



City of Albuquerque

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

Agenda City Council

*Council President, Ken Sanchez, District 1
Vice-President, Trudy E. Jones, District 8*

*Isaac Benton, District 2; Klarissa J. Peña, District 3
Brad Winter, District 4; Dan Lewis, District 5
Rey Garduño, District 6; Diane G. Gibson, District 7
Don Harris, District 9*

Monday, October 6, 2014

5:00 PM

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

TWENTY-FIRST COUNCIL - TWENTY-THIRD MEETING

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

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

September 15, 2014 and September 18, 2014
7. **COMMUNICATIONS AND INTRODUCTIONS**
8. **REPORTS OF COMMITTEES**

Internal Operations Committee - September 15, 2014
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-14-112](#) Revenue Report for Third Quarter Fiscal Year 2014
- b. [EC-14-113](#) Pre-Security Terminal Building and Landside Improvements for the Aviation Department
- c. [EC-14-114](#) Air Cargo Building Lease and Operating Agreement with Matheson Flight Extenders, Inc.
- d. [EC-14-118](#) Status of FY14, Public Infrastructure, Goal 3, Objective 3 - Complete Alameda widening from San Pedro to Wyoming by the end of 3rd Quarter FY/14
- e. [EC-14-119](#) Status FY 14, Economic Vitality, Goal 6, Objective 3 - Implement a pilot program for smart parking technologies (sensors, upgraded single head meters, automated self-park) at either an on street, surface, or parking garage facility by end of the FY/14
- f. [EC-14-120](#) Status of FY14, Public Infrastructure, Goal 3, Objective 2 - Complete construction of the Albuquerque Convention Center Phase I by end of 2nd Quarter FY/14
- g. [EC-14-121](#) Status FY14 Goal 3, Objective 4 - Bridge Maintenance
- h. [EC-14-123](#) Mayor’s Recommendation of AECOM Technical Services, Inc. for Architectural Services for Design Consultant Services for Aviation Center of Excellence (ACE) Hangar Facility for the City of Albuquerque Aviation Department Using the Construction Manager-at-Risk (CMR) Construction Delivery Method

- i. [EC-14-130](#) Status FY13, Public Infrastructure, Goal 3, Objective 4, Publish and implement the final version of the revised guidelines for a New Traffic Management Program (NTMP)
- j. [EC-14-153](#) Approval Of Contract For Implementation Of New Planning Department Land Management Software System
- k. [EC-14-164](#) Paradise Heights Vacation (Project# 1004245/14DRB-70218/14DRB-70219) Mark Goodwin and Associates, P.A. agents for Anasazi Ridge LLC request Vacation of Public Easements and Vacation of Public Rights-of-Way for all or a portion of Blocks 7 - 9, 12 & 14, Paradise Heights Unit 5, zoned R-1, located on the south side of McMahan Blvd NW between Westside Blvd NW and Kayenta St NW, containing approximately 6.7631 acres
- l. [EC-14-165](#) Mayor's Reappointment of Ms. Brenda W. Moore to the Lodgers' Tax Advisory Board
- m. [EC-14-166](#) Mayor's Reappointment of Ms. Danae Maes to the Youth Advisory Board
- n. [R-14-78](#) Authorizing The Mayor To Execute A Grant Agreement With The New Mexico Aging And Long-Term Services Department, And Providing An Appropriation To The Department Of Family And Community Services And To The Department Of Senior Affairs (Sanchez, by request)
- o. [R-14-81](#) Authorizing The Mayor To Execute A Grant Award With The United States Department Of The Interior, Fish And Wildlife Service For Urban Conservation Treaty For Migratory Birds (Urban Bird Treaty) CFDA Program #15.655 - Migratory Bird Monitoring, Conservation, And Assessment And Providing For An Appropriation To The Parks And Recreation Department (Garduño)
- p. [R-14-83](#) Approving And Authorizing The Mayor To Execute A Grant Agreement With The Office Of National Drug Control Policy And Providing For An Appropriation To The City Of Albuquerque, Police Department (Gibson)
- q. [R-14-96](#) Authorizing The Mayor To Execute An Amended Contract Agreement With The New Mexico Department Of Children, Youth And Families And Providing An Appropriation To The Department Of Family And Community Services/Division Of Child And Family Development, Pre-Kindergarten Program (Peña)
- r. [R-14-98](#) Approving And Authorizing The Filing Of Grant Applications And The Acceptance Of Potential Grant Awards For Multiple Albuquerque Police Department Law Enforcement Programs From Associated Grantor Agencies And Providing For An Appropriation To The City Of Albuquerque (Winter, by request)
- s. [R-14-111](#) Repealing Resolution R-05-236 (Enactment No. R-2005-061) Which Created The Mayor's Office Of Volunteer Engagement (Move) Advisory

