

City of Santa Fe, New Mexico

LEGISLATIVE SUMMARY

Resolution No. 2014-____ LEAD Coordinating Group

SPONSOR(S): Councilor Dimas, Mayor Gonzales, Councilors Maestas, Bushee, Lindell, Rivera and Trujillo

SUMMARY: The resolution thanks the LEAD Task Force and Operations Team for their service and states the City's intention to enter into a coalition Memorandum of Understanding to further the LEAD mission.

PREPARED BY: Rebecca Seligman, Legislative Liaison Assistant

FISCAL IMPACT: No

DATE: May 23, 2014

ATTACHMENTS: Resolution
FIR
Action Sheet – Public Safety Committee (5/20/14)

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2014-___

3 INTRODUCED BY:

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5 Councilor Bill Dimas Mayor Javier Gonzales
6 Councilor Patti Bushee Councilor Joseph Maestas
7 Councilor Signe Lindell Councilor Chris Rivera
8 Councilor Ronald Trujillo

9
10 A RESOLUTION

11 **THANKING THE LEAD TASK FORCE AND OPERATIONS TEAM FOR THEIR SERVICE**
12 **AND STATING THE CITY'S INTENTION TO ENTER INTO A COALITION**
13 **MEMORANDUM OF UNDERSTANDING TO FURTHER THE LEAD MISSION.**

14
15 **WHEREAS**, the City of Santa Fe established the LEAD Task Force with Resolution 2012-66 to
16 explore and recommend incarceration alternatives, addiction treatment and recover support services; and

17 **WHEREAS**, Resolution 2013-76 was adopted by the City Council on July 31, 2013 for the
18 purpose of accepting the recommendations of the LEAD Santa Fe Task Force; and

19 **WHEREAS**, the LEAD Task Force found that:

- 20 • 100 individuals, arrested by City of Santa Fe Police for opiate possession or sales, cost
21 more than \$4.2 million dollars or an average of \$42K per individual across local and state
22 systems over the last 3 years. (This is only the tip of the iceberg – costs not included in
23 this figure include: loss of productivity & earnings; impact on families & social support
24 systems; current “ad hoc” drug treatments; public safety & health issues; witness, jury
25 costs; property crime investigations and value of property lost, etc.)

- 1 • These same 100 individuals cost the City \$1 million dollars in jail/detention costs over 3
- 2 years for a total of 11,502 jail days.
- 3 • They were arrested 590 times by police officers in the 3 years; officers spent an average
- 4 of 9.3 hours per arrest.
- 5 • A majority (91 out of 100) were repeat offenders with a pattern of being re-arrested every
- 6 6 months on average.
- 7 • 51% of those individuals had property crime histories; and

8 **WHEREAS**, the LEAD Task Force recommendations were to establish a LEAD/Pre-
9 Booking Diversion Program which would identify low-level opiate drug offenders for whom probable
10 cause exists for an arrest, and redirect them from jail and prosecution by immediately providing
11 linkages to treatment/support services; and

12 **WHEREAS**, the LEAD Task Force found that with the economic strain on local counties,
13 pre-booking diversion programs offer a viable, cost effective alternative to the status quo that can
14 positively impact Santa Fe; and

15 **WHEREAS**, the benefits of the LEAD/Pre-Booking Diversion Program will:

- 16 • Increase safety for the community by reducing future criminal behavior.
- 17 • Reduce the burden on the law enforcement, county jail, prosecution, and court system.
- 18 • Redirect public safety resources to more pressing priorities, such as serious and violent
- 19 crime.
- 20 • Reduces opiate overdoses (and related burden on the emergency and hospital resources)
- 21 and recidivism.
- 22 • Optimize the use of the Affordable Care Act health coverage for treatment and social
- 23 supports.
- 24 • Improve individual outcomes and community quality of life through research-based
- 25 treatment, harm reduction and social supports.

