



# City of Albuquerque

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

## Agenda City Council

*Council President, Klarissa J. Peña, District 3  
Vice-President, Cynthia D. Borrego, District 5*

*Ken Sanchez, District 1; Isaac Benton, District 2  
Brad Winter, District 4; Patrick Davis, District 6  
Diane G. Gibson, District 7; Trudy E. Jones, District 8  
Don Harris, District 9*

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Monday, August 5, 2019

5:00 PM

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

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### TWENTY-THIRD COUNCIL - FORTIETH 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**  
  
June 17, 2019
7. **COMMUNICATIONS AND INTRODUCTIONS**
8. **REPORTS OF COMMITTEES**
9. **CONSENT AGENDA: {Items may be removed at the request of any Councilor}**
  - a. [EC-19-348](#) Declaring the SE corner of Tower and 97th Street Not Essential for

## Municipal Purposes

**Attachments:** [EC-348](#)

*[Withdrawn by Administration]*

- b. [EC-19-377](#) Reporting of expenditures by the Albuquerque Police Department related to the implementation of the Court Approved Settlement Agreement (CASA) - Second Quarter Fiscal Year 2019  
**Attachments:** [EC-377](#)
- c. [EC-19-417](#) Mayor's Appointment of Mr. James Souter to the Metropolitan Parks & Recreation Advisory Board  
**Attachments:** [EC-417](#)
- d. [EC-19-418](#) Mayor's Appointment of Mrs. Karla K. Degroft to the Municipal Golf Advisory Board  
**Attachments:** [EC-418](#)
- e. [EC-19-419](#) Mayor's Appointment of Mr. David W. Arms to the Para Transit Advisory Board  
**Attachments:** [EC-419](#)
- f. [EC-19-420](#) Mayor's Appointment of Ms. Guillermina Osoria to the Area Agency on Aging/Older Americans Act Advisory Council  
**Attachments:** [EC-420](#)
- g. [EC-19-421](#) Mayor's Reappointment of Mr. Adam Silverman to the Biological Park Board  
**Attachments:** [EC-421](#)
- h. [EC-19-422](#) Mayor's Appointment of Ms. Cathryn McGill to the Bernalillo County/Albuquerque Census 2020 Complete Count Committee  
**Attachments:** [EC-422](#)
- i. [EC-19-423](#) Mayor's Appointment of Mr. Christopher B. MacQueen to the Arts Board  
**Attachments:** [EC-423](#)
- j. [EC-19-425](#) Mayor's Appointment of Mr. Mark J. Holmen to the Municipal Golf Advisory Board  
**Attachments:** [EC-425](#)
- \*k. [EC-19-437](#) Lease Agreement between the City of Albuquerque, a New Mexico municipal corporation, and The Savila Collaborative d.b.a. Centro Savila, a New Mexico nonprofit corporation  
**Attachments:** [EC-437](#)
- l. [OC-19-28](#) 2017 CPOA Annual Report

**Attachments:** [OC-28](#)

- \*m. [OC-19-32](#) Clerk's Certification of Council Candidates' Nominating Petitions

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

## 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}

- a. [AC-19-6](#) Project #2018-001402/SI-2018-00171/VA-2019-00103: Thomas P. Gulley and Hessel Yntema III, Yntema Law Firm P.A., Agent for Taylor Ranch Neighborhood Association and surrounding property owners, appeal the decision of the Environmental Planning Commission (EPC) to approve a Site Plan-EPC 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 Road NW, between La Bienvenida Place NW and the Oxbow Open Space, containing approximately 23 acres

**Attachments:** [AC-19-6](#)

- b. [AC-19-7](#) Project #2018-001402/SI-2018-00171/VA-2019-00103: Thomas P. Gulley and Hessel Yntema III, Yntema Law Firm P.A., Agent for Taylor Ranch Neighborhood Association and surrounding property owners, appeal the decision of the Environmental Planning Commission (EPC) to approve a Site Plan-EPC 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 Road NW, between La Bienvenida Place NW and the Oxbow Open Space, containing approximately 23 acres

**Attachments:** [AC-19-7](#)

- c. [AC-19-9](#) PR-2019-002184 VA-2019-00086 VA-2019-00176: Oso Grande Neighborhood Association, appeals the Zoning Hearing Examiner's (ZHE's) decision to approve a conditional use to allow self-storage for Lot G1, Academy Place, located at 4909 Juan Tabo Blvd NE, zoned MX-L
- Attachments:** [AC-19-9.pdf](#)
- d. [AC-19-10](#) PR-2019-002175 VA-2019-00075 VA-2019-00177: JAG Planning & Zoning, Agent for Pamela L. Wiley, appeals the Zoning Hearing Examiner's (ZHE's) decision to approve a variance of 5 ft to the required 5 ft side yard setback ("Application") upon the real property located at 6140 Full Moon Ave NW
- Attachments:** [AC-19-10.pdf](#)

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

- a. [EC-19-383](#) Report on Uses of 3/8ths Hold Harmless Gross Receipts Tax - FY2019 2nd Quarter
- Attachments:** [EC-383.pdf](#)

