

**CITY OF GALLUP  
RESOLUTION NO. R2022-34**

**A RESOLUTION AUTHORIZING EXECUTION OF A FUNDING AGREEMENT BETWEEN THE NEW MEXICO INTERSTATE STREAM COMMISSION AND THE CITY OF GALLUP FOR WATER WELLS CONSTRUCTION; AUTHORIZING EXECUTION OF SUBAWARD AGREEMENT BETWEEN THE NEW MEXICO INTERSTATE STREAM COMMISSION AND THE CITY OF GALLUP; AND AUTHORIZING THE OFFICIAL REPRESENTATIVE OF THE CITY TO SIGN REQUESTS FOR PAYMENT**

**WHEREAS** pursuant to NMSA 1978, Section 72-14-3, the Interstate Stream Commission (ISC) is authorized to investigate water supply, to develop, to conserve, to protect and to do any and all other things necessary to protect, conserve and develop the water and stream systems of the State of New Mexico; and

**WHEREAS** the ISC is involved in the Navajo-Gallup water supply project (NGWSP), a project authorized by Congress and designed to bring water to portions of the Navajo Reservation, the Jicarilla Reservation, and to the area currently served by the City of Gallup (the City); and

**WHEREAS** the NGWSP was to be completed and operational in 2024, but has been delayed and is over budget; and

**WHEREAS** the City's infrastructure is aging and may not be adequate to continue to supply the City's service area until the NGWSP is completed; and

**WHEREAS** pursuant to House Bill 2 adopted by the New Mexico Legislature and signed into law on March 9, 2022, the Legislature granted a special appropriation of a total of \$8 million of drought mitigation funds for the purpose of "bridging Gallup public water systems until the Navajo-Gallup water supply pipeline is operational"; and

**WHEREAS** the ISC will administer the \$8 million appropriation for the City; and

**WHEREAS** the ISC and the City wish to enter into a Funding Agreement and related Subaward Agreement under which the ISC will, in accordance with House Bill 2 and direction from the Governor's office, provide funds to the City for completion of new water wells to bridge the City's public water systems on a reimbursement basis.

**NOW THEREFORE BE IT HEREBY RESOLVED THAT** the City Manager Maryann Ustick is authorized to execute on behalf of the City of Gallup a Funding Agreement, including Exhibits A-C attached thereto, in substantially the same form as Exhibit A hereto.

**BE IT FURTHER RESOLVED THAT** the City Manager Maryann Ustick is authorized to execute on behalf of the City of Gallup a Subaward Agreement, including Exhibits A-G attached thereto, in substantially the same form as Exhibit B hereto.

**BE IT FURTHER RESOLVED THAT** City Manager Maryann Ustick is authorized to sign requests for payment to ISC in accordance with the terms of the Funding Agreement and the Subaward Agreement.

**BE IT FINALLY RESOLVED THAT** City Manager Maryann Ustick is authorized to take all actions necessary to fulfill the mandates of this resolution

**PASSED, ADOPTED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2022.

CITY OF GALLUP, NEW MEXICO

BY: \_\_\_\_\_  
Mayor Louie Bonaguidi

\_\_\_\_\_  
Linda Garcia, City Councilor

\_\_\_\_\_  
Michael Schaaf, City Councilor

\_\_\_\_\_  
Sarah Piano, City Councilor

\_\_\_\_\_  
Fran Palochak, City Councilor

ATTEST:

\_\_\_\_\_  
Alfred Abeita, II, City Clerk