



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, May 21, 2018

5:00 PM

Vincent E. Griego Chambers
One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

TWENTY-THIRD COUNCIL - TWELFTH 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 - Patrick Davis, Councilor, District 6

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

May 7, 2018

7. COMMUNICATIONS AND INTRODUCTIONS

8. REPORTS OF COMMITTEES

Finance and Government Operations Committee - May 14, 2018

Land Use, Planning and Zoning Committee - May 16, 2018**Committee of the Whole - May 17, 2018****Deferrals and Withdrawals**

- a. [AC-18-6](#) Project #1005206/17EPC-40054 & 17EPC-40067: Dayan Hochman, of Roybal-Mack & Cordova, P.C, agents for Larry Tucker, appeal the decision of the Environmental Planning Commission (EPC) to Approve a Sector Development Plan Map Amendment (Zone Change) and an associated, As-Built Site Development Plan for Building Permit for an approximately 0.6 acre site known as Lot 8 and the additional south seven feet and eight inches of Lot 7, Lot 9, and Lot 10, Block 24, Huning's Highlands Addition

A motion was made by President Sanchez that this matter be Postponed to June 18, 2018. The motion carried by the following vote:

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

Excused: 1 - Benton

Recused: 1 - Winter

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

- a. [EC-18-47](#) Mayor's Appointment of Ms. 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A motion was made by Vice-President Harris that this matter be Withdrawn by Administration.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: 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones

Excused: 1 - Benton

- b. [EC-18-121](#) Mayor's Appointment of Ms. Mary Rios to the Arts Board

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

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

Excused: 1 - Benton

- c. [EC-18-122](#) Mayor's Reappointment of Mr. Lee Truitt 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: 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones

Excused: 1 - Benton

- d. [EC-18-123](#) Mayor's Appointment of Ms. Pamela Hurd-Knief 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: 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones

Excused: 1 - Benton

- e. [EC-18-124](#) Mayor's Appointment of Mr. John A. Carey to the Accountability in Government Oversight Committee

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

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

Excused: 1 - Benton

- f. [EC-18-125](#) Mayor's Reappointment of Mr. Peter L. Ambs to the Information Services Committee

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

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

Excused: 1 - Benton

- g. [EC-18-126](#) Mayor's Appointment of Mr. B. Jesse Muniz to the Information Services Committee

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

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

Excused: 1 - Benton

- h. [EC-18-127](#) Mayor's Appointment of Ms. Donna J. Griffin 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: 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones

Excused: 1 - Benton

- i. [EC-18-128](#) Mayor's Appointment of Ms. Traci M. Pepper 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:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton
- j. [EC-18-129](#) Mayor's Appointment of Ms. Giovanna Rossi to the Indicators Progress Commission
- A motion was made by Vice-President Harris that this matter be Withdrawn by Administration. The motion carried by the following vote:**
- For:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton
- k. [EC-18-130](#) Mayor's Appointment of Ms. Leanne S. Yanabu to the Library Advisory Board
- A motion was made by Vice-President Harris that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton
- l. [EC-18-131](#) Mayor's Appointment of Mr. Richard Meadows to the Greater Albuquerque Bicycling Advisory Committee
- A motion was made by Vice-President Harris that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton
- m. [EC-18-132](#) Mayor's Appointment of Mr. Arturo Sandoval 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:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton
- n. [EC-18-134](#) Mayor's Reappointment of Mr. Dathan L. Weems 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: 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones

Excused: 1 - Benton

o. [EC-18-135](#)

Mayor's Appointment of Ms. Denise M. Foor to the Municipal Golf Advisory Board

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

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

Excused: 1 - Benton

p. [EC-18-136](#)

Mayor's Appointment of Ms. Kristelle C. Siarza to the Small Business Regulatory Advisory Committee

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

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

Excused: 1 - Benton

q. [EC-18-137](#)

