

## AGENDA

### GALLUP CITY COUNCIL WORK SESSION TUESDAY, OCTOBER 25, 2022; 4:30 P.M. CITY COUNCIL CHAMBERS



Louie Bonaguidi, Mayor

Linda Garcia, Councilor, Dist. 1

Michael Schaaf, Councilor, Dist. 2

Sarah Piano, Councilor, Dist. 3

Fran Palochak, Councilor, Dist. 4

Maryann Ustick, City Manager

Curtis Hayes, City Attorney

**The meeting will be accessible through the City of Gallup's Facebook Page:**

[City of Gallup, New Mexico Government - Home | Facebook](#)

**Members of the public may submit comment on non-agenda items either in person or by telephone. To submit comment by telephone, please call (505) 863-1254 to leave your name and a return phone number.**

#### A. Roll Call

#### B. Work Session

##### 1. Amendments To The Special Events Ordinance

In 2017, Council replaced the "Parade Ordinance" with the "Special Event Permit Ordinance" which expanded the scope of the requirement for a permit to include not just parades, but "any activity which occurs on private or public property that will affect the ordinary use of City property, public streets, rights-of-way, or sidewalks."

Now that the City has five years of experience with the ordinance, it would be prudent to review the ordinance to determine if it is meeting the needs of the City and those entities that want to obtain a special event permit. While Council may review any and all sections of the ordinance for possible revision, concerns have been raised about the criteria for rejection of an application (Section 5-6-9).

The criteria, as currently written, are that:

- the event will disrupt traffic within the City beyond practical solution;
- will interfere with access to fire stations and fire hydrants;
- the location of the special event will cause undue hardship to adjacent businesses or residents;
- the event will require the diversion of so many public employees that allowing the event would unreasonably deny service to the remainder of the City;
- the application contains incomplete or false information;
- the applicant fails to comply with all terms of this chapter including failure to remit all fees and deposits or failure to provide proof of insurance, bonds, and a save harmless agreement to the City.

An issue that has arisen for Council to consider is whether the ordinance should provide for conditions specific to the venue to be imposed on the permittee.

Fiscal Impact:           None.  
Recommendation:       None. Discussion only item.  
Speaker's Name         Curtis Hayes and Maryann Ustick

Documents:

[SPECIAL EVENTS ORDINANCE.PDF](#)

## 2. **Public Comment Ordinance**

The Gallup City Code Section 1-6-8(H) provided that members of the public may not address the Council “unless permission shall first be given by unanimous consent of the members present.” The ordinance makes no distinction between agenda and non-agenda items.

This discussion item is for Council to consider an amendment to the ordinance to allow citizen participation and input without having the consent of all the members present.

1-6-8 (H) Right To Address Council: No person not a member shall have the right to address the city council or to participate in its proceedings unless permission shall first be given by unanimous consent of the members present, and it shall be the duty of the chief of police to strictly enforce this rule, and if necessary, to expel from the room any person violating it; provided, the city manager, officers of the city and department heads shall have a right to be heard on matters pertaining to their offices and departments. (Ord. C61-25, 4-21-1964)

Fiscal Impact:           None  
Recommendation:       None. Discussion item only.  
Speaker's Name         Curtis Hayes

## C. **Motion To Adjourn**

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.