through New Mexico.

The Prioritized Statewide Bicycle Network Plan (NM Bike Plan), adopted by NMDOT in December 2018, is a long-range infrastructure plan that identifies which NMDOT owned and maintained roadways are desirable for bicycle infrastructure investment through the establishment of a statewide priority network, as called for in the 2040 Plan. The plan provides design guidelines to inform the implementation of bikeways along the priority network during major roadway rehabilitation or reconstruction. The NM Bike Plan and Appendix is available to view/download as a PDF from the related links to the right.

The New Mexico Pedestrian Safety Action Plan (PSAP) provides NMDOT strategic actions for how to make pedestrians safer in New Mexico. The actions include process, infrastructure, and educational recommendations. The project team developed the actions based on internal input, public and external stakeholder involvement, as well as national best practices. The PSAP is not an infrastructure improvement plan and does not include a list of specific projects. NMDOT started the planning process in late 2019 and completed it in summer 2021.

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Active Transportation and Recreational Programs

The New Mexico Transportation Alternatives Program (TAP) is a federal reimbursement program authorized through the FAST Act as part of the new Surface Transportation Block Grant (STBG) Program. TAP funds can generally be used for bicycle and pedestrian infrastructure and activities, in addition to other projects, as outlined in the NM Active Transportation and Recreational Programs Guide. Each state's department of transportation administers the program using its own competitive process, in accordance with the law. Approximately every two years,

NMDOT coordinates with the state's seven (7) RTPOs and five (5) MPOs on soliciting TAP applications.

The Recreational Trails Program (RTP) is a federal reimbursement program and provides funding to eligible entities within New Mexico to develop and maintain recreational trails and trail-related facilities for both non-motorized and motorized uses. These Federal funds benefit recreationists who enjoy hiking, bicycling, in-line skating, equestrianism, cross-country skiing, snowmobiling, off-road motorcycling, all-terrain vehicle riding, and off-road four-wheel driving. NMDOT is pleased to provide access to funding for quality, diverse recreational trail projects that will improve New Mexicans' quality of life across the state. The most current NMDOT Active Transportation and Recreational Programs can be downloaded below.

JoAnn Garcia, RTP & TAP Coordinator

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Highway Safety Improvement Program

The goal of the federally funded Highway Safety Improvement Program (HSIP) as authorized in the FAST Act is to achieve a significant reduction in traffic fatalities and serious injuries on all public roads, including non-State-owned public roads and roads on tribal lands. The HSIP requires a data-driven, strategic approach to improving highway safety on all public roads that focuses on performance. Approximately \$22 million is available to the NMDOT per federal fiscal year. Eligible entities include NMDOT Districts, and Tribal and Local Public Agencies (T/LPAs). Application information is distributed by the NMDOT through the MPOs and RTPOs. The funds are also programmed through the MPO/RTPO planning process and distributed through Cooperative Agreements with the T/LPAs.

New Mexico DOT's HSIP is guided by the Strategic Highway Safety Plan (SHSP), a statewide, comprehensive effort to reduce fatalities and incapacitating (serious) injuries on New Mexico's roadways for all modes and users (motorists, pedestrians, bicyclists, and other transportation users). The 2016 NM Strategic Highway Safety Plan is available to view/download as a PDF (22 MB) from the related links to the right.

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Congestion Mitigation and Air Quality Improvement Program

The Congestion Mitigation and Air Quality Improvement (CMAQ) Program provides a flexible funding source to the State and T/LPAs for transportation projects and programs that help meet the requirements of the Clean Air Act. **Mandatory CMAQ** funding is made available to areas that do not meet the National Ambient Air Quality Standards for ozone, carbon monoxide, or particulate matter (for nonattainment areas) and for former nonattainment areas that are now in the early years of compliance (maintenance areas). **Non-mandatory CMAQ** funding is administered by NMDOT and is available statewide for projects and programs that improve air quality and reduce congestion. The most current CMAQ program guide outlines the process for applying for funds, identifies eligible entities, and lists eligible projects from the NMDOT **non-mandatory CMAQ** apportionment and can be downloaded to the right. Approximately every two years, NMDOT coordinates with the state's seven RTPOs and five MPOs on soliciting CMAQ applications.

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Technical and Freight Planning

The Technical and Freight Planning (T&FP) Unit manages freight planning efforts, including maintaining and guiding implementation of the New Mexico State Freight Plan, and coordinates with freight partners within the state as well as external partners; maintains roadway classification systems, including the Functional Classification System, National Highway System (NHS), and freight-specific classifications; provides technical support, including maintenance of the New Mexico Statewide Travel Demand Model (NMSTDM).

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Local Technical Assistance Program

NMLTAP — a Program that solves problems.

