



City of Albuquerque

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

Action Summary

City Council

Council President, Pat Davis, District 6
Council Vice-President, Renée Grout, District 9

Louie Sanchez, District 1; Isaac Benton, District 2
Klarissa J. Peña, District 3; Brook Bassan, District 4
Dan Lewis, District 5; Tammy Fiebelkorn, District 7
Trudy E. Jones, District 8

Monday, October 2, 2023

5:00 PM

Vincent E. Griego Chambers

One Civic Plaza NW

City of Albuquerque Government Center

TWENTY-FIFTH COUNCIL - THIRTY-EIGHTH MEETING

1. ROLL CALL

Present 9 - Brook Bassan, Isaac Benton, Pat Davis, Tammy Fiebelkorn, Renee Grout, Trudy Jones, Dan Lewis, Klarissa Peña, and Louie Sanchez

2. MOMENT OF SILENCE

Councilor Lewis led the Pledge of Allegiance in English.
Councilor Sanchez led the Pledge of Allegiance in Spanish.

3. PROCLAMATIONS & PRESENTATIONS

4. ADMINISTRATION QUESTION & ANSWER PERIOD

5. APPROVAL OF JOURNAL

September 18, 2023

6. COMMUNICATIONS AND INTRODUCTIONS

Deferrals/Withdrawals

*f. [OC-23-42](#) Appointment of Ms. Diane Souder to the Open Space Advisory Board

A motion was made by Councilor Benton that this matter be Postponed to October 16, 2023. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

7. REPORTS OF COMMITTEES

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

- a. [EC-23-348](#) Mayor's appointment of Mr. John "Jerry" Matthews to the Urban Enhancement Trust Fund
- A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- b. [EC-23-349](#) Mayor's appointment of Mr. Rodrigo L. Eichwald to the Balloon Museum Board of Trustees
- A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- c. [EC-23-350](#) Mayor's appointment of Mr. George W. Slad to the Airport Advisory Board
- A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- d. [EC-23-351](#) Mayor's appointment of Mr. Sean Champagne to the Human Rights Board
- A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- e. [EC-23-352](#) Mayor's appointment of Mr. Ernie Esquibel to the Para Transit Advisory Board
- A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez
- f. [EC-23-353](#) Mayor's appointment of Mx. Althea May Atherton to the Transit Advisory Board
- A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:**

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

g. [EC-23-354](#)

Mayor's re-appointment of Ms. Regina E. Mead to the Para Transit Advisory Board

A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

h. [EC-23-355](#)

Mayor's appointment of Ms. Rachel A. Hoffman to the Para Transit Advisory Board

A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

i. [EC-23-356](#)

Mayor's appointment of Mrs. Deborah L. Gray to the Para Transit Advisory Board

A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

m. [R-23-151](#)

Amending The Adopted Capital Implementation Program Of The City Of Albuquerque By Approving New Projects, Supplementing Current Appropriations And Changing The Scope Of Existing Projects (Bassan, by request)

A motion was made by President Davis that this matter be Postponed to October 16, 2023. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

n. [R-23-160](#)

Approving And Authorizing The Filing Of A Grant Application For Transit Buses Purchase With The Federal Transit Administration (FTA) Of The U.S. Department Of Transportation And Providing For An Appropriation To The Transit Department (Fiebelkorn, by request)

A motion was made by President Davis that this matter be Passed. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

o. [R-23-161](#)

Approving And Authorizing The Acceptance Of 2020 GO Bonds From The State Of New Mexico For Public Libraries Albuquerque/Bernalillo County Library System, And Providing For An Appropriation To The Department Of Arts & Culture In Fiscal Year 2024 (Grout, by request)

A motion was made by President Davis that this matter be Passed. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

- p. [R-23-162](#) Approving And Authorizing The Application For And Use Of Grant Funds For The Carbon Pollution Reduction Grant And Authorizing An Appropriation To The General Services Department In Fiscal Year 2024 (Benton, Fiebelkorn, Davis and Peña, by request)

A motion was made by President Davis that this matter be Passed. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

- r. [R-23-168](#) Supporting An Application To The New Mexico Water Trust Fund Board For A Grant For The Construction Of A Stormwater Pond On John Street Southwest (Benton)

