



# 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, Klarissa J. Peña, District 3*

*Ken Sanchez, District 1; Isaac Benton, District 2*  
*Brad Winter, District 4; Patrick Davis, District 6*  
*Diane G. Gibson, District 7; Trudy E. Jones, District 8*  
*Don Harris, District 9*

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Wednesday, February 17, 2016

5:00 PM

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

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### TWENTY-SECOND COUNCIL - SIXTH MEETING

#### 1. ROLL CALL

**Present** 8 - Klarissa Peña, Ken Sanchez, Isaac Benton, Brad Winter, Patrick Davis,  
Diane Gibson, Trudy Jones, and Don Harris  
**Excused** 1 - Dan Lewis

#### 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

February 1, 2016

#### 7. COMMUNICATIONS AND INTRODUCTIONS

#### 8. REPORTS OF COMMITTEES

Finance & Government Operations Committee - February 8, 2016

Land Use, Planning & Zoning Committee - February 10, 2016

**Deferrals/Withdrawals**

- d. [P-15-12](#) C/S Adopting A Proposition To Be Submitted To The Voters At The November 8, 2016 General Election Or Next Regular Municipal Election That Amends Article XVI Of The Charter Of The City Of Albuquerque Concerning Open And Ethical Elections (Harris)
- A motion was made by Councilor Harris that this matter be Postponed to April 18, 2016. The motion carried by the following vote:**
- For:** 8 - Peña, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Lewis
- e. [P-15-13](#) C/S Adopting A Proposition To Be Submitted To The Voters At The November 8, 2016, General Election Or Next Regular Municipal Election That Amends Article XIII Of The Charter Of The City Of Albuquerque Concerning Election Code (Harris)
- A motion was made by Councilor Harris that this matter be Postponed to April 18, 2016. The motion carried by the following vote:**
- For:** 8 - Peña, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Lewis
- f. [P-15-14](#) C/S Adopting A Proposition To Be Submitted To The Voters At The November 8, 2016 General Election Or Next Regular Municipal Election That Amends Article V Section 4 Of The Charter Of The City Of Albuquerque Concerning The Appointment And Reappointment Of The City Attorney And City Clerk (Harris)
- A motion was made by Councilor Harris that this matter be Postponed to April 18, 2016. The motion carried by the following vote:**
- For:** 8 - Peña, Sanchez, Benton, Winter, Davis, 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-16-29](#) Lease Agreement for City Property to the Regents of the University of New Mexico, College of Fine Arts, 113 4th St. (4th and Copper)
- A motion was made by Vice-President Peña that this matter be Approved. The motion carried by the following vote:**

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

**Excused:** 1 - Lewis

- \*b. [EC-16-42](#) Approving a Supplemental Agreement with encuentro, Inc., to Operate and Expand the International Trade Division Program

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

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

**Excused:** 1 - Lewis

- \*c. [EC-16-43](#) Approving a Contract for Seed Worthy, Inc. for Computer Application Development Assistance for Small Businesses

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

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

**Excused:** 1 - Lewis

- \*d. [EC-16-44](#) Approving a Contract for Albuquerque Economic Development (AED) for an expansion of Existing Business Development Program

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

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

**Excused:** 1 - Lewis

- \*e. [EC-16-45](#) Agreement for Ambulance Services Contract

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

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

**Excused:** 1 - Lewis

- f. [EC-16-47](#) Mayor's Appointment of Ms. Lisa A. Mcniven to the Americans with Disabilities Act Advisory Council

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

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

**Excused:** 1 - Lewis

- g. [EC-16-48](#) Mayor's Reappointment of Ms. Janet M. McHard to the Albuquerque Housing Authority Board

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

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

**Excused:** 1 - Lewis

- h.**     [EC-16-49](#)           Mayor's Reappointment of Ms. Patricia A. Gaston to the Veterans and Military Affairs Advisory Board

