



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, June 5, 2023

5:00 PM

Vincent E. Griego Chambers

One Civic Plaza NW

City of Albuquerque Government Center

TWENTY-FIFTH COUNCIL - THIRTY-SECOND 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

Vice-President Grout led the Pledge of Allegiance in English.
Councilor Bassan led the Pledge of Allegiance in Spanish

3. PROCLAMATIONS & PRESENTATIONS

4. ADMINISTRATION QUESTION & ANSWER PERIOD

5. APPROVAL OF JOURNAL

May 15, 2023

6. COMMUNICATIONS AND INTRODUCTIONS

7. REPORTS OF COMMITTEES

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

- a. [EC-23-288](#) Mayor's appointment of Olivia Adkins to the Youth Advisory Council

A motion was made by Vice-President Grout 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-23-290](#)

Mayor's re-appointment of Ms. Lovie McGee to the Albuquerque Housing Authority Board

A motion was made by Vice-President Grout 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-23-291](#)

Mayor's Recommendation of Award (ROA) to 1st Premier Home Care, La Vida Felicidad, Inc., New Mexico Consumer Direct Personal Care LLC and Corus Health for "Homemaker/Respite Services"

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

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

d. [EC-23-292](#)

Mayor's Recommendation of Award (ROA) to Rita G. Siegel, LLC, Ripley B. Harwood, PC and Coppler Law Firm P.C. for "Personnel Hearing Officers"

A motion was made by Vice-President Grout 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. [EC-23-293](#)

Approval of the Risk Second Supplemental Agreement to add funds for Outside Counsel Legal Services between YLaw P.C. and the City of Albuquerque

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

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

f. [EC-23-294](#)

Age-Friendly Quarterly Update for May, June and July 2022

A motion was made by Vice-President Grout that this matter be Withdrawn by Administration.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

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

g. [EC-23-295](#)

Lease Agreement between CLNKids (Cuidando Los Ninos) and the City of Albuquerque at John Marshall Health and Social Service Center at 1500 Walter SE

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

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

***i.** [EC-23-297](#)

Approval of On-site Medical Services with Occupational Health Centers of the Southwest P.A., dba Concentra Medical Centers

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

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

j. [OC-23-34](#)

Reappointment of Mr. Joshua Martinez to the Board of Ethics & Campaign Practices

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

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

k. [OC-23-35](#)

Reappointment of Ms. Susan M. Selbin to the Board of Ethics & Campaign Practices

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

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

l. [O-23-79](#)

Repealing Chapter 7, Article 3 ROA 1994, The Albuquerque Free Expression And Parade Ordinance; Creating The Albuquerque Free Expression And Special Event Permitting Ordinance (Fiebelkorn, by request)

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

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

m. [O-23-80](#)

Amending "Article 2: City Funds, Part 1: Urban Enhancement Trust Fund Ordinance" (Peña, by request)

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

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

n. [R-22-75](#)

Establishing A Tip Line Program Specifically For The Reporting Of Illegally Used Or Possessed Firearms, Adjusting Fiscal Year 2023 Appropriations To Support The Program (Sanchez)

A motion was made by Vice-President Grout that this matter be Postponed to August 7, 2023. The motion carried by the following vote:

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

- o. [R-23-126](#) 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 2023 (Benton, by request)

A motion was made by Vice-President Grout 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-23-127](#) To Support Pollinator Conservation Efforts And To Recommit To Bee City USA Standards (Fiebelkorn)

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

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

- q. [R-23-129](#) Requiring The Solid Waste Management Department To Submit A Report On The Shopping Cart Collection Pilot (Sanchez)

A motion was made by Vice-President Grout 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

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

- h. [EC-23-296](#) Off Duty Management Executive Summary (Chief's Overtime)

A motion was made by Vice-President Grout 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

11. GENERAL PUBLIC COMMENTS

14. FINAL ACTIONS

- e. [O-23-81](#) Amending The Capital Improvement Program Ordinance To Incrementally Increase The Council District Set Aside To \$18 Million By 2029 (Peña, Bassan)

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

***h.** [R-23-140](#)

Approving And Authorizing The Filing Of Grant Applications And The Acceptance Of Potential Grant Awards For Multiple City Departments From Associated Grantor Agencies And Providing For An Appropriation To The City Of Albuquerque (Davis, 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

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

a. Executive Session to discuss limited personnel matters pursuant to NMSA 1978, Section 10-15-1(H)(2) pertaining to candidates for a permanent Director of Council Services

A motion was made by President Davis to go into Executive Session to discuss limited personnel matters pursuant to NMSA 1978, Section 10-15-1(H)(2) pertaining to candidates for a permanent Director of Council Services. The motion carried by the following vote:

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

President Davis affirmed that matters discussed in executive session were limited to those specified in the motion for closure.