### 14. FINAL ACTIONS

- a. [R-18-79](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 113 Eubank Blvd NE 87123 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)
- Attachments:** [R-79](#)
- [The intent is to defer R-18-79 to the August 19, 2019 Council meeting.]*
- b. [R-19-152](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 516 Kentucky St SE 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)
- Attachments:** [R-152](#)
- [The intent is to defer R-19-152 to the August 19, 2019 Council meeting.]*
- c. [R-19-153](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At

247 Espanola 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)

**Attachments:** [R-153](#)

*[The intent is to defer R-19-153 to the August 19, 2019 Council meeting.]*

- d. [R-19-155](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 600 Dallas 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)

**Attachments:** [R-155](#)

*[The intent is to defer R-19-155 to the August 19, 2019 Council meeting.]*

- e. [R-19-156](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 8400 Chico Rd 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)

**Attachments:** [R-156](#)

*[The intent is to defer R-19-156 to the August 19, 2019 Council meeting.]*

- f. [O-19-67](#) Amending Article VI, Section 4 And Article XVI, Sections 3, 6, 7, 12, And 20 Of The Charter, 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 Limitations On Seed Money And Maintenance Of Campaign In Off Years Ordinances (Sanchez, by request)

**Attachments:** [O-67.pdf](#)

- g. [R-19-160](#) Adopting A Proposition To Be Submitted To The Voters At The Next Municipal Election Concerning The Renewal Of A Quarter Of One Percent Transportation Infrastructure Gross Receipts Tax (Sanchez and Benton, by request)

**Attachments:** [R-160](#)

- h. [R-19-164](#) Concerning A Bond Election To Be Held In The City Of Albuquerque At The Next Regular Local Election On November 5, 2019; Submitting To A Vote Of The Qualified Electors At Such Regular Local Election Certain Questions For Authorizing The Issuance Of General Obligation Bonds In Varying Principal Amounts And For Specified Public Purposes And, Providing The Form Of The Bond Questions And The Designation Clause For Such Questions On The Ballot; Prescribing Other Details In Connection With Such Bond Election And Bonds; And Ratifying Action Previously Taken In Connection Therewith (Sanchez, by request)

**Attachments:** [R-164.pdf](#)

- i. [R-19-165](#) Adopting Propositions To Be Submitted To The Voters At The Next Local Election To Be Held In The City Of Albuquerque Concerning Questions Amending Article II, Sections 2 And 3; Article IV, Section 4; Article V, Section 2; And Article XVI, Sections 3, 4, 6, 7, 8, 10, 12, 15, 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 (Sanchez, by request)  
**Attachments:** [R-165.pdf](#)
- j. [R-19-166](#) Concerning The Local Election To Be Held In The City Of Albuquerque On November 5, 2019 (Sanchez, by request)  
**Attachments:** [R-166.pdf](#)
- k. [P-19-2](#) Adopting A Proposition To Be Submitted To The Voters At The November 5, 2019 Regular Local Election Proposing To Amend Article IV, Sections 1, 2, And 3 Of The Albuquerque City Charter Concerning Council Districts (Benton)  
**Attachments:** [P-2.pdf](#)
- l. [P-19-3](#) Adopting A Proposition To Be Sent To The Voters At The November 5, 2019 Regular Local Election Proposing To Amend Article II, Section 8, Of The Albuquerque City Charter Concerning Ranked Choice Voting (Harris)  
**Attachments:** [P-3](#)
- m. [O-19-52](#) Amending The Integrated Development Ordinance (IDO) Section §14-16-3-5(J)(3) Old Town HPO 5, Other Development Standards To Allow Increased Types And Amount Of Signage In Old Town And To Incorporate Outdoor Display And Demonstration Into Old Town HPO 5; And Amending Section §13-3-2-1 Old Town Solicitations Ordinance To Replace All References To The H1 Historic Old Town Zone With Old Town HPO 5 (Benton)  
**Attachments:** [O-52](#)
- n. [O-19-64](#) Amending Certain Portions Of Chapter 6, Part 5, Article 6 Of The City's Code Of Ordinances Known As The "Complete Streets Ordinance" To Incorporate Higher Standards Related To The Implementation Of Complete Streets Within The City (Benton)  
**Attachments:** [O-64](#)
- o. [O-19-65](#) Adopting Zoning Conversion Rules For Properties In Batch 1 Of The Phase 2 Zoning Conversion Effort As Directed By City Council Resolution 18-29 And Updating The Official Zoning Map (Jones and Benton, by request)

**Attachments:** [O-65](#)  
[O-65 Exhibit X.pdf](#)  
[O-65 EPC Record](#)

- p. [O-19-70](#) Amending Chapter 9, Article 4, Part 1, Section 8 Of The Revised Ordinances Of Albuquerque (The "Police Oversight Ordinance") Regarding Case Review By Subcommittees Of The Board Of The Civilian Oversight Agency (Benton, Winter)

**Attachments:** [O-70](#)

- q. [R-19-162](#) Adopting Interim Regulations For The North 4th Corridor To Implement Development Regulations Until The Integrated Development Ordinance Is Updated With Permanent Regulations For The Area (Benton)

**Attachments:** [R-162.pdf](#)

## 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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