



City of Albuquerque

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

Agenda City Council

Council President, Dan Lewis, District 5
Council Vice-President, Renée Grout, District 9

Louie Sanchez, District 1; Joaquín Baca, District 2;
Klarissa J. Peña, District 3; Brook Bassan, District 4;
Nichole Rogers, District 6; Tammy Fiebelkorn, District 7;
Dan Champine, District 8

Monday, August 5, 2024

5:00 PM

Vincent E. Griego Chambers

One Civic Plaza NW

City of Albuquerque Government Center

TWENTY-SIXTH COUNCIL - THIRTEENTH MEETING

Public Comment Sign Up for August 5, 2024 City Council Meeting

To provide public comments to the Council, in person or virtually, everyone must sign up by 4:00 pm on the day of the meeting by completing this web form: <https://www.cabq.gov/aug-5-2024-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.

Zoom Webinar link and login information:

- <https://cabq.zoom.us/j/82108734861>
- Webinar ID: 821 0873 4861
- (669) 900-6833 // 821 0873 4861

Viewing: Members of the public will have the ability to view the meeting through GOVTV on Comcast Channel 16, to stream live on the GOVTV website at <https://www.cabq.gov/culturalservices/govtv>, YouTube at <https://youtube.com/live/dmeIPZAo4zo?feature=share> or Zoom Webinar. 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.

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. ADMINISTRATION QUESTION & ANSWER PERIOD****5. APPROVAL OF JOURNAL**

June 17, 2024

6. COMMUNICATIONS AND INTRODUCTIONS**7. REPORTS OF COMMITTEES****8. CONSENT AGENDA: {Items may be removed at the request of any Councilor}**

- a. [EC-24-157](#) Community Planning Area Assessment Report - East Gateway ABQ CPA
- b. [EC-24-158](#) Approval of the West Mesa Ridge A Development Agreement with YES Housing, Inc. to Utilize Housing Forward Funds Towards the New Construction of an Affordable Rental Housing Project
- c. [EC-24-159](#) Community Planning Area Assessment Report - Central Albuquerque CPA
- d. [EC-24-172](#) Request for Approval of Extension of Audit Services Contract
- e. [EC-24-173](#) Mayor's appointment of Mr. Esteban A. Aguilar Jr. to the Accountability in Government Oversight Committee
[Consent to Withdraw - Withdrawn by Administration]
- f. [EC-24-174](#) Mayor's appointment of Mr. Don Harris to the Balloon Museum Board of Trustees
- g. [OC-24-13](#) Appointment of Mr. Robert Cornish to the Open Space Advisory Board
- h. [O-24-32](#) Amending Chapter 14, Article 23 Related To Processes Associated With The Demolition Of Buildings Or Structures (Bassan, by request)
[Consent to defer O-24-32 to the August 19, 2024 Council Meeting]

- i. [R-24-53](#) Approving And Authorizing The Acceptance Of Grant Funds From The New Mexico State Highway And Transportation Department And Providing An Appropriation To The Parks And Recreation Department In Fiscal Year 2024 And 2025 (Fiebelkorn, by request)
- j. [R-24-67](#) Amending R-24-8, The Adopted Capital Implementation Program Of The City Of Albuquerque, Related To The Location Of The Westside Sports Complex (Sanchez)

9. ANNOUNCEMENTS

10. FINANCIAL INSTRUMENTS

- *a. [O-24-33](#) Accepting The Investment-Grade Audit Report And Approving The Energy Savings Performance Contract By And Between The City Of Albuquerque And Yearout Energy Services Company, LLC, Subject To City Council Approval Of A Separate Financing Transaction To Finance The Costs Of The Energy Performance Contract (“EPC”); Authorizing The Execution And Delivery Of The EPC And Other Agreements And Documents In Connection With The EPC; Ratifying Action Previously Taken In Connection With The EPC; Repealing All Ordinances And Prior Action In Conflict Herewith; And Related Matters (Peña, by request)
- *b. [O-24-34](#) Authorizing The Issuance, Sale And Delivery Of City Of Albuquerque, New Mexico Municipal Infrastructure Gross Receipts Tax Revenue Bonds, Series 2024 In A Principal Amount Not To Exceed \$9,250,000 (The “Series 2024 Bonds”) To Finance The Cost Of Acquiring, Constructing And Improving Energy Efficiency Projects Associated With City Facilities And Paying Expenses Related To Issuance Of The Series 2024 Bonds; Providing For The Payment Of The Bonds From The Revenues Of The 1/16 Of One Percent (0.0625%) Increment Of Municipal Infrastructure Gross Receipts Tax Imposed On All Persons Engaging In Business In The City Pursuant To Section 7-19D-11 NMSA 1978 And City Ordinance No. 14-1992 Adopted March 16, 1992; Providing Other Details Concerning The Bonds And The Series 2024 Bonds; Approving The Delegation Of Authority To Make Certain Determinations Regarding The Sale Of The Series 2024 Bonds Pursuant To The Supplemental Public Securities Act; Providing For The Terms And Other Details Concerning The Series 2024 Bonds; Approving Certain Documents Pertaining To The Series 2024 Bonds; Making Certain Appropriations; And Ratifying Certain Actions Previously Taken (Peña, by request)

