



# City of Albuquerque

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

## Action Summary City Council

*Council President, Rey Garduño, District 6*  
*Vice-President, Brad Winter, District 4*

*Ken Sanchez, District 1; Isaac Benton, District 2*  
*Klarissa J. Peña, District 3; Dan Lewis, District 5*  
*Diane G. Gibson, District 7; Trudy E. Jones, District 8*  
*Don Harris, District 9*

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Monday, March 2, 2015

5:00 PM

Vincent E. Griego Chambers  
One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

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### TWENTY-FIRST COUNCIL - THIRTY-FOURTH MEETING

#### 1. ROLL CALL

**Present** 9 - Rey Garduño, Brad Winter, Ken Sanchez, Isaac Benton, Klarissa Peña,  
Dan Lewis, 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

February 18, 2015

#### 7. COMMUNICATIONS AND INTRODUCTIONS

#### 8. REPORTS OF COMMITTEES

Internal Operations Committee - February 18, 2015

Committee of the Whole - February 26, 2015

## Deferrals and Withdrawals

- b. [R-14-142](#) Adopting The Bikeways & Trails Facility Plan (BTFP) As A Rank II Facility Plan; The Scope Of The Bikeways And Trails Facility Plan Is City-Wide (Benton, by request)

**A motion was made by Councilor Benton that this matter be Postponed to March 16, 2015. The motion carried by the following vote:**

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

## 9. GENERAL PUBLIC COMMENTS

## 10. ANNOUNCEMENTS

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

- a. [EC-15-245](#) Status FY15 Goal 3, Objective 3, Unser Library

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

- b. [EC-15-246](#) Status FY15 Goal 3, Objective 4, Channel Maintenance

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

- c. [EC-15-247](#) Report of FY/14 Outstanding Encumbrances Reappropriated in FY/15

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

- d. [EC-15-248](#) Submission of the Five-Year Forecast

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

- e. [EC-15-249](#) FY15 Goal 3, Objective 2 - Construct Storm Drain Improvements In Cooperation With EXPO NM To Address Storm Water Quality

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

- f. [EC-15-253](#) Building and Rooftop Lease Agreement with Verizon Wireless LLC

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

- g. [EC-15-260](#) Mayor's Recommendation of Wilson & Co., Inc. for Engineering Consultants for Citywide On-Call Surveying Services

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

- h. [EC-15-261](#) Mayor's Appointment of Mr. Lee M. Truitt to the Airport Advisory Board

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

- i. [EC-15-262](#) Mayor's Reappointment of Mr. Robert Doucette Jr. to the Biological Park Board

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

- j. [R-15-155](#) Approving And Authorizing The Filing Of A Grant Agreement With The New Mexico Department Of Public Safety And Providing For An Appropriation To The City Of Albuquerque, Police Department (Peña, by request)

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

**k. [R-15-156](#)**

Approving And Authorizing The Filing Of The A Grant Application With The New Mexico Department Of Health For Funds Under The Emergency Medical Services Fund Act Program And Providing For An Appropriation To The Fire Department In Fiscal Year 2016 (Winter)

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

**l. [R-15-157](#)**

Approving And Authorizing The Filing Of A Grant Application With The U.S. Department Of Homeland Security Federal Emergency Management Agency For Funds Under The Assistance To Firefighters Grant Program And Providing For An Appropriation To The Fire Department In Fiscal Year 2015 (Sanchez, by request)

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

**m. [R-15-158](#)**

Approving And Authorizing Funds Received From The New Mexico Department Of Public Safety For The Administration Of The New Mexico DNA Identification System Administrative Center And Providing For An Appropriation To The City Of Albuquerque, Police Department (Jones)

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

**n. [R-15-159](#)**

Approving And Authorizing The Filing Of A Grant Application With The New Mexico Energy, Minerals And Natural Resources Department For Funds Under The Wildland/Urban Interface And Hazardous Fuels Reduction Grant Program And Providing For An Appropriation To The Fire Department In Fiscal Year 2015 (Garduño)

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

o. [R-15-164](#)

Adopting The FY 2016 - FY 2017 Two-Year Urban Enhancement Program And Appropriating Funds For The Urban Enhancement Program's Projects (Garduño)

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

**For:** 8 - Garduño, Winter, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Sanchez

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

[AC-15-1](#)

(Project# 1010283/14LUCC-30011) Thom Wright, Agent for Albuquerque Press Club appeals the Landmarks and Urban Conservation Commission (LUCC) Approval of a Certificate of Appropriateness for alterations to Highland Park, described as the so. 10' of Lot 3 and Lots 4, 5 and 6 Block 42 of the Huning Highlands Addition and Lot 2 Block 2 of the Terrace Addition, in the Huning Highland Historic Overlay Zone

**A motion was made by Councilor Benton that this matter be To Accept Only the Land Use Hearing Officer Recommendation but Not the Findings, and Directing Staff to Prepare Findings for Consideration on March 16, 2015. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

b. [AC-15-2](#)

(Project# 1003478/14EPC-40067/14EPC-40068) Lucy Anchondo Secretary, on behalf of the Avalon Neighborhood Association, appeals the Environmental Planning Commission's (EPC's) Approval of a Zone Map Amendment (zone change), for Tract 8, Avalon Subdivision Unit 5, located on 90th street between Bluewater Road NW and Los Volcanes Road NW

