

## AGENDA

### GALLUP CITY COUNCIL REGULAR MEETING TUESDAY, JULY 9, 2019; 6:00 P.M. CITY COUNCIL CHAMBERS



Jackie McKinney, Mayor

Linda Garcia, Councilor, Dist. 1      Allan Landavazo, Councilor, Dist. 2  
Yogash Kumar, Councilor, Dist. 3      Fran Palochak, Councilor, Dist. 4

Maryann Ustick, City Manager  
Curtis Hayes, City Attorney

#### A. **Pledge Of Allegiance**

The members of the body and the public are invited to recite the Pledge of Allegiance.

#### B. **Roll Call**

#### C. **Approval Of Minutes**

Regular Meeting of June 25, 2019

(Draft minutes will be disseminated by Monday, July 8th)

#### D. **Discussion/Action Topics**

##### 1. **Request For Street And Roadway Closures For The Gallup Inter-Tribal Indian Ceremonial Parades And 5K Run/Walk**

Dudley Byerley, Gallup Inter-Tribal Indian Ceremonial Board President or his designee, will present the request for street and roadway closures for the following events:

1) Ceremonial 5K Run/Walk to be held on Mendoza Road on Saturday, August 3, 2019 beginning at 7:30 a.m.; and

2) Ceremonial Parades to be held in downtown Gallup on Thursday, August 8, 2019 at 7:30 p.m. and Saturday, August 10, 2019 at 10:00 a.m. A new route is proposed for both parades, beginning at the Gurley Motors Body Shop parking lot

on Aztec Avenue, east on Aztec Avenue to 1st Street, north on 1st Street to Coal Avenue, west on Coal Avenue to 11th Street, south on 11 Street to Aztec Avenue and east on Aztec Avenue to the Gurley Motors Body Shop parking lot.

Fiscal Impact: TBD - City staff to provide support services for the events.  
Recommendation: Approve street and roadway closures  
Speaker's Name Dudley Byerley or his designee

Documents:

[EVENT PERMIT - CEREMONIAL PARADES AND 5K RUN WALK.PDF](#)

## 2. Request For A Budget Adjustment In The Amount Of \$30,000 For Two Construction Projects

The City Electrical Director is requesting a budget adjustment of \$30,000 from 507 fund balance for the following two construction projects.

Project #1: This is a budgeted construction project #JU-1905, account # 307-6061-442-4430 of \$43,000. An additional \$1500 from 507 fund balance is required to complete this project. This project is to remove and replace contaminated asphalt where electrical transformer were stored.

Project #2: An unfunded additional project to construct a 20 ft by 20 ft containment area to hold out of service electrical transformers that leak and may potentially contaminate the ground. This project is estimated at \$25,000 to complete.

Project #2: Requesting \$3500 for project contingencies.

Fiscal Impact: Request \$30,000 from account 507 fund balance. Project 1, \$1500 to budgeted project JU-1905. Project 2, \$28,500 to fund transformer containment area.  
Recommendation: Recommendation is to approve budget adjustment of \$1500 for project #1 and \$28,500 for project #2.  
Speaker's Name Eric G. Babcock

Documents:

[IMG\\_2444.PDF](#)  
[6 CITY OF GALLUP ELECTRIC YARD SAMPLE REPORT\).PDF](#)

## 3. Ordinance No. C2019-7; Amendment To The Lodgers Tax Ordinance

N.M.S.A. §3-38-16 in the New Mexico Lodgers Tax Act was amended in the 2019 legislative session to eliminate the exemption for premises having less than three rooms or three other units of accommodation. The amendment becomes effective on January 1, 2020 and allows municipalities to begin imposing lodgers tax on short term rentals (less than 30 days) of such premises.

Fiscal Impact: Some additional lodgers tax revenue.  
Recommendation: Approval of the amendment.  
Speaker's Name Curtis Hayes

Documents:

[LODGERS TAX AMENDMENT.PDF](#)

#### 4. Approval Of Contract With American Medical Response

The Gallup Fire Department serves as the backup ambulance service for Med-Star which is now part of the American Medical Response (AMR) conglomerate. While the Fire Department does not need a license from the Public Regulations Commission, called a "certificate of necessity," to provide ambulance services, it cannot get reimbursement from insurance providers. Therefore, the department has been providing this service at taxpayers expense.

The Fire Department has an application pending with the PRC to obtain a certificate of necessity. However, AMR has offered to allow the Fire Department to operate under its license as a sub-contractor and take care of all the billing for a 20% fee. If the department were to obtain a license from the PRC, it would have to contract with a billing company and pay a similar fee. The agreement also provides for AMR to reimburse the Fire Department a flat \$50 fee when the Fire Dept responds to a call at Med-Star's request which does not result in a transport and for calls when a Fire Dept paramedic or EMT "rides in" to the hospital in a Med Star ambulance.

This agreement allows the Fire Department to be reimbursed for its transports without the delay and uncertainty involved in obtaining its own certificate of necessity. It benefits both the Fire Department and Med Star.

Fiscal Impact: Additional revenue in a yet to be determined amount.

Recommendation: Approval of the contract.

Speaker's Name Curtis Hayes

Documents:

[MEDSTAR GALLUP FOR EXECUTION.DOCX.PDF](#)

#### E. Presentation And Information Items

##### 1. Presentation: Plastic Bag Ordinance

The Legal Department conducted a Survey Monkey poll for three months (February - April) and received 126 responses. The survey asked a variety of questions concerning the issues other communities have addressed in deciding whether to regulate single use plastic bags. The results are shown in the attachment.

Fiscal Impact: None

Recommendation: None. Presentation only.

Speaker's Name Curtis Hayes

Documents:

[PLASTIC BAG SURVEY 2.PDF](#)

#### F. Comments By Public On Non-Agenda Items

The public is invited to comment on items not appearing on the published meeting agenda.

**G. Comments By Mayor And City Councilors**

**H. Comments By City Manager And City Attorney**

**I. Motion To Adjourn**

Auxiliary aides for the disabled are available upon request. Please contact Alfred Abeita, City Clerk, at 505-863-1254 at least (1) week prior to the meeting or as soon as possible in advance of the meeting to make any necessary arrangements.

Pursuant to the "Open Meetings Act", NMSA 1978, Section 10-15-1 through 10-15-4 of the State of New Mexico, this Agenda was posted at a place freely accessible to the public 72 hours in advance of the scheduled meeting.