

Minutes of the Regular Meeting of the Gallup City Council, City of Gallup, New Mexico, held in the Council Chambers at City Hall, 110 West Aztec, at 7:00 p.m. on Tuesday, August 10, 2010.

The meeting was called to order by Mayor Harry Mendoza.

Upon roll call, the following were present:

Mayor: Harry Mendoza

Councilors: John J. Azua  
Mike Enfield  
Allan Landavazo  
E. Bryan Wall

Also present: R. David Pederson, City Manager &  
City Attorney

Presented to the Mayor and Councilors were the Minutes of the Work Session and Regular Session of July 27, 2010.

Councilor Enfield made the motion to approve the aforementioned Minutes. Seconded by Councilor Wall. Roll call: Councilors Enfield, Wall, Landavazo, Azua and Mayor Mendoza all voted aye.

Presented to the Mayor and Councilors were the following Consent Agenda Items:

1. Appointments Appointment of Fran Pawlowski to the Planning and Zoning Commission – Mayor Harry Mendoza
2. Resolution R2010-26; Fiscal Year 2010-11 State Cooperative Funding Agreement – Stan Henderson, Executive Director, Public Works Division
3. Resolution R2010-27; Community Development Block Grant (CDBG) Program Funding Agreement – Stan Henderson, Executive Director, Public Works Division
4. Request for Street Closure for the Fireball Run to be Held September 26-27, 2010 – Debbie Garcia, Gallup Convention and Visitor's Bureau

Concerning Consent Agenda Item #2, Councilor Wall asked about the numbering of the pages of the proposed Resolution and the Cooperative Agreement. Mr. Henderson clarified the page numbering of briefing memorandum, proposed Resolution and the number of original contracts provided by the New Mexico Department of Transportation.

Following discussion Councilor Landavazo made the motion to approve Consent

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Agenda Items 1-4. Seconded by Councilor Enfield. Roll call: Councilors Landavazo, Enfield, Wall, Azua and Mayor Mendoza all voted aye.

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

5. Memorandum of Understanding with the Jicarilla Apache Nation, Establishing the Basis of Negotiations for the Possible Purchase of Water – Lance Allgood, Executive Director, Gallup Joint Utilities

Councilor Enfield made the motion to approve the Memorandum of Understanding with the Jicarilla Apache Nation. Seconded by Councilor Wall. Roll call: Councilors Enfield, Wall, Landavazo, Azua and Mayor Mendoza all voted aye.

6. Memorandum of Agreement with the Navajo Nation on Behalf of the Navajo Nation Human Rights Commission, to Address Racial Discrimination Against Navajo Citizens, Other Indigenous Peoples and Minorities – R. David Pederson, City Manager/City Attorney

Councilor Azua made the motion to approve the Memorandum of Agreement with the Navajo Nation on Behalf of the Navajo Nation Human Rights Commission. Seconded by Councilor Wall. Roll call: Councilors Azua, Wall, Enfield, Landavazo and Mayor Mendoza all voted aye.

### **Comments by Public on Non-Agenda Items:**

None.

### **Comments by Mayor and City Councilors:**

Councilor Enfield asked about the status of the Mendoza Road Reconstruction Project. Mr. Henderson said Mendoza Road is currently open as construction crews are working on a punch list to finish the installation of guardrails and to address drainage issues at the intersection of Mendoza Road and State Road 602 and to finish improvements to the shoulder along the roadway near the airport.

Councilor Landavazo commended Ben Welch, Executive Director, Parks and Recreation Division, and his staff for their hard work at Red Rock Park this past weekend to address the erosion problems caused the recent heavy rainfall.

### **Comments by City Manager:**

On behalf of the City, Mr. Pederson thanked the aunt of Clara Landavazo, the wife of Councilor Landavazo, for the donation of an extensive doll collection to the Octavia Fellin Public Library for public display.

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Mr. Pederson said the City may have received at least \$200,000 of the gross receipts tax distribution that was withheld during the fourth quarter of the last fiscal year by the New Mexico Taxation and Revenue Department for amended CRS tax returns that were filed by a major construction company. He said Judi Starkovich, Executive Director, Administrative Services Division, is in the process of obtaining additional information from the Taxation and Revenue Department concerning the latest gross receipts tax distribution.

Mr. Pederson said the City received a reasonable bid to demolish two structures at a nuisance property located on Princeton Avenue. The costs for demolition will be about \$15,000 whereby the City will file a lien on the property to recover said costs. Based on an agreement with the property owner, the City will cancel out the lien in exchange for a deed to the property.

Mr. Pederson proposed scheduling a special meeting on Tuesday, September 21, 2010 to finalize the findings of all City Council Task Forces.

There being no further business, Councilor Enfield made the motion to adjourn the meeting. Seconded by Councilor Landavazo. Roll call: Councilors Enfield, Landavazo, Azua, Wall and Mayor Mendoza all voted aye.

  
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Harry Mendoza, Mayor

ATTEST:

  
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Alfred Abeita, City Clerk

Approved 8/24/2010