1 **WHEREAS**, the LEAD Operations Team was established to map out the process of
2 implementing a three year, pre-booking diversion pilot program to divert individuals suffering from
3 opiate addictions to social supports and treatment services; and

4 **WHEREAS**, Resolution 2013-76 approved the planning and implementing of an innovative
5 3-year pre-booking diversion pilot program to divert those individuals suffering from an addiction to
6 opiates into treatment and social supports (Planning phase: August 1 – December, 31 2013; Pilot
7 phase: January 1, 2014 – Dec. 31, 2017) and directed staff to develop an operations plan and explore
8 funding mechanisms to establish and implement the three year LEAD/Pre-booking program in Santa
9 Fe; and

10 **WHEREAS**, the LEAD Operations Team was established to map out the process of
11 implementing a three year, pre-booking diversion pilot program to divert individuals suffering from
12 opiate addictions to social supports and treatment services; and

13 **WHEREAS**, the LEAD Operations Team developed protocols, procedures and has worked with
14 staff to select a local service provider; and

15 **WHEREAS**, the City of Santa Fe has contracted for services and is implementing training to
16 begin LEAD Santa Fe operations in March of 2014; and

17 **WHEREAS**, the LEAD Task Force and LEAD Operations Team have essentially completed
18 their assigned duties; and

19 **WHEREAS**, the adopted plan indicates the need for two remaining committees to ensure the
20 efficient and ethical operations of the LEAD Santa Fe program.

21 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
22 **CITY OF SANTA FE** that the City of Santa Fe expresses sincere thanks the LEAD Task Force and
23 Operations Team for their dedicated work.

24 **BE IT FURTHER RESOLVED** that the Governing Body hereby disbands the LEAD Task
25 Force and the Operations Team.

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BE IT FURTHER RESOLVED, that the City of Santa Fe will enter into a MOU with other concerned government and private organizations to establish the LEAD Coordinating Group and the Operation Group to further ensure the ethical and effective operations of the LEAD Santa Fe program.

PASSED, APPROVED, and ADOPTED this ___ day of _____, 2014.

ATTEST:

JAVIER M. GONZALES, MAYOR

YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:


KELLEY A. BRENNAN, INTERIM CITY ATTORNEY

City of Santa Fe Fiscal Impact Report (FIR)

This Fiscal Impact Report (FIR) shall be completed for each proposed bill or resolution as to its direct impact upon the City's operating budget and is intended for use by any of the standing committees of and the Governing Body of the City of Santa Fe. Bills or resolutions with no fiscal impact still require a completed FIR. Bills or resolutions with a fiscal impact must be reviewed by the Finance Committee. Bills or resolutions without a fiscal impact generally do not require review by the Finance Committee unless the subject of the bill or resolution is financial in nature.

Section A. General Information

(Check) Bill: _____ Resolution: X

(A single FIR may be used for related bills and/or resolutions)

Short Title(s): A RESOLUTION THANKING THE LEAD TASK FORCE AND OPERATIONS TEAM FOR THEIR SERVICE AND STATING THE CITY'S INTENTION TO ENTER INTO A COALITION MEMORANDUM OF UNDERSTANDING TO FURTHER THE LEAD MISSION.

Sponsor(s): Councilor Dimas, Mayor Gonzales, Councilors Maestas, Bushee, Lindell, Rivera and Trujillo

Reviewing Department(s): City Attorney's Office

Persons Completing FIR: Rebecca Seligman Date: 5/23/14 Phone: 955-6501

Reviewed by City Attorney: Kelly A. Brennan Date: 5/27/14
(Signature)

Reviewed by Finance Director: [Signature] Date: 5/29/14
(Signature)

Section B. Summary

Briefly explain the purpose and major provisions of the bill/resolution:

The purpose of the resolution is to thank the LEAD Task Force and Operations Team for their support and state the City's intention to enter into a coalition MOU to further the LEAD mission.

Section C. Fiscal Impact

Note: Financial information on this FIR does not directly translate into a City of Santa Fe budget increase. For a budget increase, the following are required:

- a. The item must be on the agenda at the Finance Committee and City Council as a "Request for Approval of a City of Santa Fe Budget Increase" with a definitive funding source (could be same item and same time as bill/resolution)
- b. Detailed budget information must be attached as to fund, business units, and line item, amounts, and explanations (similar to annual requests for budget)
- c. Detailed personnel forms must be attached as to range, salary, and benefit allocation and signed by Human Resource Department for each new position(s) requested (prorated for period to be employed by fiscal year)*

