



# City of Albuquerque

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

## Agenda City Council

*Council President, Ken Sanchez, District 1*  
*Vice-President, Don Harris, District 9*

*Isaac Benton, District 2; Klarissa J. Peña, District 3*  
*Brad Winter, District 4; Cynthia D. Borrego, District 5*  
*Patrick Davis, District 6; Diane G. Gibson, District 7*  
*Trudy E. Jones, District 8*

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Monday, November 5, 2018

5:00 PM

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

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### TWENTY-THIRD COUNCIL - TWENTY-SECOND MEETING

1. **ROLL CALL**
2. **MOMENT OF SILENCE**  
  
Pledge of Allegiance - Diane G. Gibson, Councilor, District 7
3. **PROCLAMATIONS & PRESENTATIONS**
4. **ECONOMIC DEVELOPMENT DISCUSSION**
5. **ADMINISTRATION QUESTION & ANSWER PERIOD**
6. **APPROVAL OF JOURNAL**  
  
October 15, 2018  
October 18, 2018 Special Meeting
7. **COMMUNICATIONS AND INTRODUCTIONS**
8. **REPORTS OF COMMITTEES**
9. **CONSENT AGENDA: {Items may be removed at the request of any Councilor}**

- a. [EC-18-231](#) Lodgers' Tax Advisory Board Quarterly Reporting - FY'18 Program Highlights & Recommendations  
*Attachments:* [EC-231](#)
- b. [EC-18-234](#) Early Head Start Quarterly Report for April, May and June 2018  
*Attachments:* [EC-234](#)
- c. [EC-18-239](#) Bethel Avenue SE Vacation (Project# PR-2018-001459 / SD-2018-00068) DAC Enterprises agents for Peter Gineris c/o Cornerstone Capital requests Vacation Of Public Right-Of-Way for all or a portion of Lots A-F and Lots 1-5, Kirkland Addition Unit 3, zoned R-ML, located on Bethel Ave SE between Mulberry St. SE and Kirtland Park, containing approximately 2.0 acres  
*Attachments:* [EC-239](#)
- d. [EC-18-244](#) Mayor's Appointment of Mrs. Barbara Carmona-Young to the Senior Affairs Advisory Council  
*Attachments:* [EC-244](#)
- e. [EC-18-245](#) Mayor's Appointment of Ms. Brandi Stone to the ABQ Volunteers Advisory Board  
*Attachments:* [EC-245](#)
- f. [EC-18-246](#) Mayor's Appointment of Ms. Joie Glenn to the Senior Affairs Advisory Council  
*Attachments:* [EC-246](#)
- g. [EC-18-247](#) Mayor's Appointment of Mr. William A. Moore to the Transit Advisory Board  
*Attachments:* [EC-247](#)
- h. [R-18-73](#) Approving And Authorizing The Acceptance Of Grant Funds Based On Applications For Federal And State Assistance For The Senior Corps Programs Including The Foster Grandparent Program (FGP), The Retired And Senior Volunteer Program (RSVP), And The Senior Companion Program (SCP), With The Corporation For National And Community Service (CNCS) And The New Mexico Aging And Long Term Services Department (ALTSD) And Providing For An Appropriation To The Department Of Senior Affairs In Fiscal Year 2019 (Jones, by request)  
*Attachments:* [R-73](#)
- i. [R-18-88](#) Approving The Appointment Of A Director To Fill A Vacancy On The Governing Body Of The Saltillo Public Improvement District Caused By The Resignation Of A Certain Director Pursuant To The Public Improvement District Act, NMSA 1978, Sections 5-11-1 Through 27 NMSA, As Amended, City Enactment No. O-2003-12, City Enactment No.

R-2007-150, And Repealing All Actions Inconsistent With This Resolution  
(Borrego)

Attachments: [R-88](#)

## 10. GENERAL PUBLIC COMMENTS

Any person wishing to address the Council during “General Public Comments” must register with Council Staff. Council Staff will begin accepting sign-ups promptly at 4:30 pm and sign-ups will close promptly at 5:30 pm.

The first 30 persons to sign-up will be permitted to speak under General Public Comment. Speakers beyond the first 30 must notify Council Staff of their preference to either provide general public comments at the end of the meeting under Other Business or to speak under General Public Comment at the next regular Council meeting. Speakers who choose to provide general public comment at the subsequent meeting will be placed at the top of the list.

As an alternative to providing general public comment, individuals are encouraged to sign up to speak on specific bills on the agenda, with a maximum of two agenda items. Individuals speaking on specific agenda items must keep their comments germane to that bill.

