

**STATE OF NEW MEXICO**  
**Joint Resolution**

COUNTY OF MCKINLEY  
Resolution No. MAY-19-035

CITY OF GALLUP  
Resolution No. R 2019-17

**Directing the Allocation and Distribution**  
**for Fiscal Year 2020 of Revenue Received**

**WHEREAS:** McKinley County and the City of Gallup have entered into a Joint Powers Agreement of 2016 with approval by the New Mexico Department of Finance and Administration granted on May 25, 2016, (the "2016 JPA"); and,

**WHEREAS:** Paragraph 5 of the 2016 JPA requires an annual meeting of the JPA Revenue Receipt and Allocation Task Force (consisting of: for the City - The Mayor, The City Manager and the City Attorney; and, for the County - One Commissioner, the County Manager and the County Attorney) to determine the availability of funds and allocate and distribute the funds to be used by the parties on projects and programs; and,

**WHEREAS:** The LET revenues received (cash balance) during FY - 19 and available for allocation and use in FY-20 have been calculated to be \$1,486,544.00; and,

**WHEREAS:** The voters in November of 2016 approved the continuation of the LET requiring the adoption and implementation of a new Ordinance; which Ordinance became effective on March 1, 2017 and expires at the end of February 2020. The State Department of Taxation and Revenue, collects the tax and forwards the collected revenue to the local government two to three months after receipt; and,

**WHEREAS:** The JPA Revenue Receipt and Allocation Task Force did meet on April 1, 2019, to recommend the Allocation and Distribution for FY 20; and,

**WHEREAS:** the Task Force did reach consensus on the Allocation for FY 20.

**THEREFORE BE IT RESOLVED** by the McKinley County Board of Commissioners; and, The City of Gallup Council, that the available revenue received and available Local Liquor Excise Tax moneys to allocate and distribute for FY20 is \$1,486,544.00; which is allocated for, and will be dispersed as follows:

Fifty Thousand Dollars (\$50,000.00) of the existing LET revenue is allocated for the necessary reserve to meet current budget and audit requirements.

Nine Hundred and Eighty-Five Thousand Dollars (\$985,000.00) to the City of Gallup to be sub-allocated: \$835,000.00 for the operations at the Gallup Detox Center; and, \$150,000.00 for the Protective Custody Program (both programs together are the gateway and integral part of the detox/treatment continuum

of care) including winter shelter services. Distribution of this amount shall be made available and paid as the City of Gallup reviews and pays invoices from their Contract Operator of the Detox Center then forwards the paid invoices to the County as Fiscal Agent of the LET funds for reimbursement; and, presents an Invoice(s) for payment from the Protective Custody Program. Reimbursement/Payments will be issued by the first Thursday after the first Tuesday the paid invoice is received by the County.

Three Hundred Thousand Dollars (\$300,000.00) of the existing LET revenue is allocated to McKinley County to be sub-allocated: \$200,000.00 for the JSACC program(s) (providing juvenile case management services and prevention programs as a part of a continuum of care); and, \$100,000.00 for the County DWI program(s) (providing adult case management and treatment as part of a continuum of care). Distribution of this amount will be paid upon invoice which will be paid as the JSACC and DWI programs invoice the County as Fiscal Agent of the LET funds for payment.

One Hundred and Fifty Thousand Dollars (\$150,000.00) for the Jail Authority Board - Jail Treatment Program (providing in house 30 day drug and alcohol abuse treatment). Distribution of this amount will be paid upon invoice which will be paid as the Jail Treatment Program through the Adult Detention Center invoice the County as Fiscal Agent of the LET funds for payment.

**BE IT FURTHER RESOLVED** by the McKinley County Board of Commissioners; and, The City of Gallup Council, recognize the importance of treatment, education and prevention programs for alcohol and drug substance abuse. With that understanding, the parties to this resolution agree to meet as needed through the Revenue Receipt and Allocation Task Force to consider allocation of non-allocated LET moneys received as of June 30, 2019.

**THIS JOINT RESOLUTION** regarding the allocation and distribution of the Liquor Excise Tax revenue received (cash balance) available for FY-20 is passed, and approved in open meeting(s) of the parties on the date indicated by each date signed bellow.

**McKINLEY COUNTY BOARD OF COMMISSIONERS :**

DATE: \_\_\_\_\_

By: \_\_\_\_\_  
Bill Lee, Chairperson

ATTEST:

\_\_\_\_\_  
Harriett K. Becenti, County Clerk

**CITY OF GALLUP :**

DATE: \_\_\_\_\_

By: \_\_\_\_\_  
Jackie McKinney, Mayor

ATTEST:

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Alfred Abeita, City Clerk