



# City of Albuquerque

City of Albuquerque  
Government Center  
One Civic Plaza  
Albuquerque, NM  
87102

## Agenda City Council

*Council President, Isaac Benton, District 2*  
*Council Vice-President, Dan Lewis, District 5*

*Louie Sanchez, District 1; Klarissa J. Peña, District 3*  
*Brook Bassan, District 4; Pat Davis, District 6*  
*Tammy Fiebelkorn, District 7; Trudy E. Jones, District 8*  
*Renee Grout, District 9*

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Monday, December 5, 2022

5:00 PM

Via Zoom Video Conference

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### TWENTY-FIFTH COUNCIL - TWENTY- FIRST MEETING

#### Public Comment Sign Up for December 5, 2022 City Council Meeting

To provide public comments to the Council virtually, everyone must sign up by 4:00 pm on the day of the meeting by completing this web form <https://www.cabq.gov/dec-5-2022-comment>. For members of the public without internet service, you may call our office at 505-768-3100 for assistance.

The Council will take General Public Comment on any topic and on the meeting's specific agenda items, from up to a maximum of 30 people, on a first-come first-serve basis. Per Council rules, persons signing up to speak before the Council can sign up for General Public Comment and up to two agenda items per meeting. If speaking on a specific agenda item, comments must be germane to the item.

General Public Comment is near the beginning of the meeting. If you sign up to speak on a specific agenda item, your name will be called when that item is heard.

**Note:** Participants must sign up for public comment with the Zoom username or phone number that they will be entering the Zoom meeting with so that they can be identified when accessing the meeting. Persons who do not provide this information will not be allowed into the meeting, but may still view the meeting via YouTube live or in Zoom Webinar.

Participants will be an Attendee in the Zoom Webinar until the public comment period begins. The Zoom moderator will move you into the meeting room as Panelist when it's your turn to provide public comments.

Access the Zoom Webinar by following this link, entering the room information manually, or by calling in via telephone:

- <https://cabq.zoom.us/j/83064135876>
- Webinar ID: 830 6413 5876
- (669) 900-6833 // 830 6413 5876

Once in the Zoom meeting room, the participants must mute themselves and turn off their camera. The Zoom moderator will unmute and enable cameras (if applicable) at the time their name is called to provide public comment.

Participants will be able to view the meeting via Zoom while waiting for public comments, but participants can also watch on YouTube live at <https://youtu.be/HVei6SN8UYw>. The live streams can be accessed from most smart phones, tablets, or computers. The meetings are closed captioned and you may enable the closed captioning services on your television or device.

If you are watching on YouTube live, please note there is an approximately 10 second lag between the Zoom meeting room and YouTube. Please mute or pause the YouTube live stream once you are in the Zoom meeting room to avoid feedback.

Public comment will be limited to 2 minutes or less, depending on the number of speakers signed up. Your time will start when you begin speaking and you will be informed when your time has concluded, at which point your microphone will be muted and your camera will be turned off.

**1. ROLL CALL**

**2. MOMENT OF SILENCE**

Pledge of Allegiance in English and Spanish and any other language as determined by the Council

