



# City of Albuquerque

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

## Agenda City Council

***Council President, Cynthia D. Borrego, District 5  
Vice-President, Diane G. Gibson, District 7***

***Lan Sena, District 1; Isaac Benton, District 2  
Klarissa J. Peña, District 3; Brook Bassan, District 4  
Pat Davis, District 6; Trudy E. Jones, District 8  
Don Harris, District 9***

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**Wednesday, September 8, 2021**

**3:00 PM**

**Via Zoom Video Conference**

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### **TWENTY-FOURTH COUNCIL - FORTIETH MEETING**

**Special Procedures for Wednesday, September 8, 2021 City Council Meeting**

**Attendance: The City Council meeting on Wednesday, September 8, 2021 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>, YouTube at [https://youtu.be/DX6ZyOQ\\_zOo](https://youtu.be/DX6ZyOQ_zOo), or Zoom Webinar. The live streams can be accessed at these addresses from most smartphones, tablets, or computers. This meeting is closed captioned and you may enable the closed captioning services on your television or device.**

**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 505-768-3100 for assistance.**

#### **Instructions to Provide Public Comments**

- **Written Comments: The Council will take public comment on the meeting's specific agenda item in written form via email through 1:00 pm on Wednesday, September 8. Web form submission for written public comment can be found at <https://www.cabq.gov/sep-8-2021-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 20 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 pm on Wednesday, September 8. The sign-up sheet can be accessed at this link: <https://www.cabq.gov/sep-8-2021-live>. Participants have the ability to select if they require Spanish language interpretation when signing up.

- 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 Zoom Webinar, YouTube live or through GOVTV.

- Participants will be an Attendee in the Zoom Webinar until the public comment period begins. The Zoom moderator will move you into the meeting room as Panelist when it's your turn to provide public comments.

- 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/84170555151>

- Webinar ID: 841 7055 5151

- (669) 900-6833 // 84170555151#

- o Participants will be able to view the meeting via Zoom while waiting for public comments, but participants can also watch on YouTube live or GOVTV.

- Once called upon for public comment, the participants will be able to unmute themselves and turn on their camera.

- 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 when your time has concluded, at which point your microphone will be muted and your camera will be turned off.

- Participants will be moved back to Attendee of Webinar 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 16, 2021

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

Finance and Government Operations Committee - August 23, 2021

Land Use, Planning and Zoning Committee - August 25, 2021

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

- a. [EC-21-375](#) Report on Resolution R-18-59 - Wells Park Neighborhood  
*Attachments:* [EC-375](#)  
*[Withdrawn by Administration]*
- b. [EC-21-396](#) Mayor's Recommendation of Award to db Production Services LLC for "Concert Productions and Backline Services"  
*Attachments:* [EC-396](#)
- c. [EC-21-397](#) 3rd Supplemental Agreement with Troy Luna, dba Comprehensive Counseling, LLC  
*Attachments:* [EC-397](#)
- d. [EC-21-398](#) Mayor's Recommendation of Award to Copper Law Firm, P.C., and Rita G. Siegel LLC for "Personnel Hearing Officers"  
*Attachments:* [EC-398](#)
- e. [EC-21-399](#) Freeman Avenue Right of Way Vacation - Project# PR-2020-004812, SD-2020-00220, Tim Nisly requests Vacation of Public Right-of-Way for all

or a portion of the alley adjacent to Lot 12, Block 6 Belmont Place Lot 12 & 13 & 14, located south of Freeman Avenue between 5th St and 6th St, containing approximately .03 acre(s). (G-14)

