



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, May 19, 2014

5:00 PM

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

TWENTY-FIRST COUNCIL - THIRTEENTH 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

May 5, 2014 and May 8, 2014

7. COMMUNICATIONS AND INTRODUCTIONS

8. REPORTS OF COMMITTEES

Finance and Government Operations Committee - May 12, 2014

Land Use, Planning and Zoning Committee - May 14, 2014

Committee of the Whole - May 15, 2014

9. GENERAL PUBLIC COMMENTS**10. ANNOUNCEMENTS****11. CONSENT AGENDA: {Items may be removed at the request of any Councilor}**

- a. [EC-14-44](#) FY10 Priority Objective Status Report: Environmental and Enhancement Goal 5, Objective 13 - Status Report on Transfer Station Feasibility Analysis
- b. [EC-14-45](#) Approving Real Estate Sale Agreement for Lot 3, Block 46, Knolls of Paradise Hills, Unit 1
- c. [EC-14-48](#) Second Amendment - Production Facility Lease and Agreement with Kevothermal, LLC
- d. [EC-14-55](#) Revenue Report for Second Quarter Fiscal Year 2014
- e. [EC-14-56](#) Agreement for Lease of City Property Between United South Broadway Corporation ("USBC") and City of Albuquerque
- f. [EC-14-57](#) Leigh Fisher Management Consultants To Continue To Provide Services As A "Consultant And Grant Writer" For The Aviation Department And Add Money And Time To The Contract
- *g. [EC-14-81](#) Professional/Technical Contract with Catherine A. Offutt for the "MyCD" Program
- h. [EC-14-83](#) Mayor's Recommendation of Morrow Reardon Wilkinson Miller, Ltd. For Landscape Architectural Consultants for On-Call Prototype Median and Interstate Design and Construction Services
- i. [EC-14-84](#) Mayor's Recommendation of Daniel B. Stephens & Associates, Inc. for Engineering Consultants for Citywide On Call Engineering Services for Storm Water
- j. [EC-14-85](#) Mayor's Recommendation of Lee Engineering, LLC for Traffic Signal Expansion Projects
- k. [O-14-2](#) Amending The Duties, Responsibilities, And Powers Of The Open Space Advisory Board (Sanchez)
[Withdrawn by Sponsor]

- l. [R-14-37](#) Renaming The Existing Catch And Release Pond At Tingley Beach As The Bob Gerding Catch And Release Pond In Honor Of Bob Gerding's Distinguished Legacy As A Fishing And Outdoor Enthusiast And Ambassador, And In Particular As A Steward And Advocate For Fishing At Tingley Beach (Benton, Winter)
- m. [R-14-38](#) Approving And Authorizing The Acceptance Of Grant Award For An FBI Safe Streets Task Force Program From The Federal Bureau Of Investigation And Providing For An Appropriation To The City Of Albuquerque Police Department (Jones)
- n. [R-14-41](#) Approving And Authorizing The Acceptance Of Grant Award For A DEA Task Force Program From The Drug Enforcement Agency And Providing For An Appropriation To The City Of Albuquerque Police Department (Winter)
- o. [R-14-42](#) Approving And Authorizing The Acceptance Of Grant Award For A 2013 State Homeland Security Grant Program From The State Of New Mexico Department Of Homeland Security And Providing For An Appropriation To The City Of Albuquerque Police Department (Harris, by request)
- p. [R-14-44](#) Approving And Authorizing The Filing Of An Application For Federal Assistance For A PM2.5-Fine Air Monitoring Grant With The Environmental Protection Agency (Benton, by request)
- q. [R-14-45](#) C/S Approving A Grant Application To The Department Of Housing And Urban Development For A 2014 Continuum Of Care Grant; And Providing An Appropriation To The Department Of Family And Community Services (Gibson)
- r. [R-14-50](#) Approving And Authorizing A Certified Local Government Subgrant And Providing An Appropriation To The Planning Department (Benton, by request)
- *s. [R-14-58](#) Approving The FY2015 Audit Plan As Submitted By The Accountability In Government Oversight Committee (Garduño, by request)

