



City of Albuquerque

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

Action Summary

City Council

Council President, Ken Sanchez, District 1
Vice-President, Don Harris, District 9

Isaac Benton, District 2; Klarissa J. Peña, District 3
Brad Winter, District 4; Cynthia D. Borrego, District 5
Patrick Davis, District 6; Diane G. Gibson, District 7
Trudy E. Jones, District 8

Monday, March 5, 2018

5:00 PM

Vincent E. Griego Chambers
One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

TWENTY-THIRD COUNCIL - SEVENTH MEETING

1. ROLL CALL

Present 9 - Ken Sanchez, Don Harris, Isaac Benton, Klarissa Peña, Brad Winter, Cynthia Borrego, Patrick Davis, Diane Gibson, and Trudy Jones

2. MOMENT OF SILENCE

Pledge of Allegiance - Ken Sanchez, President, District 1

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

February 21, 2018

7. COMMUNICATIONS AND INTRODUCTIONS

Deferrals and Withdrawals

- a. [O-17-45](#) Amending Chapters 1 And 2 Of The Revised Ordinances Of Albuquerque 1994 To Add A New Article And A New Section, Respectively, Relating To The Prioritization Of Fully Staffing And Funding The Albuquerque Police Department; Requiring An Independent

Staffing, Compensation, And Recruiting Competitiveness Study
Immediately And Every Five Years Thereafter (Harris, Sanchez)

A motion was made by Vice-President Harris that this matter be Postponed to April 2, 2018. The motion carried by the following vote:

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

8. REPORTS OF COMMITTEES

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

- a. [EC-18-10](#) Revenue & Expense Report for First Quarter Fiscal Year 2018

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

- b. [EC-18-14](#) Status FY18 Goal 3, Objective 3, Regarding Eastside Animal Shelter Kennel D Renovation

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

- c. [EC-18-15](#) Lease Agreement between City of Albuquerque and Regents of the University of New Mexico, a body corporate of the State of New Mexico, on behalf of the UNM Hospitals' public operation of the Maternity and Family Planning Program

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

- d. [EC-18-16](#) Agreement for Lease of City Property between United South Broadway Corporation ("USBC") and City of Albuquerque

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

- e. [EC-18-19](#) Mayor's Appointment of Loretta Naranjo-Lopez to the Zoning Board of Appeals

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

- f. [EC-18-22](#) Mayor's Appointment of Ms. Sandra A. Buffett to the Joint Air Quality Board
A motion was made by Vice-President Harris that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones
- g. [EC-18-38](#) Mayor's Recommendation of KSA Engineers, Inc. for On-Call Trail Design and Construction
A motion was made by Vice-President Harris that this matter be Approved. The motion carried by the following vote:
For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones
- h. [EC-18-39](#) Mayor's Recommendation of FBT Architects for Citywide On-Call Architectural Services
A motion was made by Vice-President Harris that this matter be Approved. The motion carried by the following vote:
For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones
- i. [EC-18-40](#) Mayor's Appointment of Dr. Preston Fedor to the EMS Medical Control Board
A motion was made by Vice-President Harris that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones
- j. [EC-18-41](#) Mayor's Appointment of Mr. William Ferguson to the Airport Advisory Board
A motion was made by Vice-President Harris that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones
- k. [EC-18-42](#) Mayor's Appointment of Mr. Mark J. Gilboard to the Indicators Progress Commission
A motion was made by Vice-President Harris that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones
- l. [EC-18-43](#) Mayor's Appointment of Mr. Tony R. Johnson to the Metropolitan Parks & Recreation Advisory Board
A motion was made by Vice-President Harris that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones
- m. [EC-18-44](#) Mayor's Appointment of Mr. Van Overton to the ABQ Volunteers Advisory Board

Board

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

n. [EC-18-45](#)

Mayor's Appointment of Ms. Jessie L. Hunt to the Indicators Progress Commission

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

o. [EC-18-46](#)

Mayor's Appointment of Ms. Amy M. Miller to the Albuquerque Energy Council

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

p. [EC-18-48](#)

Mayor's Appointment of Ms. Leigh E. Brunner to the Biological Park Board

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

q. [EC-18-49](#)

Mayor's Appointment of Ms. Gabrielle M. Uballez to the Urban Enhancement Trust Fund

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

r. [EC-18-50](#)

Mayor's Appointment of Mr. Sean Jariwala to the Lodgers' Tax Advisory Board

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

s. [EC-18-51](#)

Mayor's Appointment of Mr. William S. Carreathers to the Airport Advisory Board

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

t. [EC-18-52](#)

