

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, August 14, 2018.

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 Curtis Hayes, City Attorney

Presented to the Mayor and Councilors for their approval were the Minutes of the Regular Meeting of July 24, 2018. Councilor Palochak made the motion to approve the aforementioned minutes. Seconded by Councilor Landavazo. Roll call: Councilors Palochak, Landavazo, Kumar, Garcia and Mayor McKinney all voted yes.

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

1. City of Gallup and United Mine Workers of America (UMWA), Local 1629, Contract Re-Opener Agreement – Klo Abeita, Human Resources Director

Ms. Abeita presented the proposed agreement which includes an increase in the employer contributions for health insurance premiums from 70% to 80%. The agreement also provides for a 2% wage increase for 131 non-probationary employees in the collective bargaining unit. The proposed wage increase will become effective the first pay period in October and will be reflected on the pay day of October 26, 2018. The agreement will expire in October 2019 without further economic re-openers. She asked for a budget adjustment in the amount of \$10,868 for the wage increases and associated benefits to cover three pay periods not previously budgeted. The costs for the remainder of the year have already been appropriated.

Councilor Garcia made the motion to approve the City of Gallup and United Mine Workers of America (UMWA), Local 1629, Contract Re-Opener Agreement. Seconded by Councilor Kumar. Roll call: Councilors Garcia, Kumar, Landavazo, Palochak and Mayor McKinney all voted yes.

2. City of Gallup and Gallup Professional Firefighters Association, Local 4296, Contract Settlement Agreement – Klo Abeita, Human Resources Director

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Ms. Abeita presented the proposed settlement agreement which includes a 1% wage increase to become effective the first full pay period following approval by the Mayor and Councilors (beginning August 27, 2018 to be reflected on the pay day of September 14, 2018). The wage increase will be for 39 employees in the collective bargaining unit. The agreement provides for an additional 1% wage increase effective the first pay period in January 2019. The agreement also provides for a cost share of 80% employer/20% employee in health insurance premiums to become effective September 1, 2018. The terms of the current Collective Bargaining Agreement, as amended, will be extended until January 18, 2020. She asked for a budget increase of \$3,487 for the wage increases to cover six pay periods not previously budgeted. The costs for the 1% wage increase to be effective in January 2019 and the increased health insurance costs have already been appropriated.

Councilor Palochak made the motion to approve the Settlement Agreement between the Gallup Professional Firefighters Association and the City of Gallup and the budget increase as presented. Seconded by Councilor Landavazo. Roll call: Councilors Palochak, Landavazo, Kumar, Garcia, and Mayor McKinney all voted yes.

3. Resolution No. R2018-23; Approving Grant Application Submission and If Awarded, Implementation of a Bureau of Reclamation Grant to Replace Gallup Industrial, Commercial and Institutional (ICI) Mechanical Water Meters – Elizabeth Barriga, Environmental Program Coordinator

Dennis Romero, Water and Sanitation Director, presented the proposed Resolution for the submission of a \$60,000 grant application to the Bureau of Reclamation for the replacement of old, large sized commercial and multi-family mechanical meters with state of the art Automatic Meter Reading (AMR) meters. If awarded, the grant will require a \$60,000 match from the City in which \$40,000 has already been budgeted by the City for Fiscal Year (FY) 19 and \$20,000 will come from in-kind services for staff wages, travel for training and equipment and vehicle use to install the new meters. Mr. Romero explained how staff will determine which large sized meters will be replaced and staff's efforts to improve its record keeping for the accounting of water.

Discussion followed concerning the number of meters that may be replaced and the cost for the new AMR meters.

Councilor Landavazo made the motion to approve Resolution No. R2018-23; Approving Grant Application Submission and If Awarded, Implementation of a Bureau of Reclamation Grant to Replace Gallup Industrial, Commercial and Institutional (ICI) Mechanical Water Meters. Seconded by Councilor Garcia. Roll call: Councilors Landavazo, Garcia, Kumar, Palochak and Mayor McKinney all voted yes.

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4. Appointment of Tracy Lassiter to the Sustainable Gallup Board – Mayor Jackie McKinney

Mayor McKinney recommended the appointment of Ms. Lassiter to the Sustainable Gallup Board. Mayor McKinney read Ms. Lassiter's biography into the record:

Tracy Lassiter is an Assistant Professor of English at the University of New Mexico-Gallup. Her undergraduate minor was in Environmental Geography, and she worked as an overseas development volunteer in Namibia and Kenya. Her doctoral dissertation concerned petrofiction, or analyses of the global economic forces around the oil and gas industry and how they were represented in literature. She has been involved with the McKinley Citizens' Recycling Council since 2016, serving as a board member since January 2017, and she also participates in the recently formed Keep America Beautiful Campaign now underway in Gallup.

