

AGENDA

**GALLUP CITY COUNCIL
TUESDAY, MARCH 26, 2019
SPECIAL MEETING - 3:30 P.M.
REGULAR MEETING - 6:00 P.M.
CITY COUNCIL CHAMBERS**



Jackie McKinney, Mayor

Linda Garcia, Councilor, Dist. 1 Allan Landavazo, Councilor, Dist. 2
Yogash Kumar, Councilor, Dist. 3 Fran Palochak, Councilor, Dist. 4

Maryann Ustick, City Manager
Curtis Hayes, City Attorney

A. Special Meeting - 3:30 P.M.

B. Roll Call

C. Work Session

1. Update On Electric Department 10-Year Financial Plan

Information relative to the financial plan will be provided at the meeting.

Fiscal Impact: Not Applicable.

Recommendation: Not Applicable - Presentation Only.

Speaker's Name Eric Babcock, Interim Electric Director & Erik Harrigan, RBC
Capital Markets

D. Recess Until 6:00 P.M.

E. Regular Meeting - 6:00 P.M.

F. Pledge Of Allegiance

The members of the body and the public are invited to recite the Pledge of Allegiance.

G. Roll Call

H. Approval Of Minutes

Special Meetings of March 5 & 6, 2019
Regular Meeting of March 12, 2019

Documents:

[DRAFT MINUTES MAR 5 2019 SP MTG.PDF](#)
[DRAFT MINUTES MAR 6 2019 SP MTG.PDF](#)
[DRAFT MINUTES MAR 12 2019 REG MTG.PDF](#)

I. Discussion/Action Topics

1. Resolution No. R2019-10; Acceptance And Approval Of The FY 2018 Audit

The FY 2018 audit has been completed as required by state statute. The report was filed timely with the Office of the State Auditor and has been released. A full copy of the report is attached. We are proud to have an unmodified opinion on the fiscal year 2018 audit. All prior findings were resolved and we have two new findings.

Fiscal Impact: None
Recommendation: Staff recommends approval of Resolution R2019-10 accepting and approving the FY 2018 Audit
Speaker's Name: Patty Holland

Documents:

[R2019-10 ACCEPTANCE AND APPROVAL OF FY18 AUDIT.PDF](#)
[6076 CITY OF GALLUP AUDIT REPORT 2018 - FINAL SIGNED.PDF](#)

2. Resolution No. R2019-12; Coal Avenue Commons Municipal Arterial Program Grant Resolution

Briefing Summary: As part of the funding strategy for the Coal Avenue Commons Construction Project, Staff has prepared and submitted a LGRF/Municipal Arterial Program funding application to New Mexico Department Of Transportation (NMDOT). As part of this application, a resolution of support is required from the City Council.

Fiscal Impact: If approved by NMDOT, City will need provide a 25% match. If "fully" funded by NMDOT, City will need provide **\$396,250**; as, its match; out of a total funding request for **\$1,585,000**. City funding source will need be determined if and when accepted by NMDOT for award.

Recommendation: Approve the resolution for NMDOT as attached.

Fiscal Impact: See comments above.
Recommendation: See comments above.
Speaker's Name: Stanley Henderson - Public Works Director

Documents:

[19-03-26_1A RESOLUTION RE COAL AVE COMMONS MAP FDG](#)

3. Resolution No. R2019-11; A Resolution Of The City Council Of The City Of Gallup, State Of New Mexico, In Support Of The 2019 "Wyland National Mayor's Challenge For Water Conservation"

Wyland National Mayor's Challenge for Water Conservation - My Water Pledge is a friendly competition between cities across the country to see who can be the most "water-wise." Mayors nationwide will challenge their residents to conserve water, energy and other natural resources on behalf of their city through a series of informative, easy-to-use pledges online. The Mayor calls upon local citizens and business to "Take the Pledge" to conserve water during the month of April and beyond to conserve our most precious natural resource. The City and its residents can take the pledge online at <http://www.mywaterpledge.com> during April 2019.

The City of Gallup was the 2018 Winning City in the Population Category of 5,000-29,999, and the Gallup Battered Families Services was awarded a 2018 Toyota RAV4 Hybrid as a result.

Fiscal Impact: None
Recommendation: Staff Recommends approval of Resolution R2019-XX
Speaker's Name Elizabeth Barriga

Documents:

[R2019-11 WYLAND FOUNDATION RESOLUTION.PDF](#)

4. Request For Approval Of Change Orders 008 And 009 For Wastewater Treatment Plant Capital Improvement Project

The Wastewater Treatment Plant (WWTP) Capital Improvement Project (CIP) is being funded by the New Mexico Environment Department (NMED) via Clean Water State Revolving Fund (CWSRF) Loan 065. Any change to the current loan amount would require going through NMED and the City Council for consideration and approval.

