



# City of Albuquerque

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

## Action Summary City Council

*Council President, Rey Garduño, District 6*  
*Vice-President, Brad Winter, District 4*

*Ken Sanchez, District 1; Isaac Benton, District 2*  
*Klarissa J. Peña, District 3; Dan Lewis, District 5*  
*Diane G. Gibson, District 7; Trudy E. Jones, District 8*  
*Don Harris, District 9*

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Monday, February 2, 2015

5:00 PM

Vincent E. Griego Chambers  
One Civic Plaza NW

Albuquerque/Bernalillo County Government Center

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### TWENTY-FIRST COUNCIL - THIRTY-SECOND MEETING

#### 1. ROLL CALL

**Present** 9 - Rey Garduño, Brad Winter, Ken Sanchez, Isaac Benton, Klarissa Peña,  
Dan Lewis, Diane Gibson, Trudy Jones, and Don Harris

#### 2. MOMENT OF SILENCE

**Pledge of Allegiance - Ken Sanchez, Councilor, District 1**

#### 3. PROCLAMATIONS & PRESENTATIONS

#### 4. ECONOMIC DEVELOPMENT DISCUSSION

#### 5. ADMINISTRATION QUESTION & ANSWER PERIOD

#### 6. APPROVAL OF JOURNAL

January 21, 2015

#### 7. COMMUNICATIONS AND INTRODUCTIONS

#### 8. REPORTS OF COMMITTEES

##### Deferrals/Withdrawals

- e. [R-15-160](#) Amending Resolution R-14-138, The City Of Albuquerque Project Recommendations To The Mid-Region Council Of Governments For Inclusion In The 2040 Metropolitan Transportation Plan, And The FY

2016 To FY 2021 Transportation Improvement Program, Supporting The County Of Bernalillo, Woodward Road Multimodal Improvement Project, Clarifying Using Transportation Improvement Program Funds For The Purchase Of Right Of Way, Engineering And Construction For Projects Scheduled Beyond The Planning Year Horizon Of The Metropolitan Transportation Plan (Benton)

**Attachments:**     [R-160](#)

**A motion was made by Councilor Benton that this matter be Postponed to February 18, 2015. The motion carried by the following vote:**

**For:** 8 - Garduño, Winter, Sanchez, Benton, Peña, Gibson, Jones, and Harris

**Excused:** 1 - Lewis

## 9. GENERAL PUBLIC COMMENTS

## 10. ANNOUNCEMENTS

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

- a.     [EC-14-208](#)     FY14 Priority Objective Report: Public Safety Goal 2, Objective 2 - Real Time Crime Center Analytics, 4th Qtr Report

**Attachments:**     [EC-208](#)

**A motion was made by President Garduño that this matter be Receipt Be Noted. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- b.     [EC-14-221](#)     Recommendation of Award to Leigh Fisher for “Financial Services and Strategic Planning: Albuquerque Airport System” for the Aviation Department

**Attachments:**     [EC-221](#)

**A motion was made by President Garduño that this matter be Approved. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- c.     [EC-14-222](#)     Recommendation of Award to WJ Advisors for “Financial Services and Strategic Planning: Albuquerque Airport System” for the Aviation Department

**Attachments:**     [EC-222](#)

**A motion was made by President Garduño that this matter be Approved. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- d. [EC-15-244](#) Mayor's Reappointment of Mr. Orlando F. Esparza to the Airport Advisory Board

**Attachments:** [EC-244](#)

**A motion was made by President Garduño that this matter be Confirmed. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- e. [EC-15-250](#) Mayor's Appointment of Mr. Mark D. Aasmundstad to the Greater Albuquerque Bicycling Advisory Committee

**Attachments:** [EC-250](#)

**A motion was made by President Garduño that this matter be Confirmed. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- f. [EC-15-251](#) Mayor's Appointment of Mr. Daniel J. Majewski to the Greater Albuquerque Bicycling Advisory Committee

