

Minutes of the Regular Meeting of the Gallup City Council, City of Gallup, New Mexico, held in the Council Chambers at Gallup City Hall, 110 West Aztec Avenue, at 6:00 p.m. on Tuesday, July 12, 2016.

The meeting was called to order by Mayor Jackie McKinney.

Upon roll call, the following were present:

Mayor:	Jackie McKinney
Councilors:	Linda Garcia Allan Landavazo Yogash Kumar Fran Palochak
Also present:	Maryann Ustick, City Manager George Kozeliski, City Attorney

Presented to the Mayor and Councilors were the Minutes of the Regular Meeting of June 28, 2016.

Councilor Palochak made the motion to approve the aforementioned Minutes. Seconded by Councilor Garcia. Roll call: Councilors Palochak, Garcia, Kumar, Landavazo and Mayor McKinney all voted yes.

The Mayor and Councilors recognized and commended the City's Solid Waste Collectors who were finalists of the Roadrunner Chapter of the Solid Waste Association of North America (SWANA) Road-E-O Driving Competition. The overall driving award from the competition was presented to Orlando Tom for achieving first place in both the side-load and front-load categories. Randy Platero placed second in front-load and third in the side-load categories. Jonathan Bowman placed third in the front-load category and Anson Denetdale place seventh in the front-load category.

Presented to the Mayor and Councilors were the following Discussion/Action Topics:

1. Request for Street Closures for the Gallup Inter-Tribal Indian Ceremonial Parades to be Held on Thursday, August 11, 2016 and Saturday, August 13, 2016 – Stewart Barton III, Gallup Inter-Tribal Indian Ceremonial

Dudley Byerley of the Gallup Inter-Tribal Indian Ceremonial Board presented the schedule for this year's Ceremonial as well as an overview of the event. He requested closure of the affected streets for the parade route and to close the City parking lot west of the Octavia Fellin Children's Library for the queen contest. Mr. Byerley said the parades will be dedicated to Stu and Flo Barton to honor them for more than 30 years of volunteer service to the Ceremonial. Mr. Barton passed away earlier this year.

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Discussion followed concerning Preview Night of the Ceremonial, including changes to be implemented for managing this year's wine tasting event. Mr. Byerley also presented a summary of enhancements to this year's Ceremonial, including community events calling for decorated store fronts and wearing traditional apparel. The cash bank at the Ceremonial will also be eliminated.

Following discussion, Councilor Garcia made the motion to approve the request for street closures for the Gallup Inter-Tribal Indian Ceremonial Parades to be held on Thursday, August 11, 2016 and Saturday, August 13, 2016 and to approve the requested parking lot closure for the queen contest. Seconded by Councilor Kumar. Roll call: Councilors Garcia, Kumar, Landavazo, Palochak and Mayor McKinney all voted yes.

2. Appointment of Jeremy Boucher to the Lodgers Tax Committee – Mayor Jackie McKinney

Mayor McKinney recommended the appointment of Mr. Boucher to fill the vacancy on the Committee, created by the resignation of Frances Richardson.

Councilor Palochak made the motion to approve the appointment of Jeremy Boucher to the Lodgers Tax Committee. Seconded by Councilor Landavazo. Roll call: Councilor Palochak, Landavazo, Garcia and Mayor McKinney all voted yes. Councilor Kumar abstained. Motion carried.

3. Appointment of Chief Phillip Hart to the Metro Dispatch Authority Board – Mayor Jackie McKinney

Mayor McKinney asked for the Councilors approval to appoint Chief Hart to the Board.

Councilor Landavazo made the motion to approve the appointment of Chief Phillip Hart to the Metro Dispatch Authority Board. Seconded by Councilor Palochak. Roll call: Councilors Landavazo, Palochak, Kumar, Garcia and Mayor McKinney all voted yes.

4. Month to Month Extension of Agreement with Severn Trent Environmental Services (STES) for Operation of the City of Gallup's Wastewater Treatment Plant, Effluent Reuse Pumping Facilities and Collection System Lift Stations Dated May 27, 2010 – Richard Matzke, Electric Director

Mr. Matzke said the term of the original contract with STES expired on June 30, 2015. On June 23, 2015, the Mayor and Councilors approved a one year extension of the contract with a new expiration date of June 30, 2016. From October through December

