



# City of Albuquerque

## Agenda City Council

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

*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*

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Wednesday, September 9, 2020

3:00 PM

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

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### TWENTY-FOURTH COUNCIL - SIXTEENTH MEETING

#### Special Procedures for September 9, 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 Wednesday, September 9 at 3:00 pm 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/PjvJGCUAVqo>. 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.

#### Instructions to Provide Public Comments

- **Written Comments:** The Council will continue to take general public comment and comment on the meeting's specific agenda items in written form via email through 1:00 pm on Wednesday, September 9. Web form submission for written public comment can be found at <https://www.cabq.gov/sept-9-2020-written>. These comments will be distributed to all Councilors for review in advance of the meeting.

- **Virtual, Live Comments:** The Council will take general public comment on any topic, including agenda items, from up to a maximum of 15 people, on a first-come first-serve basis. To provide real time verbal public comment over Zoom, participants must sign up for public comment by 1:00 p.m. on Wednesday, September 9. The sign-up sheet can be accessed at this link: <https://www.cabq.gov/sept-9-2020-live>
  - o **Note:** Participants must sign up for public comment with the Zoom username or phone number that you will use to enter the Zoom meeting so that you can be identified when accessing the meeting. Persons who do not provide this information will not be allowed into the meeting, but may still view the meeting via the YouTube live link or through GOVTV.
  
- **Participants will standby in the Zoom virtual waiting room until the public comment period begins. The Zoom moderator will move all participants who have signed up for comment into the meeting room at that time.**
  - o **Access the Zoom waiting room by following this link, entering the room information manually, or by calling in via telephone:**
    - [https://cabq.zoom.us/j/95626400544?](https://cabq.zoom.us/j/95626400544?pwd=TW90YUZpYVdlSUxhRnZCanJL2d1Zz09)
    - Meeting ID: 956 2640 0544 // Password: 159796
    - (669) 900-6833 // 95626400544#
  - o **Although participants will not be able to view the meeting via Zoom while idle in the waiting room, participants can watch on YouTube live or GOVTV.**
  
- **Once in the Zoom meeting room, the participants will be unable to unmute themselves or turn on their camera. The Zoom moderator will unmute and enable cameras (if applicable) at the time your name is called for public comment.**
  
- **If you are also watching on YouTube or GOVTV, please note that the online stream lags approximately 10 seconds behind the Zoom meeting. Please mute or pause the online stream once you are in the Zoom meeting room to avoid feedback between the Zoom meeting room and the online broadcast.**
  
- **Public comment will be limited to 1 ½ minutes, which starts when you begin speaking. You will be informed by the Council President when your time has concluded, at which point your microphone will be muted and your camera will be turned off.**
  
- **Participants will be moved out of the Zoom meeting once your comment period has ended.**

**Public Comment ground rules:**

- **Each participant has 1 ½ minutes to present.**
- **Comments are to be addressed to the Councilors only, through the Council President.**
- **Any disruptive conduct will result in removal from the Zoom meeting room.**

## **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**

August 17, 2020

**7. COMMUNICATIONS AND INTRODUCTIONS****8. REPORTS OF COMMITTEES**

Finance and Government Operations Committee - August 24, 2020

Public Safety Committee - August 25, 2020

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

- a. [EC-20-112](#) FY20 Status Update for Goal 7, Objective 4 (Council Bill No. R-19-139, Enactment No. R-2019-037) - Completed New Sidewalk Notices  
*Attachments:* [EC-112](#)
- b. [EC-20-113](#) Legal Department's Quarterly Litigation Report for the 4th Quarter of FY 2020 (greater than 10,000)  
*Attachments:* [EC-113](#)
- c. [EC-20-114](#) Revenue & Expense Report for Second Quarter Fiscal Year 2020  
*Attachments:* [EC-114](#)
- d. [EC-20-115](#) Declaring 1701 5th Street NW, Albuquerque NM 87102 Not Essential for Municipal Purposes  
*Attachments:* [EC-115](#)
- e. [EC-20-116](#) Lease Agreement between the Regents of the University of New Mexico, and the City of Albuquerque

