



City of Albuquerque

Agenda City Council

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

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

Monday, April 4, 2022

5:00 PM

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

TWENTY-FIFTH COUNCIL - SEVENTH MEETING

Public Comment Sign Up for April 4, 2022 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/apr-4-2022-live>. 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 link and login information:

- <https://cabq.zoom.us/j/86310345904>
- Webinar ID: 863 1034 5904
- (669) 900-6833 // 86310345904#

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://youtu.be/2wGm1k6WE_I, 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. ECONOMIC DEVELOPMENT DISCUSSION****5. ADMINISTRATION QUESTION & ANSWER PERIOD****6. APPROVAL OF JOURNAL**

March 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-22-8](#) Revenue & Expense Report for First Quarter Fiscal Year 2022
Attachments: [EC-8](#)
- b. [EC-22-11](#) Legal Department's Quarterly Litigation Report for the 1st Quarter of FY 2022 (Greater than 10,000)
Attachments: [EC-11](#)
- c. [EC-22-27](#) Report of FY/21 Outstanding Encumbrances Reappropriated in FY/22
Attachments: [EC-27](#)
- d. [EC-22-28](#) Sunport 2 Hangar Lease and Agreement between the City of Albuquerque and Eclipse Aerospace, Inc.
Attachments: [EC-28](#)
- e. [EC-22-29](#) Sunport 3 Hangar Lease and Agreement between the City of Albuquerque and Eclipse Aerospace, Inc.
Attachments: [EC-29](#)
- f. [EC-22-30](#) Sunport 4 Hangar Lease and Agreement between the City of Albuquerque and Eclipse Aerospace, Inc.

Attachments: [EC-30](#)

- g. [EC-22-31](#) Declaring a parcel on Sioux Street NW (Map 35 Tract 81A2), Albuquerque, NM 87107, Not Essential for Municipal Purposes

Attachments: [EC-31](#)

- h. [EC-22-32](#) Approval of FY21 Audit

Attachments: [EC-32](#)

- i. [EC-22-44](#) Mayor's re-appointment of Mr. Anthony Brian Gallegos to the Airport Advisory Board

Attachments: [EC-44](#)

- j. [EC-22-45](#) Mayor's appointment of Dr. Shana M. Judge to the Indicators Progress Commission

Attachments: [EC-45.pdf](#)

- k. [EC-22-46](#) Mayor's appointment of Ms. Sonya Patel to the Youth Advisory Council

Attachments: [EC-46.pdf](#)

- l. [EC-22-47](#) Mayor's appointment of Mr. Abhishek Narahari to the Youth Advisory Council

Attachments: [EC-47](#)

- m. [EC-22-48](#) Mayor's appointment of Mr. Ryan Mast to the Greater Albuquerque Active Transportation Committee

Attachments: [EC-48](#)

- n. [EC-22-49](#) Mayor's appointment of Dr. Naomi George to the Greater Albuquerque Active Transportation Committee

Attachments: [EC-49](#)

- o. [OC-22-4](#) 2021 Civilian Police Oversight Agency (CPOA) Semi-Annual Report

Attachments: [OC-4.pdf](#)

- p. [OC-22-5](#) Appointing Judge Linda Vanzi (Retired) to the City Intragovernmental Conference Committee

Attachments: [OC-5](#)

- q. [OC-22-7](#) Appointing Chris Melendrez to the South Campus TIDD Board

Attachments: [OC-7](#)

- r. [R-22-16](#) Appropriating And Authorizing The Success Express: African American Youth Leadership Program And The Acceptance Of State Monies To The Office Of Equity And Inclusion And Providing An Appropriation To The City Of Albuquerque (Davis, by request)

Attachments: [R-16](#)

10. GENERAL PUBLIC COMMENTS

Please refer to the statement "Procedures for April 4, 2022 City Council Meeting" at the beginning of the Council Agenda.