Mayor's Appointment of Mr. Jim Maddox to the Airport Advisory Board

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

u. [EC-18-53](#)

Amendments to Lease Agreements between the City and the United States Air Force (USAF)

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

v. [EC-18-54](#)

Mayor's Appointment of Ms. Taura Livingston to the ABQ Volunteers Advisory Board

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

w. [R-18-8](#)

Approving A Grant Application For The FY2019 EMS Act Grant With The New Mexico Department Of Health And Providing For An Appropriation To The Fire Department In Fiscal Year 2019 (Sanchez, by request)

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

14. FINAL ACTIONS

e. [O-18-9](#)

Adopting A Three Eighths Of One Percent (.375%) Municipal Hold Harmless Gross Receipts Tax (Sanchez, Jones)

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

For: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

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

For: 5 - Harris, Winter, Borrego, Davis, and Jones

Against: 4 - Sanchez, Benton, Peña, and Gibson

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

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

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

Against: 1 - Winter

- c. [R-18-9](#) F/S Authorizing The Giving Of Notices For Bids For The Sale Of \$84,225,000 City Of Albuquerque, New Mexico General Obligation General Purpose Bonds, Series 2018a (Jones, by request)

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

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

Excused: 1 - Harris

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

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

Excused: 1 - Harris

- d. [O-18-5](#) F/S Authorizing The Issuance And Sale Of \$91,200,000 City Of Albuquerque, New Mexico General Obligation Bonds, Consisting Of \$84,225,000 General Purpose General Obligation Bonds, Series 2018A And \$6,975,000 Short-Term General Obligation Bonds, Series 2018B, Authorized At An Election Of The City Held On October 3, 2017 To Finance Projects Relating To Public Safety, Citizens' Centers, Parks And Recreation, Facilities And Equipment, Library, Public Transportation, Museum And Cultural Facilities, Storm Sewers, Streets, And Affordable Housing (Jones, by request)

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

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

Excused: 1 - Harris

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

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

Excused: 1 - Harris

10. GENERAL PUBLIC COMMENTS

11. ANNOUNCEMENTS

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

- a. [AC-18-2](#) (Project #1007960) Nob Hill Neighborhood Association appeals the Zoning Enforcement Officer's (ZEO) determination that "storage of household goods" is a permissive use in the Nob Hill/Highland Sector

Development Plan's SU-2/CCR-2 zone for a site located at 4100 Central Ave SE, on Lots 1 - 8, Block 7, Mesa Grande Addition, containing approximately 0.5937 acres

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

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

Excused: 1 - Harris

Recused: 1 - Davis

b. [AC-18-3](#)

(Project #1003589) La Luz Landowner's Association, Taylor Ranch Neighborhood Association, and Las Casitas Del Rio Homeowners Association appeals the Planning Director's approval of minor changes to the Anadalucia Tract 6B site development plan for building permit (17AA-10121) per the authority granted by Zoning Code Section 14-16-2-22(A)(6) for a property on Tract 6B, Lands of Ray Graham III, Overwest Corporation, located at Coors Blvd NW and Mirandela containing approximately 17 acres

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

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

Against: 1 - Borrego

Excused: 1 - Harris

Recused: 1 - Peña

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

14. FINAL ACTIONS

b. [O-18-4](#)

Amending Sections 2-6-12-1 Through 2-6-12-6 ROA 1994, The "Early Head Start Program Governance Advisory Committee"; To Change The Requirements Of The Program Governance Advisory Committee (Gibson)

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

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

Excused: 1 - Harris

f. [R-17-1](#)

Adjusting Fiscal Year 2018 General Fund Appropriations And Programs To Provide For Employee Wage Increases For Fire Union Employees

Equivalent To 1.5% And Adjusting Fiscal Year 2018 Capital Appropriations (Sanchez, Harris)

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

For: 2 - Benton, and Gibson

Against: 6 - Sanchez, Peña, Winter, Borrego, Davis, and Jones

Excused: 1 - Harris

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

For: 4 - Sanchez, Peña, Borrego, and Davis

Against: 4 - Benton, Winter, Gibson, and Jones

Excused: 1 - Harris

- g.** [R-18-5](#) Condemning Animal Abuse In The Form Of Coyote Killing Contests And Urging The New Mexico Legislature To Pass Legislation Prohibiting Contests Organized, Arranged Or Sponsored For The Purpose Of Killing Coyotes For Prizes Or Entertainment (Gibson, Borrego)

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

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

Excused: 1 - Harris

- h.** [R-18-12](#) Supporting Continued Service By The New Mexico Rail Runner (Gibson)

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

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

Excused: 1 - Harris