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2015, three vendors were selected to participate in a Request for Qualifications (RFQ) process for a new Design, Build, Operate (DBO) Upgrades and Contract Operation and Management Services Agreement for the City's Wastewater Treatment Plant (WWTP). The three vendors are Severn Trent Environmental Services, Veolia and CH2M. The City issued a Request for Proposals (RFP) for the operation and maintenance services of the WWTP to the qualified proposers in February 2016 with a due date of May 19, 2016. The due date was subsequently extended to June 9, 2016 and at the deadline, the City received one proposal in response to the RFP. The proposal is currently under review. The City approached STES regarding the possibility of extending the current contract to allow time to review the proposal submitted, negotiate a new agreement and transition to a new operator. STES proposed an initial extension of 60 days, beginning July 1, 2016, with a provision for monthly extensions subject to mutual written approval by both parties. STES has requested a 5% monthly increase in the base operation cost during the extension period and no change to the maintenance and repair budget of \$12,500 per month. The monthly cost for the extension will increase from about \$99,770 to \$104,133, resulting in an additional monthly impact of about \$4,363. STES also requested a waiver of the performance bond requirement and release from the Guarantees statement in Schedule 1 of the original agreement.

Discussion followed concerning the monthly maintenance and repair budget, the reduction in odors from the WWTP as experienced by residents on the west side of town and the DBO upgrades requirement in the RFP.

Following discussion, Councilor Palochak made the motion to approve the month-to-month extension of the Agreement with Severn Trent Environmental Services for Operation of the City of Gallup's Wastewater Treatment Plant, Effluent Reuse Pumping Facilities and Collection System Lift Stations dated May 27, 2010. Seconded by Councilor Kumar. Roll call: Councilor Palochak, Kumar, Garcia, Landavazo and Mayor McKinney all voted yes.

The following Presentation and Information item was presented to the Mayor and Councilors:

1. Discussion on Proposed Ordinance to Allow Off-Highway Motor Vehicles on City Streets – George Kozeliski, City Attorney

Mr. Kozeliski said he was advised by Councilor Landavazo about a new provision in the Off-Highway Motor Vehicle Act which allows off-highway vehicles to operate on City streets. Under the new law, a local authority may enact an ordinance or resolution to allow an off-road vehicle to be operated on a paved street or highway owned and controlled by the authority, under the following conditions: 1) the vehicle must have one

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or more headlights and one or more taillights; 2) the vehicle must have brakes, mirrors and mufflers; 3) the operator must have a valid driver's license, instruction permit or provisional license; 4) the operator must have insurance in compliance with the provisions of the Mandatory Financial Responsibility Act; and 5) the operator of the vehicle must wear eye protection and a safety helmet. By ordinance or resolution, the local authority may establish separate speed limits and operating restrictions for off-highway vehicles where they are authorized to operate. Farmington was the first city in the state to pass an ordinance under the new provisions of the Off-Highway Motor Vehicle Act. Farmington restricted their ordinance to recreational off-highway vehicles and to require a vehicle under the ordinance to have a speedometer, horn, illuminated dashboards, turn signals and mufflers. For discussion, Mr. Kozeliski presented a draft ordinance that may be considered by the Mayor and Councilors at a later date. The draft ordinance has all of the provisions that are included in the Off-Highway Motor Vehicle Act as amended.

Greg Kirk, Red Rock Motorsports, spoke in favor of the draft ordinance regarding the operation of off-highway motor vehicles on city streets.

Discussion followed concerning the potential of adding new events to Gallup by enacting the proposed ordinance; the types of vehicles that would be allowed and not allowed by the proposed ordinance; educating the public about what is permitted and not permitted under the ordinance when it is enacted; considerations for regulating the decibel level of off-highway motor vehicles in the draft ordinance; and the need for defining the maximum speed capability of the off-highway motor vehicles in the proposed ordinance, to prevent the hindrance of the traffic flows when the vehicles are being operated on local roadways.

When asked to provide an opinion on the draft ordinance, Chief Phillip Hart, Gallup Police Department, said he had safety concerns with children who may think they can operate off-highway motor vehicles on their own. He recommended doing whatever is necessary to educate the public about the matter.

Comments by Public on Non-Agenda Items

Helen Matzke addressed the Mayor and Councilors regarding an unpleasant experience she had while taking a walk yesterday. She had to call the police to request help for a young girl who was being abused by her parent or guardian. Ms. Matzke wanted to publically thank Officer Ryan Blackgoat for his assistance with the situation.

Priscilla Manuelito, the newly appointed President of the Gallup McKinley County School Board, introduced herself to the Mayor and Councilors.

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Comments by Mayor and City Councilors

Councilor Palochak congratulated Mr. Tom for his achievement. She also commented on her pleasant experience at the Arts Crawl last Saturday and encouraged everyone to attend the monthly event. Councilor Palochak also encouraged citizens to support the Gallup Inter-Tribal Ceremonial. She will hold her Neighborhood District Meetings on Thursday, July 14, 2016 at 6:00 p.m. at Stagecoach Elementary School and on Thursday, July 21, 2016 at 6:00 p.m. at Tobe Turpen Elementary School. Her guests will be representatives from the Gallup Police Department and Public Works Department.

