



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, August 6, 2018

5:00 PM

Vincent E. Griego Chambers
One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

TWENTY-THIRD COUNCIL - FIFTEENTH 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 - Boy Scout Troop #505

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

June 18, 2018

7. COMMUNICATIONS AND INTRODUCTIONS

Deferrals/Withdrawals

- a. [O-17-50](#) C/S(3) Amending The City Of Albuquerque Code Of Ordinances Article 6 In Chapter 13 ROA 1994, The "Pawnbroker Ordinance" (Gibson)

A motion was made by Councilor Gibson that this matter be Postponed to October 1, 2018. The motion carried by the following vote:

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

- a. [OC-18-8](#) Renewal of Contract with Mr. Edward Harness, Director, Civilian Police Oversight Agency

A motion was made by President Sanchez that this matter be Postponed to August 20, 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-18-120](#) \$91,200,000 General Obligations Bonds Series 2018 A & B Bond Sale Results

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-18-140](#) Early Head Start Quarterly Report for January, February, March of 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

- d. [EC-18-145](#) Lease Agreement between City of Albuquerque, County of Bernalillo and The Eatery, Inc. dba the Plaza Eatery

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. [R-18-38](#) Approving And Authorizing The Filing Of A Grant Agreement With The U.S. Department Of Health And Human Services (HHS), Early Head Start Program And Providing An Appropriation To The Department Of Family And Community Services Beginning In Fiscal Year 2019 (Peña, 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

- f. [O-18-20](#) Amending The Traffic Code To Incorporate The Policy Directives Of The City Council (Benton)

A motion was made by Vice-President Harris that this matter be Withdrawn by

Sponsor. The motion carried by the following vote:

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

13. APPROVALS

- b. [EC-18-133](#) Mayor's Appointment of Ms. Kara Grant to the Lodgers' Tax Advisory Board

A motion was made by President Sanchez that this matter be Postponed to November 5, 2018. The motion carried by the following vote:

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

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

- a. [EC-18-169](#) Veto of O-18-19, Approving a Project Involving Albuquerque Investors, LLC and TopGolf USA Albuquerque

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

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

Against: 2 - Harris, and Winter

14. FINAL ACTIONS

- b. [R-18-39](#) Affirming The City Council's Support Of Pursuing Legal Action Against Opioid Manufacturers And Distributors For The Opioid Drug Abuse Crisis In Albuquerque Fueled By Their Improper Promotion And Over-Supply Of Those Drugs (Peña, Davis)

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

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

10. GENERAL PUBLIC COMMENTS

11. ANNOUNCEMENTS

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

- a. [AC-18-7](#) Project #1011410/18BOA-20007/17ZHE-80247: Dr. Joe Valles, Westside Coalition of Neighborhood Associations (WSCONA), appeals the decision of the Zoning Board of Appeals (BOA) to Deny an Appeal of the Zoning Hearing Examiner's (ZHE's) decision to grant a special exception to Zoning Code §14-16-2-24(A) and the University of

Albuquerque Sector Development Plan (UASDP) Section B-2: a Variance of 22 feet to the maximum 4 foot height to allow a 26 foot sign height within the boundaries of the UASDP and the Coors Corridor Plan (CCP) for Lot 6, Coors Pavilion, zoned SU-3

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

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

b. [AC-18-8](#)

Project #1011410/18BOA-20008/17ZHE-80249: Dr. Joe Valles, Westside Coalition of Neighborhood Associations (WSCONA), appeals the decision of the Zoning Board of Appeals (BOA) to Deny an Appeal of the Zoning Hearing Examiner's (ZHE's) decision to grant a special exception to Zoning Code §14-16-2-24(A), Section B-2 of the University of Albuquerque Sector Development Plan (UASDP), and Coors Corridor Plan (CCP) p. 113: a Variance of 109 sf to the maximum allowable sign area of 24 sf (UASDP) and a Variance of 58 sf to the maximum allowable sign area of 75 sf (CCP) to allow a 133 sf sign face area for a free-standing sign for Lot 6, Coors Pavilion, zoned SU-3

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

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

14. FINAL ACTIONS

c. [R-18-40](#)

Establishing City Policy For The Implementation Of Downtown Walkability Improvements; Repealing And Replacing R-15-152 (Enactment R-2015-024) (Benton)

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

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

d. [R-18-41](#)

Creating A Task Force To Explore Options And Make Recommendations For Before And After School And Summer Programs For Youth Which Are To Be Funded By The City Of Albuquerque (Jones)

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

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

Against: 2 - Harris, and Borrego

- *e. [R-18-53](#) Releasing General Fund (110) Reserves for Specialty Pay for Paramedic Firefighters and Providing an Appropriation in Fiscal Year 2019 to the Fire Department (Jones, Sanchez)
- A motion was made by Councilor Jones that this matter be Passed. The motion carried by the following vote:**
- For:** 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones
- *f. [R-18-54](#) Supporting the Continuation of Service on the Current Route of Amtrak's Southwest Chief by Rail through Northern New Mexico on its Present Route Alignment, and Supporting Federal Funding in Support of Maintenance and Safety Improvements along the Route (Benton)
- A motion was made by Councilor Benton that this matter be Passed. The motion carried by the following vote:**
- For:** 9 - Sanchez, Harris, Benton, Peña, Winter, Borrego, Davis, Gibson, and Jones