



Joint Resolution

COUNTY OF MCKINLEY
Resolution No. SEP-22-086

CITY OF GALLUP
Resolution No. R 2022-33

Directing the Allocation and Distribution for Fiscal Year 2023 of Revenue Projected and/or Received

WHEREAS: McKinley County and the City of Gallup have entered into a Joint Powers Agreement of 2020 with approval by the New Mexico Department of Finance and Administration granted on May 18, 2020, (the "2020 JPA"); and,

WHEREAS: Paragraphs 5 and 6 of the 2020 JPA requires a 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 with projected revenue and allocate and distribute the funds to be used by the parties on projects and programs; and,

WHEREAS: The LET projected revenues for FY – 23 and the received (cash balance) within the LET fund as of the end of June 30, 2023, and available for allocation and use for expenditures in FY-23 have been calculated to be \$2,432,414; and,

WHEREAS: The voters in November of 2019 approved the continuation of the LET requiring the adoption and implementation of a new Ordinance; which Ordinance became effective on March 1, 2020 and expires at the end of February 2023. 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 August 29, 2022, to recommend the Allocation and Distribution for FY 23; and,

WHEREAS: The Task Force did reach consensus on the Allocation for FY 23.

THEREFORE BE IT RESOLVED by the McKinley County Board of Commissioners and the Gallup City Council, that the revenue received and projected to be received and available as Local Liquor Excise Tax moneys to allocate and distribute for FY23 is \$2,432,414; which is allocated and will be dispersed as follows:

- ▶ Eight Hundred and Thirty-Five Thousand Dollars (\$835,000.00) to the City of Gallup for the operations at the Gallup Detox Center; and 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. Reimbursement/Payments will be issued by the first Thursday after the first Tuesday the paid invoice is received by the County.

- ▶ Eight Hundred Thousand Dollars (\$800,000.00) to McKinley County to be sub-allocated as follows: \$200,000.00 for the JSACC program(s) (providing juvenile case management services and prevention programs as a part of a continuum of care); \$100,000.00 for the County DWI program (s) (providing adult case management and treatment as part of a continuum of care); \$100,000.00 for the Adult Detention Center (ADC) program(s) providing social detox services and in house treatment of substance abuse); and \$400,000.00 for operations at Santa Fe Recovery d/b/a Four Corners Detox Center (for social detox and related services). Distribution of this amount will be paid upon invoice which will be paid as the JSACC, DWI and ADC programs invoice the County as Fiscal Agent of the LET funds for payment, and for invoices from Santa Fe Recovery.

BE IT FURTHER RESOLVED that the McKinley County Board of Commissioners and the Gallup City 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 during the 2023 Fiscal Year, and during the budgeting process for the allocation for Fiscal Year 2024.

THIS JOINT RESOLUTION regarding the allocation and distribution of the Liquor Excise Tax revenue received and projected (cash balance) available for FY-23 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: _____
Billy Moore, Chairperson

ATTEST:

Jacqueline K. Sloan, County Clerk

CITY OF GALLUP :

DATE: _____

By: _____
Louie Bonaguidi, Mayor

ATTEST:

Alfred Abeita, City Clerk