The New Mexico Local Technical Assistance Program (LTAP) Center provides local and tribal agencies with a variety of adaptable tools—training events, technology transfer resources, and personalized on-site heavy equipment training—to improve their transportation operations. NM LTAP does not provide engineering services but does offer proven solutions to many transportation problems.

What Services does NMLTAP Provide?

- Information regarding transportation issues
- Conduct Training based on local or tribal needs.
 - Worker/Workplace Safety,
 - Workforce Development,
 - Highway Safety, and
 - Infrastructure Management
- Assistance, referrals, or information through on-site, telephone, or email consultation

If you have any questions regarding eligibility or need additional information, please contact the UNM NMLTAP center.

[UNM NMLTAP resources and information](#)

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Data Management Bureau

The Data Management Bureau is part of the Planning Division, and provides planning and engineering data to NMDOT staff, FHWA, government, businesses, and the public. The Data Management Bureau oversees the Traffic Monitoring Program and the Roadway Inventory Program.

Alicia Ortiz, Bureau Chief

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Traffic Monitoring Program

NMDOT relies on accurate and quality traffic data to support its planning, engineering and operation activities. Traffic Monitoring is responsible for programming, collecting, analyzing and reporting traffic monitoring data for FHWA's Functional Classes 1 thru 6 urban in New Mexico. We are also participating in a pilot project to estimate Functional Classes 6 rural and 7. NMDOT collects traffic data internally, by contract, and in partnership with local entities in New Mexico. The Traffic Monitoring Program is responsible for ensuring all traffic counts collected and shared with NMDOT meet our quality standards. Traffic monitoring data includes vehicle volume, vehicle classification, vehicle speed and vehicle weight. Data is collected using manual counts, portable counters (road tube and radar) and permanent counters (Continuous Count Stations (CCS) and Weigh-in Motion (WIM) stations).

The following Products & Services are managed, maintained, and updated by the Traffic Monitoring section:

- Annual Average Daily Traffic (AADT)
- Annual Average Daily Truck Traffic (AADTT)
- Future AADT
- Annual Adjustment Factors
- Annual Comparisons by Functional Classification
- Axle Correction Factors
- Daily Vehicle Miles Traveled Reports
- FHWA Vehicle Classification Scheme F Report
- Hourly Percentage by Vehicle Type
- K&D Factors
- Seasonal Adjustment Factors

Roadway Inventory Program

The Roadway Inventory Program maintains road inventory database, produces HPMS report.

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Other NMDOT Programs and Services

Research Library - The Library's mission is to provide information, materials and resources that support the mission, programs, and research of the New Mexico Department of Transportation. The library supports these programs by acquiring,

organizing, managing and preserving the information in its own collections, and offering supportive reference services to the employees of NMDOT, local agencies, federal agencies, US independent nations, contractors and the public.

North/Central/South Regional Design Centers – Assists with project design and development of Roadway Construction plans.

Drainage Design – Assists with design of erosion protection structures and permitting for EPA Clean Water Act.

Bridge Design – Assists with structural design services.

Pavement Design – Assists with recommendations for pavement and material designs.

Survey and Lands Engineering – Assists with conducting field surveying and acquiring Right of Way verification.

Transit and Rail Division – Conducts and participates in transit and rail planning activities, administers Federal Transit Administration (FTA) grant funds for all rural and small urban transit grants, provides technical assistance and coordination efforts to public and private non-profit transit operators and provides services in all areas of railway operations and concerns.

Traffic Safety Division – Provides Driving While Intoxicated (DWI) programs, including enforcement, media, and prevention; occupant protection, such as seatbelt enforcement, media campaigns and car seat clinics; driver education for teens, driver safety and DWI school; pedestrian programs; traffic records and crash data; publications, including newsletters, brochures, and outreach materials. Tribal entities can request crash data from the [University of New Mexico Geospatial and Population Studies Traffic Research Unit](#).

Aviation – Coordinates with all public and private agencies and organizations, state, local, tribal, and federal, to encourage the advancement of aviation in the state. Aviation also supports and encourages air services to smaller communities within the State through the Air Service Assistance Program.

NMDOT TRIBAL LIAISON ACTIVITIES AND TRIBAL TRANSPORTATION PROJECTS

NMDOT Tribal Liaison Activities and Projects

The following section outlines the activities and projects the NMDOT Tribal Liaison was involved in over the past year, including those NMDOT, FHWA, and other

State/Federal agency planning initiatives affecting tribes.

