



City of Albuquerque

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

Action Summary City Council

*Council President, Dan Lewis, District 5
Vice-President, Ken Sanchez, District 1*

*Roxanna Meyers, District 2; Isaac Benton, District 3
Brad Winter, District 4; Rey Garduño, District 6
Janice E. Arnold-Jones, District 7; Trudy E. Jones, District 8
Don Harris, District 9*

Monday, October 21, 2013

5:00 PM

Vincent E. Griego Chambers
One Civic Plaza

Albuquerque/Bernalillo County Government Center

TWENTIETH COUNCIL - FORTY-FOURTH MEETING

1. ROLL CALL

Present 9 - Dan Lewis, Ken Sanchez, Roxanna Meyers, Isaac Benton, Brad Winter, Rey Garduño, Janice Arnold-Jones, Trudy Jones, and Don Harris

2. MOMENT OF SILENCE

Pledge of Allegiance - Ken Sanchez, Vice-President, District 1

3. PROCLAMATIONS & PRESENTATIONS

4. ECONOMIC DEVELOPMENT DISCUSSION

5. ADMINISTRATION QUESTION & ANSWER PERIOD

6. APPROVAL OF JOURNAL

October 9, 2013

7. COMMUNICATIONS AND INTRODUCTIONS

8. REPORTS OF COMMITTEES

Finance & Government Operations Committee - October 14, 2013

Land Use, Planning & Zoning Committee - October 16, 2013

Deferrals and Withdrawals

- c. [O-13-47](#) F/S Amending Chapter 14, Article 5, Part 2 ROA 1994, The Drainage Ordinance, To Bring the Ordinance Into Compliance With The City's Municipal Separate Storm Sewer System (MS4) Permit Issued By The Environmental Protection Agency (Jones, by request)
- A motion was made by Councilor Jones that this matter be Postponed to November 4, 2013. The motion carried by the following vote:**
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- d. [O-13-53](#) C/S Motor Vehicle Seizure; Forfeiture; Soliciting From Motor Vehicles For Lewd Or Indecent Purposes; Establishing Administrative Hearings; Setting Fees; Providing Defenses For Innocent Registered Owners (Meyers)
- A motion was made by Councilor Meyers that this matter be Postponed to November 4, 2013. The motion carried by the following vote:**
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- f. [O-13-56](#) Amending Chapter 10, Article 4, Part 5, ROA 1994, Regarding The Anderson/Abruzzo International Balloon Museum Board Of Trustees (Sanchez, Winter)
- A motion was made by Vice-President Sanchez that this matter be Postponed to November 4, 2013. The motion carried by the following vote:**
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

FINAL ACTIONS

- *a. [R-13-221](#) Renaming The Trails Park To The Hailey Ratliff Trails Park In Remembrance Of A Young Life Cut Short (Lewis)
- A motion was made by President Lewis that this matter be Passed. The motion carried by the following vote:**
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- *b. [R-13-242](#) Renaming The Existing Carlos Rey Park As Bennie Aragon Park In Honor Of Former State Representative Bennie Aragon's Distinguished Service To The Citizens Of The Southwest Mesa And The City Of Albuquerque (Sanchez)

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

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

9. GENERAL PUBLIC COMMENTS

10. ANNOUNCEMENTS

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

- a. [EC-13-477](#) Mayor's Appointment of Mr. Jerry M. Ginsburg to the Indicators Progress Commission

A motion was made by Vice-President Sanchez that this matter be Withdrawn by Administration. The motion carried by the following vote:

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- b. [EC-13-500](#) Isaacson and Arfman PA, Agents For Mechenbier Construction, Inc. Requests Vacation of Public Right-of-Way for all or a Portion of Panorama/ Tramway Boulevard NE Adjacent to Tract N-2 Tanoan Properties and Tracts 17 & 18 High Desert Subdivision, Zoned R-D, Located on the West Side of Tramway Blvd NE North of Academy Rd NE, Containing Approximately 5.29 Acres

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

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- c. [EC-13-501](#) Wilson & Company Agents For City Of Albuquerque Request Vacation of Public Right-of-Way for a Portion of New York Avenue SW Adjacent to Lot 8A-1A as well as an Access Easement on Lots 8A-1A and 8A-3, Traction Park & City Electric Addition, Zoned C-2, Located at the Southeast Intersection of New York Ave SW and Central Ave SW (El Vado), Containing Approximately 2.71 acres

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

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- d. [EC-13-502](#) Mayor's Recommendation of Parsons Brinckerhoff for Engineering Consultants for Alameda Boulevard Improvements, 2nd Street to I-25
- A motion was made by Vice-President Sanchez that this matter be Approved.**
The motion carried by the following vote:
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- e. [EC-13-503](#) Mayor's Appointment of Mr. William Q. Sabatini to the Arts Board
- A motion was made by Vice-President Sanchez that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris
- f. [EC-13-504](#) Mayor's Appointment of Mr. Enrique G. Aguilar to the Human Rights Board
- A motion was made by Vice-President Sanchez that this matter be Confirmed.**
The motion carried by the following vote:
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

