



City of Albuquerque

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

Action Summary

City Council

Council President, Pat Davis, District 6
Vice-President, Diane G. Gibson, District 7

Lan Sena, District 1; Isaac Benton, District 2
Klarissa J. Peña, District 3; Brook Bassan, District 4
Cynthia D. Borrego, District 5; Trudy E. Jones, District 8
Don Harris, District 9

Monday, August 3, 2020

3:00 PM

Via Zoom Video Conference
See Special Procedures below
for viewing this meeting.

TWENTY-FOURTH COUNCIL - FOURTEENTH MEETING

1. ROLL CALL

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

Presentation from the Complete Count Committee regarding the 2020 Census

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

June 29, 2020 Special Meeting

7. COMMUNICATIONS AND INTRODUCTIONS

8. REPORTS OF COMMITTEES

Public Safety Committee - July 16, 2020

Deferrals/Withdrawals

- a. [EC-19-436](#) Tony Sanchez Drive Right of Way Vacation (Project# PR-2019-002296 SD-2019-00072) Willow Wood Homeowner's Association requests Vacation Of Public Right-Of-Way for all or a portion of Tony Sanchez Drive SE located south of Jewel Cave Rd SE and north of Gibson Ave SE, containing approximately .154 acres
- A motion was made by Councilor Harris that the rules be suspended for the purpose of preventing EC-19-436 from expiring and extending its expiration to November 2, 2020 and it be postponed until October 5, 2020. The motion carried by the following vote:**
- For:** 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena
- d. [R-19-178](#) Amending The Adopted Capital Implementation Program Of The City Of Albuquerque By Supplementing Current Appropriations For The Arenal/Crestview Bluff Open Space Land Acquisition (Peña)
- A motion was made by Councilor Peña that the rules be suspended for the purpose of preventing R-19-178 from expiring and extending its expiration to November 2, 2020 and it be postponed until September 9, 2020. The motion carried by the following vote:**
- For:** 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena
- e. [R-19-189](#) C/S Amending The Composition Of The Board Of Housing Commissioners For The Albuquerque Housing Authority (Peña, Benton)
- A motion was made by Councilor Peña that this matter be Postponed to August 17, 2020. The motion carried by the following vote:**
- For:** 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena
- i. [R-20-47](#) Appropriating Funds To Implement Third Phase Of The Transportation Infrastructure Tax, And Amending The Capital Implementation Program Of The City Of Albuquerque By Approving New Projects (Benton, by request)
- A motion was made by Councilor Benton that this matter be Postponed to August 17, 2020. The motion carried by the following vote:**
- For:** 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena
- j. [R-20-67](#) Renaming The Four Hills Park In Four Hills Village To The Barsis-Mickelson Park (Located At Running Water Circle Southeast And Stagecoach Road Southeast) To Honor Edwin Barsis And Roger Mickelson, Two Four Hills Leaders Who Earnestly Championed The Four Hills Neighborhood And The City Of Albuquerque (Harris)
- A motion was made by Councilor Harris that this matter be Postponed to October 5, 2020. The motion carried by the following vote:**

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

- k. [M-20-1](#) Urging The United States Congress To Amend The National Trails System Act To Designate The Route 66 National Historic Trail (Harris, Davis, Peña, Benton)

A motion was made by Councilor Harris that this matter be Postponed to October 5, 2020. The motion carried by the following vote:

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

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

10. GENERAL PUBLIC COMMENTS

11. ANNOUNCEMENTS

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

- a. [AC-20-4](#) Project #2018-001402 SI-2018-00171 VA-2019-00100 VA-2020-00061 VA-2020-00064: Thomas P. Gulley, appeals the decision of the Environmental Planning Commission (EPC) to Approve a Site Plan for all or a portion of Lots 1 through 3, Block 1, Plat of West Bank Estates together with Tract A1, Lands of Suzanne H Poole, and Tracts C-1 and Lot 4-A of Plat of Tracts C-1, C-2 and Lot 4-A, Lands of Suzanne H Poole being a Replat of Tract C, Lands of Suzanne H Poole, Tract C, Annexation Plat Land in Section 25 and 36, T11N R2E, Lot 4, Block 1 West; zoned R-A, located at 5001 Namaste Rd. NW, between LaBienvenida Pl. NW and the Oxbow Open Space, containing approximately 23 acres

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

For: 3 - Bassan, Jones, and Harris

Against: 4 - Benton, Peña, Davis, and Gibson

Recused: 2 - Borrego, and Sena

A motion was made by President Davis that this matter be To Reject the Land Use Hearing Officer Recommendation. The motion failed by the following vote:

For: 4 - Benton, Peña, Davis, and Gibson

Against: 3 - Bassan, Jones, and Harris

Recused: 2 - Borrego, and Sena

This matter will have a full hearing on August 17, 2020.

