

City of Santa Fe, New Mexico

LEGISLATIVE SUMMARY

Bill No. 2015-21

Redistricting

SPONSOR(S): Mayor Gonzales, Councilor Dominguez

SUMMARY: The proposed bill amends subsection 9-1.3 SFCC 1987 to revise the district precincts to reflect Redistricting Plan "A", approved by the Independent Citizens' Redistricting Commission.

PREPARED BY: Rebecca Seligman, Legislative Liaison Assistant

FISCAL IMPACT: Yes

DATE: May 21, 2015

ATTACHMENTS: Bill
FIR

1 CITY OF SANTA FE, NEW MEXICO

2 BILL NO. 2015-21

3 INTRODUCED BY:

4
5 Mayor Javier M. Gonzales

6 Councilor Carmichael Dominguez

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8
9
10 AN ORDINANCE

11 AMENDING SUBSECTION 9-1.3 SFCC 1987 TO REVISE THE DISTRICT PRECINCTS TO
12 REFLECT REDISTRICTING PLAN "A", APPROVED BY THE INDEPENDENT
13 CITIZENS' REDISTRICTING COMMISSION.

14
15 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

16 Section 1. Section 9-1.3 SFCC 1987 (being Ord. #1985-60, §3 as amended) is
17 amended to read:

18 9-1.3 Creation of Districts.

19 A. Except as otherwise provided by ordinance, city councilors shall reside in and be
20 elected from municipal election districts.

21 B. The resident qualified electors in each of the four (4) municipal election districts shall
22 elect one (1) city councilor from each district for a four (4) year term, so that each municipal election
23 district is represented by two (2) city councilors serving staggered four (4) year terms.

24 C. There are created four (4) two (2)-member municipal election districts which include
25 the following precincts and portions of precincts located within the municipal boundaries of the city

1 of Santa Fe:

2 (1) District 1: Precincts 8, 9, 10, 11, 20, 21, 22, 24, 25, 26, 27, 28, 30, 31, 32, 33, 34 and
3 83;

4 (2) District 2: Precincts 36, 37, 41, 42, 43, 44, 45, 46, 47, 48, 51, 52, 53, 54, [~~and~~] 55 and
5 77;

6 (3) District 3: Precincts 12, [~~31, 34,~~] 62, 64, [~~66, 67,~~] 75, 80, 86 and 89;

7 (4) District 4: Precincts 29, 35, 38, 39, 49, 50, [~~51,~~] 56, 66, 67, 74, 76[~~, 77~~] and 78.

8 D. The boundaries of each municipal election district are shown on the most current
9 municipal election district map, hereby adopted as the official districting map and is to be kept in the
10 custody of the municipal clerk.

11 APPROVED AS TO FORM:

12 
13 _____

14 KELLEY A. BRENNAN, 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: X Resolution: _____
(A single FIR may be used for related bills and/or resolutions)

Short Title(s): AMENDING SUBSECTION 9-1.3 SFCC 1987 TO REVISE THE DISTRICT PRECINCTS TO REFLECT REDISTRICTING PLAN "A". Approved by the Independent Citizens' Redistricting Commission.

Sponsor(s): Mayor Gonzales and Councilor Dominguez

Reviewing Department(s): City Clerk
Person Completing FIR: Yolanda Y. Vigil Date: May 20, 2015 Phone: 955-6519

Reviewed by City Attorney: Villy A. Beltran Date: 5/21/15

Reviewed by Finance Director: Deborah Guzman Date: 5/21/15

Section B. Summary

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

On January 2, 2014, the City of Santa Fe annexed approximately 4100 acres, primarily on the southern and western borders of the City, into the City limits. The annexation incorporated at least 13,250 new residents into the City limits. As a result of the annexation, there was a need to convene an Independent Citizens' Redistricting Commission to amend the district boundaries. The purpose of the bill is to amend the City Council district precincts to reflect Redistricting Plan "A" approved by the Independent Citizens' Redistricting Commission.

