



# City of Albuquerque

## Agenda City Council

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

*Council President, Ken Sanchez, District 1  
Vice-President, Trudy E. Jones, District 8*

*Isaac Benton, District 2; Klarissa J. Peña, District 3  
Brad Winter, District 4; Dan Lewis, District 5  
Rey Garduño, District 6; Diane G. Gibson, District 7  
Don Harris, District 9*

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Monday, April 21, 2014

5:00 PM

Vincent E. Griego Chambers  
One Civic Plaza  
Albuquerque/Bernalillo County  
Government Center

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### TWENTY-FIRST COUNCIL - TENTH MEETING

1. **ROLL CALL**

2. **MOMENT OF SILENCE**

Pledge of Allegiance - Trudy E. Jones, Vice-President, District 8

3. **PROCLAMATIONS & PRESENTATIONS**

4. **ECONOMIC DEVELOPMENT DISCUSSION**

5. **ADMINISTRATION QUESTION & ANSWER PERIOD**

6. **APPROVAL OF JOURNAL**

April 7, 2014

7. **COMMUNICATIONS AND INTRODUCTIONS**

8. **REPORTS OF COMMITTEES**

Internal Operations Committee - April 7, 2014

Land Use, Planning & Zoning Committee - April 16, 2014

**9. GENERAL PUBLIC COMMENTS****10. ANNOUNCEMENTS****11. CONSENT AGENDA: {Items may be removed at the request of any Councilor}**

- a. [EC-14-26](#) FY14 Goal #1 Priority Objective #3 Status Report  
*Attachments:* [EC-26](#)
- b. [EC-14-28](#) FY14 Priority Objective Report: Public Safety Goal 2, Objective 5 - Enhanced Methods of Communication, 2nd Qtr Report  
*Attachments:* [EC-28](#)
- c. [EC-14-30](#) FY14 Priority Objective Report: Public Safety Goal 2, Objective 1 - Select and Acquire a Larger DWI Seizure Lot  
*Attachments:* [EC-30](#)
- d. [EC-14-31](#) FY14 Priority Objective Report: Public Safety Goal 2, Objective 7 - Deployment of New Technology, 2nd Qtr Report  
*Attachments:* [EC-31](#)
- e. [EC-14-32](#) FY13 Priority Objective Report: Goal 8, Objective 1 - Applicant Tracking System  
*Attachments:* [EC-32](#)
- f. [EC-14-59](#) Mayor's Reappointment of Dr. Erik K. Webb to the Water Protection Advisory Board  
*Attachments:* [EC-59](#)
- g. [EC-14-60](#) Mayor's Reappointment of Mr. Tyler Ashton to the Greater Albuquerque Recreational Trails Committee  
*Attachments:* [EC-60](#)
- h. [EC-14-61](#) Mayor's Appointment of Mr. Frank Roth to the Indicators Progress Commission  
*Attachments:* [EC-61](#)
- i. [EC-14-62](#) Mayor's Reappointment of Dr. Elizabeth H. Richards to the Water Protection Advisory Board  
*Attachments:* [EC-62](#)
- j. [EC-14-63](#) Mayor's Appointment of Mr. K. Lee Peifer to the Personnel Board  
*Attachments:* [EC-63](#)
- k. [EC-14-64](#) Mayor's Reappointment of Ms. Roxanne A Turley to the Parks and

## Recreation Advisory Board

Attachments: [EC-64](#)

- \*l. [EC-14-65](#) Mayor's Appointment of Mr. Victor E. Beserra to the Environmental Planning Commission  
Attachments: [EC-65](#)
- m. [EC-14-66](#) Mayor's Recommendation of Morrow Reardon Wilkinson Miller, Ltd. For Landscape Architectural Consultants for Citywide On-Call Landscape Architectural Services  
Attachments: [EC-66](#)
- \*n. [EC-14-67](#) Mayor's Appointment of Mr. Derek R. Bohannon to the Environmental Planning Commission  
Attachments: [EC-67](#)