A motion was made by President Davis that this matter be Passed. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

- l. [EC-23-360](#) 2022-2023 Workforce Housing Trust Fund Report

A motion was made by Councilor Benton that this matter be Receipt Be Noted. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

- k. [EC-23-359](#) Report in Response to Resolution R-22-8 Related to Open Space

A motion was made by Councilor Benton that this matter be Receipt Be Noted. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

- j. [EC-23-357](#) Legal Department's Quarterly Litigation Report for the 4th Quarter of FY 2023 (Greater than 10,000)

A motion was made by Councilor Lewis that this matter be Receipt Be Noted. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

- q. [R-23-166](#) Determining Reasonable Notice Of Public Meetings Of The City Council (Davis)

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

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

9. ANNOUNCEMENTS

10. FINANCIAL INSTRUMENTS

11. GENERAL PUBLIC COMMENTS

12. APPEALS

- a. [AC-23-12](#) PR-2023-008520 - RZ-2023-00015: Beatrice Villegas and Flora Garcia appeal the Environmental Planning Commission's decision to Approve a Zoning Map Amendment from R-ML to MX-L, for all or a portion of Lots 1-6 and 13-15, including the northern 70 feet of the northern 109 feet; the southern 38 feet of the northern 108 feet, and the southern 34 feet of Lots 13-15 respectively, Block 1, Baca Addition, bounded by Second St. and Third St. SW and Santa Fe Ave. and Pacific Ave. SW, approximately 1.1 acres (the "subject site") (K-14-Z). Staff Planner: Silvia Bolivar

A motion was made by President Davis that this matter be To Accept the Land Use Hearing Officer Recommendation and Findings. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

- b. [EC-23-346](#) Approving A Contract With Visit Albuquerque To Provide Destination Marketing And Group Sales And Service

A motion was made by President Davis that this matter be Approved. The motion carried by the following vote:

For: 8 - Bassan, Benton, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

Against: 1 - Davis

- c. [EC-23-347](#) Approving A Contract For The Albuquerque Hispano Chamber Of Commerce To Recruit Hispanic And Native American Tourist, Conventions, Trade Shows, And Corporate Meetings To The Albuquerque Convention Center And Albuquerque Hotels

A motion was made by President Davis that this matter be Approved. The motion carried by the following vote:

For: 8 - Bassan, Benton, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

Against: 1 - Davis

- *d. [EC-23-363](#) Mayor's Recommendation of Award to New Mexico Golf Ltd for Arroyo Del Oso Golf Course Concessions Services

A motion was made by President Davis that this matter be Approved. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

- e. [OC-23-41](#) F/S Office of Internal Audit's Annual Report for Fiscal Year 2023

A motion was made by President Davis that this matter be Substituted. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

A motion was made by Councilor Bassan that this matter be Postponed as Substituted to October 16, 2023. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

14. FINAL ACTIONS

- a. [O-23-83](#) Amending Section 2-12-1 To Reserve And Make Permanent 3% Of The General Obligation Bond Program Capacity For Open Space Land Acquisition (Grout)

A motion was made by Vice-President Grout that this matter be Passed. The motion carried by the following vote:

For: 8 - Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

Against: 1 - Bassan

- b. [R-23-121](#) Directing The Department Of Family And Community Services To Enter Into A Memorandum Of Understanding With Bernalillo County To Allocate Funds To The Metropolitan Detention Center For Opioid Treatment And Recovery (Peña)

A motion was made by Councilor Peña that this matter be Amended. Councilor Peña moved Amendment No. 1. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

- c. [R-23-163](#) Directing The City Of Albuquerque Transit Department And Rio Metro Regional Transit District To Conduct A Study For Consolidating ABQ

Ride And Rio Metro And Develop A Consolidation Plan; Appropriating Funding To Fund The Study And Plan (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: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

For: 7 - Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, and Sanchez

Against: 2 - Bassan, and Peña

d. [R-23-167](#)

Setting The Official List Of City Council Meetings From January 2024 Through December 2024 (Davis)

A motion was made by Councilor Bassan that this matter be Amended. Councilor Bassan moved Amendment No. 1. The motion carried by the following vote:

For: 8 - Bassan, Benton, Davis, Grout, Jones, Lewis, Peña, and Sanchez

Against: 1 - Fiebelkorn

A motion was made by President Davis that this matter be Passed as Amended. The motion carried by the following vote:

For: 8 - Bassan, Benton, Davis, Grout, Jones, Lewis, Peña, and Sanchez

Against: 1 - Fiebelkorn

A motion was made by President Davis that the rules be suspended for the purpose of extending the meeting to 11:30 p.m. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

e. [R-23-169](#)

Renaming The East Central Health & Social Service Center In Honor Of Former City Councilor Ruth Adams (Davis)

A motion was made by President Davis that this matter be Passed. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

f. [R-23-170](#)

Urging Comprehensive Legislative Action For Public Safety And Behavioral Health Improvement At The Next Legislative Session (Lewis, Bassan, Sanchez, Grout)

A motion was made by Councilor Bassan that this matter be Amended.

Councilor Bassan moved Amendment No. 1. The motion carried by the following vote:

For: 8 - Bassan, Benton, Davis, Grout, Jones, Lewis, Peña, and Sanchez

Against: 1 - Fiebelkorn

A motion was made by Councilor Lewis that this matter be Amended.

Councilor Lewis moved Amendment No. 2. The motion carried by the following vote:

For: 7 - Bassan, Benton, Grout, Jones, Lewis, Peña, and Sanchez

Against: 2 - Davis, and Fiebelkorn

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

For: 6 - Bassan, Benton, Grout, Lewis, Peña, and Sanchez

Against: 3 - Davis, Fiebelkorn, and Jones

g. [R-23-171](#)

Affirming Support For The Fundamental Right To Keep And Bear Arms, To Urge The Governor To Take No Actions That Violate Constitutional Rights, And To Uphold The Duty Of Government Officials To Support The Constitution And Laws Of The State Of New Mexico And The United States Of America (Lewis, Bassan, Sanchez, Grout)

A motion was made by Councilor Peña that this matter be Amended. Councilor Peña moved Amendment No. 1. The motion failed by the following vote:

For: 2 - Fiebelkorn, and Peña

Against: 7 - Bassan, Benton, Davis, Grout, Jones, Lewis, and Sanchez

A motion was made by Councilor Benton that the rules be suspended for the purpose of extending the meeting to 12:00 a.m. The motion carried by the following vote:

For: 8 - Bassan, Benton, Davis, Fiebelkorn, Grout, Lewis, Peña, and Sanchez

Against: 1 - Jones

g. [R-23-171](#)

Affirming Support For The Fundamental Right To Keep And Bear Arms, To Urge The Governor To Take No Actions That Violate Constitutional Rights, And To Uphold The Duty Of Government Officials To Support The Constitution And Laws Of The State Of New Mexico And The United States Of America (Lewis, Bassan, Sanchez, Grout)

A motion was made by Vice-President Grout that this matter be Passed. The motion carried by the following vote:

For: 5 - Bassan, Grout, Jones, Lewis, and Sanchez

Against: 4 - Benton, Davis, Fiebelkorn, and Peña

- h. [M-23-10](#) Urging The Bernalillo County Commission To Pursue Adoption Of The 2017 Albuquerque/Bernalillo County Comprehensive Plan As A Shared Vision For Planning And Growth, Critical To Both Jurisdictions (Benton, Fiebelkorn)

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

For: 8 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, and Sanchez

Against: 1 - Peña

- *i. [R-23-172](#) Approving And Authorizing The Filing Of A Grant Application For Section 5307 Federal Transit Administration Funds For Planning And Design Of The Uptown Transit Center (Uptown Connect) Joint Development Project (Fiebelkorn, by request)

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

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

- *j. [R-23-173](#) Approving And Authorizing The Acceptance Of A Lease Between The Albuquerque Hispano Chamber Of Commerce ("AHCC" Or "Landlord"), And The City Of Albuquerque, A New Mexico Municipal Corporation ("City" Or "Tenant") (Peña, by request)

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

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

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

- a. [EC-23-342](#) Appointment of Dr. Samantha Sengel to the position of Chief Administrative Officer

A motion was made by President Davis that this matter be Confirmed. The motion carried by the following vote:

For: 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

There being no further business, this City Council meeting adjourned at 11:44 p.m.