



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

Monday, May 4, 2015

5:00 PM

Vincent E. Griego Chambers
One Civic Plaza NW
Albuquerque/Bernalillo County Government Center

TWENTY-FIRST COUNCIL - THIRTY-EIGHTH MEETING

1. ROLL CALL

Present 8 - Rey Garduño, Brad Winter, Ken Sanchez, Klarissa Peña, Dan Lewis,
Diane Gibson, Trudy Jones, and Don Harris
Excused 1 - Isaac Benton

2. MOMENT OF SILENCE

Pledge of Allegiance - Brad Winter, Councilor, District 4

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

April 20, 2015

7. COMMUNICATIONS AND INTRODUCTIONS

Deferrals and Withdrawals

- a. [EC-15-288](#) Approval of the Second Supplemental to add monies for Outside
Counsel Legal Services between Scott T. Greenwood, Attorney at Law
and the City of Albuquerque

A motion was made by President Garduño that this matter be Postponed to May 18, 2015. The motion carried by the following vote:

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

Excused: 1 - Benton

c. [O-15-43](#)

Amending The Merit System Ordinance Relating To Classified And Unclassified Service (Jones, Sanchez)

A motion was made by Councilor Sanchez that this matter be Postponed to May 18, 2015. The motion carried by the following vote:

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

Excused: 1 - Benton

j. [R-15-185](#)

Authorizing The Issuance And Sale Of City Of Albuquerque, New Mexico Gross Receipts Tax Refunding And Improvement Revenue Bonds, Series 2015A, And City Of Albuquerque, New Mexico Gross Receipts Tax Improvement Revenue Bonds, Taxable Series 2015B, Authorized To Be Issued By (A) City Ordinance Twenty-First Council Bill No. F/S O-14-24, (B) City Ordinance Twenty-First Council Bill No. F/S O-15-44, And (C) City Ordinance Twenty-First Council Bill No. F/S O-15-46 (Jones, by request)

A motion was made by Councilor Jones that this matter be Postponed to May 7, 2015. The motion carried by the following vote:

For: 7 - Garduño, Winter, Peña, Lewis, Gibson, Jones, and Harris

Excused: 2 - Sanchez, and Benton

f. [O-15-49](#)

Amending Chapter 10, Article 2, Section 4 ROA 1994 Relating To Bio Park Rates; Removing Charges For Train Rides To Allow Train Fees To Be Independently Set By The Bio Park Society (Benton)

A motion was made by Vice-President Winter that this matter be Postponed to May 18, 2015. The motion carried by the following vote:

For: 7 - Garduño, Winter, Peña, Lewis, Gibson, Jones, and Harris

Excused: 2 - Sanchez, and Benton

h. [R-14-86](#)

C/S Amending The Sawmill/Wells Park Sector Development Plan To Update The Road Network And Transportation Design In Chapter 6; Replacing Sections 2 And 3, And Adding Sections 12 And 13 (Benton)

A motion was made by Vice-President Winter that this matter be Postponed to May 18, 2015. The motion carried by the following vote:

For: 7 - Garduño, Winter, Peña, Lewis, Gibson, Jones, and Harris

Excused: 2 - Sanchez, and Benton

i. [R-14-142](#)

F/S 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 President Garduño that this matter be Postponed to May 18, 2015. The motion carried by the following vote:

For: 7 - Garduño, Winter, Peña, Lewis, Gibson, Jones, and Harris

Excused: 2 - Sanchez, and Benton

- k. [R-15-192](#) Directing That The Police Oversight Board Prioritize Training And Development Of Certain Rules And Regulations At Its Initial Meetings (Winter, Garduño)

A motion was made by Vice-President Winter that this matter be Postponed to May 18, 2015. The motion carried by the following vote:

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

Excused: 1 - Benton

8. REPORTS OF COMMITTEES

9. GENERAL PUBLIC COMMENTS

10. ANNOUNCEMENTS

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

- a. [EC-15-264](#) FY/15 Goal #1 Priority Objective #4 - Status Report Senior Food Pantry Shopping Experience

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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

- b. [EC-15-265](#) FY/15 Goal #1 Priority Objective #5 - Status Report Feasibility Study of the Northwest Multigenerational Center

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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

- c. [EC-15-266](#) Ground Lease Agreement with New Mexico Department of Transportation

A motion was made by Vice-President Winter that this matter be Approved. The

motion carried by the following vote:**For:** 8 - Garduño, Winter, Sanchez, Peña, Lewis, Gibson, Jones, and Harris**Excused:** 1 - Benton