Mayor's Appointment of Ms. Maria Lisa Gonzales to the Para Transit Advisory Board

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

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

Excused: 1 - Benton

r. [EC-18-139](#)

Mayor's Appointment of Ms. Myra Ghattas to the Small Business Regulatory Advisory Committee

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

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

Excused: 1 - Benton

14. FINAL ACTIONS

***d.** [R-18-24](#)

C/S Appropriating Funds For Operating The Government Of The City Of Albuquerque For Fiscal Year 2019, Beginning July 1, 2018 And Ending June 30, 2019; Adjusting Fiscal Year 2018 Appropriations; And Appropriating Capital Funds (Jones, Peña)

A motion was made by Councilor Peña that this matter be Amended. Councilor Peña moved Amendment No. 1.

A motion was made by Councilor Davis that this matter be Amended. Councilor Davis moved Amendment No. 1 to Floor 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 Jones that this matter be Amended. Councilor Jones moved Amendment No. 2 to Floor Amendment No. 1. The motion failed by the following vote:

For: 3 - Davis, Gibson, and Jones

Against: 6 - Sanchez, Harris, Benton, Peña, Winter, and Borrego

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

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

Against: 1 - Gibson

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

A motion was made by Councilor Jones that this matter be Amended. Councilor Jones 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 Davis that this matter be Amended. Councilor Davis moved Amendment No. 4. 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 Borrego that this matter be Amended. Councilor Borrego moved Amendment No. 5. 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 Borrego that this matter be Amended. Councilor Borrego moved Amendment No. 6. The motion failed by the following vote:

For: 3 - Sanchez, Peña, and Borrego

Against: 6 - Harris, Benton, Winter, Davis, Gibson, and Jones

A motion was made by Vice-President Harris that this matter be Amended. Vice-President Harris moved Amendment No. 7. The motion carried by the following vote:

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

Against: 3 - Borrego, Gibson, and Jones

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

For: 6 - Sanchez, Harris, Peña, Borrego, Davis, and Gibson

Against: 3 - Benton, Winter, and Jones

A motion was made by Vice-President Harris that this matter be Amended. Vice-President Harris moved Amendment No. 9. The motion carried by the following vote:

For: 5 - Sanchez, Harris, Peña, Borrego, and Davis

Against: 4 - Benton, Winter, 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: 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones

***f.** [R-18-36](#)

Approving And Adopting The 2018 - 2022 Consolidated Plan And The 2018 Action Plan And Program Investment Summary For The Expenditure Of Community Development Block Grant (CDBG), Home Investment Partnerships (HOME) And Emergency Solutions Grants (ESG) Funds And Providing An Appropriation To The Department Of Family And Community Services Beginning Fiscal Year 2019 (Benton, by request)

A motion was made by Councilor Jones that this matter be Amended. Councilor Jones 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 Benton that this matter be Amended. Councilor Benton moved Amendment No. 2.

A motion was made by Councilor Borrego that this matter be Amended. Councilor Borrego moved Amendment No. 1 to Floor Amendment No. 2. The motion carried by the following vote:

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

A motion was made by President Sanchez that this matter be Amended. President Sanchez moved Amendment No. 2. to Floor Amendment No. 2. President Sanchez withdrew his motion.

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

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

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

***e.** [R-18-25](#)

Establishing One-Year Objectives For The City Of Albuquerque In Fiscal Year 2019; To Meet Five-Year Goals (Jones, by request)

A motion was made by Councilor Jones that this matter be Amended.

Councilor Jones moved Amendment No. 1. The motion carried by the following vote:

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

Excused: 1 - Benton

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 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones

Excused: 1 - Benton

A motion was made by Councilor Jones that this matter be Amended.

Councilor Jones moved Amendment No. 3. The motion carried by the following vote:

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

Excused: 1 - Benton

A motion was made by Councilor Jones that this matter be Amended.