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

- a. [AC-13-8](#) (Project# 1009548-13BOA-20021/13ZHE-80398) Cadigan Law Firm, agent for Jonathan Pohl, Appeals the Zoning Board of Appeals Request to Deny the Appeal, Thereby Upholding the Zoning Hearing Examiner's Denial of a Special Exception to Section 14-16-2-16(B)(6) and Page 4, Paragraph B1 of the Huning Highland Sector Development Plan: a Conditional Use for an Existing Drive Thru for Lot 11, Block 22, Huning Highlands Addn, Zoned SU-2 CRZ, Located at 501 Central Ave NE  
Attachments: [AC-13-8 Part1](#)  
[AC-13-8 Part2](#)
- b. [AC-14-1](#) Timothy V. Flynn-O'Brien, Esq., Agent For Wells Fargo Bank, Trustee For Betty Higgins (Owner), Appeals The January 24, 2014, Declaratory Ruling Issued By The Code Compliance Manager, Brennon Williams, Regarding The Expiration Period For Nonconforming Uses  
Attachments: [AC-14-1](#)

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

- a. [EC-14-29](#) FY14 Priority Objective Report: Public Safety Goal 2, Objective 2 - Real Time Crime Center Analytics, 2nd Qtr Report  
Attachments: [EC-29](#)

**14. FINAL ACTIONS**

- a. [O-13-58](#) Amending Section 13-12-5 ROA 1994 To Establish A Criminal Penalty For The Violation Of The Albuquerque Minimum Wage Ordinance, And To Clarify The Enforcement And Implementation Of The Minimum Wage Ordinance (Sanchez)  
Attachments: [O-58](#)

- b. [O-13-63](#) Amending Chapter 14, Article 16, Part 4, Section 4(A)(2) ROA 1994 To Remove The Exception In The Appeals Process That Requires Zone Map Amendments To Be Heard Only By The City Council And Not By The Land Use Hearing Officer (Jones)  
Attachments: [O-63](#)  
[O-63 EPC Record](#)
- c. [O-14-8](#) Authorizing The Issuance And Sale Of \$69,380,000 City Of Albuquerque, New Mexico General Obligation Bonds, Consisting Of \$59,279,000 General Purpose General Obligation Bonds, Series 2014A And \$10,101,000 General Obligation Storm Sewer Bonds, Series 2014B, Authorized At An Election Of The City Held On October 8, 2013 To Finance Projects Relating To Public Safety, Citizens' Centers, Parks And Recreation, Facilities And Equipment, Library, Public Transportation, Affordable Housing, Zoo, Biological Park And Museum Facilities, Storm Sewers, And Streets (Garduño)  
Attachments: [O-8](#)
- d. [O-14-12](#) Amending Chapter 6, Article 9, ROA 1994, Regarding Public Improvement Districts, To Provide For The Establishment Of Candidate Election Policies And Procedures For Public Improvement Districts Located Within The City (Lewis, by request)  
Attachments: [O-12](#)  
  
*[The intent is to postpone this matter to the May 19, 2014 Council meeting.]*
- e. [R-13-236](#) Amending The Downtown 2010 Sector Development Plan For An Approximately 3,550 Acre Area, Which Is Generally Located South Of Marble/Slate Streets, North Of Coal Avenue, East Of 10th/9th/7th Streets, And West Of The Rail Road/Broadway Boulevard (Benton, by request)  
Attachments: [R-236 Resolution Only](#)  
[R-236 EPC Record](#)  
  
*[The intent is to postpone this matter to the May 19, 2014 Council meeting.]*
- f. [R-13-1](#) A Residential Substandard Dwelling, Or Structure In Need Of Abatement At 1620 6th St 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 (Benton, by request)  
Attachments: [R-1](#)  
  
*[The intent is to postpone this matter to the May 5, 2014 Council meeting.]*
- g. [R-13-2](#) F/S Creating A Task Force To Review The Charter Of The City Of Albuquerque And Make Recommendations On Certain Potential Revisions; And Adopting A Proposition To Be Submitted To The Voters On The Sooner Of The Next City-Wide Special Election, Or The General Election Ballot Of November 4, 2014, That Amends Article III, Section 3

