

**Notice of Decision  
City Council  
City of Albuquerque  
August 27, 2019**

**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

**Decision**

On August 5, 2019, by a vote of 8 FOR, 0 AGAINST, the City Council voted to remand this matter to the Environmental Planning Commission to consider issues related to clustering and open space.

Excused: Davis

On August 19, 2019, by a vote of 6 FOR, 0 AGAINST, the City Council voted to adopt the following findings in support of its decision to remand:

**A. Applicable IDO Requirements:**

1. The IDO defines a "Cluster Development Design" as "[a] design technique that *concentrates buildings in specific areas on a site* to allow the remaining land to be used for recreation, open space, or preservation of sensitive lands." IDO § 14-16-7-1 "Cluster Development Design" (emphasis added).
2. Pursuant to the IDO, the total number of dwelling units within a cluster – i.e. the concentration of buildings in specific areas – "shall not exceed 50, . ." IDO § 16-16-4-3(B)(2)(c).

**B. Site Plan and Deficiencies:**

1. The current site plan of record for this matter labeled "updated site plan - EPC" depicts a total of 76 lots and ±7.3 acres of preserved land area dedicated to common open space. **[R. 429]**
2. Although the site plan of record depicts lands preserved as common open space, its design otherwise appears reflective of a traditional subdivision layout in that it does not "concentrate buildings in specific areas" as contemplated by the "Cluster

Development Design” definition, and does not depict a clear demarcation of identifiable clusters, each containing fewer than fifty lots.

3. The EPC imposed a condition number five relating to setbacks between clusters that appears to, at least in part, speak to this issue of identifiable clusters of no more than fifty-units each, but the record is insufficient to determine whether the ultimate design layout will be fully consistent with all of the cluster development requirements of the IDO pursuant to the EPC’s obligation under IDO § 14-16-6-6(H)(3)(c).

**C. EPC Remand Instructions**

1. On remand, the EPC shall require the submission of a revised site plan for its consideration that clearly concentrates buildings in specific areas on the site, in identifiable clusters of no more than fifty lots each, and that otherwise satisfies the setback requirements of its condition number five. For purposes of setbacks between clusters, the relevant setback for each cluster shall not overlap. The minimum separation between clusters must include the combination of the relevant setback as applicable to each individual cluster.
2. On remand, the EPC shall also evaluate and issue specific findings on the proposed cluster development’s satisfaction of the IDO’s applicable open space requirements for cluster developments, including but not limited to the ability to count drainage easements as part of its required open space designation and how the preserved common open space reasonably relates to each identifiable cluster.
3. On remand, the EPC shall also evaluate, explain and issue a specific finding as to whether the IDO allows more than one Cluster Development on a site plan.
4. The EPC shall conduct the remand hearing within the scope of these remand instructions as a duly noticed quasi-judicial hearing in conformance with the Open Meetings Act and shall allow all interested persons and the public to submit comments by letter or electronic mail, testify, submit written evidence, present written or oral arguments, and/or cross-examine witnesses.

**D. Other Matters**

1. As to all other matters raised in this appeal that are not specifically remanded pursuant to the above, the recommendation and findings of the Land Use Hearing Officer (the “LUHO”) are accepted and adopted. More specifically, to the extent not otherwise inconsistent with these findings for remand, the recommendation and findings of the LUHO is accepted and adopted with the exception of the recommendations and findings contained in Page 11, Line 211 through Page 17, Line 359.

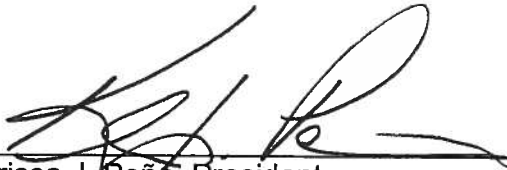
Excused: Borrego, Harris, Winter

**IT IS THEREFORE ORDERED THAT THIS MATTER IS REMANDED TO THE EPC**

### Attachments

1. Action Summary from the August 5, 2019 City Council Meeting
2. Action Summary from the August 19, 2019 City Council Meeting

A person aggrieved by this decision may appeal the decision to the Second Judicial District Court by filing in the Court a notice of appeal within thirty (30) days from the date this decision is filed with the City Clerk.