## 11. ANNOUNCEMENTS

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

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

- a. [EC-18-227](#) Mayor's Recommendation of Souder Miller and Associates for City Wide, On-Call Surveying Services  
Attachments: [EC-227](#)
- b. [EC-18-228](#) Mayor's Recommendation of Lee Gamelsky Architect for Architectural Design and Construction of a Computer “Mirror” Facility at the Albuquerque International Sunport  
Attachments: [EC-228](#)
- c. [EC-18-243](#) Development Agreement with HopeWorks and YES Housing, Inc. (Co-Developers) Utilizing Four Million Dollars (\$4,000,000) (\$2,000,000 City Affordable Housing Funds and \$2,000,000 Bernalillo County Funds) for the construction of Hope Village, a 42-Unit Single Site Permanent Supportive Housing Development Project in the Wells Park Neighborhood  
Attachments: [EC-243](#)

## 14. FINAL ACTIONS

- a. [O-17-50](#) C/S(3) Amending The City Of Albuquerque Code Of Ordinances Article 6

In Chapter 13 ROA 1994, The "Pawnbroker Ordinance" (Gibson)

**Attachments:** [O-50.pdf](#)

[O-50 Approved Committee Substitute.pdf](#)

[O-50 Approved Committee Substitute 2.pdf](#)

[O-50 Approved Committee Substitute 3.pdf](#)

*[The intent is to defer O-17-50 to the January 7, 2019 Council meeting.]*

- b. [O-18-3](#) Amending The Municipal Solid Waste Collections And Disposal Rate Table To Incorporate Residential Rate Decreases In The Rate Appendix (Winter)  
**Attachments:** [O-3](#)
- c. [O-18-18](#) C/S Amending Sections 9-8-28 And 9-8-99 ROA 1994, And Section 8-2-1-60 ROA 1994 To Add Or Increase The Amount Of A Fine Associated With A Littering Offense And To Incorporate Civil Penalties And Procedures (Borrego)  
**Attachments:** [O-18](#)  
[O-18 Approved Committee Substitute.pdf](#)
- d. [O-18-21](#) C/S Amending The Uniform Housing Code, Sections 14-3-1-1 Through 14-3-5-99 ROA 1994, Relating To Minimum Dwelling Safety And Sanitation Standards, Identification Of Hazardous Dwelling Conditions, Nuisance Abatement, Administration And Enforcement (Gibson)  
**Attachments:** [O-21](#)  
[O-21 Approved Committee Substitute.pdf](#)
- e. [O-18-27](#) C/S Adopting Small Wireless Facilities Regulations To Authorize And Regulate Certain Small Wireless Facilities Installations Within City Rights Of Ways Or On City-Owned Utility Poles (Davis, Jones, Peña, Sanchez)  
**Attachments:** [O-27.pdf](#)  
[O-27 Approved Committee Substitute.pdf](#)
- f. [O-18-28](#) Repealing The Cruising On Public Streets Ordinance (§ 8-2-1) (Peña)  
**Attachments:** [O-28.pdf](#)
- g. [R-18-66](#) Directing The Cultural Services Department To Develop A Special Interest Vehicle Club Recognition Program (Peña)  
**Attachments:** [R-66.pdf](#)
- h. [R-18-74](#) Declaring The Intent Of The City Council Of The City Of Albuquerque, New Mexico, To Hold A Hearing To Consider The Formation Of Renewable Energy Financing District For The Purpose Of Encouraging, Accommodating And Financing Renewable Energy Improvements To Commercial Properties Within The District, And To Consider For Adoption An Ordinance Approving Such Formation; And Directing The Publication In

A Newspaper Of General Circulation Within The City Of A Notice Of Public Hearing To Consider The Adoption Of An Ordinance Approving The Formation Of The District (Davis)

**Attachments:** [R-74](#)

- i. [O-18-32](#) Approving The Formation Of The Albuquerque Renewable Energy Financing District Pursuant To The Renewable Energy Financing District Act, NMSA (1978) § 5-18-1 Et Seq; Determining The Method Of Including Commercial Real Property Within The District And The Purposes For Which The District Is Formed; Approving The Manner Of Collection Of A Renewable Energy Improvement Assessment To Be Imposed Upon Real Property Included In The District; Providing For Governance Of The District; Providing For The Inclusion Of Real Property Within The District By Subsequent Resolutions; And Related Matters (Davis)

**Attachments:** [O-32](#)

- j. [O-18-34](#) Amending The Official Zone Map From R-1D To R-1B For All Or A Portion Of Tract C Correction Plat Of Valle Prado Unit 3 And Tract 6 Bulk Land Plat Of The Trails Unit 3A; And To Maintain R-1D Within 200 Feet From The Petroglyph National Monument And From R-1D To R-1B For The Remainder Of Tract 2 Bulk Land Plat Of The Trails Unit 3A And Tract H Plat Of Durango Unit 1 (Borrego, by request)

