



City of Albuquerque

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

Action Summary

City Council

Council President, Cynthia D. Borrego, District 5
Vice-President, Diane G. Gibson, District 7

Lan Sena, District 1; Isaac Benton, District 2
Klarissa J. Peña, District 3; Brook Bassan, District 4
Pat Davis, District 6; Trudy E. Jones, District 8
Don Harris, District 9

Monday, August 2, 2021

5:00 PM

Via Zoom Video Conference

TWENTY-FOURTH COUNCIL - THIRTY-EIGHTH MEETING

1. ROLL CALL

Present 9 - Brook Bassan, Isaac Benton, Cynthia Borrego, Patrick Davis, Diane Gibson, Don Harris, Trudy Jones, Klarissa Peña, and Lan Sena

2. MOMENT OF SILENCE

Pledge of Allegiance in English and Spanish and any other language as determined by the Council

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

June 17, 2021 Special Meeting
June 21, 2021
June 25, 2021 Special Meeting

7. COMMUNICATIONS AND INTRODUCTIONS

Deferrals/Withdrawals

- b. [O-21-50](#) Amending Chapter 2, Article 11, Of The Revised Ordinances Of Albuquerque, The "City Budget Ordinance" Relating To The Preparation And Adoption Of The Annual Operating Budget Of The City (Davis, Benton)

A motion was made by Councilor Davis that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- f. [R-21-135](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 1717 Edith Blvd SE, Albuquerque NM 87102 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 (Benton, by request)

A motion was made by Councilor Benton that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- g. [R-21-155](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 1804 High St SE 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 (Benton, by request)

A motion was made by Councilor Benton that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- k. [R-21-171](#) Concerning The Future Management Of Candelaria Nature Preserve And The Approval Of The 2020 Resource Management Plan (Benton, by request)

A motion was made by Councilor Benton that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- a. [O-21-49](#) Amending Chapter 2, Article 2, Section 1 Of The Revised Ordinances Of Albuquerque, New Mexico, 1994, The "Capital Improvements" Ordinance, For The Creation Of A Capital Set-Aside For Underserved Areas And Communities (Borrego)

A motion was made by President Borrego that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

8. REPORTS OF COMMITTEES

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

- a. [EC-21-378](#) 2021 Albuquerque Climate Action Plan

A motion was made by Vice-President Gibson that this matter be Receipt Be Noted. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- b. [EC-21-379](#) Mayor's re-appointment of Mr. Joe C. McKinney to the Landmarks and Urban Conservation Commission

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- c. [EC-21-380](#) Mayor's re-appointment of Ms. Taura Livingston to the ABQ Volunteers Advisory Board

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- d. [EC-21-381](#) Mayor's appointment of Ms. Magdalena Vigil-Tullar to the Personnel Board

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- e. [EC-21-382](#) Mayor's re-appointment of Mr. John Castillo to the Personnel Board

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- f. [EC-21-383](#) Mayor's re-appointment of Ms. Lisa Huval to the Affordable Housing Committee

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- g. [EC-21-384](#) Mayor's re-appointment of Mr. Sean Jariwala to the Lodgers' Tax Advisory Board

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- h. [R-21-131](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 376 Dolores Dr NW 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 (Sena, by request)

A motion was made by Vice-President Gibson that this matter be Withdrawn by Sponsor. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

10. GENERAL PUBLIC COMMENTS

11. ANNOUNCEMENTS

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

- a. [AC-21-6](#) Project-2021-005037, VA-2021-00099, VA-2021-00032: Sycamore Neighborhood Association, appeals the Zoning Hearing Examiners decision to approve a variance of 15 feet to the required 15 foot rear setback for Lot 9, Block 32, Terrace Addition, located at 1203 Coal Ave SE, zoned MX-M [Section 14-16-5-1]

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- b. [AC-21-7](#) Project-2021-005037, VA-2021-00100, VA-2021-00036: Sycamore Neighborhood Association, appeals the Zoning Hearing Examiners decision to approve a variance to construct a building taller than 30ft within 100ft of a residential protected lot for Lot 7 and 8, Block 32, Terrace Addition, located at 1203 Coal Ave SE, zoned MX-M [Section 14-16-5-9-C]