 Date: 9-3-19  
Klarissa J. Peña, President  
City Council

Received by: Carmitte Condova Date: 9/3/19  
City Clerk's Office

X:\CITY COUNCIL\SHARE\CL-Staff\Legislative Staff\Reports\LUPZ\DAC-19-7.mmh.doc



# City of Albuquerque

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

## Action Summary

### 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*

---

Monday, August 5, 2019

5:00 PM

Vincent E. Griego Chambers  
One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

---

### TWENTY-THIRD COUNCIL - FORTIETH MEETING

#### 1. ROLL CALL

**Present** 9 - Klarissa Peña, Cynthia Borrego, Ken Sanchez, Isaac Benton, Brad Winter,  
Patrick Davis, Diane Gibson, Trudy Jones, and Don Harris

#### 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

##### Deferrals/Withdrawals

- 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)

**A motion was made by Councilor Davis that this matter be Postponed to August 19, 2019. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Davis that this matter be Postponed to August 19, 2019. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Davis that this matter be Postponed to August 19, 2019. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Davis that this matter be Postponed to August 19, 2019. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Davis that this matter be Postponed to August 19, 2019. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

## **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
- A motion was made by Vice-President Borrego that this matter be Withdrawn by Administration. The motion carried by the following vote:**
- For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- 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
- A motion was made by Vice-President Borrego that this matter be Receipt Be Noted. The motion carried by the following vote:**
- For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- c. EC-19-417      Mayor's Appointment of Mr. James Souter to the Metropolitan Parks & Recreation Advisory Board
- A motion was made by Vice-President Borrego that this matter be Confirmed. The motion carried by the following vote:**
- For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- d. EC-19-418      Mayor's Appointment of Mrs. Karla K. Degroft to the Municipal Golf Advisory Board
- A motion was made by Vice-President Borrego that this matter be Confirmed. The motion carried by the following vote:**
- For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- e. EC-19-419      Mayor's Appointment of Mr. David W. Arms to the Para Transit Advisory Board
- A motion was made by Vice-President Borrego that this matter be Confirmed. The motion carried by the following vote:**
- For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- f. EC-19-420      Mayor's Appointment of Ms. Guillermina Osoria to the Area Agency on Aging/Older Americans Act Advisory Council
- A motion was made by Vice-President Borrego that this matter be Confirmed. The motion carried by the following vote:**
- For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- g. EC-19-421      Mayor's Reappointment of Mr. Adam Silverman to the Biological Park Board

**A motion was made by Vice-President Borrego that this matter be Confirmed.  
The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**h. EC-19-422**

Mayor's Appointment of Ms. Cathryn McGill to the Bernalillo County/Albuquerque Census 2020 Complete Count Committee

**A motion was made by Vice-President Borrego that this matter be Confirmed.  
The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**i. EC-19-423**

Mayor's Appointment of Mr. Christopher B. MacQueen to the Arts Board

**A motion was made by Vice-President Borrego that this matter be Confirmed.  
The motion carried by the following vote:**

**For:** 8 - Peña, Borrego, Sanchez, Benton, Winter, Gibson, Jones, and Harris

**Recused:** 1 - Davis

**j. EC-19-425**

Mayor's Appointment of Mr. Mark J. Holmen to the Municipal Golf Advisory Board

**A motion was made by Vice-President Borrego that this matter be Confirmed.  
The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**\*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

**A motion was made by Vice-President Borrego that this matter be Approved.  
The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**l. OC-19-28**

2017 CPOA Annual Report

**A motion was made by Vice-President Borrego that this matter be Receipt Be Noted. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**\*m. OC-19-32**