1. NMDOT I-40 Corridor Study, Arizona Stateline to Albuquerque, Milepost (MP) 0 to 150, Purpose is to improve traveler safety; traffic operations and reliability; and the condition of the roadway and associated infrastructure on I-40. The project's purpose requires the consideration of expected traffic growth, especially as it relates to forecasted growth in freight transport. Along with accommodating and adapting to changing technologies and conditions that may substantially influence how vehicles operate and how traffic is managed (e.g., autonomous vehicles and advanced ITS systems).
2. NMDOT D-3/San Felipe Pueblo, **Tribal funding:** NM 313 extension. Pueblo is asking for use of NMDOT R/W. Question is: How to move forward with putting frontage road in Interstate easement? The road is intended for public use. Going through the planning stage and getting to final design, will need additional funding for final design and construction. FHWA will need to approval access control. Safety is a major driver of this project due to traffic rerouting when there is an incident on the interstate. Can San Felipe Pueblo provide grant of easement information? From 9/5/19 meeting with Cabinet Secretary Sandoval: NMDOT/ San Felipe Pueblo willing to share R/W, San Felipe Pueblo could possibly vacate west side and their tribal THPO advised east side would be better, due to a cultural site. NMDOT to assist in fund design, San Felipe Pueblo to fund construction (NMDOT will help look for funding); keep NMDOT D3 involved, draft JPA, R/W, and Maintenance agreements; competitive process to procure services. Tribe to provide cost estimates.
3. NMDOT D-3/ITS/San Felipe Pueblo, RWIS Station/ITS treatment (roadway weather information system) install, moving away from in-ground pucks, using remote monitoring sensors from infrared cameras pointing at pavement. ITS wants to extend the fiber to install an RWIS station to monitor pavement weather. Fiber installations possibly coming along NM 313 with US Dept of Agriculture as part of broadband initiative. Project for roadway safety (pavement weather conditions) not only for the public but for the maintenance patrols for timely deployment based on sensors. As long as it is within NMDOT R/W the tribe could be open to it. CCTV camera (one looking north, one looking south at I25 for visual of what traffic and road looks like) could have shields added to it to restrict viewing angle for road conditions. Fiber would be placed off the side of I25, extending from Algodones to RWIS station location, all within R/W.
4. NMDOT D-3/CRD/Pueblo de Cochiti – NM 22 Intersection 12.2 Safety Project. Memorandum of Agreement for the Traffic Study and Design Project. The Pueblo will let a contract pursuant to its own procurement policies for the traffic study and safety improvements design of Intersection 12.2 on NM 22 within the boundaries of the Pueblo de Cochiti.

5. NMDOT D-5/NRD/Santa Clara Pueblo, NM 30 Phase 2, Santa Clara Pueblo. Completed revised 90% design. Working with Santa Clara Pueblo to provide design updates to Tribal council with the goal of acquiring temporary construction permits.
6. NMDOT D-5/NRD/San Ildefonso Pueblo, NM 30 Phase 3, San Ildefonso, Revised bridge design to replace an existing bridge. Working to finalize ROW needs. Evaluating feasibility of underpass option. Will need to hold update coordination meeting with San Ildefonso.
7. NMDOT D-5/NRD/Santa Clara Pueblo, US 84/285 and Paseo De Onate Intersection Improvements, Reconstruction, and realignment of the intersection to include signalization, lighting, drainage improvements, signage, and stripping.
8. NMDOT D-5/NRD/Taos Pueblo, US 64 Taos to Tres Piedras, Project will likely include roadway rehabilitation, drainage, and safety improvements. Consultant is preparing existing conditions deliverable to be sent on 6/30/2023. Stakeholder and public meetings anticipated in fall 2023.
9. NMDOT D-5/NRD/Navajo Nation, US-64 at Shiprock Schools Frontage. Completed 60% design. Working on stakeholder and property owner coordination to acquire ROW for the project.
10. NMDOT D-5/NRD/Navajo Nation, US-64/491 Shiprock Bridge Replacement Project, recently received notice to proceed to complete design phase II to take the project from 30% to 100%. Finalizing Scour Analysis for the salt wash creek bridge and design alternatives for the bridge to complete the Phase IB Study Report. Will then begin IC and ID (30%) for the urban segment. NRD plans to also work on a Rural Segment in house.
11. NMDOT D-5/NRD/Navajo Nation, US-64 at Shiprock Schools Frontage. Completed 60% design. Working on stakeholder and property owner coordination to acquire ROW for the project.
12. NMDOT D-5/NRD/Navajo Nation, US 64 Phase III - Shiprock Wash Bridge Replacement MP 13.807 to 14.337 and Rattlesnake Wash Bridge Replacement MP 19.469 to 20.833, Consultant is working on final design and the 60% design review is planned for August 2023. The limits of the project were recently updated based on contractor feedback from the earlier project phases (5101171 and 5101172 located from the AZ state line to MP 8.124). Project will include coordination with the Navajo Nation for right-of-way.
13. NMDOT D-5/NRD/Navajo Nation, US 64 Phase IV - MP 8.124 to 13.807, Roadway reconstruction, shoulder widening, and drainage improvements. The

limits of the project were recently updated based on contractor feedback from the earlier project phases (located from the AZ state line to MP 8.124). Project will include coordination with the Navajo Nation for right-of-way. Consultant working on final design concurrently with Phases 3 and 5.

