



City of Albuquerque

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

Action Summary

City Council

Council President, Cynthia D. Borrego, District 5
Vice-President, Diane G. Gibson, District 7

Lan Sena, District 1; Isaac Benton, District 2
Klarissa J. Peña, District 3; Brook Bassan, District 4
Pat Davis, District 6; Trudy E. Jones, District 8
Don Harris, District 9

Monday, May 3, 2021

3:00 PM

Via Zoom Video Conference

TWENTY-FOURTH COUNCIL - THIRTY-SECOND MEETING

1. ROLL CALL

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

2. MOMENT OF SILENCE

Councilor Jones led the Pledge of Allegiance in English.

Councilor Peña led the Pledge of Allegiance in Spanish.

3. PROCLAMATIONS & PRESENTATIONS

10. GENERAL PUBLIC COMMENTS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

April 19, 2021

7. COMMUNICATIONS AND INTRODUCTIONS

8. REPORTS OF COMMITTEES

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

- b. [EC-21-309](#) Ground Lease Agreement between Mary Beth Maloy and Dion Patrick Maloy and the City of Albuquerque located at 6325 Hanover Rd., NW and 1301 & 1010 64th Street NW
- A motion was made by Vice-President Gibson that this matter be Approved. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- c. [EC-21-311](#) Reporting of expenditures by the Albuquerque Police Department related to the implementation of the Court Approved Settlement Agreement (CASA) - Fourth Quarter Fiscal Year 2019
- A motion was made by Vice-President Gibson that this matter be Receipt Be Noted. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- d. [EC-21-312](#) Legal Department's Quarterly Litigation Report for the 2nd Quarter of FY 2021 (Greater than 10,000)
- A motion was made by Vice-President Gibson that this matter be Receipt Be Noted. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- e. [EC-21-313](#) 2020 Workforce Housing Trust Fund Report
- A motion was made by Vice-President Gibson that this matter be Receipt Be Noted. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- f. [EC-21-314](#) Submission Of The Five-Year Forecast FY2021 To FY2025
- A motion was made by Vice-President Gibson that this matter be Receipt Be Noted. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- g. [EC-21-324](#) Mayor's appointment of M. Joshua Hoffman CFE to the Urban Enhancement Trust Fund
- A motion was made by Vice-President Gibson that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- h. [EC-21-325](#) Mayor's re-appointment of Mr. Matthew Biggs to the Small Business Regulatory Advisory Committee
- A motion was made by Vice-President Gibson that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

- i. [EC-21-326](#) Mayor's appointment of Mr. Scott A. Smith to the Metropolitan Parks and Recreation Advisory Board
A motion was made by Vice-President Gibson that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- j. [EC-21-327](#) Mayor's appointment of Mr. Stephen Olson to the Indicators Progress Commission
A motion was made by Vice-President Gibson that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- k. [EC-21-328](#) Mayor's re-appointment of Ms. Myra V. Ghattas to the Small Business Regulatory Advisory Committee
A motion was made by Vice-President Gibson that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- l. [EC-21-329](#) Mayor's re-appointment of Ms. Paulette M. Baca to the Small Business Regulatory Advisory Committee
A motion was made by Vice-President Gibson that this matter be Confirmed.
The motion carried by the following vote:
For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- m. [OC-21-29](#) 2020 CPOA Semi-Annual Report
A motion was made by Vice-President Gibson that this matter be Receipt Be Noted. The motion carried by the following vote:
For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- n. [R-21-145](#) Approving And Authorizing The Filing Of Grant Applications And The Acceptance Of Potential Grant Awards For Multiple Transit Department Programs From The Federal Transit Administration (FTA) Of The U.S. Department Of Transportation And Providing For An Appropriation To The Transit Department (Bassan, by request)
A motion was made by Vice-President Gibson that this matter be Passed. The motion carried by the following vote:
For: 9 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena
- o. [R-21-146](#) Amending The Adopted Capital Implementation Program For The City Of Albuquerque - Aviation Department By Transferring Funds From Existing Projects, Closing Projects, Approving New Projects, And Accepting Federal And State Grants (Peña, by request)