- d. [EC-15-276](#) FY15 Priority Objective Report: Public Safety Goal 2, Objective 9 - Complete the Tiburon CAD/RMS Upgrade (VMP), 2nd Quarter Report

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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris**Excused:** 1 - Benton

- e. [EC-15-277](#) FY15 Priority Objective Report: Public Safety Goal 2, Objective 10 - Develop a Pilot Program with the District Attorney's Office to Make Cloud-Based Video from BWCs Available, 2nd Quarter Report

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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris**Excused:** 1 - Benton

- f. [EC-15-278](#) FY15 Priority Objective Report: Public Safety Goal 2, Objective 11 - Reduce Costs and Provide Sufficient Storage for Evidence, 2nd Quarter Report

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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris**Excused:** 1 - Benton

- g. [EC-15-279](#) FY15 Priority Objective Report: Public Safety Goal 2, Objective 12 - Increase Security at the Alvarado Transportation Center (ATC), 2nd Quarter Report

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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris**Excused:** 1 - Benton

- j. [EC-15-282](#) FY15 Priority Objective Report: Public Safety Goal 2, Objective 15 - Achieve an "Accreditation with Excellence Award" from the Commission on Accreditation for Law Enforcement Agencies (CALEA), 2nd Quarter Report

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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

- k. [EC-15-283](#) FY15 Priority Objective Report: Public Safety Goal 2, Objective 8 - Implement a Promotional Campaign to Increase the Public's Use of LeadsOnline, 2nd Quarter Report

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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

- l. [EC-15-307](#) Mayor's Appointment of Mr. Michael T. Schramski to the Veterans and Military Affairs 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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

- m. [EC-15-308](#) Mayor's Reappointment of Ms. Janet M. Thompson to the Arts 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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

- n. [EC-15-309](#) Mayor's Appointment of Mr. Christopher M. Timm to the Veterans and Military Affairs 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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

- o. [EC-15-310](#) Mayor's Appointment of Mr. Jared L. Quintana to the Information Services Committee

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

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

Excused: 1 - Benton

- p. [EC-15-311](#) Mayor's Reappointment of Mr. Frank W. Soto to the EMS Providers Advisory Committee

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

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

Excused: 1 - Benton

q. [EC-15-312](#)

Mayor's Recommendation of KSA Engineers, Inc. for Environmental Engineering Services for the Aviation Department

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

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

Excused: 1 - Benton

r. [EC-15-313](#)

Mayor's Recommendation of Parametrix, Inc. for Engineering Services for Paradise Boulevard Improvements - Golf Course to Eagle Ranch

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

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

Excused: 1 - Benton

s. [EC-15-316](#)

Mayor's Appointment of Dr. Tony B. Salazar to the EMS Medical Control 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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

t. [EC-15-317](#)

Mayor's Appointment of Mr. Steven M. Garcia to the Small Business Regulatory Advisory Committee

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

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

Excused: 1 - Benton

u. [EC-15-318](#)

Mayor's Appointment of Mr. Joaquin J. Baca to the Indicators Progress Commission

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

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

Excused: 1 - Benton

- v. [EC-15-319](#) Mayor's Appointment of Ms. Gabriela I. Gomez to the ABQ Volunteer 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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris
- Excused:** 1 - Benton
- w. [EC-15-320](#) Mayor's Reappointment of Mr. Steve Borbas to the Urban Enhancement Trust Fund
- A motion was made by Vice-President Winter that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 8 - Garduño, Winter, Sanchez, Peña, Lewis, Gibson, Jones, and Harris
- Excused:** 1 - Benton
- x. [EC-15-321](#) Mayor's Reappointment of Ms. Christine Glidden to the Urban Enhancement Trust Fund
- A motion was made by Vice-President Winter that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 8 - Garduño, Winter, Sanchez, Peña, Lewis, Gibson, Jones, and Harris
- Excused:** 1 - Benton
- y. [R-15-173](#) Amending The Adopted Capital Implementation Program Of The City Of Albuquerque By Approving State Grant Funding For A New Project, And Supplementing Current Appropriations (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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris
- Excused:** 1 - Benton
- z. [R-15-174](#) Approving And Authorizing The Filing Of A Grant Application For A Food Service Program For Children With The State Of New Mexico Children, Youth And Families Department And Providing An Appropriation To The Department Of Family And Community Services (Jones, 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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris
- Excused:** 1 - Benton
- aa. [R-15-175](#) Approving And Authorizing The Filing Of A Grant Application With The Firehouse Subs Public Safety Foundation For Funds Under The FY15 Firehouse Subs Grant And Providing For An Appropriation To The Fire