11. APPEALS

- a. [AC-24-14](#) PR-2024-009946, RZ-2024-00014: University Heights Neighborhood Association appeals the Environmental Planning Commission (EPC) decision to Approve a Zoning Map Amendment from R-ML to MX-L for all

or a portion of Lots 23 and 24, Block 2, University Heights Addition, located at 201 & 203 Harvard Drive SE, between Silver Avenue SE and Lead Avenue SE, approximately 0.34 acres (the "Subject Site") (K-16-Z)

12. GENERAL PUBLIC COMMENTS

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

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

14. FINAL ACTIONS

- a. [P-24-5](#) Charter Amendment Proposal Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of The City Charter Related To City Council Election Cycles (Peña)
- b. [R-24-65](#) Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of The City Charter Related To City Council Election Cycles (Peña)
- c. [P-24-6](#) Charter Amendment Proposal Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of The Charter Related To City Council Election Cycles (Peña)
- d. [R-24-66](#) Adopting A Proposition To Be Sent To The Voters At The 2024 General Election, Proposing To Amend Article II Of The Charter Related To City Council Election Cycles (Peña)
- e. [O-24-14](#) C/S Amending Portions Of The Traffic Code (Chapter 8) And Open Space Lands And Regional Preserves (Chapter 5) Of The Code Of Ordinances To Define And Regulate Electric-Assisted Bicycles, Also Known As E-Bikes, And Other Personal Motorized Modes Of Transportation (Bassan)
- f. [O-24-21](#) C/S Amending Article 12 Of Chapter 13 Of The Revised Ordinances Of Albuquerque ("The Albuquerque Minimum Wage Ordinance") (Rogers, by request)
- g. [O-24-23](#) Amending The Traffic Code To Implement Minimum Standards For Shared Active Transportation Programs As They Relate To Operation And Maintenance In The Public Right-Of-Way, Setting Permit Fees, And Directing The City Administration To Update Operations For The Active Transportation Registration Process (Fiebelkorn)
- h. [O-24-24](#) Amending O-22-47 Related To Transit Security And Equitable Access To Extend The Deadline In Which The Transit Department Will Submit The Referenced Security Study (Fiebelkorn, by request)
- i. [O-24-25](#) Amending Articles XIII And XVI Of The City Charter Relating To Elections

And Public Campaign Financing (Baca, by request)

- j. [O-24-29](#) Adopting A New Part In Chapter 2, Article 6 Of The Revised Ordinances Of Albuquerque, To Create The Route 66 Visitors Center Commission (Peña)
- k. [O-24-30](#) Amending Section 9-2-3-16 (A) Of The Heart Ordinance To Create A Heart Ordinance Fund And Dedicate Fees And Fines Exclusively To The Animal Welfare Department (Fiebelkorn)
- l. [R-24-60](#) Rescinding Resolutions-23-152 And Resolution-23-184, Establishing A Policy To Allow Advertisements To Be Placed In Appropriate Locations On Transit Vehicles, Establishing An Advertising Revenue Account (Champine)
- *m. [R-24-71](#) Amending The Rank 3 Master Plan For The Double Eagle II (DEII) Airport To Allow Non-Aeronautical Land Uses, Including Commercial, Lodging, Light Industrial, Education, Film Studio, And Renewable Energy Generation, As Permissive Uses Under A New Section Of The Master Plan "3.7 Appropriate Land Uses." (Sanchez, by request)

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

- a. [EC-24-175](#) Veto Of R-24-47, Adopting A Proposition To Be Submitted To The Voters At The Next General Election To Be Held In The City Of Albuquerque Concerning Amendments To Article II Of The Albuquerque City Charter; Providing The Form Of The Question And The Designation Clause For Such Question On The Ballot (Lewis And Peña)

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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