



# 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*

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Monday, June 19, 2017

5:00 PM

Vincent E. Griego Chambers

One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

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### TWENTY-SECOND COUNCIL - THIRTY-SIXTH MEETING

#### 1. ROLL CALL

#### 2. MOMENT OF SILENCE

Pledge of Allegiance - Klarissa J. Peña, Councilor, District 3

#### 3. PROCLAMATIONS & PRESENTATIONS

#### 4. ECONOMIC DEVELOPMENT DISCUSSION

#### 5. ADMINISTRATION QUESTION & ANSWER PERIOD

#### 6. APPROVAL OF JOURNAL

June 5, 2017

#### 7. COMMUNICATIONS AND INTRODUCTIONS

#### 8. REPORTS OF COMMITTEES

Finance and Government Operations Committee - June 12, 2017

Land Use, Planning and Zoning Committee - June 14, 2017

Deferrals/Withdrawals

- a. [O-16-19](#) Creating A Department Of Asset Management Within The City Of Albuquerque (Jones)
- A motion was made by Councilor Jones that this matter be Postponed to August 7, 2017. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- f. [R-17-177](#) C/S Directing The City Administration To Evaluate The Performance Of The Albuquerque Rapid Transit (A.R.T.) Project As It Impacts Traffic Along Central Avenue, Changes In Transit Ridership, Changes In Traffic On Specified Alternative Routes, And Economic Impacts On Businesses Abutting The Corridor After It Has Been In Operation For The Sixty-Day Period Starting One Month After Project Completion Compared With The Same Sixty-Day Period One Year Prior And The Same Sixty-Day Period Two Years Prior; And To Work With Affected Communities To Mitigate Negative Impacts Revealed By Those Assessments, To Include Re-Opening Dedicated Transit Lanes To General Traffic. The Results Of The Assessments Outlined Below Are To Be Evaluated By A Third Party That Is Independent Of Both The City Transit Department And MRCOG (Lewis, Harris)
- A motion was made by Councilor Harris that this matter be Postponed to August 7, 2017. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- \*n. [R-17-207](#) Authorizing The Issuance And Sale Of City Of Albuquerque, New Mexico Energy Savings/Municipal Infrastructure Gross Receipts Tax Improvement Revenue Bonds (Clean Renewable Energy Projects - Direct Pay Subsidy CREBS - Taxable), Series 2017 (The "Bonds"), Authorized To Be Issued By City Ordinance; Providing Certain Terms Of The Bonds, Awarding The Bonds To, And Providing The Price To Be Paid For The Bonds By, The Purchaser; And Providing For The Approval Of A Bond Purchase Agreement And Certain Other Documents Pertaining To The Bonds; Providing For Other Details Concerning The Bonds; Approving Documents Relating To The Bonds; Making Certain Appropriations; And Ratifying Certain Actions Previously Taken (Davis)
- A motion was made by Councilor Davis that this matter be Withdrawn. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- b. [O-17-32](#) Subject To Voter Approval, Imposing A Municipal Gasoline Tax Of

Two Cents Per Gallon; Dedicating The Revenue Generated By The Municipal Gasoline Tax To Rehabilitation Of Transportation Systems For The Benefit Of The City (Benton)

**A motion was made by President Benton that this matter be Postponed to September 18, 2017. The motion carried by the following vote:**

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

**Excused:** 1 - Winter

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

- \*a.**    [EC-17-334](#)    Second Supplemental for Professional Technical Contract - Catherine Offutt

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

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

**Excused:** 1 - Winter

- b.**    [EC-17-343](#)    Mayor's Recommendation of CH2M Engineers, Inc. for Landfill and Convenience Center Environmental Engineering

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

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

**Excused:** 1 - Winter

- c.**    [EC-17-344](#)    Mayor's Recommendation of Morrow Reardon Wilkinson Miller, LTD for Landscape Architectural Consultants for On Call Prototype Median and Interstate Design and Construction Services

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

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

**Excused:** 1 - Winter

- d.**    [EC-17-345](#)    Mayor's Recommendation of Morrow Reardon Wilkinson Miller, LTD for Landscape Architectural Consultants for Various Landscape Architectural Design Projects for the Department of Parks and Recreation