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

- a. [AC-14-2](#) Project #1002054 - Jeff Peterson, President Of The Nor Este Neighborhood Association, Appeals The Approval And Issuance Of A Building Permit (BLDG 201392403) For A Collocated Wireless Telecommunications Facility At 8510 Wyoming Blvd. NE

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

- a. [EC-14-58](#) Approval of the First Supplemental FY14 Workers' Compensation Legal Services Agreement between Hoffman Kelley and the City of Albuquerque

14. FINAL ACTIONS

- *a. [R-14-47](#) C/S Appropriating Funds For Operating The Government Of The City Of Albuquerque For Fiscal Year 2015, Beginning July 1, 2014 And Ending June 30, 2015; Adjusting Fiscal Year 2014 Appropriations; And Appropriating Capital Funds (Lewis, by request)

- *b. [R-14-48](#) Establishing One-Year Objectives For The City Of Albuquerque In Fiscal Year 2015; To Meet Five-Year Goals (Lewis, by request)

- *c. [O-14-10](#) Amending Sections 9-10-1-8(F), 9-10-1-11(A), 9-10-1-11(B), And 9-10-1-11(J), ROA 1994 Of The Municipal Solid Waste Ordinance, To Update Effective Date Of Rate Change; Amending Rate Table Appendix To Incorporate Residential And Commercial Rate Increases In The Rate Appendix; And Amending Rate Table To Incorporate The FY15, FY16, FY17, And FY18 Rate Phase Increase In The Rate Appendix (Jones, by request)

[Councilors may move to pull this bill out of the Committee of the Whole and place it on the May 28, 2014 Council Agenda.]

- d. [O-14-11](#) Amending Chapter 2, Article 12, Section 4 ROA 1994 To Extend The Deadline For The City Council To Provide Policy Guidelines For The Capital Improvements Program During Even Numbered Years (Peña)

- e. [O-14-12](#) Amending Chapter 6, Article 9, ROA 1994, Regarding Public Improvement Districts, To Provide For The Establishment Of Candidate Election Policies And Procedures For Public Improvement Districts Located Within The City (Lewis, by request)

[The intent is to defer the matter to the June 2, 2014 Council meeting.]

- f. [O-14-13](#) Amending Chapter 9, Article 4, Part 1 ROA 1994, The Police Oversight Ordinance, To Abolish The Police Oversight Commission And Establish The Civilian Police Oversight Agency With New Or Amended Duties, Qualifications And Responsibilities, And Adopting Related Amendments Dealing With The Civilian Police Oversight Agency And The Internal Review Office (Garduño, Winter)

- g. [O-14-14](#) Imposing An Excise Tax Equal To One-Eighth Of One Percent (0.125%) Of Gross Receipts To Be Used For The Purpose Of Funding Essential Services (Peña, Sanchez)

[The intent is to defer the matter to the August 18, 2014 Council meeting.]

