



City of Albuquerque

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

Action Summary

City Council

Council President, Klarissa J. Peña, District 3

Vice-President, Cynthia D. Borrego, District 5

Ken Sanchez, District 1; Isaac Benton, District 2

Brad Winter, District 4; Patrick Davis, District 6

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

Don Harris, District 9

Wednesday, February 20, 2019

5:00 PM

Vincent E. Griego Chambers

One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

TWENTY-THIRD COUNCIL - TWENTY-NINTH MEETING

1. ROLL CALL

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

2. MOMENT OF SILENCE

Pledge of Allegiance - Cynthia D. Borrego, Vice-President, District 5

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

February 4, 2019

7. COMMUNICATIONS AND INTRODUCTIONS

8. REPORTS OF COMMITTEES

Finance and Government Operations Committee - February 11, 2019

Land Use, Planning and Zoning Committee - February 13, 2019

Deferrals/Withdrawals

- g. [RA-19-1](#) Amending The City Council Rules Of Procedure Article II, Section 4, And Article III, Section 21, Relating To The Internal Operations Committee (Gibson)

A motion was made by Councilor Gibson that this matter be Postponed to March 4, 2019. The motion carried by the following vote:

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

- a. [OC-19-25](#) Staff Recommendation to Appoint Mr. Christopher Sedillo to the Police Oversight Board

A motion was made by President Peña that this matter be Postponed to March 4, 2019. The motion carried by the following vote:

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

- b. [OC-19-26](#) Staff Recommendation to Appoint Ms. Tara Armijo-Prewitt to the Police Oversight Board

A motion was made by President Peña that this matter be Postponed to March 4, 2019. The motion carried by the following vote:

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

- c. [OC-19-27](#) Staff Recommendation to Appoint Mr. Lamont Davis to the Police Oversight Board

A motion was made by President Peña that this matter be Postponed to March 4, 2019. The motion carried by the following vote:

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

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

- a. [EC-19-326](#) Mayor's Recommendation of RESPEC for Citywide On-Call Engineering Services For Hydrology, Hydraulics and Storm Drainage

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

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

- b. [EC-19-327](#) Mayor's Appointment of Ms. Leticia Bernal to the Central Avenue Business Advisory Board

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

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

- c. [EC-19-328](#) Mayor's Appointment of Mr. Anthony B. Gallegos to the Airport Advisory Board
A motion was made by Vice-President Borrego that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- d. [EC-19-329](#) Mayor's Appointment of Ms. Lynn L. Anker to the Area Agency on Aging/Older Americans Act Advisory Council
A motion was made by Vice-President Borrego that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- e. [EC-19-330](#) Mayor's Appointment of Mr. Brandon M. Rodriguez to the Veterans and Military Affairs Advisory Board
A motion was made by Vice-President Borrego that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- f. [EC-19-331](#) Mayor's Appointment of Mr. Fred J. DeGuio to the Airport Advisory Board
A motion was made by Vice-President Borrego that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- g. [EC-19-332](#) Mayor's Appointment of Ms. Meggin Lorino to the Area Agency on Aging/Older Americans Act Advisory Council
A motion was made by Vice-President Borrego that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- h. [EC-19-333](#) Mayor's Appointment of Ms. Jennifer N Swartz to the Veterans and Military Affairs Advisory Board
A motion was made by Vice-President Borrego that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- i. [O-18-40](#) Amending Chapter 2, Article 4, Part 13, ROA 1994, The Filing Of Petitions Ordinance, And Amending Chapter 2, Article 4, ROA 1994, To Add The Maintenance Of Campaign In Off Years Ordinance (Sanchez)
A motion was made by Vice-President Borrego that this matter be Withdrawn by Sponsor. The motion carried by the following vote:
For: 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

- j. [R-18-83](#) F/S Concerning A Special Local Election To Be Held In The City Of Albuquerque On February 5, 2019; Submitting To A Vote Of The Qualified, Registered Electors At Such Special Local Election Questions Amending Article II, Sections 2 And 3; Article IV, Section 4; Article V, Section 2; Article VI, Section 4; Article VIII, Section 14 And Article XVI, Sections 3, 4, 6, 7, 8, 12, 15, 20 And 21, Of The Albuquerque City Charter; And Adding Section 22 To Article XVI Of The Albuquerque City Charter; Providing The Form Of The Questions And The Designation Clause For Such Questions On The Ballot; Prescribing Other Details In Connection With Such Special Local Election (Sanchez)
- A motion was made by Vice-President Borrego that this matter be Withdrawn by Sponsor. The motion carried by the following vote:**
- For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- k. [R-19-125](#) Approving The Appointment Of A Director To Fill A Vacancy On The Governing Body Of The Mesa Del Sol Tax Increment Development Districts 1 Through 5 Caused By The Resignation Of A Certain Director Pursuant To The Tax Increment For Development Act, NMSA 1978, Sections 5-15-1 Through 28, As Amended (Davis)
- A motion was made by Vice-President Borrego that this matter be Passed. The motion carried by the following vote:**
- For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- l. [R-19-126](#) Approving The Appointment Of A Director To Fill A Vacancy On The Governing Body Of The Winrock Town Center Tax Increment Development Districts 1 And 2 (Collectively, The "District") Caused By The Resignation Of A Certain Director Pursuant To The Tax Increment For Development Act, NMSA 1978, Sections 5-15-1 Through 28, As Amended (Gibson)
- A motion was made by Vice-President Borrego that this matter be Passed. The motion carried by the following vote:**
- For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