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

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

13. APPROVALS

- a. [EC-21-307](#) Ground Lease Agreement between Saylor Family Trust and the City of Albuquerque located at 3712 Edith Blvd. NE

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

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

Recused: 1 - Borrego

11. ANNOUNCEMENTS

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

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

- a. [OC-21-30](#) Staff Recommendation to Appoint Mr. Richard Johnson to the Civilian Police Oversight Agency Board

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

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

14. FINAL ACTIONS

- a. [O-21-54](#) Amending The Traffic Code To Implement Additional Guidance For The Establishment Of New Residential Permit Parking Areas (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 - Bassan, Benton, Borrego, Davis, Gibson, Harris, Jones, Peña, and Sena

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

A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 3. The motion carried by the following vote:

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

b. [O-21-55](#)

Amending Section 13-5-2-1 ROA 1994, The Albuquerque Cable Franchise And Hearing Board: To Rename It The Albuquerque Cable, Internet And PEG Advisory Board; To Enlarge Its Membership; To Augment Its Duties To Reflect Changes In The Comcast Franchise Renewal Ordinance And Technologies; And To Provide A PEG Appeal Process (Borrego, by request)

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

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

c. [O-21-57](#)

Relating To The Redevelopment, Leasing And Sale Of A Metropolitan Redevelopment Project Within The Sycamore Metropolitan Redevelopment Area Consistent With The Terms Of The Sycamore Metropolitan Redevelopment Plan; Approving The Metropolitan Redevelopment Application Entitled "Highlands East"; Authorizing The Acquisition Of Land And Existing Improvements And Construction Of A Building Within The Sycamore Metropolitan Redevelopment Area; Authorizing The Disposition By Lease And Sale Of The City's Interest In Such Project To Urban Highlands East, LLC, Its Successors And Assigns; Authorizing The Execution And Delivery Of A Lease Agreement And Other Documents In Connection With The Project; Making Certain Determinations And Findings Relating To The Project; Ratifying Certain Actions Taken Previously; And Repealing All Actions Inconsistent With This Ordinance (Benton, by request)

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

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

d. [R-21-132](#)

A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 5912 Sweet Water Dr NW 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 (Sena)

A motion was made by Councilor Sena that this matter be Postponed to May 17, 2021. The motion carried by the following vote:

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

e. [R-21-135](#)

A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 1717 Edith Blvd SE, Albuquerque NM 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 (Benton, by request)

A motion was made by Councilor Benton that this matter be Postponed to June 7, 2021. The motion carried by the following vote:

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

f. [R-21-141](#)

Calling For Additional Community Input And Good Neighbor Measures By The City For The Proposed Gateway Center At The Former Lovelace Hospital Site (Davis)

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

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

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

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

g. [R-21-142](#)

Adopting A Policy To Create A "Safe Harbor" For Victims Of Domestic Violence And Other Violence To Engage With The Police Department Without Fear Of Arrest (Davis)

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

Excused: 1 - Benton

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

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

Excused: 1 - Benton

A motion was made by Councilor Bassan that this matter be Amended. Councilor Bassan moved Amendment No. 3. The motion carried by the following vote:

For: 5 - Bassan, Borrego, Harris, Jones, and Peña

Against: 3 - Davis, Gibson, and Sena

Excused: 1 - Benton

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

For: 6 - Borrego, Davis, Gibson, Jones, Peña, and Sena

Against: 2 - Bassan, and Harris

Excused: 1 - Benton

h. [R-21-143](#)

Adopting The Juan Tabo Connectivity Study, Making The Recommendations Within The Study Policy Priorities For Juan Tabo Boulevard In The Vicinity Of Eubank Boulevard, Southern Boulevard And The Tijeras Arroyo (Harris)

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

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

Excused: 1 - Benton