Councilor Jones moved Amendment No. 4. The motion carried by the following vote:

For: 5 - Sanchez, Harris, Peña, Gibson, and Jones

Against: 3 - Winter, Borrego, and Davis

Excused: 1 - Benton

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

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

Against: 3 - Sanchez, Peña, and Borrego

Excused: 1 - Benton

A motion was made by Councilor Jones that this matter be Amended.

Councilor Jones moved Amendment No. 6. The motion carried by the following vote:

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

Against: 1 - Borrego

Excused: 1 - Benton

A motion was made by Councilor Jones that this matter be Amended.

Councilor Jones moved Amendment No. 7. The motion carried by the following vote:

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

Excused: 1 - Benton

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 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones

Excused: 1 - Benton

A motion was made by Vice-President Harris that this matter be Amended. Vice-President Harris moved Amendment No. 9. The motion carried by the following vote:

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

Excused: 1 - Benton

A motion was made by President Sanchez that this matter be Amended. President Sanchez moved Amendment No. 10. The motion carried by the following vote:

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

Excused: 1 - Benton

A motion was made by Councilor Peña that this matter be Amended. Councilor Peña moved Amendment No. 11. The motion carried by the following vote:

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

Excused: 1 - Benton

A motion was made by Councilor Davis that this matter be Amended. Councilor Davis moved Amendment No. 12. The motion carried by the following vote:

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

Excused: 1 - Benton

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, Peña, Winter, Borrego, Davis, Gibson, and Jones

Excused: 1 - Benton

10. GENERAL PUBLIC COMMENTS

11. ANNOUNCEMENTS

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

- a. [OC-18-6](#) Selection of the City Auditor
- A motion was made by President Sanchez that this matter be Tabled. The motion carried by the following vote:**
- For:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton
- *b. [EC-18-119](#) Lease and Easement Agreement between The City of Albuquerque and Verizon Wireless (VAW) LLC dba Verizon Wireless
- A motion was made by President Sanchez that this matter be Approved. The motion carried by the following vote:**
- For:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton

14. FINAL ACTIONS

- b. [R-18-11](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 128 Wisconsin NE 87123 Within The City Limits Of Albuquerque, New Mexico Is So Ruined, Damaged And Dilapidated As To Be A Menace To The Public Comfort, Health, Peace Or Safety And That It Is To Be Required To Be Removed (Davis)
- A motion was made by Councilor Davis that this matter be Passed. The motion carried by the following vote:**
- For:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton

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

- [OC-18-6](#) Selection of the City Auditor
- A motion was made by President Sanchez that this matter be removed from the table. The motion carried by the following vote:**
- For:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton
- A motion was made by President Sanchez to Confirm the Selection of James Thompson. The motion carried by the following vote:**
- For:** 8 - Sanchez, Harris, Peña, Winter, Borrego, Davis, Gibson, and Jones
- Excused:** 1 - Benton

14. FINAL ACTION

- a. [O-18-16](#) A Franchise Ordinance Granting Unite Private Networks, LLC Municipal Authority To Rent, Use And Occupy Rights-Of-Way And Other Public Places In The City Of Albuquerque, New Mexico, And Fixing The Terms And Conditions Thereof (Sanchez, by request)

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

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

Excused: 1 - Benton

Recused: 1 - Winter

- c. [M-18-1](#) Opposing Transportation Of High-Level Radioactive Waste Via Railway Through The City Of Albuquerque For The Purpose Of Temporary Consolidated Storage Of Radioactive Waste In New Mexico (Davis)

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

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

Against: 3 - Harris, Winter, and Jones

Abstain: 1 - Gibson

Excused: 1 - Benton

- *g. [R-18-37](#) Approving A Grant Application For The Workforce Opportunity Investment Act Training Grant With The New Mexico Workforce Connection And Providing An Appropriation To The Department Of Finance And Administrative Services In Fiscal Year 2018 (Sanchez, by request)

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

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

Excused: 1 - Benton