



City of Albuquerque

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

Action Summary

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, March 4, 2024

5:00 PM

Vincent E. Griego Chambers
One Civic Plaza NW

City of Albuquerque Government Center

TWENTY-SIXTH COUNCIL - FIFTH MEETING

1. ROLL CALL

Present 9 - Joaquín Baca, Brook Bassan, Dan Champine, Tammy Fiebelkorn, Renée Grout, Dan Lewis, Klarissa Peña, Nichole Rogers, and Louie Sanchez

2. MOMENT OF SILENCE

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

3. PROCLAMATIONS & PRESENTATIONS

4. ADMINISTRATION QUESTION & ANSWER PERIOD

5. APPROVAL OF JOURNAL

February 21, 2024

6. COMMUNICATIONS AND INTRODUCTIONS

7. REPORTS OF COMMITTEES

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

- a. [EC-24-8](#) Mayor's Re-Appointment of Ms. Skye Morris-Devore to the Lodgers' Tax Advisory Board

A motion was made by Vice-President Grout that this matter be Withdrawn by

Administration. The motion carried by the following vote:

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

b. [EC-24-19](#)

Mayor's Recommendation of Engineering Consultants for City Wide On-Call Geotechnical Services

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

c. [EC-24-45](#)

Lease Agreement between City of Albuquerque and G3 Investors LLC located at 707 Broadway NE

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

d. [EC-24-47](#)

Mayor's appointment of Ms. Dara Osher to the Transit Advisory Board

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

e. [EC-24-48](#)

Mayor's appointment of Mx. Emily Ahrend to the Americans with Disabilities Act Advisory Council

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

f. [EC-24-49](#)

Mayor's appointment of Ms. Miriam McIntosh to the ABQ Volunteers Advisory Board

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

g. [EC-24-50](#)

Mayor's appointment of Mr. Michael Devin to the Transit Advisory Board

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

- h. [EC-24-51](#) Mayor's appointment of Ms. Theresa Araiza to the Municipal Golf Advisory Board
- A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez
- i. [EC-24-52](#) Mayor's appointment of Ms. Mary Weinburg to the Airport Advisory Board
- A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez
- j. [EC-24-53](#) Mayor's appointment of Mr. Jason Vance to the EMS Providers Advisory Committee
- A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez
- k. [EC-24-54](#) Mayors re-appointment of Dr. Dorothy A. Habrat to the EMS Medical Control Board
- A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez
- l. [EC-24-56](#) Mayor's appointment of Ms. Jennifer Restrepo to the Transit Advisory Board
- A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez
- m. [EC-24-57](#) Mayor's appointment of Ms. Janice E. Arnold-Jones to the Balloon Museum Board of Trustees
- A motion was made by Vice-President Grout that this matter be Confirmed. The motion carried by the following vote:**
- For:** 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez
- n. [EC-24-58](#) Mayor's appointment of Mrs. Emily H. Aragon to the Americans with Disabilities Act Advisory Council

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

o. [EC-24-59](#)

Mayor's appointment of Mr. Jason Hackett to the EMS Providers Advisory Committee

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

p. [EC-24-60](#)

Mayor's appointment of Ms. Jolene Holgate to the Domestic Violence and Sexual Assault Commission

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

q. [EC-24-62](#)

Mayor's appointment of Ms. Talia Freedman to the Middle Rio Grande Housing Collaborative

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

r. [EC-24-63](#)

Mayor's appointment of Mr. Jopaul Valles to the EMS Providers Advisory Committee

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

s. [EC-24-64](#)

Mayor's appointment of Ms. Amanda Caserta to the Americans with Disabilities Act Advisory Council

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

t. [EC-24-65](#)

Mayor's appointment of Mrs. Brittany N. Vargas to the EMS Providers Advisory Committee

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

***u.** [EC-24-66](#)

Approval of the Risk Second Supplemental Agreement to add funds for Outside Counsel Legal Services Between Holland & Hart, LLP 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 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

***v.** [EC-24-71](#)

Mayor's appointment of Mr. Brian C. Patterson to the Impact Fee Committee

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

w. [O-24-7](#)

Amending General Provisions, Chapter 1, Article 1 Of The Revised Ordinances Of Albuquerque, 1994, To Clarify Time Computation And Transmittal Procedures, And Codify The Effective Date Of Resolutions (Bassan, Champine, Peña, Rogers)

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

x. [R-24-7](#)

Approving And Authorizing Application For A Grant From The State Cultural Properties Restoration Fund (Baca, by request)

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

y. [R-24-9](#)

Approving And Authorizing The Application For And Use Of Grant Funds For The Community Energy Efficiency Development (CEED) Block Grant And Authorizing An Appropriation To The General Services Department In Fiscal Year 2025 (Rogers, by request)

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

z. [R-24-12](#)

Directing The City To Collaborate With The Mountain View Neighborhood Regarding Pollution Concerns And Develop A Proposal

For Pollution Abatement And Adjusting Fiscal Year 2024 Operating Appropriations And Adjusting Capital Appropriations (Peña)

A motion was made by Vice-President Grout that this matter be Postponed to March 18, 2024. The motion carried by the following vote:

