



City of Albuquerque

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

Action Summary

City Council

Council President, Isaac Benton, District 2

Vice-President, Brad Winter, District 4

Ken Sanchez, District 1; Klarissa J. Peña, District 3

Dan Lewis, District 5; Patrick Davis, District 6

Diane G. Gibson, District 7; Trudy E. Jones, District 8

Don Harris, District 9

Wednesday, February 22, 2017

5:00 PM

Vincent E. Griego Chambers

One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

TWENTY-SECOND COUNCIL - TWENTY-EIGHTH MEETING

1. ROLL CALL

Present 8 - Isaac Benton, Brad Winter, Ken Sanchez, Klarissa Peña, Patrick Davis,
Diane Gibson, Trudy Jones, and Don Harris

Excused 1 - Dan Lewis

2. MOMENT OF SILENCE

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

February 6, 2017

7. COMMUNICATIONS AND INTRODUCTIONS

8. REPORTS OF COMMITTEES

Finance and Government Operations Committee - February 13, 2017

Land Use, Planning and Zoning Committee - February 15, 2017

Committee of the Whole - February 16, 2017

Deferrals/Withdrawals

- d. [R-15-188](#) Declaring The Intent Of The City Council Of The City Of Albuquerque, New Mexico To Consider For Adoption A Resolution Approving The Formation Of The Lower Petroglyphs Tax Increment Development District; Approving, Subject To Further Proceedings Of The City Council, A Tax Increment Development Plan For The District, The Purposes Of The District, Identification Of Gross Receipts Tax Increment And Property Tax Increment Financing Mechanisms, And Bonds Secured By Gross Receipts Tax Increment Revenue And Property Tax Increment Revenue (Sanchez)
- A motion was made by Councilor Sanchez that this matter be Postponed to March 6, 2017. The motion carried by the following vote:**
- For:** 7 - Benton, Winter, Sanchez, Peña, Davis, Gibson, and Jones
- Excused:** 2 - Lewis, and Harris
- e. [R-16-135](#) Establishing Policy For The Albuquerque Police Department's Criminal Investigation Of Officer Involved Shootings And In-Custody Deaths (Davis)
- A motion was made by Councilor Davis that this matter be Postponed to March 20, 2017. The motion carried by the following vote:**
- For:** 7 - Benton, Winter, Sanchez, Peña, Davis, Gibson, and Jones
- Excused:** 2 - Lewis, and Harris
9. **CONSENT AGENDA: {Items may be removed at the request of any Councilor}**
- Councilor Gibson pulled EC-16-239 off the Consent agenda.*
- b. [EC-17-275](#) Mayor's Recommendation of Smith Engineering Company for Citywide On-Call Engineering Services for Hydrology, Hydraulics and Storm Drainage Work
- A motion was made by Vice-President Winter that this matter be Approved. The motion carried by the following vote:**
- For:** 7 - Benton, Winter, Sanchez, Peña, Davis, Gibson, and Jones
- Excused:** 2 - Lewis, and Harris
- c. [EC-17-277](#) Mayor's Appointment of Mr. Alfonso Otero to the Area Agency On Aging Advisory Council
- A motion was made by Vice-President Winter that this matter be Confirmed. The motion carried by the following vote:**
- For:** 7 - Benton, Winter, Sanchez, Peña, Davis, Gibson, and Jones

Excused: 2 - Lewis, and Harris

- d. [EC-17-278](#) Mayor's Appointment of Ms. Sophie LaBorwit to the Youth Advisory Council

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

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

Excused: 2 - Lewis, and Harris

- e. [EC-17-279](#) Mayor's Appointment of Ms. Analise Mirabal to the Youth Advisory Council

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

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

Excused: 2 - Lewis, and Harris

- f. [EC-17-280](#) Mayor's Appointment of Mr. Brian Kilman to the Youth Advisory Council

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

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

Excused: 2 - Lewis, and Harris

- g. [EC-17-281](#) Mayor's Appointment of Ms. Hanna M. Alley to the Youth Advisory Council

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

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

Excused: 2 - Lewis, and Harris

- h. [EC-17-282](#) Mayor's Appointment of Ms. Sandy Barnhart Y Chavez to the Cable Franchise & Hearing Board

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

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

Excused: 2 - Lewis, and Harris

- i. [EC-17-283](#) Mayor's Appointment of Mr. Jonathan P. Pena 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: 7 - Benton, Winter, Sanchez, Peña, Davis, Gibson, and Jones

Excused: 2 - Lewis, and Harris

- j. [O-16-11](#) F/S Adopting A New Article In Chapter 14 ROA 1994, Zoning, Planning And Building, To Be Known As The "Vacant Commercial Buildings Ordinance" (Harris, Davis)