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

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

**Excused:** 1 - Lewis

- \*i.**     [EC-16-52](#)           Declaring Excess Property Acquired for Unser Blvd. Non-Essential for Municipal Purposes

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

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

**Excused:** 1 - Lewis

- \*j.**     [EC-16-53](#)           Declaring the entirety of Lot 3 and a southerly portion of Lot 2, Trotter Addition, as Non-Essential for Municipal Purposes

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

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

**Excused:** 1 - Lewis

- \*k.**     [EC-16-54](#)           Approving an Exchange Agreement for City Owned Property with Sandia Foundation

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

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

**Excused:** 1 - Lewis

- \*l.**     [EC-16-55](#)           Approving an Exchange Agreement for City Owned Property with West Seventy, LLC

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

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

**Excused:** 1 - Lewis

**12. PUBLIC HEARINGS: {Appeals, SAD Protest Hearings}****13. APPROVALS: {Contracts, Agreements, and Appointments}**

- \*a. [EC-16-28](#) Approval of Recommendation of Award for "Personnel Hearing Officers"
- A motion was made by Vice-President Peña that this matter be Approved. The motion carried by the following vote:**
- For:** 8 - Peña, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Lewis

**14. FINAL ACTIONS**

- \*a. [O-16-7](#) F/S Authorizing The Issuance And Sale Of \$84,893,000 City Of Albuquerque, New Mexico General Obligation Bonds, Consisting Of \$71,523,000 General Purpose General Obligation Bonds, Series 2016a, \$6,500,000 General Obligation Storm Sewer Bonds, Series 2016b, And \$6,870,000 Short-Term General Obligation Bonds, Series 2016c, Authorized At An Election Of The City Held On October 6, 2015 To Finance Projects Relating To Public Safety, Citizens' Centers, Parks And Recreation, Facilities And Equipment, Library, Public Transportation, Zoo, Biological Park And Museum Facilities, Metropolitan Redevelopment, Storm Sewers, And Streets; Prescribing Other Details In Connection With The Series 2016 Bonds And The Payment Thereof; And Ratifying Prior Action Taken In Connection Therewith (Davis, by request)
- A motion was made by Councilor Davis that this matter be Substituted. The motion carried by the following vote:**
- For:** 8 - Peña, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Lewis
- A motion was made by Councilor Davis that this matter be Passed as Substituted. The motion carried by the following vote:**
- For:** 8 - Peña, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris
- Excused:** 1 - Lewis
- \*b. [R-16-10](#) Adopting The Downtown Arts & Cultural Plan And Establishing The Boundary Of The Downtown Arts & Cultural District (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:** 8 - Peña, Sanchez, Benton, Winter, Davis, Gibson, Jones, and Harris

**Excused:** 1 - Lewis

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

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

**Excused:** 1 - Lewis

\*c. [R-16-11](#)

Directing The Use Of ABEC- Philips Clawback Funds To Specific Educational Programs For At-Risk Youth And Designating That The ABC Community Schools Partnership Provide Recommendations To The City Council For The Use Of The Remaining ABEC- Philips Clawback Funds Upon Dissolution Of The ABEC Committee (Gibson)

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

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

**Excused:** 1 - Lewis

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

- a. Executive Session to discuss pending litigation in the matter of the Application of Public Service Company of New Mexico for Revision to its Retail Electric Rates Pursuant to Advice Notice No. 513, Case No. 15-00261-UT (the PNM Rate Case)

**A motion was made by Vice-President Peña that pursuant to Section 10-15-1(H) (7) of the Open Meetings Act, we go into Executive Session to discuss pending litigation in the matter of the Application of Public Service Company of New Mexico for Revision to its Retail Electric Rates Pursuant to Advice Notice No. 513, Case No. 15-00261-UT (the PNM Rate Case). The motion carried by the following vote:**

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

**Excused:** 1 - Lewis

*Councilor Peña 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 7:50 p.m.*