Of The Charter Of The City Of Albuquerque, Concerning Direct Legislation By Voter Initiative To Create A Ballot Initiative Review Committee To Review Proposed Measures For Constitutional Or Other Legal Defects; Specifying That Proposed Measures Shall Be Submitted To The City's Electors Only At General Or Regular Municipal Elections (Sanchez, Winter)

**Attachments:** [R-2](#)  
[R-2cs](#)  
[R-2fs](#)

*[The intent is to postpone this matter to the May 5, 2014 Council meeting.]*

- h. [R-14-30](#) Amending The Nob Hill Highland Sector Development Plan To Add A Demolition Review Process For Certain Structures; Add An Approval Procedure For New Structures That Cannot Meet Plan Standards; Clarify The Measurement Of The Building Façades; Increase Front Setbacks For Commercial Zones; Amend Building Height And Stepback Regulations; Clarify And Amend Off-Street Parking Requirements; And Clarify Regulations For Walls And Carports In The Historic Residential Zones (Garduño, by request)

**Attachments:** [R-30](#)  
[R-30 EPC Record](#)

- i. [R-14-34](#) Establishing That The City Council Intends To Review The Downtown Albuquerque Business Improvement District At Its Next Opportunity To Consider Changes To Its Structure And Management Committee (Lewis)

**Attachments:** [R-34](#)

- j. [R-14-39](#) Amending The City Of Albuquerque Code Of Resolutions Sections Pertaining To The Consumption Of Alcohol In City Parks, Recreational Facilities And Open Space Lands (Winter)

**Attachments:** [R-39](#)

- k. [P-14-1](#) To Be Submitted To The Voters On The General Election Ballot Of November 4, 2014, Amending Article V, Section 4 Of The Charter Of The City Of Albuquerque, Concerning The Duties Of The Mayor; Specifying That The Appointment Of The Chief Of Police And Fire Chief Will Require The Advice And Consent Of The City Council (Sanchez, Winter)

**Attachments:** [P-1](#)

*[The intent is to postpone this matter to the May 5, 2014 Council meeting.]*

- l. [OC-14-1](#) Adopting a Statement of the Issue for filing with the City Clerk Pursuant to the Intragovernmental Conference Committee Article; Appointing a member to the Intragovernmental Conference Committee; Appointing the Council's designee for presentation to the Intragovernmental Conference Committee

Attachments: [OC-1](#)

- m. [M-14-2](#) Requesting Tesla Motors To Select Albuquerque New Mexico As The Location For The Company's Lithium-Ion Battery Manufacturing Facility (Sanchez)

Attachments: [M-2](#)

- n. [M-14-4](#) Calling For Fair Representation And Use Of Responsible Speech Toward Marginalized Groups In The Media Including Television, Print, Radio, Cable, Internet, Billboards, And Other Forms Of Media (Garduño)

Attachments: [M-4](#)

- \*o. [R-14-46](#) Evaluating And Updating The Comprehensive Plan Vision For Growth And Development In The City Of Albuquerque; Revising Land Use, Transportation, And Development Regulations To Implement The Comprehensive Plan Vision (Jones, Benton)

Attachments: [R-46](#)

- \*p. [R-14-54](#) Appropriating El Encanto Funds Within The Housing And Neighborhood Economic Development Fund And Designating Certain Projects Within The Barelás Neighborhood (Benton)

Attachments: [R-54](#)

## 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.

ANY PERSON WISHING TO ADDRESS THE COUNCIL DURING "GENERAL PUBLIC COMMENTS" MUST REGISTER WITH THE CLERK OF THE COUNCIL BY 5:30 P.M. (DEPENDING UPON THE NUMBER OF PERSONS SIGNED UP TO SPEAK, COMMENTS WILL BE LIMITED TO TWO MINUTES OR LESS.)

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 768-3100 or by the TTY at 1-800-659-8331.

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