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

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

Excused: 2 - Lewis, and Harris

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

- a. [EC-16-239](#) Reporting of Expenditures by the Albuquerque Police Department Related to the Implementation of the Court Approved Settlement Agreement (CASA) - First Quarter Fiscal Year 2017

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

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

Excused: 2 - Lewis, and Harris

10. GENERAL PUBLIC COMMENTS

11. ANNOUNCEMENTS

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

- *a. [EC-17-273](#) Mayor's Recommendation of Wilson & Co., Inc. for Americans With Disabilities Act (ADA) Transition Plan

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

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

Excused: 2 - Lewis, and Harris

- b. [EC-17-284](#) Development Agreement with Greater Albuquerque Housing Partnership (GAHP) Utilizing Workforce Housing Trust Funds in the Amount of Four Million Dollars (\$4,000,000) for the Construction of a 110-Unit Affordable Rental Housing Development Project located in the Raynolds Addition Neighborhood

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

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

Excused: 2 - Lewis, and Harris

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

14. FINAL ACTIONS

- *a. [R-17-158](#) F/S Authorizing The Giving Of Notices For Bids For The Sale Of City Of Albuquerque, New Mexico General Obligation Bonds Consisting Of \$22,850,000 General Obligation General Purpose Bonds, Series 2017A (Harris, by request)

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

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

Excused: 2 - Lewis, and Harris

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

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

Excused: 2 - Lewis, and Harris

- b. [M-17-4](#) Reaffirming The City Of Albuquerque's Commitment To Diversity And Immigrant Friendly Status, And To Safeguarding The Civil Rights, Safety And Dignity Of All Our Residents, Whether They Be Immigrants, War Refugees, People Of Color, Muslims, Jews, LGBTQ People, Or People With Disabilities (Peña, Benton, Davis, Gibson)

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

For: 6 - Benton, Winter, Sanchez, Peña, Davis, and Gibson

Against: 1 - Jones

Excused: 2 - Lewis, and Harris

- *c. [R-17-148](#) C/S Approving The Programming Of Funds And Projects For The 2017-2026 Decade Plan For Capital Improvements Including The 2017 Two-Year Capital Budget (Harris)

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

Excused: 1 - Lewis

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

Excused: 1 - Lewis

A motion was made by President Benton that this matter be Amended.

President Benton moved Amendment No. 3. The motion failed by the following vote:

For: 4 - Benton, Davis, Gibson, and Harris

Against: 4 - Winter, Sanchez, Peña, and Jones

Excused: 1 - Lewis

A motion was made by President Benton that this matter be Amended.

President Benton moved Amendment No. 4. The motion carried by the following vote:

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

Against: 1 - Winter

Excused: 1 - Lewis

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

Excused: 1 - Lewis

A motion was made by President Benton that this matter be Amended.

President Benton moved Amendment No. 6. The motion carried by the following vote:

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

Excused: 1 - Lewis

A motion was made by President Benton that this matter be Amended.

President Benton moved Amendment No. 7. The motion carried by the following vote:

For: 6 - Benton, Sanchez, Peña, Davis, Jones, and Harris

Excused: 3 - Winter, Lewis, and Gibson

A motion was made by President Benton that this matter be Amended.

President Benton moved Amendment No. 8. The motion carried by the following vote:

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

Against: 3 - Winter, Jones, and Harris

Excused: 1 - Lewis

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

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

Excused: 1 - Lewis

- f. [R-16-143](#) Resolution To Provide Justice To Victims Of Sexual Assault By Establishing Timeframes And Practices For Processing Sexual Assault Evidence Kits By The Albuquerque Police Department (Davis)

A motion was made by Councilor Davis that this matter be Postponed to March 6, 2017. The motion carried by the following vote:

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

Excused: 2 - Lewis, and Harris

- g. [R-17-161](#) Amending The Adopted Capital Implementation Program Of The City Of Albuquerque By Supplementing Current Appropriations (Benton, by request)

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

For: 6 - Benton, Winter, Peña, Davis, Gibson, and Jones

Excused: 3 - Sanchez, Lewis, and Harris

- *h. [O-16-24](#) C/S Amending Article 9, Chapter 9, "The Noise Control Ordinance" (Benton)

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

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

Excused: 2 - Lewis, and Harris

- *i. [R-17-164](#) Designating Funding Within The APD Neighborhood Policing Program Strategy In FY/17 For The Purpose Of Providing Funding For Bicycle Patrols In The UNM Main Campus Area, Specifically In The Area Bounded By Yale And Carlisle Boulevards And Campus And Coal Avenues (Davis)

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

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

Against: 3 - Sanchez, Peña, and Jones

Excused: 2 - Lewis, and Harris

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