14. NMDOT D-5/NRD/Navajo Nation, US 64 Phase V - MP 14.337 to 19.469, Roadway reconstruction, shoulder widening, and drainage improvements. The limits of the project were recently updated based on contractor feedback from the earlier project phases (located from the AZ state line to MP 8.124). Project will include coordination with the Navajo Nation for right-of-way. Consultant working on final design concurrently with Phases 3 and 4.
15. NMDOT D-5/NRD/San Ildefonso Pueblo, NM 4 Study, Project is advertised for RFP. A new contract will establish completion of the study and begin planning/design. The Pueblo currently has a proposal in for the RAISE Grant. NMDOT has conducted a Value Engineering and are in the process of completing a Supplemental Phase 1B report to document the additional requests from the pueblo and analyze the requests against other alternatives to make sure that we move forward with a preferred alternative.
16. NMDOT D-5/NRD/Santa Fe Indian School, Cerrillos Road (NM-14). Recently received NTP for Phase II Final Design. We are working with Santa Fe Indian School to acquire easement for the project. We have completed 30% design and are now working toward 60% design and ROW acquisition.
17. NMDOT D-5/NRD/Tesuque Pueblo, NM 475 Hyde Park Road MP 0 to 16, Study to determine the feasibility of construction bicycle lane(s) on NM 475. Consultant is generating proposed alternatives for the corridor. The second round of stakeholder and public meetings is anticipated in early fall 2023.
18. NMDOT D-5/NRD/Santa Clara Pueblo, NM68 MP 0-1.4 (intersection with US84 to just past Fairview Ln/ City of Espanola) Full reconstruction with full replacement of drainage structures in ROW and bridge preservation/scour mitigation. Santa Clara Pueblo – will at minimum need to have TCP/temporary construction access particularly to get below bridges over Santa Cruz River. Still evaluating whether CME's or how many TCPs will be needed with the pueblo. Existing ROW is being determined this summer. And we just finished 30% in May.
19. NMDOT D-5/NRD/Okay Owingeh Pueblo, NM 68 MP 2.7-4.2 (City of Espanola limits to just past Po'Pay) Ohkay Owingeh Pueblo requested the construction timeline to be accelerated. Our Cabinet Secretary had promised to have construction ASAP. Currently working on getting design contractor on board and then will have an idea as to how quickly to get to construction. Anticipating the design will take at least a year and ROW impacts are being investigated and

timeline being determined. Project will be a full reconstruction with drainage improvements and new Roundabout at Po'Pay.

20. NMDOT D-6/Acoma Pueblo, FY-2023 Local Government Road Fund (LGRF), \$22,171.00, Pavement Rehabilitation, Full Construction, Reconstruction, Drainage Improvements, Construction Management, Misc. Project is on going with the Tribal Public Works Division to address local area roads.
21. NMDOT D-6/Acoma Pueblo, FY-2022 NMDOT Funds, \$1,000,000.00, Plan and Design NM 124 Frontage Road. Funding for a standalone I-40 Bypass Project. NM124 Extension to NM117 has been partially funded through the Transportation Project Fund which is NMDOT D-6 current #1 roadway priority. The Pueblo has collaborated with NMDOT D-6 and has submitted an agreement and resolution for approval. The project is on hold pending land status.
22. NMDOT D-6/Acoma Pueblo, Pueblo is working with NMDOT D-6 to address drainage issues for the Pueblo's San Lorenzo Road that extends onto NMDOT ROW on I-40 at exit 100. Pueblo will be asking for a road transfer from NMDOT D-6 onto the tribal road inventory for the tribe to address the drainage issues.
23. NMDOT D-6/Laguna Pueblo, FY-2021 Local Government Road Fund (LGRF), \$16,277.00, Plan, Design, Pavement Rehabilitation, Drainage Improvements, Reconstruction – Route L53. Have gone out for bid with no response may need to go the route of sole source.
24. NMDOT D-6/Laguna Pueblo, NM124 Rio San Jose to Roundabout bike & ped path: Design is complete. PS&E checklist is complete – project planned to be let for a 3rd time by Mid July 2023.
25. NMDOT D-6/Jemez Pueblo, FY-2022 Transportation Project Fund (TPF), \$3,114,000.00, Owl Springs Way Bridge Replacement. Project is substantially completed. Pueblo will complete the project and will submit close out paperwork before the end of year.
26. NMDOT D-6/Jemez Pueblo, FY-2022 Transportation Project Fund (TPF), \$1,306,000.00, Walatowa Fitness Center Parking Lot/Bear Head Canyon Road pavement improvements. Project is substantially completed. Pueblo will complete the project and will submit close out paperwork before the end of year.
27. NMDOT D-6/Ramah Navajo, FY-2021 Local Government Road Fund (LGRF), \$16,277.00, Pavement Rehabilitation, Drainage Improvements, Reconstruction, Misc., BIA 125 and BIA 122 Sign Replacement Project for 2020-2021 to replace old road identification signs and sign posts on BIA I 25 beginning at intersection of NM-53 and BIA J 25 and ending at the intersection of BIA I 25 and BIA 128,

