



# City of Albuquerque

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

## Agenda City Council

***Council President, Cynthia D. Borrego, District 5  
Vice-President, Diane G. Gibson, District 7***

***Lan Sena, District 1; Isaac Benton, District 2  
Klarissa J. Peña, District 3; Brook Bassan, District 4  
Pat Davis, District 6; Trudy E. Jones, District 8  
Don Harris, District 9***

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**Monday, December 20, 2021**

**3:00 PM**

**Via Zoom Video Conference**

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### **Special Procedures for Monday, December 20, 2021 City Council Meeting**

**Attendance:** The City Council meeting on Monday, December 20, 2021 at 3:00 pm will be held via Zoom video conference.

**Viewing:** Members of the public will have the ability to view the meeting through GOVTV on Comcast Channel 16, or to stream live on the GOVTV website at <https://www.cabq.gov/culturalservices/govtv>, YouTube at [https://youtu.be/h5tKV-F\\_93U](https://youtu.be/h5tKV-F_93U), or Zoom Webinar. The live streams can be accessed at these addresses from most smartphones, tablets, or computers. This meeting is closed captioned and you may enable the closed captioning services on your television or device.

The video recording of this and all past meetings of the City Council will also remain available for viewing at any time on the City's website. Council Staff is available to help members of the public access pre-recorded Council meetings on-line at any time during normal business hours. Please call 505-768-3100 for assistance.

### **Instructions to Provide Public Comments**

- **Written Comments:** The Council will take public comment on the meeting's specific agenda item in written form via email through 1:00 pm on Monday, December 20. Web form submission for written public comment can be found at <https://www.cabq.gov/dec-20-2021-written>. These comments will be distributed to all Councilors for review in advance of the meeting.

- **Virtual, Live Comments:** The Council will take general public comment on any topic, including agenda items, from up to a maximum of 30 people, on a first-come first-serve basis. To provide real time verbal public comment over Zoom, participants must sign up for public comment by 1:00 pm on Monday, December 20. The sign-up sheet can be accessed at this link: <https://www.cabq.gov/dec-20-2021-live>. Participants have the ability to select if they require Spanish language interpretation when signing up.
  - o **Note:** Participants must sign up for public comment with the Zoom username or phone number that you will use to enter the Zoom meeting so that you 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 Zoom Webinar, YouTube live or through GOVTV.
- 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.
  - o Access the Zoom waiting room by following this link, entering the room information manually, or by calling in via telephone:
    - <https://cabq.zoom.us/j/81929210011>
    - Webinar ID: 819 2921 0011
    - (669) 900-6833 // 81929210011#
  - o Participants will be able to view the meeting via Zoom while waiting for public comments, but participants can also watch on YouTube live or GOVTV.
- Once called upon for public comment, the participants will be able to unmute themselves and turn on their camera.
- If you are also watching on YouTube or GOVTV, please note that the online stream lags approximately 10 seconds behind the Zoom meeting. Please mute or pause the online stream once you are in the Zoom meeting room to avoid feedback between the Zoom meeting room and the online broadcast.
- Public comment will be limited to 1 ½ minutes, which starts when you begin speaking. You will be informed when your time has concluded, at which point your microphone will be muted and your camera will be turned off.
- Participants will be moved back to Attendee of Webinar once your comment period has ended.

**Public Comment ground rules:**

- Each participant has 1 ½ minutes to present.
- Comments are to be addressed to the Councilors only, through the Council President.
- Any disruptive conduct will result in removal from the Zoom meeting room.

## **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**

December 6, 2021

**7. COMMUNICATIONS AND INTRODUCTIONS****8. REPORTS OF COMMITTEES**

Finance and Government Operations Committee - December 13, 2021

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

- a. [EC-21-466](#) Mayor's Recommendation of Award to Mitchell International for "Workers' Compensation Cost Containment Service-Pharmacy Benefit Management"
- b. [EC-21-467](#) Mayor's Recommendation of Award to Jarrett Walker & Associates, LLC for "ABQ RIDE System Evaluation and Redesign"
- c. [EC-21-468](#) Approval of the Calle Cuarta Development Agreement with YES Housing to Utilize Workforce Housing Trust Funds and Convey City-owned property towards the Development of a Mixed-used Affordable Rental Housing Project
- \*d. [EC-21-476](#) Agreement with Aegis Solutions
- e. [EC-21-477](#) Mayor's reappointment of Mr. Stephen Pilon to the Transit Advisory Board
- f. [EC-21-478](#) Mayor's reappointment of Mr. Juan B. Montoya to the Labor-Management Board
- g. [EC-21-479](#) Mayor's Re-appointment of Mrs. Samia Assed to the Human Rights Board

- h. [EC-21-480](#) Lease Agreement between North Fourth Art Center formerly known as VSA Arts of New Mexico, a non-profit company and the City of Albuquerque for 4904 Fourth Street NW
- \*i. [EC-21-482](#) Approving a Supplemental Agreement with Jaramillo Law Firm PC
- j. [OC-21-51](#) Re-Appointment of Cynthia Serna to the Metropolitan Parks & Recreation Advisory Board
- k. [R-21-210](#) Approving And Authorizing The Mayor To Execute A One-Time Grant Agreement With The New Mexico Early Childhood Education And Care Department Services In Partnership With Southwest Region Education Cooperative, And Providing An Appropriation To The Department Of Family And Community Services, Division Of Child & Family Development For Fiscal Year 2022 (Sena, by request)
- l. [O-21-77](#) Amending Article 20 Of Chapter 13 Of The Revised Ordinances Of Albuquerque (The "Albuquerque Tax Preparer And Consumer Rights Ordinance") Regarding Requirements For Tax Preparation Services (Davis, by request)

*[Withdrawn by Sponsor]*

## 10. GENERAL PUBLIC COMMENTS

Please refer to the statement "Special Procedures for December 20, 2021 City Council Meeting" at the beginning of the Council Agenda.