11. ANNOUNCEMENTS

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

- a. [AC-22-6](#) PR-2021-0046303-VA-2021-00429-VA-2022-00044: Michael A. Lucero & Barbara J. Surbey, appeals the Zoning Hearing Examiners decision to Approve a Wall Permit-Major for a taller courtyard wall in the front yard for Lot 24, Block 54A, Four Hills Village, located at 1709 Conestoga Dr SE, zoned R-1D [Subsection 14-16-5-7(D)(3)(g)]
[Withdrawn by Appellants]

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

- *a. [EC-22-52](#) Approval of the Sixth Supplemental Agreement to add funds to Outside Counsel Legal Services between Atler Law Firm, P.C. and the City of Albuquerque
Attachments: [EC-52](#)

14. FINAL ACTIONS

- a. [O-21-83](#) Amending Chapter 9, Article 5, Part 5 Of The Revised Ordinances Of Albuquerque (The "Albuquerque Clean Indoor Air Ordinance") Regarding Public Consumption Of Cannabis Following The Enactment Of The New Mexico Cannabis Regulation Act, NMSA 1978, Section 26-2C-1 Et Seq.; Amending Restrictions in Public Outdoor Areas (Benton)
Attachments: [O-83](#)
- b. [O-22-1](#) C/S Amending Enactment No. O-2018-001 (Council Bill No. O-18-9) To Rescind One Eighth Of One Percent (.125%) Of The Overall Three Eighths Of One Percent (.375%) Gross Receipts Tax Imposed Thereby (Lewis)
Attachments: [O-1.pdf](#)
[O-1 Approved Committee Substitute.pdf](#)
- c. [O-22-9](#) C/S Amending Enactment No. O-2018-001 (Council Bill No. O-18-9) Which Imposed A Three Eighths Of One Percent (.375%) Gross Receipts Tax (Benton, Davis, Fiebelkorn)
Attachments: [O-9.pdf](#)
[O-9 Approved Committee Substitute.pdf](#)

- d. [O-22-8](#) Rescinding Enactment No. O-2021-025 (Council Bill No. O-21-80) Which Required The Use Of Project Labor Agreements On Certain Public Works Construction Projects In The City Of Albuquerque (Bassan, Jones, Lewis, Grout)
Attachments: [O-8.pdf](#)
- e. [R-21-155](#) A Nuisance, Substandard Dwelling Or Structure In Need Of Abatement At 1804 High St SE Within The City Limits Of Albuquerque, New Mexico Is So Ruined, Damaged And Dilapidated As To Be A Menace To The Public Comfort, Health, Peace Or Safety And That It Is To Be Required To Be Removed (Benton, by request)
Attachments: [R-155](#)
- f. [R-22-8](#) Enabling And Directing The Parks And Recreation Department To Review And Make Recommendations For The Management Of The Open Space Trust Fund, Review And Recommend Updates To Sections One And Two Of The Rank 2 Albuquerque Major Public Open Space Facility Plan, And Make Recommendations For Increasing Equitable Access To Parks, Open Space, And To Provide Outdoor Environmental Education Programs (Benton)
Attachments: [R-8](#)
- g. [M-22-2](#) The City Of Albuquerque City Council Urges The U.S. Federal Government To Support The United Nations Treaty On The Prohibition Of Nuclear Weapons, Reaffirming Albuquerque As A Nuclear Weapons Free Zone (Fiebelkorn, Davis, Benton)
Attachments: [M-2](#)

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

- a. [EC-22-51](#) Veto of O-22-3, Repealing Enactment No. O-2019-008 (Council Bill No. O-19-48) Which Enacted Article 17, Chapter 13, ROA 1994, "The Albuquerque Clean & Green Retail Ordinance" Which Limited The Use Of Plastic Single-Use Carryout Bags, Created A Clean & Green Business Program, And Provided For Administrative Enforcement Regulations
Attachments: [EC-51.pdf](#)
- b. [EC-22-56](#) Veto of R-22-2, F/S Setting City Policy Banning COVID-19 Vaccine Requirements for City Employees
Attachments: [EC-56.pdf](#)

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.

Assistive listening systems are available for all Council meetings. The Vincent E. Griego Chambers is equipped with an audio induction loop. Please switch your hearing aid or cochlear implants to T-coil mode. Alternatively, please request to borrow a headset or neckloop from the staff table at the front of the room.

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