Clerk's Certification of Council Candidates' Nominating Petitions

**A motion was made by Vice-President Borrego that this matter be Receipt Be Noted. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

## **10. GENERAL PUBLIC COMMENTS**

## 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

**A motion was made by Councilor Sanchez that this matter be Remanded to the Environmental Planning Commission to consider issues related to clustering and open space. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

- 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

**A motion was made by Councilor Sanchez that this matter be Remanded to the Environmental Planning Commission to consider issues related to clustering and open space. The motion carried by the following vote**

**For:** 8 - Peña, Borrego, Sanchez, Benton, Winter, Gibson, Jones, and Harris

**Excused:** 1 - Davis

- 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

**A motion was made by Councilor Benton that this matter be To Accept the Land Use Hearing Officer Recommendation and Findings. The motion carried by the following vote:**

**For:** 7 - Peña, Borrego, Sanchez, Benton, Gibson, Jones, and Harris

**Excused:** 2 - Winter, and Davis

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

**A motion was made by Councilor Gibson that this matter be To Accept the Land Use Hearing Officer Recommendation and Findings. The motion carried by the following vote:**

**For:** 7 - Peña, Borrego, Benton, Davis, Gibson, Jones, and Harris

**Against:** 1 - Sanchez

**Excused:** 1 - Winter

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

a. EC-19-383

Report on Uses of 3/8ths Hold Harmless Gross Receipts Tax - FY2019 2nd Quarter

**A motion was made by President Peña that this matter be Receipt Be Noted. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

### 14. FINAL ACTIONS

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)

**A motion was made by Councilor Sanchez that this matter be Amended. Councilor Sanchez moved Amendment No. 1. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**A motion was made by Councilor Sanchez that this matter be Postponed as Amended to August 19, 2019. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

- 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)
- A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 1. The motion carried by the following vote:**
- For:**   9 -   Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- A motion was made by President Peña that this matter be Amended. President Peña moved Amendment No. 2. The motion carried by the following vote:**
- For:**   9 -   Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- A motion was made by Councilor Benton that this matter be Passed as Amended. The motion carried by the following vote:**
- For:**   9 -   Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- 
- 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)
- A motion was made by Councilor Davis that this matter be Amended. Councilor Davis moved Amendment No. 1. The motion carried by the following vote:**
- For:**   9 -   Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- A motion was made by Councilor Sanchez that this matter be Passed as Amended. The motion carried by the following vote:**
- For:**   9 -   Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- 
- 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)
- A motion was made by Councilor Sanchez that this matter be Amended. Councilor Sanchez moved Amendment No. 1. The motion carried by the following vote:**
- For:**   9 -   Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**A motion was made by Councilor Sanchez that this matter be Postponed as Amended to August 19, 2019. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**j. R-19-166**

Concerning The Local Election To Be Held In The City Of Albuquerque On November 5, 2019 (Sanchez, by request)

**A motion was made by Councilor Sanchez that this matter be Amended. Councilor Sanchez moved Amendment No. 1. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**A motion was made by Councilor Sanchez that this matter be Passed as Amended. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Benton that this matter be Postponed. Councilor Benton withdrew the motion.**

**A motion was made by Councilor Benton that this matter be Amended. The motion failed by the following vote:**

**For:** 4 - Benton, Winter, Davis, and Gibson

**Against:** 5 - Peña, Borrego, Sanchez, Jones, and Harris

**A motion was made by Councilor Sanchez that the rules be suspended for the purpose of extending the City Council meeting until 11:30 p.m. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Benton that this matter be Withdrawn. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Harris that this matter be Withdrawn. The motion carried by the following vote:**

**For:** 8 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Jones, and Harris

**Against:** 1 - Gibson

**A motion was made by Councilor Benton that the rules be suspended for the purpose of extending the City Council meeting until 11:45 p.m. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 1. The motion carried by the following vote:**

**For:** 8 - Peña, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**Against:** 1 - Borrego

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 2. Councilor Benton withdrew the motion.**

**A motion was made by Councilor Benton that this matter be Postponed as Amended to September 4, 2019. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 1. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 2. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**A motion was made by Councilor Sanchez that the rules be suspended for the purpose of extending the City Council meeting until 12:00 a.m. The motion carried by the following vote:**

**For:** 8 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, and Jones

**Against:** 1 - Harris

**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)

**A motion was made by Councilor Benton that this matter be Passed as Amended. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Jones that this matter be Amended. Councilor Jones moved Amendment No. 1. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**A motion was made by Councilor Jones that this matter be Amended. Councilor Jones moved Amendment No. 2. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**A motion was made by Councilor Sanchez that the rules be suspended for the purpose of extending the City Council meeting until 12:20 a.m. The motion carried by the following vote:**

**For:** 8 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, and Jones

**Against:** 1 - Harris

**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)

**A motion was made by Councilor Jones that this matter be Passed as Amended. The motion carried by the following vote:**

**For:** 8 - Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**Against:** 1 - Peña

**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)

**A motion was made by Councilor Winter that this matter be Passed. The motion carried by the following vote:**

**For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**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)

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 1. The motion carried by the following vote:**

**For:** 8 - Peña, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**Against:** 1 - Borrego

**A motion was made by Councilor Benton that this matter be Passed as Amended. The motion carried by the following vote:**

**For:** 7 - Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**Against:** 2 - Peña, and Borrego



# City of Albuquerque

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

## Action Summary

### 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*

---

Monday, August 19, 2019

5:00 PM

Vincent E. Griego Chambers  
One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

---

### TWENTY-THIRD COUNCIL - FORTY-FIRST MEETING

#### 1. ROLL CALL

**Present** 6 - Klarissa Peña, Ken Sanchez, Isaac Benton, Patrick Davis, Diane Gibson,  
and Trudy Jones

**Excused** 3 - Cynthia Borrego, Brad Winter, and Don Harris

#### 2. MOMENT OF SILENCE

**Pledge of Allegiance** - Trudy E. Jones, Councilor, District 8

#### 3. PROCLAMATIONS & PRESENTATIONS

#### 4. ECONOMIC DEVELOPMENT DISCUSSION

#### 5. ADMINISTRATION QUESTION & ANSWER PERIOD

#### 6. APPROVAL OF JOURNAL

August 5, 2019

#### 7. COMMUNICATIONS AND INTRODUCTIONS

#### 8. REPORTS OF COMMITTEES

Finance & Government Operations Committee - August 12, 2019

**Land Use, Planning and Zoning Committee - August 14, 2019****Deferrals/Withdrawals**

- e. R-18-78 A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 115 Charleston 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)
- A motion was made by Councilor Davis that this matter be Postponed to September 16, 2019. The motion carried by the following vote:
- For: 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused: 3 - Borrego, Winter, and Harris
- i. 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)
- A motion was made by Councilor Davis that this matter be Postponed to September 16, 2019. The motion carried by the following vote:
- For: 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused: 3 - Borrego, Winter, and Harris

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

*Councilor Sanchez pulled EC-19-436 off the Consent Agenda.*

- a. EC-19-426 Mayor's Recommendation of Smith Engineering for City Wide On-Call Engineering Services for Hydrology, Hydraulics and Storm Drainage Work
- A motion was made by President Peña that this matter be Approved. The motion carried by the following vote:
- For: 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused: 3 - Borrego, Winter, and Harris
- b. EC-19-427 Mayor's Recommendation of Jacobs Engineering Group Inc. for Architectural Consultant for a Study and Possible Design and Construction Services for an Inline Baggage System at the Albuquerque International Sunport



**A motion was made by President Peña that this matter be Approved. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**c. EC-19-428**

Mayor's Recommendation of Cherry/See/Reames Architects PC for Architectural Consultant for City Wide On-Call Architectural Services

**A motion was made by President Peña that this matter be Approved. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**e. EC-19-439**

Mayor's Appointment of Ms. Dayan M. Hochman to the Airport Advisory Board

**A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**f. EC-19-440**

Mayor's Appointment of Ms. Veronica Chavez to the Veterans and Military Affairs Advisory Board

**A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**g. EC-19-441**

Mayor's Appointment of Ms. Donna J Griffin to the Albuquerque Energy Council

**A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**h. EC-19-442**

Mayor's Appointment of Mr. John L Mitchell to the Veterans and Military Affairs Advisory Board

**A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

- i. EC-19-443 Mayor's Appointment of Mr. Bobby Ehrig to the Veterans and Military Affairs Advisory Board
- A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**
- For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused:** 3 - Borrego, Winter, and Harris
- j. EC-19-444 Mayor's Appointment of Mr. Michael S. Scisco to the Open Space Advisory Board
- A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**
- For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused:** 3 - Borrego, Winter, and Harris
- k. EC-19-445 Mayor's Appointment of Mr. Thomas Walmsley to the Veterans and Military Affairs Advisory Board
- A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**
- For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused:** 3 - Borrego, Winter, and Harris
- l. EC-19-446 Mayor's Appointment of Ms. Liz Cole to the Metropolitan Parks & Recreation Advisory Board
- A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**
- For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused:** 3 - Borrego, Winter, and Harris
- m. EC-19-447 Mayor's Appointment of Dr. Thomas Zane Reeves to the Personnel Board
- A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**
- For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused:** 3 - Borrego, Winter, and Harris
- n. EC-19-448 Mayor's Appointment of Mrs. Marney Hupper to the Albuquerque Museum Board of Trustees
- A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**
- For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

- o.**     EC-19-449           Mayor's Appointment of Ms. Nancy Montañño to the Cable Franchise & Hearing Board

**A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

- p.**     EC-19-450           Mayor's Appointment of Mr. Michael J. Burd to the Veterans and Military Affairs Advisory Board

**A motion was made by President Peña that this matter be Confirmed. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

- \*q.**    OC-19-34           New Mexico Municipal League Annual Conference Delegates

**A motion was made by President Peña that this matter be Approved. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

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

- d.**     EC-19-436           Tony Sanchez Drive Right of Way Vacation (Project# PR-2019-002296 SD-2019-00072) Willow Wood Homeowner's Association requests Vacation Of Public Right-Of-Way for all or a portion of Tony Sanchez Drive SE located south of Jewel Cave Rd SE and north of Gibson Ave SE, containing approximately .154 acres

**A motion was made by Councilor Sanchez that this matter be Postponed to September 4, 2019. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

### **14. FINAL ACTIONS**

- m.**     R-19-179           Calling Upon The State Of New Mexico To Establish A Process That Provides For The Issuance Of Court Orders That Would Require The Relinquishment Of Firearms For Some Period Of Time Under Circumstances Of Extreme Risk (Benton)

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 1. The motion carried by the following vote:**

**For:** 5 - Peña, Sanchez, Benton, Davis, and Gibson

**Excused:** 4 - Borrego, Winter, Jones, and Harris

**A motion was made by Councilor Benton that this matter be Passed as Amended. The motion carried by the following vote:**

**For:** 4 - Sanchez, Benton, Davis, and Gibson

**Against:** 2 - Peña, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

## **10. GENERAL PUBLIC COMMENTS**

## **11. ANNOUNCEMENTS**

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

- a.**     AC-19-3             PR-2018-001261 VA-2018-00028 VA-2019-00053: South Broadway Neighborhood Association, appeal the decision of the Zoning Hearing Examiner's (ZHE's) decision to Approve a conditional use to allow light vehicle sales and vehicle rentals ("Application") upon the real property located at 1301 Broadway Blvd SE
- A motion was made by Councilor Benton that this matter be Remanded to the Zoning Hearing Examiner. The motion carried by the following vote:**
- For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused:** 3 - Borrego, Winter, and Harris
- 
- b.**     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
- A motion was made by Councilor Sanchez for Adoption of Findings. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**A motion was made by Councilor Sanchez that AC-19-6 be reconsidered. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**A motion was made by Councilor Sanchez for Adoption of Findings. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**c.**     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

**A motion was made by Councilor Sanchez for Adoption of Findings. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**a.**     AC-19-3

PR-2018-001261 VA-2018-00028 VA-2019-00053: South Broadway Neighborhood Association, appeal the decision of the Zoning Hearing Examiner's (ZHE's) decision to Approve a conditional use to allow light vehicle sales and vehicle rentals ("Application") upon the real property located at 1301 Broadway Blvd SE

**A motion was made by Councilor Sanchez that AC-19-3 be reconsidered. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**A motion was made by Councilor Benton that this matter be Remanded to the Zoning Hearing Examiner. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

## FINAL ACTIONS

- a. O-19-67 Amending Article III, Section 3, 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)

**A motion was made by Councilor Sanchez that this matter be Passed. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

- b. 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)

**A motion was made by Councilor Sanchez that this matter be Passed. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

- \*c. R-19-180 Rescinding R-19-164 And 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)

**A motion was made by Councilor Sanchez that this matter be Passed. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

- \*d. R-19-181**      Rescinding Section 1 Of R-19-166 Concerning The Local Election To Be Held In The City Of Albuquerque On November 5, 2019 And Setting The Date Of The Run-Off Election For December 10, 2019 (Sanchez)
- A motion was made by Councilor Sanchez that this matter be Passed. The motion carried by the following vote:**
- For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones
- Excused:** 3 - Borrego, Winter, and Harris
- 
- f. 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)
- A motion was made by Councilor Davis that this matter be Passed. The motion carried by the following vote:**
- For:** 5 - Sanchez, Benton, Davis, Gibson, and Jones
- Against:** 1 - Peña
- Excused:** 3 - Borrego, Winter, and Harris
- 
- g. 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)
- A motion was made by Councilor Davis that this matter be Passed. The motion carried by the following vote:**
- For:** 5 - Sanchez, Benton, Davis, Gibson, and Jones
- Against:** 1 - Peña
- Excused:** 3 - Borrego, Winter, and Harris
- 
- h. 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)
- A motion was made by Councilor Davis that this matter be Passed. The motion carried by the following vote:**
- For:** 5 - Sanchez, Benton, Davis, Gibson, and Jones
- Against:** 1 - Peña

**Excused:** 3 - Borrego, Winter, and Harris

- j. 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)

**A motion was made by Councilor Davis that this matter be Postponed to September 16, 2019. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

- k. R-19-174 Approving The Major Expansion Of The Old Albuquerque High School Metropolitan Redevelopment Area And Renaming The Expanded Area As The East Downtown/ Huning Highlands/ South Martineztown Metropolitan Redevelopment Area, Making Certain Findings And Conclusions Pursuant To The Metropolitan Redevelopment Code (Benton, by request)

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 1. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 2. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 3. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 4. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**A motion was made by Councilor Benton that this matter be Passed as Amended. The motion carried by the following vote:**



**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**I. R-19-175**

Approving The East Downtown/ Huning Highlands/ South Martineztown Metropolitan Redevelopment Area Plan (Benton, by request)

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 1. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 2. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

**A motion was made by Councilor Benton that this matter be Postponed as Amended to September 4, 2019. The motion carried by the following vote:**

**For:** 6 - Peña, Sanchez, Benton, Davis, Gibson, and Jones

**Excused:** 3 - Borrego, Winter, and Harris

RECEIVED  
H. B. JONES & CO. INC.

2015 AUG 31 PM 1:13