Department In Fiscal Year 2015 (Benton, 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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

ab. [R-15-176](#)

Authorizing The Mayor To Execute The Albuquerque Business Education Compact Recommendations And Providing An Appropriation To The Department Of Family And Community Services (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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

ac. [R-15-180](#)

Amending The Adopted Capital Implementation Program Of The City Of Albuquerque By Approving New Projects And Changing The Scope Of Existing Projects Relating To District 4 Council Neighborhood Set-Asides (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, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Excused: 1 - Benton

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

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

h. [EC-15-280](#)

FY15 Priority Objective Report: Public Safety Goal 2, Objective 13 - Increase the Number of Recruits to APD and Bolster New Officer Hiring, 2nd Quarter Report

A motion was made by Councilor Sanchez that this matter be Postponed to May 18, 2015. The motion carried by the following vote:

For: 7 - Garduño, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Against: 1 - Winter

Excused: 1 - Benton

i. [EC-15-281](#)

FY15 Priority Objective Report: Public Safety Goal 2, Objective 14 - Migrate Training to APD Academy On-line, APD's Distance Learning System, 2nd Quarter Report

A motion was made by Councilor Sanchez that this matter be Postponed to

May 18, 2015. The motion carried by the following vote:

For: 7 - Garduño, Sanchez, Peña, Lewis, Gibson, Jones, and Harris

Against: 1 - Winter

Excused: 1 - Benton

- b. [EC-15-314](#) Stipulated Order Establishing the Independent Monitor's Office and the Payment of Monitoring Expenses to James D. Ginger, Ph.D., CEO, Public Management Resources, Inc.

A motion was made by Councilor Sanchez that this matter be Postponed to May 18, 2015. The motion carried by the following vote:

For: 6 - Garduño, Sanchez, Peña, Lewis, Gibson, and Harris

Against: 2 - Winter, and Jones

Excused: 1 - Benton

14. FINAL ACTIONS

- a. [O-14-33](#) Amending The City Of Albuquerque Code Of Ordinances Section Pertaining To Preliminary And Final Plats And Related Definitions In The Subdivision Ordinance To Allow Phasing Of Final Plats (Jones)

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

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

Excused: 1 - Benton

- b. [O-15-41](#) Amending The City Of Albuquerque Code Of Ordinances Section 13-2-4 Pertaining To The Waiver Of Distance Requirement Between Licensed Premises For A Liquor License And School (Benton, by request)

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

For: 7 - Garduño, Winter, Sanchez, Peña, Gibson, Jones, and Harris

Against: 1 - Lewis

Excused: 1 - Benton

- d. [O-15-45](#) F/S Authorizing The Issuance And Sale Of \$49,896,000 City Of Albuquerque, New Mexico General Obligation Bonds, Consisting Of \$37,970,000 General Purpose General Obligation Bonds, Series 2015A, \$4,726,000 General Obligation Storm Sewer Bonds, Series 2015B, And \$7,200,000 Short-Term General Obligation Bonds, Series 2015C, Authorized At An Election Of The City Held On October 8, 2013 To Finance Projects Relating To Public Safety, Citizens'

Centers, Parks And Recreation, Facilities And Equipment, Library, Public Transportation, Affordable Housing, Zoo, Biological Park And Museum Facilities, Storm Sewers, And Streets (Garduño, by request)

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

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

Excused: 1 - Benton

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

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

Excused: 1 - Benton

e. [O-15-47](#)

C/S Amending The City's Purchasing Ordinance, Sections 5-5-11 Relating To Capital Project Purchases And 5-5-31 Relating To Pay Equity Reporting To Provide For A 5% Preference For Companies That Have Gender Pay Equity (Gibson, Peña, Winter)

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

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

Excused: 1 - Benton

g. [O-15-50](#)

F/S Repealing §2-6-5-1 Through §2-6-5-5, ROA 1994 Relating To The Joint Advisory Commission On Persons With Disabilities; Establishing And Defining The Roles And Responsibilities Of An Americans With Disabilities Act Advisory Council For The City Of Albuquerque (Peña)

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

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

Excused: 1 - Benton

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

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

Excused: 1 - Benton

There being no further business, the meeting adjourned at 9:28 p.m.