Board; Creating The ABQ Volunteers Advisory Board; Specifying The Mission Of The ABQ Volunteers Advisory Board; Providing For Membership Appointment, Terms And Removal Of Members; Carrying Over The Members Of The Existing Move Advisory Board (Gibson)

- t. [R-14-116](#) Setting The Official List Of City Council Meetings From January 2015 Through December 2015 (Sanchez)
- u. [R-14-117](#) Determining Reasonable Notice Of Public Meetings Of The City Council (Sanchez)

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

- a. [AC-14-7](#) (Project# 1001580/14EPC-40030 & 40031) Peter Armijo appeals the Environmental Planning Commission's (EPC's) Approval of a Zone Map Amendment (Zone change) and a Site Development Plan for Building Permit for Lot 1-A, Block 6, Albright Moore Addition
[To Adopt Findings of Fact Only]

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

- a. [EC-14-116](#) 2013 Annual Report for the Independent Review Office of the Police Oversight Commission
- b. [EC-14-131](#) Approval of Contract with New Mexico Golf Inc., for the Operation of Arroyo del Oso Golf Course and Liquor License Agreement
- c. [EC-14-132](#) Approval of Contract with New Mexico Golf Inc., for the Operation of Puerto del Sol Golf Course and Liquor License Agreement

14. FINAL ACTIONS

- a. [O-14-17](#) C/S Amending Chapter Seven, Article Six Of The Revised Ordinances Of Albuquerque Relating To Seizures And Forfeitures Of Certain Nuisance Motor Vehicles (Gibson)
- b. [O-14-19](#) Amending The Revised Ordinances Of Albuquerque Relating To Canvassing Of Election Returns (Garduño)
- c. [O-14-23](#) Amending The Traffic Code, Chapter 8 Of The Revised Ordinances Of Albuquerque, To Regulate Pedal Carriages (Benton, by request)
[The intent is to defer O-14-23 to the October 20, 2014 Council meeting.]
- d. [R-14-49](#) A Residential Substandard Dwelling, Or Structure In Need Of Abatement At 8519 Brook St NE 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 (Winter)
- e. [R-14-70](#) Amending The Volcano Cliffs Sector Development Plan To Update The Road Network, Reconcile Amendments Made To Adjacent Plans, And

Make Minor Clarifications To Development Standards (Lewis, by request)

