



City of Albuquerque

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

Agenda 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, June 15, 2020

5:00 PM

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

TWENTY-FOURTH COUNCIL - TWELFTH MEETING

Special Procedures for June 15, 2020 City Council Meeting

Attendance: In response to the Governor's declaration of a Public Health Emergency and ban on large public gatherings, the City Council meeting on Monday, June 15 will be held via Zoom video conference.

Viewing: Members of the public will have the ability to view the meeting through GOVTV on Comcast Channel 16, or to stream live on the GOVTV website at <https://www.cabq.gov/culturalservices/govtv>, or on YouTube at <https://youtu.be/lrHo6f4X9E0>. The GOVTV live stream can be accessed at these addresses from most smartphones, tablets, or computers.

The video recording of this and all past meetings of the City Council will also remain available for viewing at any time on the City's website. Council Staff is available to help members of the public access pre-recorded Council meetings on-line at any time during normal business hours. Please call 768-3100 for assistance.

Public Comment: The Council will take general public comment and comment on the meeting's specific agenda items in written form via email through 4:00 pm on Monday, June 15. Web form submission for public comment can be found at <https://www.cabq.gov/council/find-your-councilor/comments-june-15-2020-council-meeting>. These comments will be distributed to all Councilors for review.

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. ECONOMIC DEVELOPMENT DISCUSSION
5. ADMINISTRATION QUESTION & ANSWER PERIOD
6. APPROVAL OF JOURNAL

June 1, 2020

7. COMMUNICATIONS AND INTRODUCTIONS
8. REPORTS OF COMMITTEES

Land Use, Planning & Zoning Committee - June 10, 2020

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

- a. [EC-20-79](#) Mayor's Appointment of Mr. Jason Marks to the Ethics Board
Attachments: [EC-79](#)
- b. [EC-20-80](#) Mayor's Appointment of Dr. Sherri Burr to the Albuquerque Museum Board of Trustees
Attachments: [EC-80](#)
- c. [EC-20-81](#) Approval of the First Supplemental Agreement to add funding for the FY20 HopeWorks Day Shelter Services contract due to COVID-19
Attachments: [EC-81](#)
- d. [EC-20-82](#) Approval of the Third Supplemental Agreement to add funding for the FY20 Heading Home Westside Emergency Housing Center (WEHC) contract due to COVID-19
Attachments: [EC-82](#)
- *e. [EC-20-83](#) Approval of the Risk Agreement for FY21 Outside Counsel Legal Services between Peifer, Hanson & Mullins P.A. and the City of Albuquerque
Attachments: [EC-83](#)
- f. [R-20-58](#) Amending R-17-233, Enactment Number R-2017-095, To Extend The Effective Date Of The Interim Procedures While The Neighborhood

Association Recognition Ordinance Is Updated (Benton)

Attachments: [R-58](#)

- g. [R-20-61](#) Approving The Family And Community Services Contract Listing For Fiscal Year 2021 (Benton, by request)
Attachments: [R-61](#)
- h. [R-20-63](#) Approving And Authorizing The Filing Of The A Grant Application For The Light Duty Electric Vehicle Supply Equipment Program Grant With The New Mexico Environment Department's Volkswagen Settlement Trust And Providing An Appropriation To The Environmental Health Department In Fiscal Year 2020 (Sena, by request)
Attachments: [R-63](#)
- i. [O-20-17](#) Authorizing A Ten Year Expiration Of The Transportation Infrastructure Tax (Bassan)
Attachments: [O-17](#)
[Withdrawn by Sponsor]

10. GENERAL PUBLIC COMMENTS

Please refer to the statement "Special Procedures for June 15, 2020 City Council Meeting" at the beginning of the Council Agenda.

11. ANNOUNCEMENTS

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

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)
Attachments: [O-72](#)
[The intent is to defer O-19-72 to the August 3, 2020 Council meeting.]
- b. [O-20-13](#) F/S Amending Article XII, Section XIII, Section 1 Of The City Charter; Article XIII, Sections 4, 5, 9, And 10 Of The City Charter; Article XVI, Sections 6 And 16 Of The City Charter; Chapter 2, Article 3, Section 8, ROA 1994; And Chapter 2, Article 4, Section 13 ROA 1994 To: Modify The Frequency The Board Of Ethics Must Meet; Eliminate The Board Of Ethics Required Report Submitted To The Mayor And City Council And The Need For The Board To Contract With Outside Counsel To Write Advisory Opinions; Grant The Board Of Ethics Chairman Authority To Avoid

Dismissal Of An Unresolved Complaint Upon A Showing Of Good Cause; Remove The Mandatory Meeting Between Candidates And The Board Of Ethics And Campaign Practices On The Friday Before An Election; Update When And With Whom Campaign Material Is To Be Filed; Changing The Requirements For The Campaign And Election Auditor; Update The Enforcement Provisions To Remove Duplication With The Rules Of The Board Of Ethics And To Clarify That A Candidate Is Subject To The Enforcement Provisions For Failure To Pay A Penalty To The City Clerk; Clarifying When Applicant Candidates Can Accept Seed Money; Removing The Matching Funds Provision Of The City Charter; Aligning Lobbyist Disclosures With Their Required Quarterly Activity Reports; Adjusting Deadline For Mayoral And Councilor Candidates To Submit Qualifying Petitions To The City To Account For Changes In State Law (Gibson, by request)