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

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

**Excused:** 1 - Winter

- e. [EC-17-346](#) Mayor's Recommendation of NCA Architects, Architectural Design Consultant for the Aviation Department at the Albuquerque International Sunport
- A motion was made by President Benton that this matter be Approved. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- f. [EC-17-347](#) Mayor's Recommendation of Vigil & Associates Architectural Group, P.C. for Architectural Consultant for the South Valley Multipurpose Center Respite Facility
- A motion was made by President Benton that this matter be Approved. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- g. [EC-17-348](#) Mayor's Reappointment of Mr. Tim Sheahan to the ABQ Volunteers Advisory Board
- A motion was made by President Benton that this matter be Confirmed. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- h. [EC-17-349](#) Mayor's Appointment of Mr. Sidney Gutierrez to the Balloon Museum Board of Trustees
- A motion was made by President Benton that this matter be Confirmed. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- i. [EC-17-350](#) Mayor's Appointment of Mr. Kyre Blachly to the Youth Advisory Council
- A motion was made by President Benton that this matter be Confirmed. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- j. [EC-17-351](#) Mayor's Appointment of Mr. Christian Martinez to the Youth Advisory Council
- A motion was made by President Benton that this matter be Confirmed. The motion carried by the following vote:**

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

**Excused:** 1 - Winter

- k. [EC-17-352](#) Mayor's Appointment of Mrs. Margaret Terpening to the Municipal Golf Advisory Board
- A motion was made by President Benton that this matter be Confirmed. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- l. [EC-17-353](#) Mayor's Appointment of Ms. Ashley Otero to the Urban Enhancement Trust Fund
- A motion was made by President Benton that this matter be Confirmed. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- \*m. [EC-17-355](#) Recommendation of Award to Moss Adams LLP for "FY17 Audit Services"
- A motion was made by President Benton that this matter be Approved. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- n. [EC-17-356](#) Mayor's Appointment of Ms. Tsiporah Nephesh to the ABQ Volunteers Advisory Board
- A motion was made by President Benton that this matter be Confirmed. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- o. [EC-17-357](#) Mayor's Appointment of Ms. Hallee Kells to the ABQ Volunteers Advisory Board
- A motion was made by President Benton that this matter be Confirmed. The motion carried by the following vote:**
- For:** 8 - Benton, Sanchez, Peña, Lewis, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Winter
- p. [OC-17-27](#) Reappointment of Stephanie Yara to Information Services Committee

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

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

**Excused:** 1 - Winter

**\*q.** [OC-17-28](#)

Staff Recommendation to Appoint Dr. William J. Kass to the Police Oversight Board

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

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

**Excused:** 1 - Winter

**\*r.** [OC-17-29](#)

Staff Recommendation to Appoint Ms. Valerie St. John to the Police Oversight Board

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

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

**Excused:** 1 - Winter

**\*s.** [R-17-210](#)

Amending Appropriations To The Department Of Family And Community Services For The Albuquerque-Bernalillo County (ABC) Community School Partnership (Jones, Gibson)

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

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

**Excused:** 1 - Winter

**t.** [R-17-212](#)

Amending Resolution F/S R-190 (Enactment No. 47-1999) Which Provides A Policy For The Process Of Developing The Alvarado Transportation Center Project (Benton)

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

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

**Excused:** 1 - Winter

## 10. GENERAL PUBLIC COMMENTS

## 11. ANNOUNCEMENTS

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

**13. APPROVALS: {Contracts, Agreements, and Appointments}****14. FINAL ACTIONS**

- i. [R-17-205](#) F/S Appropriating Funds For Operating The Government Of The City Of Albuquerque For Fiscal Year 2018, Beginning July 1, 2017 And Ending June 30, 2018; Adjusting Fiscal Year 2017 Appropriations; And Appropriating Capital Funds (Harris, Sanchez, Benton, Gibson)