**Attachments:** [EC-399](#)

- f. [EC-21-400](#) Approval of Springer Square Sky Link Development Agreement with Zydeco 66, LLC  
**Attachments:** [EC-400](#)
- g. [EC-21-401](#) Mayor's Recommendation of Award for "Rental Car Concessions at Albuquerque International Support"  
**Attachments:** [EC-401](#)
- h. [EC-21-402](#) Revenue & Expense Report for Third Quarter Fiscal Year 2021  
**Attachments:** [EC-402](#)
- i. [EC-21-404](#) Approval of Nuevo Atrisco Commercial Development & Disposition Agreement with Nuevo Atrisco, LLC  
**Attachments:** [EC-404](#)
- j. [EC-21-405](#) Early Head Start Quarterly Report for April, May and June 2021  
**Attachments:** [EC-405](#)
- k. [EC-21-407](#) Mayor's Recommendation of Award to C & S Companies for "Aviation Sustainability Consultation Services"  
**Attachments:** [EC-407](#)
- \*l. [EC-21-424](#) Mayor's Recommendation of Award to SWCA, Incorporated for "Rio Grande Bosque Wildfire Mitigation Services"  
**Attachments:** [EC-424](#)
- \*m. [EC-21-425](#) Mayor's Recommendation of Award for "Language Interpretation and Translation Services"  
**Attachments:** [EC-425](#)
- \*n. [EC-21-426](#) Mayor's Recommendation of Award to Guidehouse Inc. for "ARPA Fund Management Services"  
**Attachments:** [EC-426](#)
- o. [OC-21-36](#) 2020 Civilian Police Oversight Agency (CPOA) Semi-Annual Report  
**Attachments:** [OC-36.pdf](#)
- p. [OC-21-39](#) Recommendation of Award for "On-Call Planning Services for City Council"  
**Attachments:** [OC-39.pdf](#)

- q. [OC-21-40](#) Re-Appointment of Mary E. Moskal to the Library Advisory Board  
*Attachments:* [OC-40](#)
- r. [OC-21-41](#) Re-Appointment of Mr. Robert Joshua Bacon to the Balloon Museum Board of Trustees  
*Attachments:* [OC-41](#)
- s. [R-21-183](#) Approving The FY 2022 Audit Plan As Submitted By The Accountability In Government Oversight Committee (Gibson, by request)  
*Attachments:* [R-183](#)
- t. [R-21-185](#) Approving And Authorizing The Acceptance Of Grant Funds From The New Mexico State Highway And Transportation Department And Providing An Appropriation To The Parks And Recreation Department In Fiscal Year 2022 (Benton)  
*Attachments:* [R-185](#)
- u. [R-21-186](#) Approving And Authorizing The Mayor To Execute A One-Time Grant Agreement With The U.S. Department Of Health And Human Services, Early Head Start Program And Providing An Appropriation To The Department Of Family And Community Services Retroactively For Fiscal Year 2021 (Sena, by request)  
*Attachments:* [R-186](#)
- v. [O-21-72](#) Amending The Metropolitan Redevelopment Agency Ordinance To Create A Metropolitan Redevelopment Commission And Add Clarifying Definitions (Benton, by request)  
*Attachments:* [O-72](#)  
*[Withdrawn]*
- w. [O-21-73](#) Amending The Development Commission Ordinance To Remove Reference To The State Metropolitan Development Code And End The Development Commission's Role Regarding The Metropolitan Redevelopment Agency And Urban Development Agency (Benton, by request)  
*Attachments:* [O-73](#)  
*[Withdrawn]*

## 10. GENERAL PUBLIC COMMENTS

Please refer to the statement "Special Procedures for September 8, 2021 City Council Meeting" at the beginning of the Council Agenda.

## 11. ANNOUNCEMENTS

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

- a. [AC-21-9](#) Project-2020-004657, VA-2020-00379, VA-2021-00147: Nob Hill Neighborhood Association, appeals the Zoning Hearing Examiners decision to approve a variance of 3 feet to the 3 foot maximum wall height for Lot 1, Block 39, University Heights, located at 202 Richmond DR SE, zoned MX-T [Section 14-16-5-7-D]

