



# 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*

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Wednesday, September 3, 2014

5:00 PM

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

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### TWENTY-FIRST COUNCIL - TWENTIETH MEETING

Please note this agenda has been revised to include R-14-109 and R-14-110 under Final Actions.

1. **ROLL CALL**
2. **MOMENT OF SILENCE**  
  
Pledge of Allegiance - Klarissa J. Peña, Councilor, District 3
3. **PROCLAMATIONS & PRESENTATIONS**
4. **ECONOMIC DEVELOPMENT DISCUSSION**
5. **ADMINISTRATION QUESTION & ANSWER PERIOD**
6. **APPROVAL OF JOURNAL**  
  
August 18, 2014
7. **COMMUNICATIONS AND INTRODUCTIONS**
8. **REPORTS OF COMMITTEES**
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-14-77](#) FY/12 Priority Objective Report, Goal 7, Objective 1, 3rd Thursdays “Night at the Museum”  
*Attachments:* [EC-77](#)
- b. [EC-14-78](#) FY13 Priority Objective Report, Goal 7, Objective 2 - Cultural and Creative Offerings at the KiMo Theatre  
*Attachments:* [EC-78](#)
- c. [EC-14-79](#) FY13 Priority Objective Report, Goal 7, Objective 1 - Portable Technology and Devices  
*Attachments:* [EC-79](#)
- d. [EC-14-94](#) Status FY14, 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 FY14  
*Attachments:* [EC-94](#)
- e. [EC-14-133](#) Mayor's Appointment of Mr. Ron W. Spanswick to the Arts Board  
*Attachments:* [EC-133](#)
- f. [EC-14-134](#) Mayor's Appointment of Mr. Jonathan M. Sanchez to the Arts Board  
*Attachments:* [EC-134](#)
- g. [EC-14-135](#) Mayor's Appointment of Mrs. Ariel E. Macpherson to the Indicators Progress Commission

Attachments: [EC-135](#)

- h. [EC-14-136](#) Mayor's Appointment of Mrs. Cindy Hernandez-Wall to the Balloon Museum Board of Trustees  
Attachments: [EC-136](#)
- i. [EC-14-137](#) Mayor's Recommendation of Parsons Brinckerhoff, Inc. for Engineering Consultants for Ladera Drive Improvements from Gavin Drive to Coors Boulevard  
Attachments: [EC-137](#)
- j. [EC-14-138](#) Mayor's Appointment of Mr. Ted O. Humphreys to the Metropolitan Parks and Recreation Advisory Board  
Attachments: [EC-138](#)
- k. [EC-14-139](#) Mayor's Appointment of Mr. Harry L. Tipton to the Lodgers' Tax Advisory Board  
Attachments: [EC-139](#)
- l. [R-14-68](#) Approving And Authorizing Acceptance Of Grant Award From The New Mexico Workforce Connection Of Central New Mexico And The City Of Albuquerque, Human Resources Department And Providing An Appropriation To The Human Resources Department (Sanchez, by request)  
Attachments: [R-68](#)

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

- a. [AC-14-5](#) (Project#1009962/14BOA-20004/13ZHE-80026) Jack Thompson appeals the Zoning Board of Appeals (BOA) decision to Grant the Appeal, thereby Overturning the Zoning Hearing Examiner's (ZHE's) Approval with Conditions of a special exception to Section 14-16-2-22(A)(25)(a) and 14-16-2-6(E)(5)(a): a Variance of 10' to the required 15' rear yard setback for a proposed addition for all or a portion of Lot 17, Block 2, East Range Addition, zoned SU-1 PRD, located at 14,353 Marquette Dr. NE  
Attachments: [AC-14-5](#)  
*[Withdrawn by Appellant]*

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

- a. [EC-14-86](#) Second Quarter 2013 Independent Review Office Report  
Attachments: [EC-86](#)
- b. [EC-14-87](#) Third Quarter 2013 Independent Review Office Report  
Attachments: [EC-87](#)

- c. [EC-14-88](#) Fourth Quarter 2013 Independent Review Office Report  
*Attachments:* [EC-88](#)
- d. [EC-14-129](#) Approving a Contract for ABQid to Develop and Implement a Business Accelerator Program  
*Attachments:* [EC-129](#)

