



City of Albuquerque

Albuquerque/Bernalillo
County
Government Center
One Civic Plaza
Albuquerque, NM 87102

Action Summary City Council

Council President, Dan Lewis, District 5
Vice-President, Ken Sanchez, District 1

Roxanna Meyers, District 2; Isaac Benton, District 3
Brad Winter, District 4; Rey Garduño, District 6
Janice E. Arnold-Jones, District 7; Trudy E. Jones, District 8
Don Harris, District 9

Monday, June 3, 2013

5:00 PM

Vincent E. Griego Chambers
One Civic Plaza

Albuquerque/Bernalillo County Government Center

TWENTIETH COUNCIL - THIRTY-SEVENTH MEETING

1. ROLL CALL

Present 9 - Dan Lewis, Ken Sanchez, Roxanna Meyers, Isaac Benton, Brad Winter,
Rey Garduño, Janice Arnold-Jones, Trudy Jones, and Don Harris

2. MOMENT OF SILENCE

Pledge of Allegiance - Isaac Benton, Councilor, District 3

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

May 20, 2013

7. COMMUNICATIONS AND INTRODUCTIONS

8. REPORTS OF COMMITTEES

Deferrals and Withdrawals

- d. [R-13-172](#) Amending The Albuquerque/Bernalillo County Comprehensive Plan To Update Appendix D. Statistical And Map Information And, In Section II, Figure 30 Development Areas With Activity Centers And Transportation Corridors And Figure 31 Development Areas, And To Add Figure 32 Activity Centers And Transportation Corridors (Benton, by request)
- A motion was made by Councilor Benton that this matter be Postponed to June 17, 2013. The motion carried by the following vote:**
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

9. GENERAL PUBLIC COMMENTS

10. ANNOUNCEMENTS

11. CONSENT AGENDA: {Items may be removed at the request of any Councilor}

- a. [EC-13-375](#) FY/13 Priority Objective: Public Safety Goal, Objective 13 - Develop and Implement Improvements in the Quality of Pet Adoptions, in Addition to Increasing the Number of Pet Adoptions
- A motion was made by Vice-President Sanchez that this matter be Receipt Be Noted. The motion carried by the following vote:**
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- c. [EC-13-409](#) Leigh Fisher Management Consultants to Continue to Provide Services as a “Consultant and Grant Writer” for the Aviation Department and Add Money and Time to the Contract
- A motion was made by Vice-President Sanchez that this matter be Approved. The motion carried by the following vote:**
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- d. [EC-13-410](#) First Amendment to the Assignment and Assumption Agreement with Eclipse Aerospace, Inc.
- A motion was made by Vice-President Sanchez that this matter be Approved. The motion carried by the following vote:**
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- e. [EC-13-436](#) Recommendation of Award to US Bank to Provide "GASB Trust Fund Trustee and Investment Advisor Services"
- A motion was made by Vice-President Sanchez that this matter be Approved.**
The motion carried by the following vote:
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- f. [EC-13-437](#) Mayor's Appointment of Ms. Erin Olson to the Human Rights Board
- A motion was made by Vice-President Sanchez that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- g. [EC-13-438](#) Mayor's Appointment of Dr. Dusadee Sarangarm to the Human Rights Board
- A motion was made by Vice-President Sanchez that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- h. [EC-13-439](#) Mayor's Appointment of Ms. Stephanie Slimp to the Youth Advisory Council
- A motion was made by Vice-President Sanchez that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- i. [EC-13-440](#) Mayor's Appointment of Ms. Ami Bullock to the Youth Advisory Council
- A motion was made by Vice-President Sanchez that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- j. [EC-13-441](#) Mayor's Reappointment of Ms. Patricia C. Nie to the Affordable Housing Committee
- A motion was made by Vice-President Sanchez that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- k. [EC-13-442](#) Mayor's Appointment of Ms. Gloria C. Gallegos to the Area Agency On Aging Advisory Council
- A motion was made by Vice-President Sanchez that this matter be Confirmed.**
The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

I. [EC-13-443](#)

Mayor's Appointment of Mrs. Holly K. Carey to the Albuquerque Energy Council

A motion was made by Vice-President Sanchez that this matter be Confirmed. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

m. [EC-13-444](#)

Mayor's Appointment of Mr. Dan W. Shipman, D.D.S. to the Municipal Golf Advisory Board

A motion was made by Vice-President Sanchez that this matter be Confirmed. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

n. [EC-13-445](#)

Mayor's Reappointment of Mr. John Bloomfield to the Affordable Housing Committee

A motion was made by Vice-President Sanchez that this matter be Confirmed. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

o. [EC-13-446](#)

Mayor's Recommendation of Molzen Corbin for Engineering Consultants for Pump Station Condition Study and Asset Management Program

A motion was made by Vice-President Sanchez that this matter be Approved. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

p. [R-13-175](#)

Approving And Authorizing The Acceptance Of FY12 - 2010 GO Bonds From The State Of New Mexico For Public Libraries/Albuquerque Bernalillo County Library System, State Of New Mexico Purchase Order Number 50500-0000020698, And Providing For An Appropriation To The Cultural Services Department In Fiscal Year 2013 (Sanchez)

A motion was made by Vice-President Sanchez that this matter be Passed. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

APPROVALS: {Contracts, Agreements, and Appointments}

- b. [EC-13-395](#) Recommendation of Award to NCA to Provide a "BioPark Master Plan"

A motion was made by Councilor Garduño that this matter Not be Approved. The motion failed for lack of a second.

