



City of Albuquerque

City of Albuquerque
Government Center
One Civic Plaza
Albuquerque, NM
87102

Agenda City Council

Council President, Dan Lewis, District 5
Council Vice-President, Renée Grout, District 9

Louie Sanchez, District 1; Joaquín Baca, District 2;
Klarissa J. Peña, District 3; Brook Bassan, District 4;
Nichole Rogers, District 6; Tammy Fiebelkorn, District 7;
Dan Champine, District 8

Monday, June 17, 2024

5:00 PM

Vincent E. Griego Chambers

One Civic Plaza NW

City of Albuquerque Government Center

TWENTY-SIXTH COUNCIL - TWELFTH MEETING

Public Comment Sign Up for June 17, 2024 City Council Meeting

To provide public comments to the Council, in person or virtually, everyone must sign up by 4:00 pm on the day of the meeting by completing this web form: <https://www.cabq.gov/jun-17-2024-comment>. For members of the public without internet service, you may call our office at 505-768-3100 for assistance.

The Council will take General Public Comment on any topic and on the meeting's specific agenda items, from up to a maximum of 30 people, on a first-come first-serve basis. Per Council rules, persons signing up to speak before the Council can sign up for General Public Comment and up to two agenda items per meeting. If speaking on a specific agenda item, comments must be germane to the item.

General Public Comment is near the beginning of the meeting. If you sign up to speak on a specific agenda item, your name will be called when that item is heard.

Zoom Webinar link and login information:

- <https://cabq.zoom.us/j/84664836304>
- Webinar ID: 846 6483 6304
- (669) 900-6833 // 846 6483 6304

Viewing: Members of the public will have the ability to view the meeting through GOVTV on Comcast Channel 16, to stream live on the GOVTV website at <https://www.cabq.gov/culturalservices/govtv>, YouTube at <https://youtube.com/live/msMu5pwOVsc?feature=share> or Zoom Webinar. The live streams can be accessed from most smart phones, tablets, or computers. The meetings are closed captioned and you may enable the closed captioning services on your television or device.

1. ROLL CALL**2. MOMENT OF SILENCE**

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

3. PROCLAMATIONS & PRESENTATIONS**4. ADMINISTRATION QUESTION & ANSWER PERIOD****5. APPROVAL OF JOURNAL**

June 3, 2024

6. COMMUNICATIONS AND INTRODUCTIONS**7. REPORTS OF COMMITTEES**

Finance and Government Operations Committee - June 10, 2024

Land Use, Planning and Zoning Committee - June 12, 2024

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

- a. [EC-24-156](#) Mayor's appointment of Mr. James M. Dorn to the Fire Code Board of Appeals
Attachments: [EC-156](#)
- *b. [EC-24-160](#) Mayor's Recommendation of Architectural Consultants for In-Line Baggage System at the Albuquerque Sunport
Attachments: [EC-160](#)
- c. [EC-24-161](#) Mayor's appointment of Mr. John Osmon to the Cable, Internet and PEG Advisory Board
Attachments: [EC-161](#)
- d. [EC-24-162](#) Mayor's Appointment of David Shaffer to the Impact Fee Committee
Attachments: [EC-162](#)
- e. [EC-24-163](#) Mayor's appointment of Mr. Carlos A. Michelen Strofer to the Transit Advisory Board