- f. [R-14-71](#) Amending The Volcano Trails Sector Development Plan To Update The Road Network, Reconcile Amendments Made To Adjacent Plans, And Make Minor Clarifications To Development Standards (Lewis, by request)
- g. [R-14-72](#) Amending The Volcano Heights Sector Development Plan To Update The Road Network, Reconcile Amendments Made To Adjacent Plans, And Make Minor Clarifications To Development Standards (Lewis, by request)
- h. [R-14-82](#) For An Area Of Approximately 684 Acres, That Includes The Tijeras Canyon And The Tijeras Arroyo For Approximately 3.7 Miles From The Carñuel Interstate-40 Interchange Westward To The Boundary Of Kirtland Air Force Base; Adopting The Resource Management Plan For The Tijeras Arroyo Biological Zone (RMP For The TABZ) As A Rank II Facility Plan (Harris)
- [The intent is to defer R-14-82 to the October 20, 2014 Council meeting.]*
- i. [R-14-85](#) Amending Resolution F/S R-06-74 (Enactment No. R-2006-052) Which Established A Policy To Require Plat Review By Albuquerque Public Schools And A Pre-Development Fee Agreement Between The Developer And Albuquerque Public Schools Prior To City Approval Of Preliminary Plats And Final Plats Containing Residential Uses (Jones)
- [The intent is to defer R-14-85 to the October 20, 2014 Council meeting.]*
- j. [R-14-95](#) Appropriating Lodgers' Tax Funds To The National Hispanic Cultural Center Foundation For The Advertising, Publicizing And Promotion Of The National Hispanic Cultural Center (Peña)
- k. [R-14-102](#) Supporting Interest And Fee Caps On Non-Bank Lending Institutions In New Mexico (Gibson, Benton, Garduño, Peña)
- l. [R-14-105](#) Identifying Important Principles Of Law Enforcement For The City Of Albuquerque (Benton)
- m. [R-14-120](#) To Submit The Following Proposition And Authorization To The Voters Of The City Of Albuquerque: 1) A Proposition To Amend Article V, Section 4 Of The City Charter To Specify That Appointment Of The Chief Of Police And Fire Chief Will Require The Advice And Consent Of The City Council And That The Chief Of Police Or Fire Chief May Be Removed By The Council For Cause; 2) A Proposition To Amend Article III Section 3 Of The City Charter Relating To The Voter Initiative Process; 3) A Bond Question For The Issuance Of General Obligation Bonds In Certain Principal Amount For Metropolitan Redevelopment Purposes; And Prescribing Other Details In Connection With The Special Municipal Election (Sanchez)

[R-14-120 may be amended to include proposition P-14-7 listed on this agenda.]

- n. [P-14-7](#) Adopting A Proposition To Be Submitted To The Voters At The Next City-Wide Election That Amends Article VI Of The Charter Of The City Of Albuquerque Concerning Charter Amendments (Sanchez)
- o. [M-14-6](#) Supporting Bernalillo County's Adoption Of Two Propositions Placing Advisory Questions On The November 4, 2014 General Election Ballot: First, The Proposition Asking Voters Whether The County Should Impose A One-Eighth Of One Percent County Gross Receipts Tax For Behavioral Health Services For Adults And Children In Albuquerque; And, Second, The Proposition Asking Voters Whether They Support State And Local Efforts To Decriminalize Possession Of One Ounce Or Less Of Marijuana (Peña, Benton, Sanchez)
- p. [M-14-7](#) Supporting A Statewide And National Ban On Nontherapeutic Uses Of Antibiotics In Livestock Production And Supporting The PAMTA/PARA Acts (Garduño)
- q. [R-14-101](#) F/S Setting Policy Relating To The Circumstances In The Matter Of The City Of Albuquerque v. American Federation Of State, County And Municipal Employees (AFSCME) Local 624; Albuquerque Police Officers' Association; And International Association Of Fire Fighters Local 244; Directing The City Attorney To Dismiss This Matter (Gibson)
- *r. [R-14-127](#) Expressing The City's Non-Support For The Proposed Stipulation Before The Public Regulation Commission In The Matter Of Public Service Company Of New Mexico's Replacement Plan For Units 2 & 3 Of San Juan Generating Station (Benton)

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

- a. **Executive Session to discuss potential legal implications relating to F/S R-14-101 on this evening's agenda. The Council will go into Executive Session prior to discussing F/S R-14-101.**
- b. [EC-14-179](#) Mayor's Veto Message on F/S R-13-240 Reaffirming The Bosque Action Plan As The City's Official Land Use Policy That Guides Any Improvements Or Land Use Changes Within The Rio Grande Valley State Park; And Establishing A Policy That Any Proposed Land Use Changes Or Improvements Within The Rio Grande Valley State Park, Whether Public Or Private, Must Be Evaluated Against The Rio Grande Valley State Park Management Plan Prior To Their Implementation

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.

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