14. FINAL ACTIONS

- a. [O-18-23](#) C/S(2) Amending Chapter 9, Article 4, Part 1 ROA 1994, The Police Oversight Ordinance (Benton, Winter)
- A motion was made by Councilor Benton that this matter be Postponed to March 18, 2019. The motion carried by the following vote:**
- For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

10. GENERAL PUBLIC COMMENTS

11. ANNOUNCEMENTS**12. PUBLIC HEARINGS: {Appeals, SAD Protest Hearings}****13. APPROVALS: {Contracts, Agreements, and Appointments}****14. FINAL ACTIONS**

- b. [O-18-36](#) F/S Amending The Public Purchases Ordinance; Requiring City Council Approval Of Supplements For Professional/Technical Services And Supplements To Contracts Awarded Through The Competitive Sealed Proposal Process (Winter)
- A motion was made by Councilor Winter that this matter be Substituted. The motion carried by the following vote:**
- For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- A motion was made by Councilor Winter that this matter be Postponed as Substituted to March 4, 2019. The motion carried by the following vote:**
- For:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- e. [O-19-48](#) Adding A New Article 17 To Chapter 13, ROA 1994, Limiting The Use Of Plastic Single-Use Carryout Bags; Limiting The Use Of Plastic Single-Use Straws; Limiting The Use Of Polystyrene Single-Use Containers; Creating An 'Albuquerque Clean & Green Business' Program; Providing For Administrative Regulations To Carry Out The Provisions (Benton, Davis, Gibson, Borrego)
- A motion was made by Councilor Harris that this matter be Postponed to April 15, 2019. The motion carried by the following vote:**
- For:** 6 - Peña, Borrego, Sanchez, Winter, Jones, and Harris
- Against:** 3 - Benton, Davis, and Gibson
- c. [O-18-44](#) C/S Annexation, 17EPC-40061 / 17EPC-40062, Annexing 12.3 Acres, More Or Less, Located In Northerly Portion Tracts 14-20, Row 4, Unit A, West Of Westland, Town Of Atrisco Grant, Located North Of Interstate 40 Between Arroyo Vista Blvd And 118th Street, And Amending The Zone Map To Establish SU-2 For Town Center Zoning (Sanchez)
- 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:** 9 - Peña, Borrego, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- A motion was made by Councilor Sanchez that this matter be Passed as Amended. The motion carried by the following vote:**

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

Against: 1 - Davis

***h.** [R-18-112](#)

Adopting Amendments To The Westland Master Plan And Western Albuquerque Land Holdings Sector Development Plan (Westland Master Plan Appendix A), To Move SU-2 Zoning Regulations From The Master Plan To The Sector Development Plan While Deleting Errors And Inconsistencies, To Remove References To Bernalillo County Zoning Designations, To Create A Use Table As Part Of The Sector Development Plan, To Add "Hospital" As A Permissive Use In The SU-2 For Town Center Zone With An Allowable Height Of 110 Feet, And To Make Other Minor Changes Consistent With The Intent Of The Plans (Sanchez)

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

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

Against: 1 - Davis

d. [O-18-45](#)

F/S Amending Chapter Two, Article Six Of The Revised Ordinances Of Albuquerque Relating To The Commission On American Indian And Alaska Native Affairs (Sanchez, by request)

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

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

A motion was made by Councilor Sanchez that this matter be Postponed as Substituted to March 4, 2019. The motion carried by the following vote:

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

f. [O-19-49](#)

Amending The Ordinance For Adopting The Capital Improvements Program To Extend The Deadline For Council Action (Harris)

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

Against: 1 - Gibson

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

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

Against: 3 - Winter, Gibson, and Jones

***i.** [R-19-128](#)

Amending R-18-49 To Extend The Deadline For The Preparation Of A

List Of Recommendations For Potential Programs Or Legislation On
Short Term Rentals (Gibson)

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

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

*j. [M-19-3](#)

Urging The Legislature Of The State Of New Mexico To Pass House Bill
231 During The 2019 Legislative Session (Winter)

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

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

*k. [O-19-51](#)

Amending Article XII, Section 5 Of The City Charter, And Amending
Article XIII, Sections 2, 3, 4, 7, And 11 Of The City Charter Relating To
Election Campaign Financing (Sanchez)

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

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

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

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

A motion was made by Councilor Harris that this matter be Postponed to March 4, 2019. The motion carried by the following vote:

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