- b. [AC-20-5](#) Project #2018-001402 SI-2018-00171 VA-2019-00100 VA-2020-00061 VA-2020-00064: AC-20-5- Project #2018-001402 SI-2018-00171 VA-2019-00103 VA-2020-00061 VA-2020-00064: Hessel Yntema III, Yntema Law Firm P.A, agent for the Taylor Ranch Neighborhood Association, eight other associations, and six other property owners and interested parties, appeals the decision of the Environmental Planning Commission (EPC) to approve a Site Plan for all or a portion of Lots 1 through 3, Block 1, Plat of West Bank Estates together with Tract A1, Lands of Suzanne H Poole, and Tracts C-1 and Lot 4-A of Plat of Tracts C-1, C-2 and Lot 4-A, Lands of Suzanne H Poole being a Replat of Tract C, Lands of Suzanne H Poole, Tract C, Annexation Plat Land in Section 25 and 36, T11N R2E, Lot 4, Block 1 West; zoned R-A, located at 5001 Namaste Rd. NW, between La Bienvenida Pl. NW and the Oxbow Open Space, containing approximately 23 acres

This matter will have a full hearing on August 17, 2020.

- c. [AC-20-1](#) Project #2018-001402, SI-2018-00171, VA-2020-00004: Hessel Yntema III, Yntema Law Firm P.A, Agent for Taylor Ranch Neighborhood Association, and property owners appeal the April 22, 2019 declaratory ruling that a single site plan may show multiple project sites and that each proposed Dwelling, Cluster Development shall meet the requirements established by Integrated Development Ordinance §14-16-4-3(B)(2).

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

For: 7 - Benton, Peña, Bassan, Davis, Gibson, Jones, and Harris

Recused: 2 - Borrego, and Sena

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

14. FINAL ACTIONS

- a. [O-19-72](#) Amending §14-20, The “Dilapidated Commercial Buildings And Properties Ordinance” To Implement Permanent Procedures Following The Conclusion Of A 24-Month Pilot Project (Harris)

A motion was made by Councilor Harris that the rules be suspended for the purpose of preventing O-19-72 from expiring and extending its expiration to February 1, 2021 and it be postponed until September 9, 2020. The motion carried by the following vote:

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

- b. [O-20-6](#) Designating The Main Library Located At 501 Copper Avenue NW As A

City Landmark (Benton)

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

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

c. [O-20-12](#)

Adopting A Uniform Administrative Code And Technical Codes Prescribing Minimum Standards Regulating The Construction, Alteration, Moving, Repair And Use And Occupancies Of Buildings And Structures And Building Service Equipment And Installations Including Plumbing, Swimming Pools, Electrical, Mechanical, Signs, Solar, Energy Conservation, Building Conservation And The Abatement Of Dangerous Buildings Within The City Of Albuquerque; Providing For The Issuance Of Permits And Collecting Fees Therefore; Repealing Chapter 14, Article 1, ROA 1994, The Present Uniform Administrative Code And Technical Codes Including The Building Code, The Plumbing Code, The Swimming Pool Code, The Mechanical Code, The Solar Energy Code, The Electrical Code, Providing For Penalties For Violation Of The Code (Jones, by request)

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

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

Excused: 1 - Harris

A motion was made by Councilor Peña that this matter be Postponed as Amended to September 9, 2020. The motion failed by the following vote:

For: 3 - Peña, Bassan, and Jones

Against: 5 - Benton, Borrego, Davis, Gibson, and Sena

Excused: 1 - Harris

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

For: 6 - Benton, Peña, Borrego, Davis, Gibson, and Sena

Against: 2 - Bassan, and Jones

Excused: 1 - Harris

f. [R-19-216](#)

A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 615 Arno St SE 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 Passed. The motion carried by the following vote:

For: 7 - Benton, Bassan, Borrego, Davis, Gibson, Jones, and Sena

Against: 1 - Peña

Excused: 1 - Harris

g. [R-19-217](#)

A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 318 Mesilla St NE 87108 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 (Davis, by request)

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

For: 7 - Benton, Bassan, Borrego, Davis, Gibson, Jones, and Sena

Against: 1 - Peña

Excused: 1 - Harris

h. [R-20-28](#)

Adopting The Silver Avenue Bike Boulevard Review, Making The Recommendations Within The Plan Policy Priorities For The Silver Avenue Bike Boulevard Between Yale Boulevard And The Paseo Del Bosque Trail (Benton)

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

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

Excused: 1 - Harris

***i.** [R-20-77](#)

Amending Appropriations For The Coronavirus Support And Recovery Program (Sena, Gibson)

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

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

Excused: 1 - Harris

***m.** [R-20-78](#)

Approving Fiscal Year 2021 Appropriations To Provide For Outdoor Dining And Outdoor Retail Grants To Local Businesses During The Public Health Emergency (Borrego, Gibson)

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

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

Excused: 1 - Harris

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

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

Excused: 1 - Harris

*p. [R-20-87](#)

Directing The Administration To Expand The “Active Streets Initiative” Established By R-20-59 In Order To Also Facilitate Safe, Socially-Distanced Outdoor Commercial Food And Beverage Service Opportunities On Certain Streets During The Present Public Health Emergency; Approving The Use Of Cares Act Funding For Related Costs (Benton)

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

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

Excused: 1 - Harris

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

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

Excused: 1 - Harris

*n. [R-20-80](#)

Establishing A Community Based Process To Find Solutions For The La Jornada Installation (Peña)

A motion was made by Councilor Borrego that this matter be Postponed to September 9, 2020. The motion carried by the following vote:

For: 5 - Bassan, Borrego, Davis, Gibson, and Jones

Against: 3 - Benton, Peña, and Sena

Excused: 1 - Harris