During the past few weeks, CH2M/Jacobs discovered two conditions that require change orders:

CO No. 8 is a Fixed Construction Price Adjustment change order for the demo and abandonment of unknown buried structure discovered under the new Grit Building. Attachment is the cost proposal in the amount of \$29,468 as an ADDITIVE COST to the Contract amount for the costs of performing the additional work, which is complete. This does not include any extended overhead costs as a result of the delays to the project schedule.

CO No. 9 is a Fixed Construction Price Adjustment change order for revising the electrical feed for new MCC-B from the existing MCC-A in lieu of SWGA-A, as originally designed. This revision results in eliminating a shutdown to tie into SWGA-A and a shorter ductbank installation. This also reduces the risk of encountering unknown utilities with a longer ductbank installation to SWGA-A and results in a credit to the Contract. Attachment 2 is the cost proposal in the amount of (\$14,024) CREDIT to the Contract amount for the installation of the revised ductbank.

Attachment 3 is the Change Order log, to date, for the WWTP CIP Project.

CO's 008 and 009 represent a net increase of \$15,444 to the project. Due to the

amount of time it would take to modify the loan amount and conditions, Staff proposes that the net increase be funded from Fund 508 reserves.

Recommendation:

Staff Recommends approval of Change Orders 008 and 009, along with a budget adjustment of \$15,444 from Fund 508 reserves.

Fiscal Impact: Net expenditure of \$15,444 from Fund 508 reserves via a budget adjustment.
Recommendation: Please see above
Speaker's Name Dennis Romero

Documents:

[ATTACHMENT 1 - GALLUPWWTF-COR-009-FEEDER DUCTBANK CREDIT.PDF](#)
[ATTACHMENT 2 - GALLUPWWTF-COR-008-DEMO-ABANDONSTRUCTURE-2019-02-08.PDF](#)
[ATTACHMENNT 3 - 688408-CONTRACTCHANGELOG-2019-02-08.PDF](#)

5. Request For Purchase Order Increase For Change Order (CO) No. 4 – Final CO For The Maxwell Sewer Interceptor

The Council approved the selection of the construction of the Maxwell Sewer Interceptor to TLC Company in the amount of \$1,104,577.37.

CO No. 4 is a final adjustment of project quantities to allow for project closeout. This will add a total of \$20,710.58 to the project.

Project has been completed and in operation for approximately two months.

Staff requests approval of Change Order No. 4 – Final and the necessary purchase order increase of \$20,710.58 from account number 304-6062-443.48-99, Project No. C11638.

Fiscal Impact: A purchase order increase of \$20,710.58 from account number 304-6062-443.48-99, Project No. C11638. Funds available in existing budget. No need for budget adjustment.
Recommendation: Staff recommends approval of Change Order No. 4.
Speaker's Name Dennis Romero

Documents:

[ATTACHMENT 1 - CHANGE ORDER NO. 4 FOR MAXWELL BRIDGE SEWER PROJECT.PDF](#)

6. Acceptance Of Utility Easement From Wal-Mart

Wal-Mart is constructing a charging station for hybrid and electric cars in its parking lot. This easement is to allow the City to maintain the line across the parking lot to the transformer at the parking lot.

Fiscal Impact: None
Recommendation: Approve acceptance of the easement.
Speaker's Name Curtis Hayes

Documents:

[WAL-MART EASEMENT.PDF](#)

7. G-22 Water Application And Permit - Approval Of Water Right Purchase And Sale Agreement With ARCO Environmental Remediation, L.L.C.

As a condition of approving the City's G-22 permit application, the Office of the State Engineer is requiring that the City purchase and retire water rights in the the Bluewater Basin. Hydrologic modeling of surface water impacts to Bluewater Lake from full diversions from the G-22 wells in 40 years predicted those impacts to be between 1.0 acre feet per year (afy) and 11.9 afy. The City has entered into a Purchase and Sale Agreement to purchase such water rights. This item is to approve the purchase of the water rights from ARCO Environmental Remediation, L.L.C. The \$45,654 has been budgeted and will be taken from 202-1525-474.45-30 Project #CP0536.