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

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

- a. [OC-13-15](#) Selection of the Director of Council Services
- A motion was made by President Lewis that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

14. FINAL ACTIONS

- e. [O-13-55](#) Amending Portions Of Section 14-16-3-5 ROA 1994, The General Sign Regulations In The Zoning Code, To Provide A Waiver Of Certain Fees For Neon Signs Located In The Central Avenue Neon Sign Design Overlay Zone That Comply With The Qualifying Sign Design Criteria; To Allow The Display Of Certain Historic Signs That Might Otherwise Be Prohibited; And Providing A Review Regarding Fee Waivers (Benton)
- A motion was made by Councilor Benton that this matter be Passed. The motion carried by the following vote:**
- For:** 8 - Lewis, Sanchez, Meyers, Winter, Garduño, Arnold-Jones, Jones, and Harris

Against: 1 - Benton

- g. [R-13-163](#) Amending The City's Project Recommendations To The Mid-Region Council Of Governments For Inclusion In The 2035 Metropolitan Transportation Plan To Remove The Rio Grande And Candelaria Safety Improvements Project; Stating The City's Policy With Regard To A Proposed Roundabout At The Intersection Of Rio Grande And Candelaria Road; Designating 2011 Reconstruct Major Intersection General Obligation Bond Funding For Alternative Rio Grande Boulevard & Candelaria Intersection Safety Improvements (Meyers)

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

For: 8 - Lewis, Sanchez, Meyers, Winter, Garduño, Arnold-Jones, Jones, and Harris

Against: 1 - Benton

A motion was made by Councilor Benton that this matter be Postponed to December 2, 2013. The motion carried by the following vote:

For: 5 - Lewis, Sanchez, Benton, Garduño, and Harris

Against: 4 - Meyers, Winter, Arnold-Jones, and Jones

- h. [R-13-205](#) A Residential Substandard Dwelling, Or Structure In Need Of Abatement At 1321 Barelás Rd SW 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 (Meyers)

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

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- i. [R-13-213](#) Appropriating FY/14 General Funds To The Fire Department To Establish A Rescue Unit At Fire Station 2 (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 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

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

For: 5 - Lewis, Sanchez, Benton, Garduño, and Harris

Against: 4 - Meyers, Winter, Arnold-Jones, and Jones

- *j. [R-13-246](#) Calling For A Comprehensive Accounting Review Of The City Of Albuquerque Housing And Neighborhood Economic Development Fund And Designating Funds To Be Used To Contract With A Qualified Firm For Completion Of The Review (Meyers)

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

For: 9 - Lewis, Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

- *k. [R-13-247](#) Authorizing And Directing The City Of Albuquerque, New Mexico To Hedge A Maximum Of 1,600,000 Gallons Of Its Gasoline Price Risk And A Maximum Of 2,000,000 Gallons Of Its Diesel Fuel Price Risk Within Certain Parameters For The Purposes Of Stabilizing The City's Fuel Costs And Paying Associated Fuel Hedging Transaction Costs; Authorizing The Execution Of International Swap And Derivative Association; Making An Appropriation; And Declaring An Emergency (Harris, by request)

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

For: 8 - Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

Excused: 1 - Lewis

- *l. [R-13-251](#) Relating To Capital Projects: Expanding The Scope Of Council Set-A-Side Project 7502140; Providing Funding For Economic Development Improvement Projects Throughout Albuquerque That Benefit City Council District 2; Expanding The Scope Of Council Set-A-Side Projects 7353110 And 7502130; Providing Funding For Community, Senior Center And Neighborhood Enhancement Projects Throughout Albuquerque That Benefit City Council District 2; Expanding The Scope Of Council Set-A-Side Project 7354270; Providing Funding For Parks Projects Throughout Albuquerque That Benefit City Council District 2; And Expanding The Scope Of Council Set-A-Side Projects 7357440, 7506340, And 7100220; Providing Funding For Street Projects Throughout Albuquerque That Benefit City Council District 2 (Meyers)

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

For: 8 - Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

Excused: 1 - Lewis

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

For: 8 - Sanchez, Meyers, Benton, Winter, Garduño, Arnold-Jones, Jones, and Harris

Excused: 1 - Lewis

*m. [R-13-254](#)

Concerning The Municipal Runoff Election To Be Held In The City Of Albuquerque, New Mexico, On Tuesday, The Nineteenth Day Of November 2013; Amending R-13-243 To Make The Voting Process And Locations On Exhibit A Consistent With This Resolution (Jones)

A motion was made by Councilor Garduño that this matter be Amended. The motion failed by the following vote:

For: 3 - Sanchez, Benton, and Garduño

Against: 5 - Lewis, Meyers, Arnold-Jones, Jones, and Harris

Excused: 1 - Winter

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

For: 7 - Lewis, Sanchez, Meyers, Benton, Arnold-Jones, Jones, and Harris

Against: 1 - Garduño

Excused: 1 - Winter

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