- h. [O-14-15](#) Immediately Suspending The Operation Of The Police Oversight Commission Pending The Establishment Of A New Oversight System (Benton, Sanchez)
- i. [R-13-236](#) Amending The Downtown 2010 Sector Development Plan For An Approximately 3,550 Acre Area, Which Is Generally Located South Of Marble/Slate Streets, North Of Coal Avenue, East Of 10th/9th/7th Streets, And West Of The Rail Road/Broadway Boulevard (Benton, by request)
- j. [R-13-2](#) F/S Creating A Task Force To Review The Charter Of The City Of Albuquerque And Make Recommendations On Certain Potential Revisions; And Adopting A Proposition To Be Submitted To The Voters On The Sooner Of The Next City-Wide Special Election, Or The General Election Ballot Of November 4, 2014, That Amends Article III, Section 3 Of The Charter Of The City Of Albuquerque, Concerning Direct Legislation By Voter Initiative So That Proposed Measures Shall Be Submitted To The City's Electors Only At General Or Regular Municipal Elections; And Amends The Calculation For The Minimum Number Of Petition Signatures (Sanchez, Winter)
- k. [R-14-25](#) C/S Appropriating a Transfer of \$108,603 Within the Photo Enforcement Fund 288 for the Purpose of Closing the Fund Into the General Fund 110, and Appropriating \$106,000 in the General Fund 110 for the Purchase of Speed Enforcement Signs (Benton)
- l. [R-14-30](#) Amending The Nob Hill Highland Sector Development Plan To Add A Demolition Review Process For Certain Structures; Add An Approval Procedure For New Structures That Cannot Meet Plan Standards; Clarify The Measurement Of The Building Façades; Increase Front Setbacks For Commercial Zones; Amend Building Height And Stepback Regulations; Clarify And Amend Off-Street Parking Requirements; And Clarify Regulations For Walls And Carports In The Historic Residential Zones (Garduño, by request)
- m. [R-14-34](#) Establishing That The City Council Intends To Review The Downtown Albuquerque Business Improvement District At Its Next Opportunity To Consider Changes To Its Structure And Management Committee (Lewis)
- n. [R-14-51](#) Establishing Priorities For The 2015 Capital Improvements Plan; Defining The Criteria To Be Used In Rating Project Proposals; Assigning Weights To The Criteria; Allocating Amounts For Different Purposes Within The 2015 General Obligation Bond Program; Stating The Policy Of The Council With Regard To Senior And Community Centers, Parks And Recreation, And Workforce Housing Projects (Peña)

- o. [R-14-55](#) Commissioning A Study To Assess The Gaps In The City's Funding For Certain Social Service Programs; Appropriating Funding For That Purpose; Expressing Priorities For The Use Of The Portion Of The Essential Services Tax Available For Capital Improvements (Peña, Sanchez, Benton)
- p. [P-14-1](#) To Be Submitted To The Voters On The General Election Ballot Of November 4, 2014, 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, Winter)
- q. [P-14-2](#) To Be Submitted To The Voters On The General Election Ballot Of November 4, 2014, 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)
- r. [M-14-3](#) Expressing Support For The Mandatory Labeling Of Genetically Engineered Products To Inform Consumers About The Content Of Food Products (Benton, Gibson)
- s. [M-14-5](#) Calling For The State Of New Mexico, The City Of Albuquerque, And Bernalillo County To Form A Task Force To Discuss Joint Funding Opportunities And To Propose Recommendations To Address The Issues Surrounding And Concerning Mental Health Issues Within The State Of New Mexico (Winter, Benton)
- t. [OC-14-1](#) Adopting a Statement of the Issue for filing with the City Clerk Pursuant to the Intragovernmental Conference Committee Article; Appointing a member to the Intragovernmental Conference Committee; Appointing the Council's designee for presentation to the Intragovernmental Conference Committee
- *u. [R-14-60](#) Reaffirming The Policy Of The City Of Albuquerque That The Construction Of A Roundabout At Rio Grande And Candelaria Is A City Project; Amending Attachment 1 Of Resolution-13-128 To Increase Funds For The Rio Grande Boulevard And Candelaria Safety Improvements Project (Benton)

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

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.

ANY PERSON WISHING TO ADDRESS THE COUNCIL DURING "GENERAL PUBLIC COMMENTS" MUST REGISTER WITH THE CLERK OF THE COUNCIL BY 5:30 P.M. (DEPENDING UPON THE NUMBER OF PERSONS SIGNED UP TO SPEAK, COMMENTS WILL BE LIMITED TO TWO MINUTES OR LESS.)

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 768-3100 or by the TTY at 1-800-659-8331.

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