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

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

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

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

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

**Excused:** 1 - Winter

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

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

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

**Excused:** 1 - Winter

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

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

**Against:** 1 - Jones

**Excused:** 1 - Winter

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

**For:** 3 - Sanchez, Lewis, and Harris

**Against:** 5 - Benton, Peña, Davis, Gibson, and Jones

**Excused:** 1 - Winter

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

**For:** 4 - Sanchez, Peña, Lewis, and Davis

**Against:** 4 - Benton, Gibson, Jones, and Harris

**Excused:** 1 - Winter

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

**For:** 4 - Sanchez, Peña, Lewis, and Davis

**Against:** 4 - Benton, Gibson, Jones, and Harris

**Excused:** 1 - Winter

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

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

**Excused:** 1 - Winter

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

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

**Excused:** 1 - Winter

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

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

**Against:** 1 - Lewis

**Excused:** 1 - Winter

**c.**     [O-17-46](#)

Adopting A Uniform Administrative Code And Technical Codes Providing For The Issuance Of Permits And Collecting Fees Associated With Certificates Of Occupancy (Davis, Winter)

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

**Excused:** 1 - Winter

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

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

**Against:** 1 - Lewis

**Excused:** 1 - Winter

**d.**     [O-17-47](#)

Amending Section 10-2-4-2 ROA 1994 Of The Municipal Zoo; Aquatic Park; Botanical Garden Ordinance, To Increase Admission Fees



(Davis, Winter)

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

**For:** 5 - Benton, Davis, Gibson, Jones, and Harris

**Against:** 3 - Sanchez, Peña, and Lewis

**Excused:** 1 - Winter

e. [O-17-48](#)

Amending City Ordinance Twenty-First Council Bill No. O-15-64 Relating To The \$2,080,000 City Of Albuquerque, New Mexico Gross Receipts Tax Improvement Revenue Bonds, Series 2015C; Providing For Use Of Proceeds Of The Series 2015C Bonds To Be Used For The Purpose Of Acquiring Vehicles For The Albuquerque Police Department; Making Appropriations; Ratifying Action Previously Taken; Repealing All Actions Inconsistent With This Ordinance; And Authorizing The Taking Of Other Actions In Connection With The Use Of The Proceeds Of The Series 2015C Bonds (Davis, Winter)

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

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

**Excused:** 1 - Winter

g. [R-17-181](#)

Requiring That The City Issue A Request For Proposals For A Qualified Lender Or Lenders To Provide Safe, Non-Predatory Short-Term Financing To City Permanent And Temporary Employees, Subject To Credit Approval (Gibson)

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

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

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

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

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

**Against:** 1 - Lewis

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

h. [R-17-190](#)

F/S Amending C/S R-17-148, Which Approved The Programming Of Funds And Projects For The 2017-2026 Decade Plan For Capital Improvements Including The 2017 Two-Year Capital Budget, To Designate Funds For The Completion And Equipping Of The Second Surgical Suite At The East Side Animal Shelter (Benton)

**A motion was made by President Benton that this matter be Postponed to August 7, 2017. The motion carried by the following vote:**

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

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

j. [R-17-209](#)

Approving The Transit Department's 2017 Title VI Program For Submission To The Federal Transit Administration (Benton, by request)

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

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

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

k. [R-17-211](#)

Concerning The Regular Municipal Election To Be Held In The City Of Albuquerque, New Mexico On Tuesday, The Third Day Of October 2017 (Benton)

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

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

**Excused:** 1 - Winter

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

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

**Excused:** 1 - Winter

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

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

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

**Excused:** 1 - Winter

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

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

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

**Excused:** 1 - Winter

\*l. [R-17-201](#)

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 (Davis, by request)

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

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

**Excused:** 1 - Winter

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

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

**Excused:** 1 - Winter

\*m. [R-17-206](#)

Concerning A Special Municipal Bond Election To Be Held In The City Of Albuquerque At The Next City General Election; Submitting To A Vote Of The Qualified, Registered Electors And Nonresident Municipal Electors At Such Special Election Certain Questions For Authorizing The Issuance Of General Obligation Bonds In Varying Principal Amounts And For Specified Public Purposes And, To The Qualified Registered Electors Providing The Form Of The Bond Questions And The Designation Clause For Such Questions On The Ballot; Prescribing Other Details In Connection With Such Special Election And Bonds; And Ratifying Action Previously Taken In Connection Therewith (Harris, by request)

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

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

**Excused:** 1 - Winter

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

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

**Excused:** 1 - Winter

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

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

**Excused:** 1 - Winter