and BIA 122 beginning at the intersection of BIA 125 and BIA 122 and ending at southern portion of BIA 125 and BIA 122. Project is completed.

28. NMDOT D-6/Ramah Navajo, FY-2022 Transportation Project Fund (TPF), \$575,000.00 Pavement Rehabilitation, Drainage Improvements, Reconstruction, Misc., BIA Route 145. Project is in progress.
29. NMDOT D-6/Ramah Navajo, FY-2022 Transportation Project Fund (TPF), \$895,116.00 Pavement Rehabilitation, Drainage Improvements, Reconstruction, Misc., BIA Route 195. Project is in progress.
30. NMDOT D-6/Navajo Nation, FY-2021 NM Capital Outlay, \$125,000.00, Acquire easements and rights of way, conduct environmental and archaeological studies, plan, design and construct streets and improvements in the Red Lake Chapter of the Navajo Nation in McKinley County. Work in progress.
31. NMDOT D-6/Navajo Nation, FY-2021 NM Capital Outlay, \$50,000.00 Acquire easements and rights of way and plan, design, and construct Pine Drive in the Pinedale Chapter of the Navajo Nation in McKinley County. Executed agreement issued to NNDOT 1/9/2023.
32. NMDOT D-6/Navajo Nation, FY-2021 NM Capital Outlay, \$225,000.00 Plan, design, construct and improve County Road 51 in the Thoreau Chapter of the Navajo Nation in McKinley County. Work in progress.
33. NMDOT D-6/Navajo Nation DOT, FY-2023 Local Government Road Fund (LGRF), \$22,172.00, Pavement Rehabilitation, Full Construction, Reconstruction, Drainage Improvements, Construction Management, Misc. Chee Dodge Elementary-Rock Springs Chapter of the Navajo Nation in McKinley County. Work in progress.
34. NMDOT D-6/Navajo Nation DOT – FY-2022 Transportation Project Fund (TPF) West Tsayatoh Rd, Phase I Subgrade Prep, install culverts, and apply base course: \$2,450,000.00. Project is 90% complete pending Close Out Documents.
35. NMDOT D-5/Navajo Nation DOT, FY-2022 Transportation Project Fund (TPF), \$1,200,000.00, Shiprock Farm Road Improvement - Shiprock Chapter in San Juan County.
36. NMDOT D-5/Taos Pueblo, FY-2022 Transportation Project Fund (TPF), \$3,800,000.00, Rio Lucero Road Improvement.
37. NMDOT D-5/Jicarilla Apache Nation - State Funded \$6,549,572.00, – Maintenance Project on NM 537.