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

**For:** 4 - Lewis, Gibson, Jones, and Harris

**Against:** 4 - Garduño, Sanchez, Benton, and Peña

**Abstain:** 1 - Winter

**A motion was made by Councilor Benton that this matter be To Reject the Land Use Hearing Officer Recommendation and hear this matter on March 16, 2015. The motion carried by the following vote:**

**For:** 6 - Garduño, Sanchez, Benton, Peña, Lewis, and Gibson

**Against:** 2 - Jones, and Harris

Abstain: 1 - Winter

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

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

- a. [EC-15-275](#) Veto Message on R-15-169 Requiring the City of Albuquerque To Immediately Cease Construction In The Rio Grande Bosque Between Central Avenue And Interstate 40; Amending The Adopted Capital Implementation Program Of the City Of Albuquerque By Approving New Projects And Changing The Scope of Existing Projects

**A motion was made by President Garduño that this matter be Overridden [Override attempt failed]. The motion failed by the following vote:**

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

**Against:** 5 - Winter, Peña, Lewis, Jones, and Harris

### 14. FINAL ACTIONS

- \*l. [R-15-171](#) Establishing Procedures For Implementing Improvements And Expending Funds Within The Rio Grande Valley State Park By The City Of Albuquerque (Benton)

**A motion was made by Councilor Benton that this matter be Postponed to April 6, 2015. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- a. [O-15-37](#) Annexation, 14EPC-40059 / 14EPC-40060, Annexing 1.37 Acres, More Or Less, Located In MRGCD Map 42, Tracts 148A1b, 147B1, 147B2A, 148A1A1A1A1, Located On Bridge Boulevard Between Anthony Lane And Pear Road Amending The Zone Map To Establish O-1 Zoning (Peña, by request)

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- \*c. [R-15-150](#) C/S Approving The Programming Of Funds And Projects For The 2015-2024 Decade Plan For Capital Improvements Including The 2015 Two-Year Capital Budget (Peña, 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:** 5 - Garduño, Sanchez, Benton, Peña, and Gibson

**Against:** 4 - Winter, Lewis, 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 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, 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:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

**For:** 6 - Winter, Sanchez, Peña, Lewis, Jones, and Harris

**Against:** 3 - Garduño, Benton, and Gibson

**A motion was made by Councilor Harris to Reconsider Amendment No. 5. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**d.** [R-15-152](#)

Adopting The September 2014 Downtown Walkability Analysis As A City Policy For Prioritizing Multi-Modal Improvements In The Downtown Area (Benton)

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

**For:** 8 - Garduño, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Winter

**e.** [R-15-153](#)

F/S Amending The East Gateway Sector Development Plan To Clarify The Language Regarding Illuminated Signage, And To Allow For Increased Sign Areas (Harris, by request)

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

**For:** 8 - Garduño, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Winter

**f.** [R-15-154](#)

Amending The Adopted Capital Implementation Program Of The City Of Albuquerque By Approving New Projects, Supplementing Current Appropriations And Changing The Scope Of Existing Projects (Garduño, by request)

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

**For:** 8 - Garduño, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Excused:** 1 - Winter

**g.** [R-15-160](#)

F/S Amending Resolution R-14-138, The City Of Albuquerque Project Recommendations To The Mid-Region Council Of Governments For Inclusion In The 2040 Metropolitan Transportation Plan, And The FY 2016 To FY 2021 Transportation Improvement Program, Supporting The County Of Bernalillo, Woodward Road Multimodal Improvement Project, Clarifying Using Transportation Improvement Program Funds For The Purchase Of Right Of Way, Engineering And Construction For Projects Scheduled For The Metropolitan Transportation Plan; Creating A Near South Valley Area Multimodal Study And An Interstate Corridor Bicycle Connections Project; Updating The City's List Of Transportation Improvement Program Projects (Benton)

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**h.** [R-15-163](#)

Calling For A Comparative Survey Of The Salaries Of ABQ Ride Motorcoach Operators And Sunvan Chauffeurs (Peña)

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**i.** [R-15-167](#)

Designating Fiscal Year 2015 General Fund Appropriations For The Completion Of A Survey Of Retired Albuquerque Police Officers And Authorizing The Director Of Council Services To Enter Into An Agreement For This Purpose (Gibson)

**A motion was made by Councilor Gibson that this matter be Postponed to March 16, 2015. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**j.** [M-15-8](#)

F/S Supporting Proposed State Legislation, Senate Bill 697 Providing For Shared Renewable Energy Facilities To Qualify As Distributed Generation Facilities; Requiring Investor-Owned Utilities To Allow Construction, Connection And Operation Of Shared Renewable Energy Facilities Within Their Operating Territories (Benton)

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

**For:** 6 - Garduño, Winter, Sanchez, Benton, Peña, and Gibson

**Against:** 3 - Lewis, Jones, and Harris

**k.** [M-15-9](#)

F/S Relating To Public Service Company Of New Mexico's Plan To Replace 836 Megawatts At The San Juan Generating Station; Urging The New Mexico Public Regulation Commission To Modify Pnm's Stipulation Agreement (Benton)

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**A motion was made by Councilor Sanchez that this matter be Continued as Substituted to March 16, 2015. The motion carried by the following vote:**

**For:** 6 - Sanchez, Peña, Lewis, Gibson, Jones, and Harris

**Against:** 3 - Garduño, Winter, and Benton

*There being no further business, the meeting adjourned at 10:59 p.m.*