## 11. ANNOUNCEMENTS

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

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

- a. [EC-21-483](#) Appointment of Gene Gallegos to the position of Chief of the Albuquerque Fire Department

## 14. FINAL ACTIONS

- a. [O-21-76](#) Adopting A Uniform Administrative Code And Technical Codes Prescribing Minimum Standards Regulating The Construction, Alteration, Moving, Repair And Use And Occupancies Of Buildings And Structures And Building Service Equipment And Installations Including Plumbing, Swimming Pools, Electrical, Mechanical, Signs, Solar, Energy Conservation, Building Conservation And The Abatement Of Dangerous Buildings Within The City Of Albuquerque; Providing For The Issuance Of Permits And Collecting Fees Therefore; Repealing Chapter 14, Article 1, ROA 1994, The Present Uniform Administrative Code And Technical

Codes Including The Building Code, The Plumbing Code, The Swimming Pool Code, The Mechanical Code, The Solar Energy Code, The Electrical Code, Providing For Penalties For Violation Of The Code (Jones, by request)

- b. [O-21-79](#) Amending The Open Space Trust Fund And Land Administration Ordinance To Authorize The Use Of The Fund For Open Space Acquisitions; Amending A Relevant Cross Reference Within The Open Space Advisory Board Ordinance; And Amending Section 2-12-1, Capital Improvements Program Intent And Scope, To Make Permanent The Two Percent CIP Set Aside For Open Space Acquisitions (Harris)
- c. [R-21-225](#) Approving A Form Of Master Development Agreement For Implementation Of The South Campus Tax Increment Development District; Repealing All Actions Inconsistent With This Resolution (Benton, Davis by request)  
*[The intent is to defer R-21-225 to the January 19, 2022 Council meeting.]*
- d. [R-21-228](#) The City Of Albuquerque Expresses Its Appreciation For The Acquisition Of The La Cuentista Open Space, Encourages The Conservation Of The Site And Directs The Administration To Prepare A West Mesa Open Space Trails Plan (Borrego, Sena)
- e. [R-21-229](#) Denouncing Xenophobia, Anti-Asian American Pacific Islander (AAPI) Sentiments And Condemning Harmful Rhetoric, Racist Acts, And Hate Crimes Targeting Asian-Pacific Americans Stemming From People's Reaction To The COVID-19 Pandemic (Sena, by request)
- f. [R-21-231](#) Directing The City Of Albuquerque To Provide Language Access To Make Information And Services More Accessible To All City Residents, Regardless Of Their Ability Or English Proficiency (Sena, Peña, Benton, Davis)
- \*g. [O-21-85](#) Authorizing The Issuance And Sale Of The City Of Albuquerque, New Mexico Tax Exempt Industrial Revenue Bonds (Hope Christian Schools, Inc. Project), Series 2022 In The Maximum Principal Amount Of \$8,500,000 To (i) Refinance The Acquisition, Construction, Improvement And Equipping Of An Educational Facility (ii) Fund Any Required Reserve Funds, And (iii) Pay Expenses Related To Issuance Of The Bonds; Authorizing The Execution And Delivery Of A Financing Agreement, Bonds, And Other Documents In Connection With The Issuance Of The Bonds And The Project; Making Certain Determinations And Findings Relating To The Bonds And The Project; Ratifying Certain Actions Taken Previously; And Repealing All Actions Inconsistent With This Ordinance (Bassan, by request)
- \*h. [O-21-86](#) Amending Chapter Two, Article One, Of The Revised Ordinances Of Albuquerque Relating To The Operations And Meetings Of The City Council To Repeal Sections Already Addressed By Rule Or Charter

(Benton)

- \*i. [R-21-220](#) Calling For The City Of Albuquerque To Explore Alternative Forms Of Government Through A Study To Be Presented To City Leadership; Identifying Key Aspects Of The Study (Gibson, Davis, Jones)
- \*j. [R-21-227](#) Appropriating Funds To The Capital Implementation Program For The 2021 General Obligation Program (Peña by request)
- \*k. [R-21-233](#) Approving The Transit Department's Equity Analysis For The Zero Fare Pilot Beginning On January 1, 2022 (Benton, Davis, Sena, Peña, by request)
- \*l. [R-21-234](#) Appropriating Federal Funds For An Intelligent Transportation System Traffic Signal Project On Louisiana Boulevard (Gibson)
- m. [O-21-78](#) Amending Chapter 9, Article 4, Part 1 ROA 1994, The Police Oversight Ordinance (Bassan, Benton, Davis, Sena)

*[There may be a motion to pull O-21-78 out of the Public Safety Committee and place it on the agenda of the first regular City Council meeting in January 2022.]*

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

- a. [EC-21-493](#) Veto Of R-21-208: Encouraging The City Of Albuquerque To Complete The Funding For The Renovation Of Los Altos Park, Adding A Facility To House A Security Patrol Vehicle To The Scope Of The Park Renovation, Prohibiting The Sale Of Alcohol At Los Altos Park Except During Certain Special Events, Removing Los Altos Park From The List Of City Parks Where Public Alcohol Consumption Is Permitted, Funding A Feasibility Study And Design Analysis Report To Construct A Foot Path Around The Perimeter Of Los Altos Golf Course

\*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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