Councilor Palochak made the motion to approve the appointment of Tracy Lassiter to the Sustainable Gallup Board. Seconded by Councilor Kumar. Roll call: Councilors Palochak, Kumar, Garcia, Landavazo and Mayor McKinney all voted yes.

5. Construction Contract Award for East Ciniza Drive Reconstruction Project – Stan Henderson, Public Works Director

Mr. Henderson said the project consists of a complete roadway reconstruction of Ciniza Drive from Toltec Drive to Vanden Bosch Parkway with curb, gutter and sidewalks. The roadway base will be reconstructed and the asphalt surface will be replaced. The water and sewer mains will also be replaced within the street. The Engineer of Record and construction quality assurance is DePauli Engineering and Surveying. Time for completion of the project is 120 days. Bids for the project were opened on July 24, 2018. TLC Company of Albuquerque submitted the apparent low bid of \$1,646,581.79 including New Mexico Gross Receipts Tax (NMGRT). Unfortunately, the project budget is \$782,150 short. Mr. Henderson recommended the transfer of \$460,000 from the Environmental Surcharge Fund to the project budget for the reconstruction of utilities and to transfer \$322,150 within the City's bond fund from the Hasler Valley Drainage Improvement Project to the project budget for the roadway construction. He also recommended award of the construction contract to TLC Company in the amount of \$1,646,581.79 including NMGRT.

Discussion followed concerning the Hasler Valley Road Project, which is pending at this time. The Hasler Valley Project will include two parts; 1) the access road to the new

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Veterans Cemetery, and 2) drainage improvements. State funding will be used for the access road and the Environmental Surcharge Fund will be used to cover any budget shortfalls for the drainage improvements. Bids will be advertised soon for both portions of the project.

Councilor Landavazo made the motion to approve the Construction Contract Award for the East Ciniza Drive Reconstruction Project and the transfer of \$460,000 from the Environmental Surcharge Fund and \$322,000 from the City's bond fund for the Hasler Valley Drainage Improvement Project to the East Ciniza Drive Reconstruction Project Budget. Seconded by Councilor Palochak. Roll call: Councilors Landavazo, Palochak, Garcia, Kumar and Mayor McKinney all voted yes.

6. Budget Adjustment for FY 19 Fire Protection Fund Distribution and EMS Fund Distribution – Jesus "Chuy" Morales, Acting Fire Chief

Chief Morales requested approval of the FY 19 Fire Protection Distribution Award of \$565,577.00. \$141,729.00 will be allocated for an NMFA Loan (construction loan) for Fire Station No. 4, leaving a balance of \$423,848.00 to be distributed in Fund 209 Revenue and Expenditures for approved capital outlay projects and continued operational support. Chief Morales also requested approval of placing EMS Grant Funds in the amount of \$13,069.00 in Fund 206 EMS Fund Revenue and Qualified Expenditures for the purpose of Emergency Medical Support. Chief Morales also requested approval of a budget adjustment of FY 18 cash balance and expenditures of \$352,049 in Fund 209 and \$541.18 in Fund 206 for continued operational support. The overall fiscal impact consists of a budget adjustment of an increase of \$13,610.18 in Fund 206 (EMS Fund) and an increase of \$917,618.00 in Fund 209 (Fire Fund).

Chief Morales also provided an overview of the Fire Department's Five-Year Capital Improvement Program for the replacement of fire protection and EMS equipment. He answered questions concerning the replacement of a brush truck. Discussion followed concerning the roll-over of funds to be used to complete the projects that were established.

Councilor Kumar made the motion to approve the budget adjustment for Fiscal Year 19 Fire Protection Fund and EMS Fund Distribution. Seconded by Councilor Garcia. Roll call: Councilors Kumar, Garcia, Landavazo, Palochak and Mayor McKinney all voted yes.

7. Request for Budget Adjustment for Wastewater Collections Miscellaneous Improvements Line Item – Dennis Romero, Water and Sanitation Director

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Mr. Romero presented the request to change the funding source for the Wastewater Collections Miscellaneous Improvements line item from Fund 202, Environmental Surcharge Fund, to Fund 508, Wastewater Enterprise Fund. The Wastewater Collections Miscellaneous Improvements line item in the amount of \$250,000 was inadvertently listed as being funded from Fund 202 during the preparation of the FY 19 Budget. Fund 508 is more appropriate to use as the funding source for the Wastewater Collections Miscellaneous Improvements line items since it is used for unforeseen system repairs and improvements throughout the year.

