



City of Albuquerque

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

Action Summary

City Council

Council President, Pat Davis, District 6
Vice-President, Diane G. Gibson, District 7

Lan Sena, District 1; Isaac Benton, District 2
Klarissa J. Peña, District 3; Brook Bassan, District 4
Cynthia D. Borrego, District 5; Trudy E. Jones, District 8
Don Harris, District 9

Monday, May 4, 2020

5:00 PM

Via Zoom Video Conference
See Special Procedures below
for viewing this meeting.

TWENTY-FOURTH COUNCIL - NINTH MEETING

1. ROLL CALL

Present 9 - Isaac Benton, Klarissa Peña, Brook Bassan, Cynthia Borrego, Patrick Davis, Diane Gibson, Trudy Jones, Don Harris, and Lan Sena

2. MOMENT OF SILENCE

Pledge of Allegiance in English and Spanish and any other language as determined by the Council

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

April 13, 2020 Special meeting
April 20, 2020

7. COMMUNICATIONS AND INTRODUCTIONS

8. REPORTS OF COMMITTEES

Deferrals/Withdrawals

- b. [R-20-29](#) Considering Whether R-20-5 (Enactment R-2020-027), Which Determined That A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 1112 Iron Ave SW 87102 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To The Public Comfort, Health, Peace Or Safety And That It Is To Be Required To Be Removed, Should Be Enforced Or Rescinded (Benton)

A motion was made by Councilor Benton that this matter be Postponed to May 18, 2020. The motion carried by the following vote:

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

- f. [M-20-1](#) Urging The United States Congress To Amend The National Trails System Act To Designate The Route 66 National Historic Trail (Harris, Davis, Peña, Benton)

A motion was made by President Davis that this matter be Postponed to June 1, 2020. The motion carried by the following vote:

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

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

- a. [EC-20-66](#) Mayor's Appointment of Ms. Elizabeth M. Reitzel to the Joint Air Quality Board

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

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

- b. [EC-20-67](#) Westside Boulevard, Navajo Drive, Gordon Avenue and Mason Drive Right of Way Vacation - Howard Balmer, agent for Westway Homes, requests Vacation of Public Right-of-Way for all or a portion of Westside Boulevard, Navajo Drive, Gordon Avenue and Mason Drive, part of a larger site containing approximately 7.1 acres

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

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

- c. [EC-20-69](#) Mayor's Appointment of Ms. Maxine Paul to the Joint Air Quality Board

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

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

- e. [R-20-38](#) Calling On The Governor And Mayor To Establish A Protocol For The

Re-Opening Of Businesses Deemed Non-Essential During The Covid-19 Public Health Emergency (Bassan)

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

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

14. FINAL ACTIONS

- d. [R-20-35](#) Approving And Authorizing A Grant Application From The PetSmart Charities And Providing An Appropriation To The City Of Albuquerque Animal Welfare Department In Fiscal Year 2020 (Borrego, Harris)

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

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

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

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

10. GENERAL PUBLIC COMMENTS

Please refer to the statement "Special Procedures for May 4, 2020 City Council Meeting" at the beginning of the Council Agenda.

11. ANNOUNCEMENTS

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

- a. [AC-20-1](#) Project #2018-001402, SI-2018-00171, VA-2020-00004: Hessel Yntema III, Yntema Law Firm P.A, Agent for Taylor Ranch Neighborhood Association, and property owners appeal the April 22, 2019 declaratory ruling that a single site plan may show multiple project sites and that each proposed Dwelling, Cluster Development shall meet the requirements established by Integrated Development Ordinance §14-16-4-3(B)(2).

A motion was made by President Davis that this matter be Postponed to June 1, 2020. The motion carried by the following vote:

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

Recused: 1 - Sena

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

14. FINAL ACTIONS

- a. [R-20-24](#) Establishing Federal Programming And Policy Priorities For The City Of Albuquerque For Federal Fiscal Year 2021 (Davis)
- 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:** 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena
- A motion was made by Councilor Peña that this matter be Amended. Councilor Peña moved Amendment No. 2. The motion carried by the following vote:**
- For:** 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena
- A motion was made by President Davis that this matter be Passed as Amended. The motion carried by the following vote:**
- For:** 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena
- c. [R-20-34](#) Approving And Authorizing The Request Of Direct Funding From The United States Secretary Of The Treasury And Providing For An Appropriation To The Finance And Administration Department In Fiscal Year 2020 And 2021 (Davis, Sena, Bassan)
- A motion was made by Councilor Bassan that this matter be Amended. Councilor Bassan moved Amendment No. 1. The motion carried by the following vote:**
- For:** 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena
- A motion was made by Councilor Sena that this matter be Passed as Amended. The motion carried by the following vote:**
- For:** 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena
- d. [R-20-37](#) Approving The First Amendment To The Resolution Approving The Formation Of Mesa Del Sol Tax Increment Development Districts 1 Through 5 (The "Districts"), Pursuant To The Tax Increment For Development Act, Sections 5-15-1 Through 5-15-29 NMSA 1978, As Amended By Senate Bill 566 Of The First Session Of The Fifty Fourth Legislature (Collectively, The "TIDD Act"); Approving The First Amendment To The Resolution Dedicating Certain Gross Receipts Tax Increment Revenue And Property Tax Increment Revenue For The Financing Of Public Infrastructure For The Districts Pursuant To The TIDD Act; Approving The Second Amendment To Master Development Agreement By And Among The City Of Albuquerque, New Mexico, MDS Investments, LLC, As Successor In Interest To Mesa Del Sol, LLC, And The Districts, Pursuant To The TIDD Act; Consenting To The First Amendment To Tax Increment Development Plan Ratified In Connection With The Formation Of Districts, Pursuant To The TIDD Act; Ratifying Certain Actions Heretofore Taken; And Repealing All Actions Inconsistent With This Resolution (Davis)
- A motion was made by President Davis that this matter be Passed. The motion**

carried by the following vote:

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

e. [R-20-39](#)

Adopting The FY 2021 Urban Enhancement Trust Fund Program And Appropriating Funds For The Urban Enhancement Program's Projects (Benton, by request)

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 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

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

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

*h. [M-20-2](#)

F/S Urging The City Of Albuquerque To Consider Alternative And Safe Methods To Re-Open Non-Essential Businesses (Borrego)

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

For: 9 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Jones, Harris, and Sena

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: 6 - Peña, Bassan, Borrego, Gibson, Jones, and Harris

Against: 3 - Benton, Davis, and Sena

A motion was made by Councilor Borrego that the rules be suspended for the purpose of allowing M-20-2 to be adopted the same evening it is substituted. The motion carried by the following vote:

For: 8 - Benton, Peña, Bassan, Borrego, Davis, Gibson, Harris, and Sena

Against: 1 - Jones

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

For: 6 - Peña, Bassan, Borrego, Davis, Harris, and Sena

Against: 3 - Benton, Gibson, and Jones