## 14. FINAL ACTIONS

- a. [O-14-18](#) Adopting A Uniform Administrative Code And Technical Codes Prescribing Minimum Standards Regulating The Construction, Alteration, Moving, Repair And Use And Occupancies Of Buildings And Structures And Building Service Equipment And Installations Including Plumbing, Swimming Pools, Electrical, Mechanical, Signs, Solar, Energy Conservation, Building Conservation And The Abatement Of Dangerous Buildings Within The City Of Albuquerque; Providing For The Issuance Of Permits And Collecting Fees Therefore; Repealing Chapter 14, Article 1, ROA 1994, The Present Uniform Administrative Code And Technical Codes; Providing For Penalties For Violation Of The Code (Jones, by request)  
*Attachments:* [O-18](#)
- b. [R-13-240](#) Reaffirming The Policy Of The City That Any And All Improvements In The Rio Grande Valley State Park That Are Not Listed As Specific Projects In The Middle Rio Grande Ecosystem Bosque Biological Management Plan, The Bosque Action Plan For The Rio Grande Valley State Park And The Middle Rio Grande-Albuquerque Reach Watershed Restoration Action Strategy For The Middle Rio Grande Watershed Are Prohibited (Sanchez)  
*Attachments:* [R-240](#)  
[R-240 Proposed Floor Substitute](#)
- c. [R-14-101](#) 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)  
*Attachments:* [R-101](#)
- \*d. [R-14-106](#) 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, Benton, Winter, Harris)

**Attachments:** [R-106](#)

[R-106 Exhibit A](#)

- \*e. [R-14-109](#) To Submit The Following Proposition To The Voters Of The City Of Albuquerque: A Proposition To Impose A 1/8 Gross Receipts Tax For Essential Services; And Prescribing Other Details In Connection With The Special Municipal Election (Peña, Gibson)

**Attachments:** [R-109](#)

[R-109 Exhibit A](#)

- \*f. [R-14-110](#) To Submit The Following Question To The Voters Of The City Of Albuquerque: A Question On Whether To Reduce Penalties For Possession Of Less Than 1 Ounce Of Marijuana; And Prescribing Other Details In Connection With The Special Municipal Election (Gibson)

**Attachments:** [R-110](#)

[R-110 Exhibit A](#)

- g. [R-14-69](#) Amending The West Side Strategic Plan To Update The Volcano Mesa Road Network, Recognize The Volcano Heights Major Activity Center, And Designate A Neighborhood Activity Center In Volcano Cliffs (Lewis, by request)

**Attachments:** [R-69](#)

[R-69 EPC Record](#)

[R-69 Exhibit](#)

*[The intent is to defer this item to the September 15, 2014 Council meeting.]*

- h. [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)

**Attachments:** [R-70](#)

[R-70 EPC Record](#)

[R-70 Exhibit](#)

*[The intent is to defer this item to the September 15, 2014 Council meeting.]*

- i. [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)

**Attachments:** [R-71](#)  
[R-71 EPC Record](#)  
[R-71 Exhibit](#)

*[The intent is to defer this item to the September 15, 2014 Council meeting.]*

- j. [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)

**Attachments:** [R-72](#)  
[R-72 EPC Record](#)  
[R-72 Exhibit](#)

*[The intent is to defer this item to the September 15, 2014 Council meeting.]*

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

- a. [OC-14-5](#) Vote of No Confidence in Management Associates, Inc. as the City's Collective Bargaining Negotiator
- b. [EC-14-151](#) Mayor's Veto Message on R-14-91 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 Bond Question For The Issuance Of General Obligation Bonds In Certain Principal Amount For Metropolitan Redevelopment Purposes; 3) A Proposition To Impose A 1/8 Gross Receipts Tax For Essential Services; 4) A Question On Whether To Reduce Penalties For Possession Of Less Than 1 Ounce Of Marijuana; 5) A Proposition To Amend Article III Section 3 Of The City Charter Relating To The Voter Initiative Process; And Prescribing Other Details In Connection With The Special Municipal Election

**Attachments:** [EC-151](#)

- c. [EC-14-152](#) Mayor's Veto Message on O-14-14 F/S 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

**Attachments:** [EC-152](#)

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

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