Attachments: [O-13](#)

[O-13 Approved Floor Substitute.pdf](#)

[O-13 Proposed Floor Amendment.pdf](#)

- c. [O-20-19](#) Amending Chapter 2, Article 9, Part 1 Of The Revised Ordinances Of Albuquerque, "Civil Emergency Powers," To Add New Sections Creating The Albuquerque Emergency Anti-Price Gouging Ordinance (Benton and Sena, by request)

Attachments: [O-19](#)

- d. [O-20-20](#) Approving A Project Involving OBTC Warehouse, LLC Pursuant To The Local Economic Development Act And City Ordinance F/S O-04-10, As Amended, The City's Implementing Legislation For That Act, To Support The Operations Of OBTC Warehouse, LLC., A Business Operating In Albuquerque, New Mexico; Authorizing The Execution Of A Project Participation Agreement And Other Documents In Connection With The Project; Making Certain Determinations And Findings Relating To The Project Including The Appropriation Of Funds; Ratifying Certain Actions Taken Previously; And Repealing All Actions Inconsistent With This Ordinance (Bassan, by request)

Attachments: [O-20](#)

- e. [O-20-21](#) Approving A Project Involving Vibrant Corporation Pursuant To The Local Economic Development Act And City Ordinance F/S O-04-10, As Amended, The City's Implementing Legislation For That Act, To Support The Operations Of Vibrant Corporation, A Business Operating In Albuquerque, New Mexico; Authorizing The Execution Of A Project Participation Agreement And Other Documents In Connection With The Project; Making Certain Determinations And Findings Relating To The Project Including The Appropriation Of Funds; Ratifying Certain Actions Taken Previously; And Repealing All Actions Inconsistent With This Ordinance (Bassan, by request)

Attachments: [O-21](#)

- f. [O-20-22](#) Approving A Project Involving EAGL Technology, Inc. Pursuant To The Local Economic Development Act And City Ordinance F/S O-04-10, The City's Implementing Legislation For That Act, To Support The Rehabilitation And Operations Of A Manufacturing, Research And Development Facility Related To Gunshot Detection Systems Located In Albuquerque, New Mexico; Authorizing The Execution Of A Project Participation Agreement And Other Documents In Connection With The Project; Making Certain Determinations And Findings Relating To The Project; Ratifying Certain Actions Taken Previously; And Repealing All Actions Inconsistent With This Ordinance (Bassan, by request)
- Attachments:** [O-22](#)
- g. [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)
- Attachments:** [R-178](#)
- [The intent is to defer R-19-178 to the August 3, 2020 Council meeting.]*
- h. [R-19-189](#) C/S Amending The Composition Of The Board Of Housing Commissioners For The Albuquerque Housing Authority (Peña, Benton)
- Attachments:** [R-189](#)
[R-189 Approved Committee Substitute.pdf](#)
- [The intent is to defer R-19-189 to the August 3, 2020 Council meeting.]*
- 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)
- Attachments:** [R-47](#)
- [The intent is to defer R-20-47 to the June 29, 2020 Special Council meeting.]*
- j. [R-20-60](#) Directing That The City Administration Afford A Presumption Of Compensable Workers Compensation Injury, And To Award Service Credit To Certain City Employees Who Contract COVID-19 (Sena, Peña)
- Attachments:** [R-60](#)
- k. [R-20-62](#) Approving The North Corridor Metropolitan Redevelopment Area Plan (Benton, by request)
- Attachments:** [R-62](#)
- [The intent is to defer R-20-62 to the June 29, 2020 Special Council meeting.]*
- l. [R-20-64](#) Adjusting Fiscal Year 2020 Appropriations To Provide Needed Equipment To Small Businesses To Implement Public Health Emergency Guidelines Related To The Covid-19 Pandemic (Peña)
- Attachments:** [R-64](#)

- *m. [O-20-23](#) Adopting The Temporary Outdoor Retail Ordinance; Authorizing Temporary Amendments To Site Plans For Existing Retail Establishments To Allow For Outdoor Retail For The Duration Of The Current Occupancy And Gathering Limitations Associated With The COVID-19 Public Health Emergency; Establishing A Permitting Fee (Borrego, Gibson)
Attachments: [O-23](#)
- *n. [R-20-69](#) Establishing Policy For The Recognition Of Juneteenth In The City Of Albuquerque (Davis)
Attachments: [R-69.pdf](#)
- *o. [R-20-70](#) Requesting That The New Mexico Congressional Delegation Submit Legislation To Provide Assistance To Small Businesses That Were Damaged In The Recent Rioting (Bassan)
Attachments: [R-70](#)
- *p. [R-20-71](#) Requesting The Adoption Of Federal Aid To Provide Local And State Governments Fair, Direct Federal Emergency Support To Prevent Disruption To Government Services And To Enable The Reopening And Rebuilding Of America's Local Economies (Sena)
Attachments: [R-71.pdf](#)

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

*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.

Visit our Website at <http://www.cabq.gov/council>