**3. PROCLAMATIONS & PRESENTATIONS**

**4. ECONOMIC DEVELOPMENT DISCUSSION**

**5. ADMINISTRATION QUESTION & ANSWER PERIOD**

**6. APPROVAL OF JOURNAL**

November 21, 2022

**7. COMMUNICATIONS AND INTRODUCTIONS**

**8. REPORTS OF COMMITTEES**

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

- a. [EC-22-121](#) Revenue & Expense Report for Third Quarter Fiscal Year 2022 and Quarterly Savings Use Report
- b. [EC-22-150](#) Air Cargo Building Lease and Agreement between the City of Albuquerque and Peak Supply Chain Solutions (“Peak SCS”)
- c. [EC-22-153](#) Contract between the City of Albuquerque and Ciudad Soil and Water Conservation District (CIUDAD) for the Rio Grande Bosque Wildfire Mitigation Project
- \*d. [EC-22-160](#) Declaring a Portion of Tract 433 Atrisco Grant Unit 3 Not-Essential For Municipal Purposes  
*[Withdrawn by Administration]*
- e. [EC-22-161](#) Mayor’s Recommendation of Award (ROA) for RFP-2022-231-POL-EV “CODIS STR DNA Testing and Analysis Services”
- f. [EC-22-183](#) Mayor's appointment of Mr. Christopher Love to the Para Transit Advisory Board
- g. [EC-22-184](#) Mayor's reappointment of Mr. Jeff Blair to the Para Transit Advisory Board
- h. [EC-22-185](#) Mayor’s Recommendation of Architectural Consultants for Site Assessment and Design of the Yale Operations & Maintenance Facility
- i. [EC-22-192](#) Mayor's appointment of Mr. Mario E. Del Angel-Guevara to the Human Rights Board
- j. [EC-22-193](#) Mayor's appointment of Ms. Cara Gordon Potter to the Arts Board
- k. [EC-22-194](#) Mayor's reappointment of Ms. Jacqueline H. Smith to the Para Transit Advisory Board
- l. [OC-22-22](#) Reappointment of Mr. Timothy MacEachen to the Environmental Planning Commission

## 10. GENERAL PUBLIC COMMENTS

Please refer to the instructions at the beginning of this Council Agenda.

## 11. ANNOUNCEMENTS

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

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

- \*a. [EC-22-165](#) Authorization to Supplement a Professional Technical Agreement with Engender, Inc., to Provide Substance Use Treatment

- \*b. [EC-22-187](#) Approving an Agreement with Jaramillo Law Firm, PC to provide legislative and lobbying services
- \*c. [EC-22-195](#) Lease Agreement between First Choice Community Healthcare and the City of Albuquerque at 6900 Gonzales Road SW
- \*d. [EC-22-197](#) Approving an Agreement with Thompson Consulting, LLC to provide legislative and lobbying services for the City of Albuquerque
- \*e. [EC-22-198](#) Mayor's Recommendation of Award (ROA) to David Campbell Attorney at Law, LLC for "Development Hearing Officer"
- \*f. [EC-22-200](#) Supplement Number 11 to Lease between City of Albuquerque and The United States Air Force (USAF)

#### 14. FINAL ACTIONS

- a. [O-22-33](#) Amending §14-16 The Integrated Development Ordinance To Remove All References To Safe Outdoor Spaces (Bassan)
- b. [O-22-39](#) C/S Amending Chapter 2, Article 4 Of The City Code Relating To Elections And Petitions (Davis, Peña, Bassan, by request)
- c. [O-22-40](#) C/S Amending Articles, XII, XIII, And XVI Of The City Charter Relating To Elections And Public Campaign Financing (Davis, Peña, Bassan by request)
- d. [O-22-41](#) Amending The Intergovernmental Relations Ordinance To Update Intergovernmental Relations Committee Membership, The Ability Of The Committee To Convene, The Intergovernmental Coordination Responsibilities Of The Committee, Development Of The Federal And State Priorities Resolutions, Review Of Obligations (Fiebelkorn, Peña, Bassan)
- e. [O-22-45](#) Amending The Code Of Ethics Relating To Financial Disclosures Of Elected Officials (Bassan, Peña, and Davis, by request)
- f. [O-22-46](#) Repealing The City Of Albuquerque Code Of Ordinance Sections 2-6-4-1 Through 2-6-4-6, The "Records Analysis And Disposition Committee" Ordinance And Replacing It With A New Ordinance; Amending The Existing Open Records Ordinance Sections 2-7-6-1 Through Section 2-7-6-7, The "Open Records Ordinance;" Repealing Sections 2-7-7-1 To 3 (Fiebelkorn, by request)
- g. [O-22-47](#) F/S Creating A Full Access For All Transit Fare Structure And Transit Security Process, Amending 7-2-1-1 The Transit Fares Ordinance To Improve Transit Access To All Persons While Providing Accountability; Creating A New Section 7-2-1-3, Of The Transit System Ordinance To Modify The Zero Fare Pilot Project To A Pass-Based Free Fair Program