**Attachments:** [EC-251](#)

**A motion was made by President Garduño that this matter be Confirmed. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- g. [EC-15-252](#) Mayor's Appointment of Ms. Jeanette A. Salazar to the ABQ Volunteers Advisory Board

**Attachments:** [EC-252](#)

**A motion was made by President Garduño that this matter be Confirmed. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- h. [R-14-140](#) Approving And Authorizing The Mayor To Execute A Sub-Grant Agreement For A 2014 Paul Coverdell Forensic Science Improvement Program From The State Of New Mexico Department Of Public Safety And Providing For An Appropriation To The City Of Albuquerque, Police Department (Jones, by request)

**Attachments:** [R-140](#)

**A motion was made by President Garduño that this matter be Passed. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- i. [R-14-144](#) Approving A Grant Application To The Department Of Housing And Urban Development For A 2015 Continuum Of Care Grant; And Providing An Appropriation To The Department Of Family And Community Services (Garduño, by request)

**Attachments:** [R-144](#)

**A motion was made by President Garduño that this matter be Passed. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- j. [R-14-145](#) Approving And Authorizing The Mayor To Execute A Sub-Grant Agreement For A 2014 Emergency Management Performance Grant (EMPG) From The New Mexico Department Of Homeland Security And Emergency Management And Providing For An Appropriation To The City Of Albuquerque, Police Department (Winter, by request)

**Attachments:** [R-145](#)

**A motion was made by President Garduño that this matter be Passed. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

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

- a. [EC-14-220](#) Revenue Report for First Quarter Fiscal Year 2015

**Attachments:** [EC-220](#)

**A motion was made by President Garduño that this matter be Receipt Be Noted. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- b. [OC-15-14](#) Staff Recommendations for the Police Oversight Board

**Attachments:** [OC-14](#)

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**A motion was made by President Garduño that this matter be Confirmed as Amended. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**c.** [OC-15-15](#)

City of Albuquerque's Ability to Pay for Operations & Maintenance and Basic Services Associated with the Winrock TIDD Districts

**Attachments:** [OC-15](#)

**A motion was made by Councilor Gibson that this matter be Approved. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

## 14. FINAL ACTIONS

**a.** [O-14-34](#)

F/S(2) Amending The Workforce Housing Opportunity Act To Revise The "Priorities And Uses Of Funds" To Be More Accommodating To The Fluctuations In Changing Development And Housing Conditions; And Address Requirements Of The State Of New Mexico Affordable Housing Act (Benton)

**Attachments:** [O-34](#)

[O-34 Approved Floor Substitute](#)

[O-34 Approved Floor Substitute 2](#)

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**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:** 5 - Garduño, Sanchez, Benton, Peña, and Gibson

**Against:** 4 - Winter, Lewis, Jones, and Harris

**A motion was made by Councilor Benton for reconsideration on Amendment No. 1. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**a.** [O-14-34](#)

F/S(2) Amending The Workforce Housing Opportunity Act To Revise The "Priorities And Uses Of Funds" To Be More Accommodating To The Fluctuations In Changing Development And Housing Conditions; And Address Requirements Of The State Of New Mexico Affordable

## Housing Act (Benton)

**Attachments:** [O-34](#)

[O-34 Approved Floor Substitute](#)

[O-34 Approved Floor Substitute 2](#)

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 2. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

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

**For:** 8 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, and Jones

**Against:** 1 - Harris

**b.** [O-15-35](#)

C/S Amending The Public Boards, Commissions And Committees Ordinance, Part 10: New Mexico Veterans Memorial Review Committee To Revise The Review Committee Membership Requirements In Order To Better Represent The Stakeholder Organizations Of The New Mexico Veterans Memorial Park (Garduño)

**Attachments:** [O-35](#)

[O-35 Approved Committee Substitute](#)