38. NMDOT D-5/Tesuque Pueblo – State Funded \$3,300,000.00 Maintenance Project on US84/285.
39. NMDOT D-2/Mescalero Apache Tribe, FY-2021 Transportation Project Fund (TPF), \$2,372,223.00, White Mountain Drive / Reconstruction & Drainage Improvements
40. NMDOT D-2/Mescalero Apache Tribe, FY-2021 Transportation Project Fund (TPF), \$3,164,905.00, Eagle Drive Roadway / Drainage, ADA & Safety Improvements
41. NMDOT D-2/Mescalero Apache Tribe, FY-2021 Transportation Project Fund (TPF), \$400,000.00, A'didi'ni' Kuwaa Roadway / Drainage & Safety Improvements
42. **Jemez Pueblo** - NM 4 Bypass Project - Previous development efforts concluded Oct. 2011; currently NMDOT has contracted HDR for further development of the design for the NM 4 bypass project. HRD is addressing additional concerns of the Pueblo including Geotech and environmental clearances. The stakeholders conducted an Engineer's Value Review to determine updated cost whereby the pueblo has applied for a \$25,000,000.00 RAISE Grant.
43. **Jemez Pueblo - NM 4 Multi-use Pedestrian Trail Project** - Rec Trails Program (RTP) Funding - \$462,000 Agency 85.44% - \$394,733 POJ Match 14.56% - \$67,267 Congestion Mitigation/Air Quality (CMAQ) Funding - \$30,000 Agency 85.44% - \$25,632 POJ Match 14.56% - \$4,368. Pueblo selected Wilson & Company, Inc. to perform preliminary engineering services for the project. Pre-PSE review meeting was held with the project team consisting of members of the Pueblo of Jemez (POJ), the New Mexico Department of Transportation (NMDOT), the Federal Highway Administration (FHWA), Sites Southwest (SSW) and Wilson & Company (WCI) for the NM 4 Multi-use Pedestrian Trail Project. The objective of this meeting was to review the 90% design submittal, including the plans, cross sections, contract book, work zone checklist and engineer's estimate and discuss the future project schedule.
44. **Santo Domingo Pueblo/NMDOT District 3 – Project A-301343 - NM 22 BIA 88** - Central Region Design negotiated a consultant contract with Parametrix. The project is located within Santo Domingo Pueblo. The project is for the replacement of an existing concrete box culvert bridge and improvement of the intersection. Once the Notice to Proceed has officially been issued to Parametrix, D-3 will be seeking coordination efforts with the Santo Domingo Pueblo Tribal Government for a “kick-off” meeting. The design team has conducted a 60% Design Review.

45. **NMDOT/North Region Design (NRD) - NM 30 Phase II Project** - Santa Clara Pueblo Tribal Council – NMDOT North Region Design staff provided an update presentation and overview. Main concern being the transition point of the 2 lanes into the 4 lanes, with the request for termini to be further south from the proposed location to address the issues of providing physical, operational, and safety improvements to help ensure NM 30 is safer, more efficient, and meets the needs of current and future users. The project addresses physical deficiencies, poor pavement condition, increasing traffic volumes, traffic congestion and unsafe driving conditions. In addition, our ROW bureau is waiting for Title Search Reviews of private holdings, from the BIA to enhance the project. Future updates to be provided at the 90% review status.

The NMDOT Tribal Liaison is also involved in the following significant tribal transportation projects currently underway:

- Coordination with Tribal Entities REF: Follow-up - current funding opportunities i.e. TIF, Capital Outlay, Standalone special appropriation, Local Government Road Fund (LGRF). Call for Projects - Congestion Mitigation and Air Quality Improvement (CMAQ) Program, Transportation Alternatives Program (TAP), Recreational Trails Program (RTP), Highway Safety Funds, Local Government Road Fund (LGRF) and Transportation Project Fund. Follow up has been done on a quarterly bases with current NMDOT projects that fall within tribal boundaries.
- Tribal Liaison continued to provide follow up with our tribal entities that have received funding with the Transportation Project Fund project to make sure with proper close out and/or the need for amendments to their agreements are properly processed with their respective NMDOT Districts and our NMDOT Project Oversight Division staff.
- Continue to aid our General Office and Districts relative to coordination, collaboration, and consultation with our tribal entities, along with providing technical assistance to the MPO's and RTPO's.
- Encouraged our tribal entities to apply for the Transportation Project Fund, to address their local transportation needs. Along with making sure that the tribal entities have their local match available and have their latest project costs, due to the rising costs, especially with materials.
- **NMDOT D-6/Zia Pueblo** – Coordinated efforts to complete the Agreement package for the pueblo's CN LP60009 - FY-2019 Local Government Transportation Project Fund. Follow up with D-6 and Tribe

to assure the completion of the project, pueblo is requesting a one-year extension on the agreement.

- **NMDOT NRD/Pueblo of San Ildefonso** – NM 30 Project Phase 3 continued coordinated efforts for the project i.e., Tribal project design needs and Field Survey Permit for the consultant Bohannon Huston. Coordinated efforts to provide a presentation to the Tribal Council, along with a need to have further traffic studies to merit a traffic signal at the Battleship location.

Other tribal outreach provided by the NMDOT Tribal Liaison includes:

- **Tribal Planners Roundtable** - Participate in addressing tribal transportation issues and concerns.
- **Laguna Pueblo:** Abandonment of frontage road north side I 40 @ 66 Casino which runs parallel to I-40 and turns north at the concrete barriers on the west end of the segment of roadway. The final agreement for conveyance being addressed by NMDOT Property Management and the NMDOT Office of General Counsel awaiting comments from the Pueblo is still pending.
- **Santa Ana Pueblo** - Update Dove Road (main arterial of the community) and NM 313 Intersection improvements. Pueblo is seeking TIF funding for the project and the project needs to be reactivated.
- **San Felipe Pueblo** - Frontage Road project /Tribal Infrastructure Funds (TIF) Pueblo to address cultural concerns of the location of the project.