Councilor Landavazo commended Vince Alonzo, Parks and Recreation Director, and his staff for their work with the numerous events that took place during the weekend, including Wild Thing Bull Riding, the Pee Wee Reese Regional Baseball Tournament, the Mario Estrada Softball Tournament and the Arts Crawl event downtown. Councilor Landavazo will hold a District 2 Community Meeting at the Eastside Fire Station on Monday, July 25, 2016 at 6:30 p.m. A meet and greet with Chief Hart will be held during the meeting and Stan Henderson, Public Works Director, will provide information on the proposed bond projects. Based on national events, Councilor Landavazo reminded police officers to honor and protect their badge. He also encouraged everyone to extend their appreciation to the police officers for all the hard work they do.

Councilor Kumar attended the Wild Thing Bull Riding and commended Mr. Alonzo and his staff for their work to support the event. Councilor Kumar congratulated Mr. Tom for his success at the state driving competition. Councilor Kumar will hold a District Meeting at the Elks Lodge on Wednesday, July 20, 2016 at 6:00 p.m. A meet and greet will be held with Chief Hart and Ms. Ustick will provide information on the upcoming bond election. Information on how to form a neighborhood watch will also be presented at the meeting.

Councilor Garcia also commended Mr. Tom for his award as well as Adrian Marrufo, Solid Waste Superintendent. She thanked Mr. Alonzo and his staff for their hard work and dedication to the City. The City will hold the National Night Out event on Tuesday, August 9, 2016 at the Rio West Mall. The event will give the public a chance to meet their local police officers and firefighters. Councilor Garcia expressed her support to Chief Hart and the Gallup Police Officers for all they do as she prays for their continued safety as they work to protect the citizens of Gallup.

Mayor McKinney commended Mr. Tom for his accomplishment. Mayor McKinney commended all City departments for the work they do to support local events. He also mentioned the numerous events taking place in Gallup, including the Nightly Indian Dances, outdoor adventure activities, bike runs, etc. Earlier in the day, Mayor

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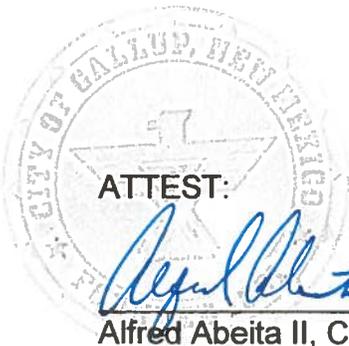
McKinney attended a round-table discussion, hosted by the Greater Gallup Economic Development Corporation, in which issues related to the downtown area, tourism and energy were discussed. The meeting was very productive and based on the discussions he expects effective results to surface in the future.

Comments by City Attorney and City Manager

Mr. Kozeliski thanked the Mayor and Councilors for appointing Chief Hart to the Metro Dispatch Authority Board. Mr. Kozeliski provided an update regarding the computer servers at Metro Dispatch. He commended Georgene Dimas for her work as Communications Director at Metro Dispatch for the past three years

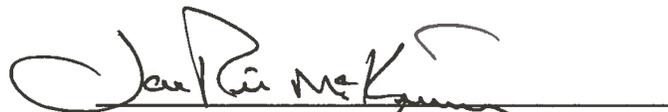
Ms. Ustick thanked the Chamber of Commerce for their work in managing the Nightly Indian Dances. She also thanked Mr. Tom, Mr. Marrufo and all the staff at the Solid Waste Division for the work they do. Ms. Ustick said the City's new Water, Wastewater and Solid Waste Director will report for duty on Monday, July 25, 2016. The last pickup date for this year's Community Cleanup Program has been changed from August 13, 2016 to August 20, 2016 to resolve a scheduling conflict with this year's Ceremonial. Ms. Ustick said the Regular City Council Meeting of August 9, 2016 falls on the same day of the City's Special General Obligation Bond Election, which creates a scheduling conflict for the City Clerk. She asked for the Mayor and Councilors to advise her of their preferences for rescheduling the August 9, 2016 Regular Meeting. Ms. Ustick disseminated copies of a one page summary of the City's Strategic Plan. A quarterly update of the status of the Strategic Plan will be presented to the Mayor and Councilors in October 2016.

There being no further business, Councilor Palochak made the motion to adjourn the meeting. Seconded by Councilor Garcia. Roll call: Councilors Palochak, Garcia, Kumar, Landavazo and Mayor McKinney all voted yes.



ATTEST:


Alfred Abeita II, City Clerk


Jackie McKinney, Mayor

Approved 7/26/2016