



# City of Albuquerque

City of Albuquerque  
Government Center  
One Civic Plaza  
Albuquerque, NM  
87102

## Agenda City Council

*Council President, Pat Davis, District 6*  
*Council Vice-President, Renée Grout, District 9*

*Louie Sanchez, District 1; Isaac Benton, District 2*  
*Klarissa J. Peña, District 3; Brook Bassan, District 4*  
*Dan Lewis, District 5; Tammy Fiebelkorn, District 7*  
*Trudy E. Jones, District 8*

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Wednesday, November 8, 2023

5:00 PM

Vincent E. Griego Chambers

One Civic Plaza NW

City of Albuquerque Government Center

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### TWENTY-FIFTH COUNCIL - FORTIETH MEETING

#### Public Comment Sign Up for November 8, 2023 City Council Meeting

To provide public comments to the Council, in person or virtually, everyone must sign up by 4:00 pm on the day of the meeting by completing this web form:

<https://www.cabq.gov/nov-8-2023-comment>. For members of the public without internet service, you may call our office at 505-768-3100 for assistance.

The Council will take General Public Comment on any topic and on the meeting's specific agenda items, from up to a maximum of 30 people, on a first-come first-serve basis. Per Council rules, persons signing up to speak before the Council can sign up for General Public Comment and up to two agenda items per meeting. If speaking on a specific agenda item, comments must be germane to the item.

General Public Comment is near the beginning of the meeting. If you sign up to speak on a specific agenda item, your name will be called when that item is heard.

#### Zoom Webinar link and login information:

- <https://cabq.zoom.us/j/87395721802>
- Webinar ID: 873 9572 1802
- (669) 900-6833 // 873 9572 1802

Viewing: Members of the public will have the ability to view the meeting through GOVTV on Comcast Channel 16, to stream live on the GOVTV website at <https://www.cabq.gov/culturalservices/govtv>, YouTube at <https://youtube.com/live/XGSPJvcplbg?feature=share>, or Zoom Webinar. The live streams can be accessed from most smart phones, tablets, or computers. The meetings are closed captioned and you may enable the closed captioning services on your television or device.

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

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

**3. PROCLAMATIONS & PRESENTATIONS****4. ADMINISTRATION QUESTION & ANSWER PERIOD****5. APPROVAL OF JOURNAL**

October 16, 2023

**6. COMMUNICATIONS AND INTRODUCTIONS****7. REPORTS OF COMMITTEES**

Finance and Government Operations Committee - October 23, 2023

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

- a. [EC-23-376](#) City of Albuquerque Vision Zero Year-in-Review/Action Plan Update
- b. [EC-23-378](#) Approval of Outside Counsel for Workers Compensation Legal Services Agreement with YLAW, P.C.
- c. [EC-23-379](#) Approval of the Farolito Senior Community Development Agreement with Greater Albuquerque Housing Partnership to Utilize HUD HOME Funds Towards the New Construction of a Senior Rental Housing Project
- d. [EC-23-380](#) Authorization of Social Service Agreement with Youth Development Inc. to Provide Violence Intervention & Prevention Services to youth/young adults who are high risk of engaging in gun violence or violent crimes
- e. [AC-23-14](#) (VA-2023-00196) PR-2022-007712, SI-2023-00127 The Westside Coalition of Neighborhood Associations and Michael Voorhees appeal the Development Hearing Officer decision to approve a final plat, for all or a portion of Lot 5, Block 6 Volcano Cliffs Unit 26 & Lot 1, Block 2, Volcano Cliffs Unit 26 zoned MX-L & MX-M, located on Rosa Parks Rd. between Paseo Del Norte and Rosa Parks Rd. containing approximately 18.23 acre(s). (C-11)

*[Consent to Withdraw - Withdrawn by Applicant]*

**9. ANNOUNCEMENTS****10. FINANCIAL INSTRUMENTS****11. GENERAL PUBLIC COMMENTS**

Please refer to the instructions at the beginning of this Council Agenda.

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

- a. [EC-23-377](#) Mayor's Recommendation of Award to Fresquez Concessions Inc. for "Food and Beverage Concessions Program at the Albuquerque International Sunport"

**14. FINAL ACTIONS**

- a. [O-23-87](#) Directing The Tax Revenue Generated By Legal Recreational Marijuana Sales To A Permanent Marijuana Equity And Community Reinvestment Fund For The Benefit, Health, Safety, Welfare, And Quality Of Life For Those Who Have Been Negatively Impacted By The Criminalization Of Marijuana (Peña)
- b. [O-23-89](#) Amending Sections §7-2-1-1 Through §7-2-1-3 Of The Transit System Ordinance, Creating A Zero-Fare Structure (Fiebelkorn, Davis, Peña)
- c. [R-23-177](#) A Resolution Requiring City Council Approval For Expenditure Of Affordable Housing Funding (Benton)  
*[A floor amendment for R-23-177 may be moved that adjusts the title as follows: Designating Fund '305 Misc.' As The 'Housing Forward Fund' And Requiring The Administration To Provide An Annual Report.]*
- d. [R-23-178](#) Suspending Administrative Appeals To Safe Outdoor Space Applications In Response To Court Injunction Restricting Removing Encampments From Public Land (Fiebelkorn)
- e. [RA-23-3](#) Amending Article I, Sections 8(C) And 8(H); And Article III, Sections 4(A), 4(B), 24(12), And 24(13) Of The City Council Rules Of Procedure Relating To The Order Of Business And Public Comment On Quasi-Judicial Matters (Davis)
- f. [O-23-88](#) Repealing Chapter 9, Article 5, Part 1 ROA 1994, The Joint Air Quality Control Board Ordinance; Abolishing The Current Albuquerque-Bernalillo County Air Quality Control Board; Adopting Chapter 9, Article 5, Part 1 ROA 1994, The Joint Air Quality Control Ordinance; Creating The Albuquerque-Bernalillo County Air Quality Control Board (Lewis)

- g. [R-23-176](#) Establishing A Moratorium For The Albuquerque-Bernalillo County Air Quality Control Board To Act Under Chapter 9, Article 5, Part 1 ROA 1994, The Joint Air Quality Control Board Ordinance Until February 1, 2024 (Lewis)
- \*h. [R-23-180](#) Approving And Authorizing The Acceptance Of Grant Awards From The Federal Emergency Management Agency (FEMA) And Providing For An Appropriation To The Department Of Finance And Administration For Fiscal Years 2024, 2025 And 2026 (Fiebelkorn, by request)
- \*i. [R-23-181](#) Directing The City Of Albuquerque Transit Department And Rio Metro Regional Transit District To Conduct A Study For Considering Consolidation; Appropriating Funding For The Study (Benton)
- \*j. [R-23-182](#) Establishing Legislative And Budget Priorities For The City Of Albuquerque For The Second Session Of The 56th New Mexico State Legislature (Fiebelkorn, Peña, Bassan)

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

- a. **Executive Session relating to the matter of LaDella Williams, et al. v City of Albuquerque, which is subject to attorney-client privilege pertaining to threatened or pending litigation as permitted by Section 10-15-1.H(7), NMSA 1978**

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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