The NMDOT Tribal Liaison also provides the following in-house assistance and coordination:

- **NMDOT/FHWA NM Region - State Transportation Innovation Council (STIC)** – Council member representing the tribal communities to address tribal transportation needs for innovative initiatives on tribal roads and byways.
- **NM LTAP** – Serves as a Member of the Advisory Board to assist in identifying tribal training needs.
- **UNM-Dwight D. Eisenhower Transportation Fellowship Program (DDETFP)**– Serves as a member of the review committee.
- **2023 NMDOT Legislative Team** - Responsible for internal bill review assignments and provide responsive information.
- **Local and Tribal Funding for the 2040 MTP Financial Section** – Assisted in the coordination of the Mid Region MPO in developing a update to their twenty year long-range plan, *Connections 2040 Metropolitan Transportation Plan (2040 MTP Update)*. Per federal regulations, a need to include all funding used for transportation purposes within the Albuquerque Metropolitan Planning Area

(AMPA) which include funds for highways, roads, bike/ped facilities and transit.

- **NMDOT Traffic Technical Support Group** – Assist with review and development of signal & lighting agreements for all NMDOT projects.
- **NMDOT, MPOs & RTPOs** - Assisted with the tribal entities to apply for Transportation Project Fund, which includes tribal governments as eligible recipients, with the inclusion of transit, bicycle, and pedestrian infrastructure as eligible project types.
- **MPOs & RTPOs** – Attend monthly/quarterly meetings to assist to address the various local tribal transportation projects needs and concerns.
- **RTPO and MPO Quarterly Meetings** – Participation in addressing tribal concerns and needs.
- **NMDOT-Research Oversight Committee (ROC)** – Committee member representing the tribal communities to address evaluation and scoring of research proposals.
- **NMDOT D-6 Quarterly Meeting Pueblo of Acoma** – Assisted both entities to establish Quarterly Coordinating Meetings to address common issues and concerns.
- **NMDOT D-6 Quarterly Meeting Pueblo of Laguna** – Assisted both entities to establish Quarterly Coordinating Meetings to address common issues and concerns.
- **NMDOT D-3 Monthly Meeting Pueblo of Isleta** – Assisted both entities with Monthly Coordinating Meetings to address common issues and concerns.
- **NMDOT D-3 Monthly Meeting Pueblo of Laguna** – Assisted both entities with Monthly Coordinating Meetings to address common issues and concerns.
- **NMDOT-POD** - Critical listing of Capital Outlay Projects with tribal entities.

Tribal Participation in State Transportation Planning

The NMDOT Tribal Liaison, Ron D. Shutiva, continues to encourage tribal involvement in the MPO and RTPO planning processes to take advantage of opportunities for involvement in the development of MPO Transportation Improvement Program (TIPs) and RTPO Regional Transportation Improvement Program Recommendations (RTIPRs) that feed into the State Transportation Improvement Program (STIP). Mr. Shutiva continues to aid in developing procedures and mutual protocols concerning safety, environmental and emergency response measures, and adherence to cultural values. Mr. Shutiva continues to provide technical assistance regarding planning activities and requirements by acting as an intermediary between tribes, Bureau of Indian Affairs – Southwest Region Department of Transportation (BIA-SWRDOT), FHWA-Federal Lands Tribal Transportation

Program, Tribal Technical Assistance Program, NM Local Technical Assistance Program (NMLTAP) and other NMDOT divisions and district offices. Tribal Liaison continues to meet with tribal officials to coordinate tribal and NMDOT communication involving the implementation of local transportation projects.

Technical Planning Assistance

NMDOT's goal is pertaining to collaboration with tribal entities to continue providing technical planning assistance to address the specific unmet needs and concerns of each individual tribe. The Department's Native American Transportation Outreach Program will continue to serve as a liaison between the tribes; the BIA's Regional Department of Transportation Offices; FHWA-Federal Lands Tribal Transportation Program; Tribal Technical Assistance Program, NM Local Technical Assistance Program (NMLTAP) and NMDOT Divisions and District Offices to ensure tribal participation in all pertinent planning activities and the sharing of data and other information to coordinate services. The Native American Tribal Liaison will continue to meet with tribal officials on a regular basis to coordinate tribal and NMDOT communications regarding the implementation of local transportation-related projects, along with meeting any new federal requirements. The Tribal Liaison will reactivate the Tribal Coordinating Committee (TCC), established for the 2045 Plan, to assist in developing and implementation of the Strategic Highway Safety Plan (SHSP).

Training and Employee Notification

STCA Training Certification

The State Personnel Office (SPO) and Indian Affairs Department (IAD) developed the Cultural Competency Training component of the STCA. A new training schedule will enable new NMDOT General Office staff and Districts to receive certification.

