



City of Albuquerque

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

Agenda City Council

*Council President, Rey Garduño, District 6
Vice-President, Brad Winter, District 4*

*Ken Sanchez, District 1; Isaac Benton, District 2
Klarissa J. Peña, District 3; Dan Lewis, District 5
Diane G. Gibson, District 7; Trudy E. Jones, District 8
Don Harris, District 9*

Monday, June 15, 2015

5:00 PM

Vincent E. Griego Chambers
One Civic Plaza NW
Albuquerque/Bernalillo County
Government Center

TWENTY-FIRST COUNCIL - FORTY-THIRD MEETING

1. **ROLL CALL**
2. **MOMENT OF SILENCE**

Pledge of Allegiance - Dan Lewis, Councilor, District 5
3. **PROCLAMATIONS & PRESENTATIONS**
4. **ECONOMIC DEVELOPMENT DISCUSSION**
5. **ADMINISTRATION QUESTION & ANSWER PERIOD**
6. **APPROVAL OF JOURNAL**

May 27, 2015 and June 1, 2015
7. **COMMUNICATIONS AND INTRODUCTIONS**
8. **REPORTS OF COMMITTEES**

Finance and Government Operations Committee - June 8, 2015

Land Use, Planning and Zoning Committee - June 10, 2015

9. GENERAL PUBLIC COMMENTS

Any person wishing to address the Council during “General Public Comments” must register with Council Staff. Council Staff will begin accepting sign-ups promptly at 4:30 pm and sign-ups will close promptly at 5:30 pm.

The first 30 persons to sign-up will be permitted to speak under General Public Comment. Speakers beyond the first 30 must notify Council Staff of their preference to either provide general public comments at the end of the meeting under Other Business or to speak under General Public Comment at the next regular Council meeting. Speakers who choose to provide general public comment at the subsequent meeting will be placed at the top of the list.

As an alternative to providing general public comment, individuals are encouraged to sign up to speak on specific bills on the agenda. Individuals speaking on specific agenda items must keep their comments germane to that bill.

10. ANNOUNCEMENTS

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

- a. [EC-14-224](#) Development Agreement with Sawmill Community Land Trust for the Purpose of Developing Casa Grande, a 60-unit Multifamily Affordable Housing Project funded with \$1,890,000 of HOME Investment Partnerships Funds
[Withdrawn by Administration]
- *b. [EC-15-340](#) Agreement with St. Martin’s Hospitality Center Day Shelter Utilizing Community Development Block Grant (CDBG) Funds in the Amount of Three Hundred Fifty Thousand Dollars (\$350,000) for a Renovation Project that will Make Critical Expansions and Improvements to the Kitchen and Dining Area for Increased Access to an Improved Quality of Healthy Food Distribution to Benefit Persons Experiencing Homelessness and Persons At-Risk for Homelessness
- *c. [EC-15-341](#) Agreement with First Nations Community HealthSource Utilizing Community Development Block Grant (CDBG) Funds in the Amount of Three Hundred Twenty Thousand Dollars (\$320,000) for a Renovation Project that will Make Critical Improvements to the All Nations Wellness and Healing Center to Benefit Persons Experiencing Homelessness and Persons At-Risk for Homelessness
- *d. [EC-15-342](#) Agreement with Roadrunner Food Bank Utilizing Community Development Block Grant Funds (CDBG) in the Amount of Two Hundred Sixty Thousand Dollars (\$260,000) for the Replacement of the 56,000 Square Feet of the Roof where Food is Distributed to Homeless and/or Near Homeless Persons

- *e. [EC-15-348](#) Lease Agreement between the City of Albuquerque and Albuquerque Museum Foundation, Inc. and Liquor License Lease and Agreement between the City of Albuquerque and Pooser Corporation
- *f. [EC-15-349](#) Approval of the Amended and Restated Scheduled Airline Operating Agreement and Terminal Building Lease between the City of Albuquerque and JetBlue Airways Corporation
- g. [EC-15-350](#) Mayor's Reappointment of Mrs. Ilona A. Schwab to the Arts Board
- h. [EC-15-351](#) Mayor's Reappointment of Ms. Janet L. Harrington to the Metropolitan Parks & Recreation Advisory Board
- i. [EC-15-352](#) Mayor's Reappointment of Mr. Alexander J. Nunnally to the Old Town Portal Market Advisory Board
- j. [EC-15-353](#) Mayor's Reappointment of Ms. Barbara Madaras to the Albuquerque Energy Council
- k. [EC-15-354](#) Mayor's Reappointment of Ms. Kristin S. Rortvedt to the ABQ Volunteers Advisory Board
- l. [EC-15-355](#) Mayor's Reappointment of Mr. Milton B. Birdsell to the Albuquerque Energy Council
- *m. [R-15-202](#) Approving The FY2016 Audit Plan As Submitted By The Accountability In Government Oversight Committee (Gibson)
- n. [R-15-208](#) Supporting A Public-Private Economic Development MainStreet Project (Benton)
- *o. [O-15-53](#) Approving A Project Involving RiskSense, Inc. Pursuant To The Local Economic Development Act And City Ordinance F/S O-04-10, The City's Implementing Legislation For That Act, To Support The Operation Of A Cyber Security Software And Services Technology Facility; Authorizing The Execution Of A Project Participation 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 (Winter)

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

- a. [AC-15-2](#) (Project# 1003478/14EPC-40067/14EPC-40068) Lucy Anchondo Secretary, on behalf of the Avalon Neighborhood Association, appeals the Environmental Planning Commission's (EPC's) Approval of a Zone Map Amendment (zone change), for Tract 8, Avalon Subdivision Unit 5, located on 90th street between Bluewater Road NW and Los Volcanes Road NW

[To Adopt Findings of Fact Only]

- b. [AC-15-3](#) De Anza Company, LLC appeals the Albuquerque Development Commission's recommendation to enter into development agreement negotiations with Anthea @ Nob Hill, LLC, for all of Block 4 and the alley running through Block 4 of the Mesa Grande Addition, Section 23, Township 10-N, Range 3-E, New Mexico Principal Meridian, Town of Albuquerque Grant, City of Albuquerque, Bernalillo County, New Mexico, located in the northwest quadrant of the intersection of Central Avenue NE and Washington Street NE, containing 2.056 acres

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

- a. [EC-15-288](#) Approval of the Second Supplemental to add monies for Outside Counsel Legal Services between Scott T. Greenwood, Attorney at Law and the City of Albuquerque
- b. [EC-15-322](#) Mayor's Appointment of Ms. Marie Q. Julienne to the Personnel Board
- c. [EC-15-329](#) Quarterly reporting of expenditures by the Albuquerque Police Department related to the implementation of the US Department of Justice Settlement Agreement

14. **FINAL ACTIONS**

- a. [O-14-20](#) C/S Amending The Zoning Code To Add A Definition For Secondary Dwelling Units, Make Secondary Dwelling Units A Conditional Use In The R-1 And RO-1 Zones, Make Secondary Dwelling Units A Permissive Use In The R-G And R-2 Zones, And Establish Design, Size, Parking And Occupancy Regulations (Benton)
- [A floor substitute bill may be moved that would authorize Secondary Dwelling Units as a conditional use within the RO-1, RA-1, R-LT and R-T Zones, but would not allow them as a permissive or conditional use in the R-1 Zones.]*
- b. [O-15-43](#) Amending The Merit System Ordinance Relating To Classified And Unclassified Service (Jones, Sanchez)
- [The intent is to defer O-15-43 to the August 3, 2015 Council meeting.]*
- c. [R-15-165](#) C/S Requiring The Internal Operations Committee Of The City Council To Review And Approve Certain Council Staffing Decisions; Designating Certain Procedures For Internal Operations Committee And The Director Of Council Services (Winter)
- d. [R-15-171](#) F/S Establishing Procedures For Implementing Improvements And Expending Funds Within The Rio Grande Valley State Park By The City Of Albuquerque (Benton, Sanchez)
- [The intent is to defer R-15-171 to the June 22, 2015 Council meeting.]*
- e. [R-15-209](#) Approving And Authorizing The Filing Of A Grant Application For The Central Avenue Rapid Transit Project With The Federal Transit Administration (FTA) Of The U.S. Department Of Transportation And Providing For An Appropriation To The Transit Department (Jones, by

request)

- f. [R-15-210](#) Approving And Authorizing The Filing Of A Grant Application For The Central Avenue Rapid Transit Project With The Federal Transit Administration (FTA) Of The U.S. Department Of Transportation And Providing For An Appropriation To The Transit Department (Jones, by request)
- *g. [R-15-211](#) Amending The One-Year Objectives For The City Of Albuquerque For Fiscal Year 2016 (Peña)
- *h. [R-15-220](#) Stating The Position Of The City Council That The City Should Have Input On The Proposed Santolina Development Based On The Jointly Adopted Planned Communities Criteria And Albuquerque/Bernalillo County Comprehensive Plan (Benton)
- i. [P-15-8](#) To Be Submitted To The Voters On The City Of Albuquerque Municipal Election Ballot Of October 6, 2015, Amending Article V, Section 4 Of The Charter Of The City Of Albuquerque, Concerning The Duties Of The Mayor; Specifying That The Appointment Of The Chief Of Police And Fire Chief Will Require The Advice And Consent Of The City Council (Sanchez, Benton)
- j. [P-15-11](#) To Be Submitted To The Voters On The Municipal Election Ballot Of October 6, 2015, Adding A New Article "XX" To The City Charter To Provide For The Election Of The Chief Of Police And To Amend Articles II, III, XII, XIII, XVI, AND XVIII To Provide A Process For Electing The Chief Of Police And Determining A Salary For That Position (Garduño)
- *k. [P-15-12](#) Adopting A Proposition To Be Submitted To The Voters At The October 6, 2015 City Of Albuquerque Municipal Election That Amends Article XVI Of The Charter Of The City Of Albuquerque Concerning Open And Ethical Elections (Harris)
- *l. [P-15-13](#) Adopting A Proposition To Be Submitted To The Voters At The October 6, 2015 City Of Albuquerque Municipal Election That Amends Article XIII Of The Charter Of The City Of Albuquerque Concerning Election Code (Harris)
- *m. [P-15-14](#) Adopting A Proposition To Be Submitted To The Voters At The October 6, 2015 City Of Albuquerque Municipal Election That Amends Article V Section 4 Of The Charter Of The City Of Albuquerque Concerning The Appointment And Reappointment Of The City Attorney And City Clerk (Harris)

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

- *a. [OC-15-22](#) Report and Recommendations of the 2015 City Charter Review Task Force

ATTENTION: The Council will take a dinner break at approximately 7:00 p.m., unless otherwise decided by the Council.

*IF THE PROPER ACTION IS TAKEN BY THE COUNCIL, THESE ITEMS WILL BE PLACED ON TODAY'S AGENDA FOR FINAL ACTION OR DISCUSSION.

NOTICE TO PERSONS WITH DISABILITIES: If you have a disability and require special assistance to participate in this meeting, please contact the Council Office as soon as possible before the meeting date at 505-768-3100. Those in need of hearing assistance may call 711.

Assistive listening systems are available for all Council meetings. The Vincent E. Griego Chambers is equipped with an audio induction loop. Please switch your hearing aid or cochlear implants to T-coil mode. Alternatively, please request to borrow a headset or neckloop from the staff table at the front of the room.

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