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- c. [AC-21-8](#) Project-2021-005239, SI-2021-00353, VA-2021-00136: Donald Mercer, appeals the Landmarks Commission decision to Approve a Certificate of Appropriateness for Alteration at 400 Arno Street SE, described as Lot 7, Block 17, Huning Highland Addition, Huning Highland Historic Protection Overlay Zone. (K-14-Z)

A motion was made by Vice-President Gibson that this matter be To Accept the Land Use Hearing Officer Recommendation and Findings, with one Amendment. The motion carried by the following vote:

For: 8 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, and Sena

Against: 1 - Peña

- d. [AC-21-10](#) Project-2021-005169, VA-2021-00054, VA-2021-00149: Kyle Malone & Michelle Myers, appeals the Zoning Hearing Examiners decision to approve a variance of 5 feet to the required 10 foot front yard setback for Lot 266-A, MRGCD Map 38, located at 2311 Hollywood Ave NW, zoned R-1A [Section 14-16-2-3(B)]

A motion was made by Councilor Benton that this matter be Remanded with instructions to the Zoning Hearing Examiner. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

13. APPROVALS: {Contracts, Agreements, and Appointments}

- *a. [OC-21-38](#) Selection of the Director of Council Services

A motion was made by President Borrego to Confirm Chris Melendrez as the Director of Council Services. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

14. FINAL ACTIONS

- c. [O-21-67](#) Amending Sections 7-2-1-2, Of The Transit System Ordinance To Provide For A Zero Fare Pilot Project And Creating A New Section 7-2-1-3 (Davis, Sena, Peña, Benton)

A motion was made by Councilor Davis that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- d. [R-21-173](#) Amending Resolution-21-148, Establishing One-Year Objectives For The City Of Albuquerque In Fiscal Year 2022; To Include A Zero Fare Transit Pilot Objective To Meet Five-Year Goals (Davis, Sena, Peña, Benton)

A motion was made by Councilor Davis that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- e. [R-21-178](#) Amending The City Operating Budget Language To Clarify The Intent Of The City Council To Implement A Comprehensive Zero Fare Pilot (Sena, Peña, Davis)

A motion was made by Councilor Davis that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- h. [R-21-156](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 832 Estancia Dr NW 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 (Sena, by request)

A motion was made by Councilor Sena that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 8 - Bassan, Benton, Borrego, Gibson, Harris, Jones, Peña, and Sena

Excused: 1 - Davis

- i. [R-21-160](#) Accepting The Recommendations Of The Balloon Landing Task Force (Harris, Bassan)

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- j. [R-21-163](#) Declaring The City Council's Support Of The Route 66 Centennial Celebration In 2026; Directing The Arts And Culture Services Department To Begin The Planning Process For A Centennial Celebration Event In The City Of Albuquerque (Peña)

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- l. [R-21-179](#) Declaring The Intent Of The City Council Of The City Of Albuquerque, New Mexico To Consider For Adoption A Resolution Approving The Formation Of South Campus Tax Increment Development District; Approving, Subject To Further Proceedings Of The City Council, A Tax Increment Development Plan For The District, Which Includes A Description Of The Areas To Be Included Therein, The Purposes Of The District, Identification Of Gross Receipts Tax Increment And Property Tax Increment Financing Mechanisms, And Bonds Secured By Gross Receipts Tax Increment Revenue And Property Tax Increment Revenue; Authorizing And Directing The Posting, Mailing And Publication, In A Newspaper Of General Circulation Within The County, Of A Notice Of Public Meeting And Hearing To Be Held On August 16, 2021 To Consider For Adoption The Resolution Approving The Formation Of The District (Davis and Benton, by request)

A motion was made by Councilor Benton that this matter be Postponed to August 16, 2021. The motion carried by the following vote:

For: 8 - Bassan, Benton, Borrego, Davis, Gibson, Jones, Peña, and Sena

Excused: 1 - Harris

- m. [R-21-181](#) Establishing Federal Priorities For The City Of Albuquerque For 2021 (FY21-FY22) To The Community Project Program Funds Of The 117th

Congress Of The United States (Peña)

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

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

For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena