



# City of Albuquerque

City of Albuquerque  
Government Center  
One Civic Plaza  
Albuquerque, NM 87102

## Action Summary

### City Council

*Council President, Pat Davis, District 6*  
*Council Vice-President, Renée Grout, District 9*

*Louie Sanchez, District 1; Isaac Benton, District 2*  
*Klarissa J. Peña, District 3; Brook Bassan, District 4*  
*Dan Lewis, District 5; Tammy Fiebelkorn, District 7*  
*Trudy E. Jones, District 8*

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Monday, May 15, 2023

5:00 PM

Vincent E. Griego Chambers  
One Civic Plaza NW  
City of Albuquerque Government Center

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#### TWENTY-FIFTH COUNCIL - THIRTY-FIRST MEETING

#### 1. ROLL CALL

**Present** 9 - Brook Bassan, Isaac Benton, Pat Davis, Tammy Fiebelkorn, Renee Grout, Trudy Jones, Dan Lewis, Klarissa Peña, and Louie Sanchez

#### 2. MOMENT OF SILENCE

Councilor Jones led the Pledge of Allegiance in English.  
Councilor Peña led the Pledge of Allegiance in Spanish

#### 3. PROCLAMATIONS & PRESENTATIONS

#### 4. ADMINISTRATION QUESTION & ANSWER PERIOD

#### 5. APPROVAL OF JOURNAL

May 1, 2023

#### 6. COMMUNICATIONS AND INTRODUCTIONS

#### 7. REPORTS OF COMMITTEES

Finance and Government Operations Committee - May 8, 2023

Committee of the Whole - May 11, 2023

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

- a. [EC-23-283](#) Mayor's appointment of Ms. Chiderah Ezims to the Youth Advisory Council  
**A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**  
**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- b. [EC-23-284](#) Mayor's appointment of Mr. Joseph D. Grasso to the Airport Advisory Board  
**A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**  
**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- c. [EC-23-285](#) Mayor's appointment of Mr. Anthony Harkness to the Para Transit Advisory Board  
**A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**  
**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- d. [EC-23-286](#) Mayor's reappointment of Mr. Sebastian Noel to the Cable, Internet and PEG Advisory Board  
**A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**  
**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- e. [EC-23-287](#) Mayor's Recommendation of Award (ROA) to DNA Labs International and Bode Cellmark Forensics, Inc. for "APD Forensic Biology Testing Services"  
**A motion was made by Vice-President Grout that this matter be Approved. The motion carried by the following vote:**  
**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- g. [OC-23-33](#) Recommendation of Award to TischlerBise, Inc for Impact Fee Update and Retroactive Ordinance Development  
**A motion was made by Vice-President Grout that this matter be Approved. The motion carried by the following vote:**  
**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- h. [O-22-54](#) Adopting Citywide Text Amendments To The Integrated Development Ordinance §14-16 In Conjunction With The 2022 IDO Annual Update

Process To Address The Need For More Housing Opportunities  
(Benton and Jones, by request)

**A motion was made by Vice-President Grout that this matter be Postponed to June 5, 2023. The motion carried by the following vote:**

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

i. [O-23-69](#)

Amending The Short-Term Rental Ordinance, Section 13-19-1 Through 13-19-8 Of The Albuquerque City Code, In Order To Require All Short-Term Rental Units To Have A Local Property Manager Available To Respond To Maintenance And Security Concerns; Limit Short-Term Rental Permits To Three Per Natural Person; Limit The Number Of Short-Term Rental Permits Issued City-Wide To No More 1,200; And Increasing The Civil Penalties For Noncompliance With This Ordinance, As Amended (Benton, Fiebelkorn by request)

**A motion was made by Vice-President Grout that this matter be Postponed to June 21, 2023. The motion carried by the following vote:**

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

j. [O-23-77](#)

Adopting Citywide Text Amendments To The Integrated Development Ordinance §14-16 For The 2022 IDO Annual Update (Benton and Jones, by request)

**A motion was made by Vice-President Grout that this matter be Postponed to June 5, 2023. The motion carried by the following vote:**

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

k. [R-23-121](#)

Directing The Department Of Family And Community Services To Enter Into A Memorandum Of Understanding With Bernalillo County To Allocate Funds To The Metropolitan Detention Center For Opioid Treatment And Recovery (Peña)

**A motion was made by Vice-President Grout that this matter be Postponed to June 21, 2023. The motion carried by the following vote:**

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

## 9. ANNOUNCEMENTS

## 10. FINANCIAL INSTRUMENTS

## 11. GENERAL PUBLIC COMMENTS

## 14. FINAL ACTIONS

- a. [O-22-55](#) F/S Amending The City Inspector General Ordinance, Chapter Two, Article Seventeen Of The Revised Ordinances Of Albuquerque (Bassan, by request)
- A motion was made by Councilor Bassan that this matter be Substituted. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- A motion was made by Councilor Bassan that this matter be Postponed as Substituted to June 5, 2023. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- b. [O-22-56](#) F/S Amending The Accountability In Government Ordinance, Chapter 2, Article 10 Of The Revised Ordinances Of Albuquerque (Bassan, by request)
- A motion was made by Councilor Bassan that this matter be Substituted. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- A motion was made by Councilor Bassan that this matter be Postponed as Substituted to June 5, 2023. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

## 12. APPEALS

- a. [AC-23-9](#) PR-2021-006366, VA-2023-00021, BP-2022-30010: Peggy Norton, on behalf of the North Valley Coalition, appeals the Site Plan-Administrative decision to approve a Site Plan for all or a portion of LOT 1, TRACT 112-A-2 BLOCK 2, Douglas MacArthur Subdivision zoned MX-M, located at 5307 4th Street, NW containing approximately 1.4319 acre(s). (F-14)
- A motion was made by President Davis to Adopt the Remand Instructions. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

## 14. FINAL ACTIONS

- c. [R-22-85](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 3709 Lombardy Rd NW 87105, AKA: 3711 Lombardy Rd NW 87105 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 (Benton, by request)
- A motion was made by Councilor Peña that this matter be Postponed to June 21, 2023. The motion carried by the following vote:**
- For:** 6 - Benton, Fiebelkorn, Grout, Lewis, Peña, and Sanchez
- Against:** 3 - Bassan, Davis, and Jones
- d. [R-23-130](#) Declaring An Interim Stay-Of-Enforcement On Certain Temporary Use Restrictions In The Integrated Development Ordinances As They Apply To Film Production; Directing Staff To Propose An Amendment To The Integrated Development Ordinance To Create A Temporary Use For Film Production (Lewis)
- A motion was made by Councilor Lewis that this matter be Passed. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- e. [P-23-1](#) F/S Adopting A Proposition To Be Sent To The Voters At The 2023 Regular Local Election, Proposing To Amend The Albuquerque City Charter To Adopt A Council-Manager Form Of Government (Sanchez and Grout)
- A motion was made by Councilor Sanchez that this matter be Substituted. The motion carried by the following vote:**
- For:** 7 - Bassan, Benton, Davis, Grout, Lewis, Peña, and Sanchez
- Against:** 2 - Fiebelkorn, and Jones
- A motion was made by Vice-President Grout that this matter be Postponed as Substituted to June 5, 2023. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- f. [R-23-131](#) F/S Authorizing A Proposition To Be Submitted To The Voters At The Next Local Election To Be Held In The City Of Albuquerque Concerning Amendments To The Albuquerque City Charter; Providing The Form Of The Question And The Designation Clause For Such Question On The Ballot (Sanchez, Grout)
- A motion was made by Councilor Sanchez that this matter be Substituted. The motion carried by the following vote:**

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**A motion was made by Vice-President Grout that this matter be Postponed as Substituted to June 5, 2023. The motion carried by the following vote:**

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**\*g.** [R-23-122](#)

C/S Establishing One-Year Objectives For The City Of Albuquerque In Fiscal Year 2024; To Meet Five-Year Goals (Bassan)

**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 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**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 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 5. The motion carried by the following vote:**

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**\*h.** [R-23-123](#)

C/S Appropriating Funds For Operating The Government Of The City Of Albuquerque For Fiscal Year 2024, Beginning July 1, 2023 And Ending June 30, 2024; Adjusting Fiscal Year 2023 Appropriations; And Appropriating Capital Funds (Bassan)

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

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**A motion was made by Councilor Fiebelkorn that this matter be Amended. Councilor Fiebelkorn moved Amendment No. 5. The motion carried by the following vote:**

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**A motion was made by Councilor Fiebelkorn that this matter be Amended. Councilor Fiebelkorn moved Amendment No. 6. The motion carried by the following vote:**

**For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**A motion was made by Councilor Bassan that this matter be Amended. Councilor Bassan moved Amendment No. 7. The motion carried by the following vote:**

**For:** 8 - Bassan, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**Excused:** 1 - Benton

**A motion was made by Councilor Bassan that this matter be Amended. Councilor Bassan moved Amendment No. 8. The motion carried by the following vote:**

**For:** 8 - Bassan, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**Excused:** 1 - Benton

**A motion was made by Vice-President Grout that this matter be Amended. Vice-President Grout moved Amendment No. 9. The motion carried by the following vote:**

**For:** 7 - Bassan, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**Against:** 1 - Davis

**Excused:** 1 - Benton

**A motion was made by Councilor Peña that the Rules be Suspended for the purpose of allowing a new amendment to be proposed. The motion carried by the following vote:**

**For:** 8 - Bassan, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**Excused:** 1 - Benton

**A motion was made by Councilor Peña that this matter be Amended. Councilor Peña moved Amendment No. 10. The motion carried by the following vote:**

**For:** 8 - Bassan, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**Excused:** 1 - Benton

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

**For:** 7 - Bassan, Davis, Fiebelkorn, Grout, Jones, Peña, and Sanchez

**Against:** 1 - Lewis

**Excused:** 1 - Benton

**\*i.** [R-23-138](#)

Establishing The City Council President Or Their Designee As The City Representative On The Albuquerque Regional Economic Alliance (AREA) Board Of Directors (Lewis)

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

**For:** 8 - Bassan, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**Excused:** 1 - Benton

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

**For:** 8 - Bassan, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

**Excused:** 1 - Benton

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