1. Projected Expenditures:

a. Indicate Fiscal Year(s) affected – usually current fiscal year and following fiscal year (i.e., FY 03/04 and FY 04/05)

b. Indicate: "A" if current budget and level of staffing will absorb the costs
"N" if new, additional, or increased budget or staffing will be required

c. Indicate: "R" – if recurring annual costs
"NR" if one-time, non-recurring costs, such as start-up, contract or equipment costs

d. Attach additional projection schedules if two years does not adequately project revenue and cost patterns

e. Costs may be netted or shown as an offset if some cost savings are projected (explain in Section 3 Narrative)

Finance Director: [Signature]

X Check here if no fiscal impact

Column #:	1	2	3	4	5	6	7	8
	Expenditure Classification	FY <u>14/15</u>	"A" Costs Absorbed or "N" New Budget Required	"R" Costs Recurring or "NR" Non-recurring	FY <u>15/16</u>	"A" Costs Absorbed or "N" New Budget Required	"R" Costs – Recurring or "NR" Non-recurring	Fund Affected

Personnel*	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Fringe**	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Capital Outlay	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Land/ Building	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Professional Services	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
All Other Operating Costs	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Total:	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____

* Any indication that additional staffing would be required must be reviewed and approved in advance by the City Manager by attached memo before release of FIR to committees. **For fringe benefits contact the Finance Dept.

2. Revenue Sources:

- a. To indicate new revenues and/or
- b. Required for costs for which new expenditure budget is proposed above in item 1.

Column #:	1	2	3	4	5	6
	Type of Revenue	FY _____	"R" Costs Recurring or "NR" Non-recurring	FY _____	"R" Costs – Recurring or "NR" Non-recurring	Fund Affected

_____	\$ _____	_____	\$ _____	_____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____	_____
Total:	\$ _____	_____	\$ _____	_____	_____	_____

3. Expenditure/Revenue Narrative:

Explain revenue source(s). Include revenue calculations, grant(s) available, anticipated date of receipt of revenues/grants, etc. Explain expenditures, grant match(s), justify personnel increase(s), detail capital and operating uses, etc. (Attach supplemental page, if necessary.)

None

Section D. General Narrative

1. Conflicts: Does this proposed bill/resolution duplicate/conflict with/companion to/relate to any City code, approved ordinance or resolution, other adopted policies or proposed legislation? Include details of city adopted laws/ordinance/resolutions and dates. Summarize the relationships, conflicts or overlaps.

No

2. Consequences of Not Enacting This Bill/Resolution:

Are there consequences of not enacting this bill/resolution? If so, describe.

There would be no MOU with other concerned government and private organizations to further the LEAD mission. Not entering into this collaborative agreement would severely impact the operations of LEAD because the Police Department are integral to this program.

3. Technical Issues:

Are there incorrect citations of law, drafting errors or other problems? Are there any amendments that should be considered? Are there any other alternatives which should be considered? If so, describe.

None of which staff is aware.

4. Community Impact:

Briefly describe the major positive or negative effects the Bill/Resolution might have on the community including, but not limited to, businesses, neighborhoods, families, children and youth, social service providers and other institutions such as schools, churches, etc.

By entering into an MOU with other concerned government and private organizations, the LEAD mission would continue. This is an opportunity for Santa Fe to turn the curve of individuals incarcerated for property crimes because of an opiate addiction. Treatment becomes the first option to keep a person out of the corrections system and subsequently cost society substantially more to rehabilitate.

Form adopted: 01/12/05; revised 8/24/05; revised 4/17/08

ACTION SHEET
ITEM FROM PUBLIC SAFETY COMMITTEE MEETING OF 05/20/14

ISSUE: Proposed amendment to to resolution thanking the LEAD task force and operations team for their service and stating the city's intention to enter into a coalition memorandum of understanding to further the LEAD Mission

PUBLIC SAFETY COMMITTEE ACTION: Recommended approval

SPECIAL CONDITIONS OR AMENDMENTS:

STAFF FOLLOW UP:

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON DIMAS	ABSENT		
VICE-CHAIPERSON HARRIS	ABSENT		
MEMBER MIKE MIER	ABSENT		
MEMBER NANCY OWEN-LEWIS	X		
MEMBER PETER MIZRAHI	X		
MEMBER MIKE BOWEN	X		
MEMBER ERIC JOHNSON	X		
MEMBER DAVID TRUJILLO	X		
MEMBER JOE ARELLANO	X		

DISK fc1/fcmissue