- Attachments:*** [EC-163](#)
- f. [EC-24-164](#) Mayor's re-appointment of Ms. Meggin Lorino to the Older American's Act Advisory Council
Attachments: [EC-164](#)
- g. [EC-24-165](#) Mayor's appointment of Tony Lloyd to the Impact Fee Committee
Attachments: [EC-165](#)
- h. [EC-24-166](#) Mayor's re-appointment of Mr. Lance Hunter to the Fire Code Board of Appeals
Attachments: [EC-166](#)
- i. [EC-24-167](#) Mayor's appointment of Ms. Danyel Kahumoku to the Albuquerque Energy Council
Attachments: [EC-167](#)
- *j. [EC-24-169](#) Mayor's Recommendation of Award for "Retail Merchandising Unit Manager/Consultant at Albuquerque International Sunport"
Attachments: [EC-169](#)
- *k. [EC-24-170](#) Uptown Transit Center Joint Development Partnership Agreement - Increase Reimbursement - 4th Supplemental
Attachments: [EC-170](#)
- *l. [EC-24-171](#) Mayor's Recommendation of Award (ROA) for "Economic Development Marketing, Retention and Expansion"
Attachments: [EC-171](#)
- *m. [EC-24-174](#) Mayor's appointment of Mr. Don Harris to the Balloon Museum Board of Trustees
Attachments: [EC-174](#)
- n. [O-24-27](#) Authorizing The Issuance, Sale And Delivery Of City Of Albuquerque, New Mexico Energy Savings/Municipal Infrastructure Gross Receipts Tax Revenue Bonds, Series 2024 In A Principal Amount Not To Exceed \$8,500,000 (The "Series 2024 Bonds") To Finance The Cost Of Acquiring, Constructing And Improving Renewable Energy Projects Associated With City Facilities And Paying Expenses Related To Issuance Of The Series 2024 Bonds; Providing For The Payment Of The Bonds From The Revenues Of The 1/16 Of One Percent (0.0625%) Increment Of Municipal Infrastructure Gross Receipts Tax Imposed On All Persons Engaging In Business In The City Pursuant To Section 7-19D-11 NMSA 1978 And City Ordinance No. 14-1992 Adopted March 16, 1992; Providing Other Details Concerning The Bonds And The Series 2024 Bonds; Approving The Delegation Of Authority To Make Certain Determinations Regarding The Sale Of The Series 2024 Bonds Pursuant To The Supplemental Public

Securities Act; Providing For The Terms And Other Details Concerning The Series 2024 Bonds; Approving Certain Documents Pertaining To The Series 2024 Bonds; Making Certain Appropriations; And Ratifying Certain Actions Previously Taken (Peña, by request)

Attachments: [O-27](#)

[Consent to Withdraw - Withdrawn by Administration]

- o.** [O-24-28](#) Accepting The Investment-Grade Audit Report And Approving The Energy Savings Performance Contract By And Between The City Of Albuquerque And Yearout Energy Services Company, LLC, Subject To City Council Approval Of A Separate Financing Transaction To Finance The Costs Of The Energy Performance Contract (“EPC”); Authorizing The Execution And Delivery Of The EPC And Other Agreements And Documents In Connection With The EPC; Ratifying Action Previously Taken In Connection With The EPC; Repealing All Ordinances And Prior Action In Conflict Herewith; And Related Matters (Fiebelkorn, by request)

Attachments: [O-28](#)

[Consent to Withdraw - Withdrawn by Administration]

- p.** [O-24-29](#) Adopting A New Part In Chapter 2, Article 6 Of The Revised Ordinances Of Albuquerque, To Create The Route 66 Visitors Center Commission (Peña)

Attachments: [O-29](#)

[Consent to defer O-24-29 to the August 5, 2024 Council Meeting]

- q.** [R-24-12](#) Directing The City To Collaborate With The Mountain View Neighborhood Regarding Pollution Concerns And Develop A Proposal For Pollution Abatement And Adjusting Fiscal Year 2024 Operating Appropriations And Adjusting Capital Appropriations (Peña)

Attachments: [R-12](#)

[Consent to defer R-24-12 to the September 16, 2024 Council Meeting]

9. ANNOUNCEMENTS

10. FINANCIAL INSTRUMENTS

11. APPEALS

- a.** [AC-24-9](#) PR-2023-009649, VA-2023-00365: Yolanda Montoya, agent for Joe R. Romero, appeals the Zoning Hearing Examiner’s decision to Deny a Variance of 9 feet 11 ½ inches to the required 45-foot Major Public Open Space landscape buffer for Lots 8-A-1 & 8- A-2, Block 2, Volcano Cliffs Unit 19, located at 7805 Aguila St. NW, zoned R-1D [IDO §14-16- 5-2(J)(2) (a)(1)]