Beginning June 30th, 2023, Creating A New Section 7-2-1-3, Of The Transit System Ordinance To Require That Passengers Boarding A Transit Vehicle Present A Free Fair Pass Obtained From The Transit Department Or Pay \$1; Creating A Section 2-11-20 Of The Budget Ordinance To Create An Operating Fund For Motor Coach And Paratransit Vehicle Operator Salaries; Establishing Rules For Issuing Transit Passes, Requiring A Study To Develop A Transit Pass Management Program, Development Of A Long-Term Security Plan, For The Operations And Facilities Of The Albuquerque Transit Department, Requiring A Transit System Security Incident Response Tactical Plan, Quarterly Reporting Of Security Calls For Service In The Transit System, And Making An Appropriation; Directing The Administration To Identify Means To Assist Social Service Agencies To Provide Transit Passes (Peña, Lewis)

- h. [O-22-48](#) Amending Chapter 5, Article 5, Of The Revised Ordinances Of Albuquerque, The “Public Purchases Ordinance” Relating To Exemptions From The Competitive Requirements Of The Code (Benton, Grout by request)
- i. [O-22-49](#) C/S Establishing The Domestic Violence And Sexual Assault Commission; Establishing The Responsibilities Of The Commission (Jones, Fiebelkorn, Grout, Peña)
- j. [O-22-50](#) Approving A Project Involving Craftworks, LLC Pursuant To The Local Economic Development Act And City Ordinance F/S O-04-10, The City's Implementing Legislation For That Act, To Support The Acquisition, Renovation, And Improvement Of A Beverage Manufacturing And Distribution Facility In Albuquerque, New Mexico; Authorizing The Execution Of A Project Participation Agreement And Other Documents In Connection With The Project; Making Certain Determinations And Findings Relating To The Project Including The Appropriation Of Funds; Ratifying Certain Actions Taken Previously; And Repealing All Actions Inconsistent With This Ordinance (Benton, by request)
- k. [O-22-53](#) Repealing The “Albuquerque Tax Preparer And Consumer Rights Ordinance” In Its Entirety, And Creating The “Albuquerque Tax Preparer Ordinance” (Davis)
- l. [R-22-70](#) Requiring A Transit System Security Incident Response Tactical Plan, Quarterly Reporting Of Security Calls For Service In The Transit System, And Development Of A Long-Term Security Plan, For The Operations And Facilities Of The Albuquerque Transit Department (Peña)  
*[The intent is to defer R-22-70 to the January 4, 2023 Council meeting.]*
- m. [R-22-74](#) Approving The University Metropolitan Redevelopment Area Plan (Davis)
- n. [R-22-76](#) Directing The City Administration To Develop A Pilot Program Utilizing Noise Cameras For Automated Vehicle Noise Enforcement (Bassan,

Benton, Jones)

- o. [M-22-6](#) Asking The New Mexico Legislature To Reinstate Qualified Immunity (Sanchez)
- \*p. [R-22-87](#) Approving An Award From The U.S. Department Of Housing And Urban Development For Community Development Block Grant Cares Act Funding And An Award From The State Of New Mexico, Beginning In Fiscal Year 2023 (Benton, by request)
- \*q. [R-22-89](#) Establishing Legislative And Budget Priorities For The City Of Albuquerque For The First Session Of The 56th New Mexico State Legislature (Peña, Fiebelkorn, and Bassan)

## 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.

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. Those in need of hearing assistance may call 711.

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Visit our Website at <http://www.cabq.gov/council>