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

- k. [O-18-35](#) Relating To The Redevelopment, Leasing And Sale Of A Metropolitan Redevelopment Project And The Issuance Of Metropolitan Redevelopment Revenue Bonds Payable From Rental Payments Therefor; Approving The Metropolitan Redevelopment Application Entitled "Broadstone Northpoint Metropolitan Redevelopment Bond Application"; Authorizing The Acquisition Of Land And Existing Improvements And Construction Of A Building Within The Coronado Metropolitan Redevelopment Area; Authorizing The Disposition By Lease And Sale Of The City's Interest In Such Project To Broadstone Northpoint, LLC, Its Successors And Assigns; Authorizing The Issuance And Sale Of The City Of Albuquerque, New Mexico Metropolitan Redevelopment Revenue Bonds (Broadstone Northpoint Project) Series 2018 In The Maximum Principal Amount Of \$35,700,000 To Provide Funds To Finance A Portion Of The Costs Of The Construction Of The Project; Authorizing The Execution And Delivery Of An Indenture, Lease Agreement, Bond Purchase Agreement, The Bonds, And Other Documents In Connection With The Issuance Of The Bonds And The Project (Winter, by request)

**Attachments:** [O-35](#)

- l. [O-18-38](#) F/S Amending Article XII, Section 2 Of The City Charter, And Amending Article XIII, Sections 2, 4, 9, And 10 Of The City Charter (Sanchez, Jones)

**Attachments:** [O-38](#)  
[O-38 Approved Floor Substitute.pdf](#)

- m. [O-18-39](#) Amending The City Of Albuquerque Charter, Chapter 2, Article 4, Part 5, ROA 1994, And Chapter 2, Article 4, Part 8, ROA 1994 To Opt In To Local Elections (Sanchez)

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

- n. [O-18-40](#) Amending Chapter 2, Article 4, Part 13, ROA 1994, The Filing Of Petitions Ordinance, And Amending Chapter 2, Article 4, ROA 1994, To Add The Maintenance Of Campaign In Off Years Ordinance (Sanchez)

**Attachments:** [O-40](#)

*[The intent is to defer O-18-40 to the February 4, 2019 Council meeting.]*

- o. [P-18-1](#) Adopting Propositions To Be Submitted To The Voters At The Next Special Local Election, Proposing To Amend Article XVI Of The Albuquerque City Charter Concerning Public Financing And To Amend Article VI Of The Albuquerque City Charter Concerning Charter Amendments (Sanchez)

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

- p. [R-18-83](#) Concerning A Special Municipal Election To Be Held In The City Of Albuquerque On February 5, 2019; Submitting To A Vote Of The Qualified, Registered Electors At Such Special Municipal Election Questions Amending Article II, Sections 2 And 3; Article IV, Section 4; Article V, Section 2; Article VI, Section 4; Article VIII, Section 14 And Article XVI, Sections 3, 4, 6, 7, 8, 12, 15, 19, 20 And 21, Of The Albuquerque City Charter; And Adding Section 22 To Article XVI Of The Albuquerque City Charter; Providing The Form Of The Questions And The Designation Clause For Such Questions On The Ballot; Prescribing Other Details In Connection With Such Special Municipal Election (Sanchez)

**Attachments:** [R-83](#)

- q. [O-18-42](#) Authorizing The Issue And Sale Of \$1,569,000 City Of Albuquerque, New Mexico Short-Term Lodgers' Tax Improvement Revenue Bonds, Taxable Series 2018 For The Purpose Of Designing, Developing, Constructing, Reconstructing, Rehabilitating, Renovating, Modernizing, Enhancing And Otherwise Improving (I) The City's Civic Plaza And (II) Isotopes Park; Providing For The Payment Of The Series 2018 Bonds From Certain Lodgers' Tax Revenues; Providing For The Collection Of Certain Lodgers' Taxes; Providing For The Terms And Other Details Concerning The Series 2018 Bonds; Providing For Certain Documents Pertaining To The Series 2018 Bonds; Authorizing The Sale Of The Series 2018 Bonds To The State Of New Mexico; Prescribing Other Details In Connection With The Series 2018 Bonds And The Payment Thereof; And Ratifying Prior Action Taken In Connection Therewith (Sanchez, by request)

**Attachments:** [O-42](#)

- r. [R-18-82](#) Directing The Planning Department To Collaborate With The City Council Office And Other Local And State Government Agencies To Convene A Micro-Enterprise Development Fair (Peña)

**Attachments:** [R-82](#)

## 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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