Attachments: [AC-24-9 Memo](#)

[AC-24-9, AC-24-10.Recommendation](#)

- b. [AC-24-10](#) PR-2023-009649, VA-2023-00366: Yolanda Montoya, agent for Joe R. Romero, appeals the Zoning Hearing Examiner's decision to Deny a Variance of 30 feet to the required 45-foot Major Public Open Space landscape buffer for Lot 8-A-1, Block 2, Volcano Cliffs Unit 19, located at 7809 Aguila St. NW, zoned R-1D [IDO §14-16-5-2(J)(2)(a)(1)]
- Attachments: [AC-24-10 Memo](#)
[AC-24-9, AC-24-10.Recommendation](#)

12. GENERAL PUBLIC COMMENTS

Please refer to the instructions at the beginning of this Council Agenda.

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

14. FINAL ACTIONS

- a. [P-24-1](#) Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of The Charter Of The City Of Albuquerque Regarding Minimum Votes For Elected Offices And Runoff Elections (Lewis and Peña)
- Attachments: [P-1](#)
- b. [R-24-47](#) Adopting A Proposition To Be Submitted To The Voters At The Next General Election To Be Held In The City Of Albuquerque Concerning Amendments To Article II Of The Albuquerque City Charter; Providing The Form Of The Question And The Designation Clause For Such Question On The Ballot (Lewis and Peña)
- Attachments: [R-47](#)
[R-47 Approved FA#1 \(6-3-24 CC Meeting\)](#)
[R-47 final draft](#)
- c. [P-24-2](#) Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article V The Charter Regarding The Procedures For Appointment And Removal Of The City Attorney And City Clerk (Lewis and Grout)
- Attachments: [P-2](#)
[P-2 Approved FA#1 \(5-20-24 CC Meeting\)](#)
[P-2 final draft](#)
- d. [R-24-48](#) Adopting A Proposition To Be Submitted To The Voters At The Next General Election To Be Held In The City Of Albuquerque Concerning Amendments To Article V Of The Albuquerque City Charter; Providing The Form Of The Question And The Designation Clause For Such Question On The Ballot (Lewis and Grout)

Attachments: [R-48](#)
[R-48 Approved FA#1 \(6-3-24 CC Meeting\)](#)
[R-48 Approved FA#1 \(5-20-24 CC Meeting\)](#)
[R-48 final draft](#)

- e. [P-24-3](#) Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article V Of The Charter Of The City Of Albuquerque Regarding Procedures For Appointment Of Administrative Officers And Appointment And Removal Of The Chief Of Police And Fire Chief (Lewis and Peña)
- Attachments:** [P-3](#)
[P-3 Approved FA #1 and FA #2 \(5-20-24 CC Meeting\)](#)
[P-3 Approved FA #1 \(6-3-24 CC Meeting\)](#)
[P-3 final draft](#)
- f. [R-24-49](#) Adopting A Proposition To Be Submitted To The Voters At The Next General Election To Be Held In The City Of Albuquerque Concerning Amendments To Article V Of The Albuquerque City Charter; Providing The Form Of The Question And The Designation Clause For Such Question On The Ballot (Lewis and Peña)
- Attachments:** [R-49](#)
[R-49 Approved FA#1 and FA #2 \(5-20-24 CC Meeting\)](#)
[R-49 Approved FA#1, #2, #3 \(6-3-24 CC Meeting\)](#)
[R-49 final draft](#)
- g. [P-24-4](#) Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article XIX Of The Charter Of The City Of Albuquerque Regarding The Procedure To Determine Of Separation Of Powers Issues Under The City Charter (Lewis and Peña)
- Attachments:** [P-4](#)
[P-4 Approved FA#1 \(6-3-24 CC Meeting\)](#)
[P-4 final draft](#)
- h. [R-24-50](#) Adopting A Proposition To Be Submitted To The Voters At The Next General Election To Be Held In The City Of Albuquerque Concerning Amending Article XIX Of The Albuquerque City Charter; Providing The Form Of The Question And The Designation Clause For Such Question On The Ballot (Lewis and Peña)
- Attachments:** [R-50](#)
[R-50 Approved FA#1 and FA#2 \(6-3-24 CC Meeting\)](#)
[R-50 final draft](#)
- *i. [P-24-5](#) Charter Amendment Proposal Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of