- Attachments:* [EC-116](#)
- f. [EC-20-117](#) 2019 Workforce Housing Trust Fund Report  
*Attachments:* [EC-117](#)
- g. [EC-20-126](#) Mayor's Appointment of Ms. Judith A. Goering to the Veterans and Military Affairs Advisory Board  
*Attachments:* [EC-126](#)
- h. [EC-20-127](#) Mayor's Re-appointment of Ms. Hallee K. Nguyen (Kells) to the ABQ Volunteers Advisory Board  
*Attachments:* [EC-127](#)
- i. [EC-20-128](#) Mayor's Re-appointment of Mr. Adriano Lujan to the ABQ Volunteers Advisory Board  
*Attachments:* [EC-128](#)
- j. [EC-20-129](#) Mayor's Re-appointment of Ms. Lauren Meiklejohn to the Joint Air Quality Board  
*Attachments:* [EC-129](#)
- k. [EC-20-130](#) Mayor's Re-appointment of Ms. Tsiporah Nephesh to the ABQ Volunteers Advisory Board  
*Attachments:* [EC-130](#)
- l. [EC-20-131](#) Mayor's Appointment of Mr. Conor Stavoy to the Veterans and Military Affairs Advisory Board  
*Attachments:* [EC-131](#)
- m. [EC-20-132](#) Mayor's Appointment of Ms. Mary K. Hefferon to the Veterans and Military Affairs Advisory Board  
*Attachments:* [EC-132](#)
- n. [EC-20-133](#) Mayor's Appointment of Mr. C. Jack Emmons to the Accountability in Government Oversight Committee  
*Attachments:* [EC-133](#)
- o. [EC-20-134](#) Mayor's Appointment of Mr. Bernard R. Toon to the Personnel Board  
*Attachments:* [EC-134](#)
- \*p. [EC-20-135](#) Agreement with Albuquerque Housing Authority Utilizing Community Development Block Grant (CDBG) Funds in the Amount of One Million Six Hundred Thirty-Nine Thousand Six Hundred Fifty-Five Dollars and 88/100 (\$1,639,655.88) to Complete the Roof Replacement Project for Public Housing Properties  
*Attachments:* [EC-135.pdf](#)

- q. [O-19-78](#) Amending 14-16-2-6-2(E) Of The Integrated Development Ordinance To Add Two At-Large Members To The Environmental Planning Commission (Peña)  
*Attachments:* [O-78](#)  
*[Died on Expiration]*
- r. [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](#)  
*[Withdrawn by Sponsor]*
- s. [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](#)  
*[Died on Expiration]*
- t. [RA-20-2](#) Amending Article II, Sub-Section 4(A)(3) Of The City Council Rules Of Procedure Relating To The Meeting Day Of The Public Safety Committee (Sena)  
*Attachments:* [RA-2](#)

## 10. GENERAL PUBLIC COMMENTS

Please refer to the statement "Special Procedures for September 9, 2020 City Council Meeting" at the beginning of the Council Agenda.

## 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  
*[To Adopt Findings Only]*
- 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

*[To Adopt Findings Only]*

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

- \*a. [OC-20-9](#) Reappointment of Ms. Twyla McComb to the Open Space Advisory Board  
*Attachments:* [OC-9](#)
- \*b. [EC-20-136](#) Blanket Amendments to the Rental Car Concession Lease and Agreement and Temporary Amendment to the Hotel Lease and Concession Agreement  
*Attachments:* [EC-136.pdf](#)
- \*c. [EC-20-138](#) Mayor's Recommendation of Consensus Planning, Inc. for Landscape Architectural Consultants for Singing Arrow and Tijeras Arroyo Open Space Improvements  
*Attachments:* [EC-138](#)