Councilor Kumar made the motion to approve the request for budget adjustment for the Wastewater Collections Miscellaneous Improvements line item as presented. Seconded by Councilor Palochak. Roll call: Councilors Kumar, Palochak, Landavazo, Garcia and Mayor McKinney all voted yes.

8. Request to Approve Change Order No. 1 for Construction of Park Pump Station to Grandview Tank 16-Inch Transmission Water Main; Formal Bid No. 1717 – Dennis Romero, Water and Sanitation Director

Mr. Romero presented the proposed change order with Adame Construction, Inc., in the amount of \$72,919, for additional excavation, backfill and the 30-inch steel casing required for the waterline installation on Second Street. The reason for the change order is to construct the waterline at a depth to maintain clearance of an existing gas line. If the change order is approved, the project can be closed out with a remaining budget balance of \$79,932.11.

Councilor Landavazo made the motion to approve Change Order No. 1 for the Construction of Park Pump Station to Grandview Tank 16-Inch Transmission Water Main; Formal Bid No. 1717, in the amount of \$72,919. Seconded by Councilor Garcia. Roll call: Councilors Landavazo, Garcia, Kumar, Palochak and Mayor McKinney all voted yes.

9. Request to Purchase a Replacement Water Loading Station System for East Side Water Loading Plant and Associated Budget Transfer – Dennis Romero, Water and Sanitation Director

Mr. Romero presented the request to purchase a new water fill station purchasing system for the east side water loading plant located of Hasler Valley Road near the New Mexico Department of Transportation yard. Last month, operational issues surfaced at the plant as staff attempted to obtain assistance from the equipment manufacturer, which is now out of business. The City recently awarded a bid to Elemech, Inc. for the purchase and installation of two water fill purchasing units at the City's water loading station on Bataan

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Road. Since both of those units are working well, City staff contacted Elemech, Inc. for a cost proposal for a new system at the east side water loading plant. The cost proposal received from Elemech, Inc. was \$24,000, which is less than each unit at the Bataan station, since the unit will not have a coin based system and the system will be fabricated under no time constraints. In accordance with the City's Purchasing Department, the new unit may be purchased under the original bid. Mr. Romero recommended utilizing \$6,800 from Fund 306 and to transfer the remaining \$17,200 from Fund 506, Water Distribution Repair Fund, to purchase and install the new system at the east side plant.

Discussion followed concerning the new system's ability to generate reports for auditing and tracking purposes, the need to account for the water usage at the water loading station on Maxwell Avenue (which is only available to City departments) and the need to clarify whether the quote includes gross receipts tax or not.

Councilor Kumar made the motion to approve the request to purchase a replacement water loading station system for the east side water loading plant and the associated budget transfer. Seconded by Councilor Landavazo. Roll call: Councilors Kumar, Landavazo, Palochak, Garcia and Mayor McKinney all voted yes.

10. Acceptance of Easement for Electric Extension to the New Rehoboth Christian High School – Curtis Hayes, City Attorney

Mr. Hayes presented the proposed easement for underground electric lines and padmount transformer for electric service to the new Rehoboth Christian High School. The easement has been provided by the school; therefore, Mr. Hayes recommended acceptance of the easement.

Councilor Palochak made the motion to accept the easement for electric extension to the new Rehoboth Christian High School. Seconded by Councilor Garcia. Roll call: Councilors Palochak, Garcia, Kumar, Landavazo and Mayor McKinney all voted yes.

11. Budget Adjustment for Na'Nizhoozhi Center, Inc. (NCI) Liquor Excise Tax – Debra Martinez, Behavioral Health Investment Zone Manager

Ms. Martinez said FY 19 liquor excise tax funds in the amount of \$835,000 has been allocated for the administration of the detox and shelter care services at NCI. \$800,000 from the General Fund was originally budgeted this year for the detox and shelter care service due to the delay in executing the joint liquor excise tax resolution for FY 19 between the City and the County. Since the liquor excise tax revenue will replace general funds in the amount of \$835,000, a budget adjustment in the amount of \$35,000 is needed to fund the full amount of the contract with NCI.