**A motion was made by President Garduño that this matter be Passed. The motion carried by the following vote:**

**For:** 7 - Garduño, Winter, Sanchez, Benton, Peña, Jones, and Harris

**Excused:** 2 - Lewis, and Gibson

**c.** [R-14-99](#)

F/S Adopting The City Of Albuquerque Neighborhood Traffic Management Program (NTMP) Policy Manual By Reference As The Traffic Calming Policy For The City Of Albuquerque; Rescinding Resolution-03-314, Enactment No. 115-2003 (Benton, by request)

**Attachments:** [R-99](#)

[R-99 Approved Committee Sub NTMP Policy - Redline Version](#)

[R-99 Approved Floor Substitute](#)

[R-99 Exhibit A](#)

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

**For:** 8 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Jones, and Harris

**Excused:** 1 - Gibson

**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 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 2. The motion carried by the following vote:**

**For:** 7 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, and Gibson

**Against:** 2 - Jones, and Harris

**A motion was made by Councilor Sanchez that this matter be Postponed as Substituted, as Amended. The motion failed by the following vote:**

**For:** 4 - Winter, Sanchez, Lewis, and Jones

**Against:** 5 - Garduño, Benton, Peña, Gibson, and Harris

**A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 3. The motion failed by the following vote:**

**For:** 2 - Garduño, and Gibson

**Against:** 7 - Winter, Sanchez, Benton, Peña, Lewis, Jones, and Harris

**A motion was made by Councilor Benton that this matter be Postponed as Substituted, as Amended to February 18, 2015. The motion carried by the following vote:**

**For:** 8 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, and Jones

**Against:** 1 - Harris

d. [R-14-146](#)

F/S Establishing The Mile-Hi District And Creating A Mile-Hi/San Pedro Improvement Project To Improve Traffic Operations And Provide Bicycle And Pedestrian Facilities For The Purpose Of Making Neighborhood Improvements (Gibson)

**Attachments:** [R-146](#)

[R-146 Approved Floor Substitute](#)

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

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**A motion was made by Councilor Gibson that this matter be Passed as Substituted. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

f. [R-15-161](#)

Adjusting Fiscal Year 2015 Appropriations For The City Of Albuquerque Police Department And Declaring The Policy Of The Council In Regard To The Police Officer Retention Incentive Program

(Gibson)

**Attachments:** [R-161](#)

**A motion was made by Councilor Sanchez to Call the Question. The motion carried by the following vote:**

**For:** 8 - Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

**Against:** 1 - Garduño

- f. [R-15-161](#) Adjusting Fiscal Year 2015 Appropriations For The City Of Albuquerque Police Department And Declaring The Policy Of The Council In Regard To The Police Officer Retention Incentive Program (Gibson)

**Attachments:** [R-161](#)

**A motion was made by Councilor Gibson that this matter be Passed. The motion failed by the following vote:**

**For:** 2 - Garduño, and Gibson

**Against:** 7 - Winter, Sanchez, Benton, Peña, Lewis, Jones, and Harris

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

**A motion was made by President Garduño that the rules be suspended for the purpose of extending the City Council meeting until the completion of the Executive Session. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

- a. Executive Session to discuss pending litigation in the matters of Albuquerque Hotel Investments Capital LLC, et al. v. City of Albuquerque (D-202-CV-2013-07823), and Albuquerque Plaza Office Investments LLC v. City of Albuquerque and Downtown Action Team (D-202-CV-2011-03005)

**A motion was made by President Garduño to go into Executive Session pursuant to Section 10-15-1(H)(7) of the Open Meetings Act, to discuss pending litigation in the matters of Albuquerque Hotel Investments Capital LLC, et al. v. City of Albuquerque, and Albuquerque Plaza Office Investments LLC v. City of Albuquerque and Downtown Action Team. The motion carried by the following vote:**

**For:** 9 - Garduño, Winter, Sanchez, Benton, Peña, Lewis, Gibson, Jones, and Harris

*President Garduño affirmed that matters discussed in Executive Session were limited to those specified in the motion for closure.*

*There being no further business, the meeting adjourned at 10:34 p.m.*