**13. APPROVALS: {Contracts, Agreements, and Appointments}****14. FINAL ACTIONS**

- a. [O-21-50](#) Amending Chapter 2, Article 11, Of The Revised Ordinances Of Albuquerque, The "City Budget Ordinance" Relating To The Preparation And Adoption Of The Annual Operating Budget Of The City (Davis, Benton)  
**Attachments:** [O-50.pdf](#)  
*[The intent is to defer O-21-50 to the September 20, 2021 Council meeting.]*
- b. [O-21-67](#) Amending Sections 7-2-1-2, Of The Transit System Ordinance To Provide For A Zero Fare Pilot Project And Creating A New Section 7-2-1-3 (Davis, Sena, Peña, Benton)  
**Attachments:** [O-67](#)
- c. [R-21-173](#) Amending Resolution-21-148, Establishing One-Year Objectives For The City Of Albuquerque In Fiscal Year 2022; To Include A Zero Fare Transit Pilot Objective To Meet Five-Year Goals (Davis, Sena, Peña, Benton)  
**Attachments:** [R-173](#)
- d. [R-21-178](#) Amending The City Operating Budget Language To Clarify The Intent Of The City Council To Implement A Comprehensive Zero Fare Pilot (Sena, Peña, Davis)  
**Attachments:** [R-178](#)
- e. [O-21-68](#) Amending Section(s) 4-8-8 And 4-8-13 Of The City Of Albuquerque Hospitality Fee Ordinance (Gibson, by request)  
**Attachments:** [O-68](#)
- f. [O-21-75](#) Amending Section(S) 4-4-9 And 4-4-14 Of The City Of Albuquerque Lodgers' Tax Ordinance (Gibson)  
**Attachments:** [O-75](#)
- g. [R-21-130](#) Establishing A City Healthy Communities, Public Health, And Sustainability Policy Committee (Borrego)  
**Attachments:** [R-130](#)  
*[The intent is to defer R-21-130 to the December 6, 2021 Council meeting.]*

- h. [R-21-171](#) Concerning The Future Management Of Candelaria Nature Preserve And The Approval Of The 2020 Resource Management Plan (Benton, by request)  
*Attachments:* [R-171.pdf](#)  
[R-171 EPC Record.pdf](#)
- i. [R-21-184](#) Approving The Application And Petition Of Success Land Holdings, LLC And Heritage Trails Development I, LLC, For Formation Of The Aspire Public Improvement District Pursuant To The Public Improvement District Act, NMSA 1978, §§ 5-11-1 To -27 (2001, As Amended Through 2019) And City Ordinance Enactment No. 0-2003-12, Council Bill No. FS 0-03-84; Making Findings In Connection With The Application And Petition And Supporting Documentation Requesting Approval Of The Formation Of The District; Determining The Real Property To Be Included Within The District And The Purposes For Which The District Is Being Formed; Approving The General Plan, Feasibility Study, Rate, Method Of Apportionment And Manner Of Collection Of A Special Levy To Be Imposed Upon Real Property Within The District, And Approving A Development Agreement For The District; Establishing Parameters For The Issuance Of Special Levy Bonds; Authorizing The District To Issue Subordinate Obligations; Providing For Governance Of The District; Providing That Bonds And Other Obligations Of The District Shall Not Be Obligations Of The City; Waiving And Cancelling Certain Requirements To Formation Of A Public Improvement District; Ratifying Certain Actions Heretofore Taken; Repealing All Actions Inconsistent With This Formation Resolution; Directing The Mailing Of A Notice Of Adoption Of This Formation Resolution By The City Clerk; And Taking Related Action (Peña)  
*Attachments:* [R-184](#)
- j. [M-21-10](#) Reaffirming The City Of Albuquerque's Commitment To Decrease Crime, And Recidivism, And Advocating Criminal Justice Reform In Metro Albuquerque And Bernalillo County (Borrego)  
*Attachments:* [M-10](#)
- \*k. [O-21-69](#) Enacting The Albuquerque Automated Speed Enforcement Ordinance To Monitor The Speed Of Travel And Enforce The Speed Limit Through Speed Enforcement Cameras (Peña, Sena, Bassan, Benton)  
*Attachments:* [O-69.pdf](#)
- \*l. [M-21-11](#) The City Of Albuquerque Reaffirms Its Strong Commitment To End The Drivers Of Crime, Including Criminal Firearm Use And Recidivism (Borrego)  
*Attachments:* [M-11.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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