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Councilor Landavazo made the motion to approve the budget adjustment for NCI Liquor Excise Tax as presented. Seconded by Councilor Palochak. Roll call: Councilors Landavazo, Palochak, Garcia, Kumar and Mayor McKinney all voted yes.

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

1. Quarterly Behavioral Health Program Reports – Debra Martinez, Behavioral Health Investment Zone Manager and Sindy Bolanos-Sacoman, SBS Consulting

Ms. Martinez provided an update on the Behavioral Health Investment Zone (BHIZ) and Preventing Alcohol-Related Deaths (PARD) Programs. The highlights during the quarter include the trainings provided to the community and NCI staff, the purchase of 310 bus passes to provide clients with transportation, hosting a program retreat with NCI staff, the visit by the Legislative Finance Committee, the visit by the Lakota Tribe, completion of the FY 19 grant application, work being done to complete the improvements to the kitchen at NCI and the purchase of two vans which will be in operation next month. Ms. Bolanos-Sacoman provided an overview of the data of the programs, including the data pertaining to the clients receiving services at NCI and data regarding the clients receiving services at Rehoboth McKinley Christian Health Care Services (RMCHCS). Ms. Martinez also presented data concerning NCI, from January 2016 to June 2018, regarding monthly admissions to the detox center, 72-hour hold admits, shelter care with .000 BrAC admits and shelter care with BrAC readings.

Discussion followed concerning the improvements that have been made at NCI and the services provided to the clients to obtain their General Equivalency Diploma (GED).

Comments by Public on Non-Agenda Items

Mervyn Tilden addressed the Mayor and Councilors regarding his concerns about the proposed transport of high-level radioactive waste through the city by Holtec International. He also expressed his concerns with the excessive amounts of trash in the trail areas at Church Rock and Pyramid Peak and nearby sacred sites.

Comments by Mayor and City Councilors

Councilors Palochak commended City staff and local volunteers for their work in conducting this year's Ceremonial and the Native Arts Market.

Councilor Landavazo also commended City staff for their work in supporting local events, including Ceremonial and Arts Crawl. He also commented on the large crowds and the activities that were held during the events.

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Councilor Kumar also commended City staff for the services they provided during the recent events as well as all of those who participated in the events.

Councilor Garcia commended Councilor Palochak for her work in coordinating the Tiny Tots Pageant during the Ceremonial. She also provided her comments on the 3rd Annual Arts Crawl Car and Motorcycle Show that was held last weekend. Councilor Garcia thanked Ben Welch, Community Services Coordinator and representatives from the Gallup Police Department and Gallup Fire Department, for their work in hosting this year's National Night Out on August 7, 2018. She commended Mr. Romero and Ms. Barriga for coordinating the community's efforts and participation in the Wyland National Mayor's Challenge for Water Conservation, which resulted in a new car being awarded to Battered Families Services. Councilor Garcia read an E-mail she received from Jon DeYoung, Assistant City Manager, regarding a phone call received from a local resident commending Vince Alonzo, Parks and Recreation Director, Gilbert Lopez and another unnamed employee from the Parks Department and the City Clerk for their kindness and work during a recent burial at Hillcrest Cemetery. Councilor Garcia thanked the Ceremonial Board, Teri Fraizer, the performers, City crews, all volunteers, Joyce Graves and her group, Emerald and Jonathan Tanner, Anthony Waconda and his crew, Red Rock Security, McKinley Office of Emergency Management, Gallup Fire Department, Gallup Police Department and all of the event sponsors for their work during this year's Ceremonial. Councilor Garcia also announced the closure of the Skate Park on August 16-17, 2018 for repairs.

Mayor McKinney commended the community for their participation in the Wyland National Mayor's Challenge for Water Conservation. He also commended the Gallup Police Department, Gallup Fire Department and Parks and Recreation Department for their work during this year's Ceremonial. Mayor McKinney commented on a meeting he attended yesterday regarding the proposed Coal Events Street and the work being done by Gallup Main Street, Arts and Cultural District and the Business Improvement District.

Comments by City Manager and City Attorney

Ms. Ustick commended City staff for their work in providing support services for the Ceremonial events at Red Rock Park, the downtown parades, Arts Crawl, National Night Out and the Native Arts Market, especially when all of the events took place at the same time. Ms. Ustick said the final community meeting on the proposed Coal Events Street will be on Tuesday, August 22, 2018 at 5:00 p.m. at the Gallup Cultural Center

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.

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ATTEST:


Alfred Abeita II, City Clerk


Jackie McKinney, Mayor

Approved 7/24/2018