12. APPEALS

14. FINAL ACTIONS

c. [O-22-55](#)

F/S Amending The City Inspector General Ordinance, Chapter Two, Article Seventeen Of The Revised Ordinances Of Albuquerque (Bassan, by request)

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

For: 2 - Benton, and Davis

Against: 7 - Bassan, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez

A motion was made by Councilor Benton that this matter be Amended. Councilor Benton moved Amendment No. 2. The motion failed by the following

vote:**For:** 3 - Benton, Davis, and Peña**Against:** 6 - Bassan, Fiebelkorn, Grout, Jones, Lewis, and Sanchez**A motion was made by Councilor Benton that this matter be Amended.****Councilor Benton moved Amendment No. 3. The motion failed by the following****vote:****For:** 0**Against:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez**A motion was made by Councilor Benton that this matter be Amended.****Councilor Benton moved Amendment No. 4. The motion failed by the following****vote:****For:** 0**Against:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez**A motion was made by Councilor Bassan that this matter be Passed. The****motion carried by the following vote:****For:** 9 - Bassan, Benton, Davis, Fiebelkorn, Grout, Jones, Lewis, Peña, and Sanchez**d.** [O-22-56](#)

F/S Amending The Accountability In Government Ordinance, Chapter 2, Article 10 Of The Revised Ordinances Of Albuquerque (Bassan, by request)

A motion was made by Councilor Bassan 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.** [P-23-1](#)

F/S Adopting A Proposition To Be Sent To The Voters At The 2023 Regular Local Election, Proposing To Amend The Albuquerque City Charter To Adopt A Council-Manager Form Of Government (Sanchez and Grout)

A motion was made by Councilor Sanchez that this matter be Amended.**Councilor Sanchez moved Amendment No. 1. The motion carried by the following vote:****For:** 5 - Benton, Fiebelkorn, Grout, Lewis, and Sanchez**Against:** 4 - Bassan, Davis, Jones, and Peña**A motion was made by Councilor Sanchez that this matter be Amended.****Councilor Sanchez moved Amendment No. 2. The motion carried by the following vote:****For:** 6 - Bassan, Benton, Grout, Lewis, Peña, and Sanchez**Against:** 3 - Davis, Fiebelkorn, and Jones

A motion was made by Councilor Sanchez that this matter be Postponed as Amended to June 21, 2023. The motion carried by the following vote:

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

g. [R-23-131](#)

F/S Authorizing A Proposition To Be Submitted To The Voters At The Next Local Election To Be Held In The City Of Albuquerque Concerning Amendments To The Albuquerque City Charter; Providing The Form Of The Question And The Designation Clause For Such Question On The Ballot (Sanchez, Grout)

A motion was made by Vice-President Grout that this matter be Amended. Vice-President Grout moved Amendment No. 1. The motion carried by the following vote:

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

Against: 3 - Bassan, Davis, and Jones

A motion was made by Vice-President Grout that this matter be Amended. Vice-President Grout moved Amendment No. 2. The motion carried by the following vote:

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

Against: 3 - Davis, Fiebelkorn, and Jones

A motion was made by Councilor Sanchez that this matter be Postponed as Amended to June 21, 2023. The motion carried by the following vote:

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

a. [O-22-54](#)

Adopting Citywide Text Amendments To The Integrated Development Ordinance §14-16 In Conjunction With The 2022 IDO Annual Update Process To Address The Need For More Housing Opportunities (Benton and Jones, by request)

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 Continued as Amended to June 21, 2023. The motion carried by the following vote:

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

Against: 2 - Peña, and Sanchez

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

b. [O-23-77](#)

Adopting Citywide Text Amendments To The Integrated Development Ordinance §14-16 For The 2022 IDO Annual Update (Benton and Jones, by request)

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

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 Lewis that this matter be Amended. Councilor Lewis moved Amendment No. 2. 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 Amended. Councilor Benton moved Amendment No. 3. The motion carried by the following vote:

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

A motion was made by Vice-President Grout that this matter be Amended. Vice-President Grout move Amendment No. 4. 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 Benton that this matter be Passed as Amended. The motion carried by the following vote:

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

Against: 2 - Bassan, and Sanchez