A motion was made by Councilor Harris that this matter be Approved. The motion carried by the following vote:

For: 8 - Lewis, Sanchez, Meyers, Benton, Winter, Arnold-Jones, Jones, and Harris

Against: 1 - Garduño

12. PUBLIC HEARINGS: {Appeals, SAD Protest Hearings}

- a. [AC-13-3](#) Project 1009491/12-BOA-20016/12-ZHE-80357 - Garcia/Kraemer & Associates, agent for Tim & Ramona Jarvis appeal the Board of Appeals decision to grant the appeal, thereby overturning the Zoning Hearing Examiner's approval with conditions of a special exception to Section 14-16-3-3(B)(2)(e); a Variance of 6" to the required 10' separation from a dwelling for an existing accessory building for Lot 30, Block 2B, Country Club Addition zoned R-1, located at 1310 Marquette NE

A motion was made by Councilor Jones that this matter be To Accept the Land Use Hearing Officer Recommendation. The motion carried by the following vote:

For: 7 - Lewis, Sanchez, Meyers, Winter, Arnold-Jones, Jones, and Harris

Against: 2 - Benton, and Garduño

- b. [AC-13-4](#) Project 1009491/12BOA-20017/12ZHE-80355 - Garcia/Kraemer & Associates, agent for Tim & Ramona Jarvis appeal the Board of Appeals decision to Grant the Appeal, thereby overturning the Zoning Hearing Examiner's approval with conditions of a special exception to Section 14-16-1-5: a Variance of 3' to the allowed 14' height for an existing accessory building for Lot 30, Block 2B, Country Club Addition zoned R-1, located at 1310 Marquette NE

A motion was made by Councilor Jones that this matter be To Accept the Land Use Hearing Officer Recommendation. The motion carried by the following vote:

For: 6 - Lewis, Sanchez, Winter, Arnold-Jones, Jones, and Harris

Against: 3 - Meyers, Benton, and Garduño

A motion was made by Councilor Benton to Adopt Findings of Fact at the June 17, 2013 meeting. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- c. [AC-13-5](#) Project 1007712/13EPC-40085 - Edward Fitzgerald, Architects, agent for Bryan Pletta (Stone Age Real Estate, LLC) appeal the Environmental Planning Commission's (EPC's) decision to Approve an Amendment to the Zone Map (Zone change) for all or a portion of Lots 17, 18, 19, and west one-half of vacated Morningside Drive, Block F, Timoteo Chavez Addition, located on Cutler Avenue, between Morningside Drive and Carlisle Boulevard

A motion was made by President Lewis that this matter be Withdrawal be Approved. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

14. FINAL ACTIONS

- c. [R-13-171](#) A Residential Substandard Dwelling, Or Structure In Need Of Abatement At 8428 River St NE, Within The City Limits Of Albuquerque, New Mexico Is So Ruined, Damaged And Dilapidated As To Be A Menace To The Public Comfort, Health, Peace Or Safety And That It Is To Be Required To Be Removed (Winter)

A motion was made by Councilor Winter that this matter be Amended. Councilor Winter moved Amendment No. 1. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

A motion was made by Councilor Winter that this matter be Passed as Amended. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- a. [O-13-50](#) Amending Section 4-10-6(J) ROA 1994, A Section Of The Ordinance Regarding Tax Increment Development Districts, To Revise The Timing Of The Application Procedure When The Application Does Not Seek Any Of The State Portion Of The Gross Receipts Tax (Arnold-Jones)

A motion was made by Councilor Arnold-Jones that this matter be Passed. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- b. [R-13-132](#) C/S For An Area Of Approximately 569.1 Acres, Bounded Generally By Paseo Del Norte And Existing Development To The North, Universe Blvd. To The West, Volcano Cliffs And Paseo Del Norte To The South And The Petroglyph National Monument To The East; Adopting The Volcano Heights Sector Development Plan As A Rank Three Plan And Changing Zoning From RD, SU-1 For PRD And SU-1 For C-1 Uses To SU-2/VHTC (Volcano Heights Town Center), SU-2/VHRC (Volcano Heights Regional Center), SU-2/VHVC (Volcano Heights Village Center), SU-2/VHMX (Volcano Heights Mixed Use), SU-2/VHNT (Volcano Heights Neighborhood Transition) And SU-2/VHET (Volcano Heights Escarpment Transition) (Lewis, by request)

A motion was made by President Lewis that this matter be Postponed to August 5, 2013. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- *e. [R-13-185](#) Proclaiming Hazardous Fire Conditions And Severe Drought Conditions In The City Of Albuquerque That Endanger The Health Safety And Welfare Of The Citizens; Imposing Restrictions On The Sale Or Use Of Fireworks Within The City Of Albuquerque (Jones)

A motion was made by Councilor Jones that this matter be Passed. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

There being no further business, the meeting adjourned at 8:16 p.m.