- The City Charter Related To City Council Election Cycles (Peña)
Attachments: [P-5](#)
- *j. [R-24-65](#) Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of The City Charter Related To City Council Election Cycles (Peña)
Attachments: [R-65](#)
- *k. [P-24-6](#) Charter Amendment Proposal Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of The Charter Related To City Council Election Cycles (Peña)
Attachments: [P-6](#)
- *l. [R-24-66](#) Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of The Charter Related To City Council Election Cycles (Peña)
Attachments: [R-66](#)
- m. [R-24-58](#) Creating A Task Force To Review The Charter Of The City Of Albuquerque (Rogers, Baca and Fiebelkorn)
Attachments: [R-58](#)
- n. [O-24-13](#) Adopting Citywide Text Amendments To The Integrated Development Ordinance §14-16 For The 2023 IDO Annual Update (Bassan, by request)
Attachments: [O-13](#)
[O-13 IDO 2023 AnnualUpdate Redline](#)
[O-13 EPC Record](#)
[LUPZ Amendment packet](#)
- o. [O-24-11](#) Adopting A Small Area Text Amendment To The Integrated Development Ordinance For The Volcano Heights Urban Center To Allow Drive-Throughs In Mixed-Use Zone Districts (Lewis, by request)
Attachments: [O-11](#)
[O-11 Supporting Documents PR-2018-001843 RZ-2023-00044 VHUC](#)
- p. [O-24-12](#) Adopting A Small Area Text Amendment To The Integrated Development Ordinance For The Northwest Mesa Escarpment View Protection Overlay Zone (VPO-2) Requiring Referrals Of Applications To Tribal Representatives (Fiebelkorn, by request)
Attachments: [O-12](#)
[O-12 EPC Supporting Document](#)
- q. [O-24-17](#) Adopting A Small Area Text Amendment To The Integrated Development Ordinance To Require Development Standards, Including Building Height Stepdowns, Landscape Buffering, Building Design, And Parking Reductions, For Properties Located Adjacent To The Rail Trail (Baca, by

request)

Attachments: [O-17](#)

[O-17 Supporting Documents](#) [PR-2018-001843](#) [RZ-2023-00043](#) [Rail Trail](#)

- *r. [R-24-64](#) Establishing A Three-Month Moratorium On Specific Language In Chapter 14, Article 23 Related To Processes Associated With The Demolition Of Buildings Or Structures To Allow The City Council Time To Consider An Amendment To Rectify Conflicting Language (Bassan, by request)

Attachments: [R-64](#)

15. OTHER BUSINESS: {Reports, Presentations, and Other Items}

ATTENTION: The Council will take a dinner break at approximately 7:00 p.m., unless otherwise decided by the Council.

*IF THE PROPER ACTION IS TAKEN BY THE COUNCIL, THESE ITEMS WILL BE PLACED ON TODAY'S AGENDA FOR FINAL ACTION OR DISCUSSION.

NOTICE TO PERSONS WITH DISABILITIES: If you have a disability and require special assistance to participate in this meeting, please contact the Council Office as soon as possible before the meeting date at 505-768-3100. Those in need of hearing assistance may call 711.

Assistive listening systems are available for all Council meetings. The Vincent E. Griego Chambers is equipped with an audio induction loop. Please switch your hearing aid or cochlear implants to T-coil mode. Alternatively, please request to borrow a headset or neckloop from the staff table at the front of the room.

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