### 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](#)
- b. [O-20-10](#) Adopting Text Amendments To The Integrated Development Ordinance §14-16 For The Annual Update In 2019 (Benton, Jones)  
*Attachments:* [O-10](#)  
[O-10 Approved Committee Amendments Packets A and B.pdf](#)
- c. [O-20-9](#) Adopting A Zone Map Amendment To Establish A Character Protection Overlay Zone In The Integrated Development Ordinance For The North 4th Corridor With Regulations Related To Building Massing And Scale For Development In The Area And References To Street Cross Sections In The Development Process Manual (Benton)

**Attachments:** [O-9](#)

- d. [O-20-29](#) Amending Article XVI Section 3 And Section 6 Of The City Charter; Chapter 2 Article 4, Section 13, ROA 1994 To: Change The Dates Of The Exploratory Period For Mayoral Candidates; Change The Dates Of The Qualifying Period For Mayoral And Council Applicant Candidates; Change The Timeframe For Gathering Seed Money; And Change The Time Frame For All Candidates To File Their Petitions (Davis, by request)

**Attachments:** [O-29](#)

- \*e. [O-20-31](#) Authorizing The Issuance And Sale Of The City Of Albuquerque, New Mexico Transportation Infrastructure Gross Receipts Tax Improvement Revenue Bonds, Series 2020 In An Aggregate Principal Amount Not To Exceed \$50,000,000 For The Purpose Of (1) Financing The Cost Of Designing, Developing, Constructing, Reconstructing, Rehabilitating, Renovating, Modernizing, Signing, Enhancing And Otherwise Improving Transportation Systems, Including Road Infrastructure Improvements, Trails And Bikeways And Transit, For The Benefit Of The City (2) Funding The Capitalized Interest Fund, And (3) Paying Expenses Related To Issuance Of The Bonds; Providing For The Payment Of The Series 2020 Bonds From Transportation Infrastructure Tax Revenues Imposed Pursuant To City Ordinance No. O-20-14 Enactment No. O-2020-016 Adopted On May 18, 2020; Approving The Delegation Of Authority To Make Certain Determinations Regarding The Sale Of The Series 2020 Bonds Pursuant To The Supplemental Public Securities Act; Providing For The Terms And Other Details Concerning The Series 2020 Bonds (Benton, by request)

**Attachments:** [O-31](#)

- f. [R-20-18](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 5609 Everitt Rd NW 87120 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 (Borrego, by request)

**Attachments:** [R-18](#)

*[The intent is to defer R-20-18 to the September 21, 2020 Council meeting.]*

- g. [R-20-22](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 412 Georgia St SE 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-22](#)

- h. [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](#)

- i. [R-20-68](#) Urging The New Mexico Legislature To Authorize An Election On A Proposed Amendment To Article II, Section 6 Of The Constitution Of The State Of New Mexico (Benton, Gibson)

**Attachments:** [R-68](#)

- j. [R-20-75](#) F/S Strengthening And Re-Affirming The City Of Albuquerque's Commitment To Addressing Racial And Social Inequity (Peña, Borrego, Sena)

**Attachments:** [R-75](#)

[R-75 Approved Floor Substitute.pdf](#)

- k. [R-20-80](#) Establishing A Community Based Process To Find Solutions For The La Jornada Installation (Peña)

**Attachments:** [R-80.pdf](#)

- \*l. [R-20-92](#) Approving Fiscal Year 2021 Appropriations To Provide Economic Relief To Small And Local For-Profit Organizations Negatively Impacted By The COVID-19 Pandemic Through The Coronavirus, Aid, Relief, And Economic Security Act (CARES Act) (Bassan, Jones)

**Attachments:** [R-92](#)

- \*m. [R-20-93](#) Approving And Authorizing A Grant Agreement From The U.S. Department Of Justice, Office Of Community Oriented Policing Services (COPS Office) And Providing An Appropriation To The Albuquerque Police Department (APD) For Fiscal Year 2021 (Bassan, Peña)

**Attachments:** [R-93.pdf](#)

- \*n. [R-20-94](#) Delaying The Implementation Of Ordinance O-20-12 For A Time Period Of Two Months To Allow Time For The Correction Of Certain Administrative Items Associated With The Bill (Benton, by request)

**Attachments:** [R-94.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.

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