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

9. ANNOUNCEMENTS

10. FINANCIAL INSTRUMENTS

11. APPEALS

- a. [AC-23-20](#) PR-2023-009207/RZ-2023-00033 - VA-2023-00317 ABQ Land Use Consulting LLC - Carl Garcia, agent for Lance Kilgore, appeals the Environmental Planning Commission (EPC) decision to Deny a zoning map amendment from R-1D to MX-T, for all or a portion of Lot 27, Block 3, Unit 13 of Volcano Cliffs, located at Resolana PI NW, comprising the northwestern corner of the intersection of Rainbow Blvd NW and Rosa Parks Rd NW, approximately 1.6 acres (the "subject site") (D-09-Z). Staff Planner: Catherine Heyne

A motion was made by Councilor Bassan to Accept the Land Use Hearing Officer Recommendation and Findings. The motion carried by the following vote:

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

12. GENERAL PUBLIC COMMENTS

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

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

- a. [EC-23-383](#) Declaring 508 1st Street NW Not Essential Municipal Purpose

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

- b. [EC-24-33](#) Metropolitan Redevelopment Agency 2023 Annual Report

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

c. [EC-24-35](#)

Emergency Purchase of Migrant Sheltering Services to Avoid an Interruption in Service While FEMA grant funds are being Competitively Procured

A motion was made by President Lewis that this matter be Postponed to March 18, 2024. The motion carried by the following vote:

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

Against: 4 - Baca, Fiebelkorn, Peña, and Rogers

14. FINAL ACTIONS

a. [O-24-1](#)

C/S Administrative Demolition Of Unsafe Commercial Buildings, Unsafe Accessory Structures, Or Dwellings Unfit For Human Habitation, Adopting A New Article In Chapter 14, And Amending The Uniform Housing Code, Chapter 14, Article 3 (Bassan, by request)

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: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

A motion was made by Councilor Rogers that this matter be Amended. Councilor Rogers moved Amendment No. 2. The motion carried by the following vote:

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

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

For: 7 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, and Rogers

Against: 2 - Peña, and Sanchez

b. [O-24-2](#)

Amending Chapter 14, Article 5, Part 1, Section 4 And 9, A Portion Of Flood Hazard And Drainage Control To Replace FEMA Zones Designations With FEMA Designated 100-Year Floodplain, Replace National Geodetic Vertical Datum (NGVD) Of 1929 To Vertical Datum Of 1988 (NAVD 88) Or Other Datum Adopted By FEMA; Amending Chapter 14, Article 5, Part 1, Section 8, 9 And 11, To Include Mechanical Equipment; Amending Chapter 14, Article 5, Part 2, Section 15 To Change The Appeal Deadline From 30 Days To 15 Days And Amending Hearing To Be Conducted Not Earlier Than 15 Day And Not Later Than 45 Day Versus Not Earlier Than 10 Days And Not Later Than 30 Days; Amending Chapter 14, Article 5, Part 2, To Include A New Section 18

Sensitive Lands (Fiebelkorn, by request)

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

c. [R-24-4](#)

Approving And Authorizing The Filing Of The Attached Grant Application For A Byrne Discretionary Community Project Grant With The U.S. Department Of Justice, Bureau Of Justice Affairs And Providing An Appropriation To The Albuquerque Community Safety Department In Fiscal Year 2024 (Rogers)

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

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

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

d. [R-24-8](#)

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 (Peña, by request)

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: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

A motion was made by Councilor Peña that this matter be Amended. Councilor Peña moved Amendment No. 2. The motion carried by the following vote:

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

A motion was made by Councilor Peña that this matter be Amended. Councilor Peña moved Amendment No. 3. The motion carried by the following vote:

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

A motion was made by Councilor Peña that this matter be Amended. Councilor Peña moved Amendment No. 4. The motion carried by the following vote:

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

A motion was made by Councilor Bassan that this matter be Amended. Councilor Bassan moved Amendment No. 5. The motion carried by the following vote:

For: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, 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 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

e. [R-24-19](#)

Establishing The Route 66 Centennial Celebration 2025-2026 Project Plan As A Policy Plan; Designating The Department Of Arts And Culture As The Project Plan Coordinator; Directing The Department Of Arts And Culture To Provide City Council With Quarterly Updates Per R-23-175 And R-24-11 (Peña)

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

For: 8 - Baca, Bassan, Champine, Fiebelkorn, Grout, Peña, Rogers, and Sanchez

Excused: 1 - Lewis

***f.** [R-24-23](#)

Amending The Official List Of City Council Meetings From January 2024 Through December 2024 (Sanchez)

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

For: 7 - Bassan, Champine, Grout, Lewis, Peña, Rogers, and Sanchez

Against: 1 - Fiebelkorn

Excused: 1 - Baca

***g.** [R-24-24](#)

Directing The City Administration To Request A Multi-Agency Investigation Into The February 17, 2024 Incident Involving Chief Of Police Harold Medina (Sanchez, Champine)

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: 9 - Baca, Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, and Sanchez

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

For: 4 - Champine, Grout, Lewis, and Sanchez

Against: 5 - Baca, Bassan, Fiebelkorn, Peña, and Rogers

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

There being no further business, this City Council meeting adjourned at 9:33 p.m.