The NMDOT will implement the following to meet its responsibilities under the State-Tribal Collaboration Act:

1. Allocate time during NMDOT's monthly New Employee Orientation for the Department's Tribal Liaison to address employees regarding the provisions of the State-Tribal Collaboration Act.
2. Continue to track current "Developing Effective Communication Skills in the Workplace" training classes in the Department's training database; and
3. Develop additional training curriculums as needed in lieu of classes ordinarily provided by SPO, unless such training becomes available.

In addition, the NMDOT Tribal Liaison will continue to consult with the SPO as needed and appropriate, regarding the training program that the SPO had formerly implemented so successfully.

Employee Notification about the STCA

When the new training schedules for the Cultural Competency Training becomes available, the NMDOT Training Bureau will prepare a notification list identifying all new NMDOT employees that must complete the training as required by the provisions of the STCA. NMDOT Training Bureau has also coordinated with IAD to conduct specific sessions for the NMDOT employees.

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North Regional Division, Districts 4 and 5

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New Mexico Metropolitan/Regional Planning Organizations with Tribal Entities**Mid- Region Metropolitan Planning Organization (MRMPO)**

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Santa Fe Metropolitan Planning Organization (SFMPO)

City of Santa Fe

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Mid-Region Rural Transportation Planning Organization (MRRTPO)

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**Northern Pueblos Regional Transportation Planning Organization
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Northwest Regional Transportation Planning Organization (NWRTPO)

Northwest New Mexico Council of Governments

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**South Central Regional Transportation Planning Organization
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NMDOT Glossary of Terms and Acronyms

- **(2040 Plan)** New Mexico 2040 Plan
- **(AADT)** Annual Average Daily Traffic
- **(ARRA)** American Recovery and Reinvestment Act
- **(BIA)** Bureau of Indian Affairs
- **(BIA-SWRDOT)** Bureau of Indian Affairs – Southwest Region Department of Transportation
- **(BPE)** Bicycle Pedestrian Equestrian
- **(BR)** Bridge Program
- **(BUILD)** Better Utilizing Investments to Leverage Development
- **(CMAQ)** Congestion Mitigation and Air Quality Improvement Program
- **(CCTV)** Close Caption TV
- **(DDETFP)** Dwight D. Eisenhower Transportation Fellowship Program
- **(FAST)** Fixing America’s Surface Transportation Act
- **(FFY)** Federal Fiscal Year
- **(HSIP)** Highway Safety Improvement Program
- **(IM)** Interstate Maintenance Program
- **(IRRP)** Indian Reservation Roads Program
- **(LRTP)** Long Range Multimodal Transportation Plan
- **(LTAP)** Local Technical Assistance Program
- **(MAP – 21)** Moving Ahead for Progress into the 21st Century Act
- **(MPO)** Metropolitan Planning Organization
- **(MRRTPO)** Mid-Region Regional Transportation Planning Organization
- **(NHS)** National Highway System
- **(NWRTPO)** Northwest Regional Transportation Planning Organization
- **(NPRTPO)** Northern Pueblos Regional Transportation Planning Organization
- **(NRD)** North Region Design
- **(PIF)** Project Identification Form
- **(PIP)** Public Involvement Plan
- **(PLH)** Public Lands Highways Program
- **(ROC)** Research Oversight Committee
- **(RTP)** Recreational Trails Program
- **(RTPO)** Regional Transportation Planning Organization

- **(SAFETEA-LU)** Safe Accountable Flexible Efficient Transportation Equity Act: a Legacy for Users
- **(SCRRTPO)** South Central Regional Transportation Planning Organization
- **(SERTPO)** Southeast Regional Transportation Organization
- **(SWRTPO)** Southwest Regional Transportation Organization
- **(SHSP)** Strategic Highway Safety Plan
- **(STBG)** Surface Transportation Block Grant Program
- **(STIP)** State Transportation Improvement Program
- **(STP)** Surface Transportation Program
- **(STIC)** State Transportation Innovation Council
- **(TAP)** Transportation Alternatives Program
- **(TCC)** Tribal Coordinating Committee
- **(TIGER)** Transportation Investment Generating Economic Recovery
- **(T/LPA)** Tribal/Local Public Agencies
- **(TLPTP)** Tribal Long Range Transportation Plan
- **(TPS)** Safety Programs
- **(TPTG)** Transportation Program Technical Group
- **(TTAP)** Tribal Technical Assistance Program
- **(TTPCC)** Tribal Transportation Program Coordinating Committee
- **(TTIP)** Tribal Transportation Improvement Program
- **(TTP)** Tribal Transportation Program
- **(VMT)** Vehicle Miles of Travel