Fiscal Impact: None
Recommendation: Approval of the purchase agreement and expenditure of funds to purchase water rights..
Speaker's Name George Kozeliski

Documents:

[2019-03-20 GALLUP AND ARCO WATER RIGHT PURCHASE AND SALE AGREEMENT.PDF](#)
[BLUEWATER ANACONDA_SAN JOSE TRACT_CS_3.19.19-AA.PDF](#)

8. Fox Run Golf Course Logo

The old logos are no longer a representation of the course in its current state. An opportunity for change presented itself when I noticed the artistic ability of Kevin Naswood. Mr. Naswood is currently an employee of Fox Run, and his talents extend beyond the course. I asked Mr. Naswood to create artwork that would lead to the development of a new logo. I challenged him to incorporate Pyramid Rock and a Fox, the two staples of Fox Run. Attached to the agenda is the original artwork of Mr. Naswood. After acquiring the original artwork, I then asked Chris Piano to search for a graphic designer that would meet our needs. Mr. Piano initiated a search and met with New Mexico Creative. Through their combined efforts, they developed the logo we are presenting. I'm convinced they captured the essence of Gallup and Fox Run from the color selection to the design. This new logo can bring about the change Fox Run needs and will be reflective of the positive direction the course is moving.

Fiscal Impact: None
Recommendation: Approval of the logo to be used at Fox Run Golf Course
Speaker's Name Matthew Alcala

Documents:

[FR LOGO CC.PDF](#)
[IMG_20180308_0004.PDF](#)

9. Acceptance And Approval Of Red Rock Park Boiler Bid Contract

As you are aware we currently have a boiler from the late 70's attempting to

maintain a constant temperature with the Red Rock Park Auditorium. Council had approved \$200,000 for the replacement of the boiler at Red Rock Park for this fiscal year. We are asking for the acceptance and approval for the Red Rock Park boiler replacement contract to Dallago Corporation in the amount of \$119,143.75. Remaining funds will roll back into the the Lodger's Tax Reserve.

Fiscal Impact: None
Recommendation: Acceptance and Approval of the Red Rock Park Boiler Replacement Contract
Speaker's Name Jon DeYoung

Documents:

[BID TABULATION 1906.PDF](#)

10. **Nutrition Service Incentive Program Contract Award Amendment**

At the beginning of the FY 18-19 fiscal year, the Non-Metro Area Agency of Aging (NMAAA) informed contractors at the NM State Advisory Council Meeting that Nutritional Service Incentive Program (NSIP) federal contract money would not be available for the F 18-19 year. NMAAA asked contractors to submit a program budget that did not include NSIP dollars. The state contract submitted did not include NSIP money, so the matching city funds (City General Funds) amount submitted was factored in to cover the meal cost short-fall in the state budget. To date, only state contracted amounts have been spent. In October 2018, the NMAAA sent out a notice that NSIP funds had been approved and they sent contracts to contractors for the FY 18-19 year in the amount of \$28,726.19. This was approved to be added to the Senior Program budget at the November 27, 2018 city council meeting. In February of 2019, the NMAAA sent out another notice that an amendment to the NSIP funds had been approved and they have sent out the current NSIP contract for an additional \$28,739.47. The total of NSIP funds received for FY 18-19 totals \$57,465.66. In FY 17-18 the NSIP funds total was \$50,955. The FY 18-19 year has seen NSIP allocation increase by \$6,510.66. The Nutritional Service Incentive Program (NSIP) funds are used to solely purchase United States agricultural commodities. This money provides food for both the Congregate Meals and the Home-Delivered Meals.

Fiscal Impact: Increase of \$28,739.47 to the Senior Center Budget
Recommendation: Approval of revenue and expenditures in the amount of \$28,739.47 for the NSIP 2019 contract
Speaker's Name Jon DeYoung

Documents:

[CITY OF GALLUP NSIP AMENDMENT NO 1.PDF](#)

J. **Comments By Public On Non-Agenda Items**

The public is invited to comment on items not appearing on the published meeting agenda.

K. **Comments By Mayor And City Councilors**

L. **Comments By City Manager And City Attorney**

M. **Motion To Adjourn**

Auxiliary aides for the disabled are available upon request. Please contact Alfred Abeita, City Clerk, at 505-863-1254 at least (1) week prior to the meeting or as soon as possible in advance of the meeting to make any necessary arrangements.

Pursuant to the "Open Meetings Act", NMSA 1978, Section 10-15-1 through 10-15-4 of the State of New Mexico, this Agenda was posted at a place freely accessible to the public 72 hours in advance of the scheduled meeting.