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)

_____ Check here if no fiscal impact

Column #:	1	2	3	4	5	6	7	8
	Expenditure Classification	FY <u>15/16</u>	"A" Costs Absorbed or "N" New Budget Required	"R" Costs Recurring or "NR" Non-recurring	FY <u>N/R</u>	"A" Costs Absorbed or "N" New Budget Required	"R" Costs – Recurring or "NR" Non-recurring	Fund Affected
	Personnel*	\$ _____	_____	_____	\$ _____	_____	_____	_____
	Fringe**	\$ _____	_____	_____	\$ _____	_____	_____	_____
	Capital Outlay	\$ _____	_____	_____	\$ _____	_____	_____	_____
	Land/ Building	\$ _____	_____	_____	\$ _____	_____	_____	_____
	Printing and Publishing	\$2,000	A	NR	\$ _____	_____	_____	12011
	Postage	\$2,600	A	NR	\$ _____	_____	_____	12011
	Total:	\$4,600	_____	_____	\$ _____	_____	_____	_____

* 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.)

The designated funding will be absorbed in the Election budget. Funding is required for printing and publishing of maps that reflect the new district boundaries and notification to voters whose district has changed.

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.

The redistricting bill is companion to the Santa Fe Election Code and redistricting requirements therein.

2. Consequences of Not Enacting This Bill/Resolution:

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

Yes, the City would be in violation of its Charter and City Code which require the city to be divided into four dual-member districts that contain as nearly as possible substantially the same population based upon the most recent federal census.

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.

No

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.

Council districts will contain as nearly as possible, the same population.

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

11. REPORT RELATING TO REDISTRICTING PLAN "A" APPROVED BY THE INDEPENDENT CITIZENS' REDISTRICTING COMMISSION. (ZACHARY SHANDLER)

- a) REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING FOR JUNE 24, 2015: BILL NO. 2015-21: AN ORDINANCE AMENDING SUBSECTION 9-1.3 SFCC 1987, TO REVISE THE DISTRICT PRECINCTS TO REFLECT REDISTRICTING PLAN "A," APPROVED BY THE INDEPENDENT CITIZENS' REDISTRICTING COMMISSION (MAYOR GONZALES AND COUNCILOR DOMINGUEZ). (ZACHARY SHANDLER)**

Zachary Shandler read his letter of May 21, 2015, to the City Clerk, regarding the *Santa Fe Independent Citizens' Redistricting Commission*, which is in the Council packet. Please see this letter for specifics of this presentation.

Mr. Shandler said, "Commission Chairperson Karen Heldmeyer has informed me that only 6 precincts have been moved to different Districts, Precincts 31 and 34 go from District 3 to District 1, Precincts 51 and 77 go from District 4 to District 2, Precincts 66 and 67 go from District 3 to District 4. City Clerk Yolanda Vigil has informed me that the City Clerk's Office will send a postcard to notify voters of the change. I would like to yield the floor to Chairperson Heldmeyer for a brief comment. After she is done, I would advise you an abundance of caution in this extremely litigious area of law to withhold any remarks, because the Commission's decision could still be appealed to Court, and even innocent remarks from incumbents like, this process worked out great, I'm very pleased with how my District looks, could be misconstrued to create the perception that the Commission was not truly independent. With that said, Commissioner Heldmeyer."

Former Councilor Heldmeyer, Chair, Independent Citizens' Redistricting Commission, said, "Zach was a great legal resource. He also did a great job of schlepping all of these maps all over the City. So I think he has another career maybe, after he finishes law. I just wanted to thank the members of the Commission, let me name them, Lillian Montoya was Vice-Chair, William Beardsley who represented the newly-annexed area, Stephen Bassett who was our cartographer, Aaron McSherry, Rod Thompson and Elizabeth West who represented districts. And also the alternates. We not only had very good attendance from all the members, but also from all of the alternates and Suzanne, Neva van Peski, Jody Larson and Peggy Vasquez representing the 4 Districts."

Former Councilor Heldmeyer continued, "We had excellent help from Brian Sanderhoff and Michael Sharp from Research and Polling. Anything the Committee asked, we got, and we got in a very timely way. And all in all it went very well. We had very good attendance at all of the Districts, except District 2, I'm sorry to say, but especially District 3 which was the one most affected. We had very good attendance at that meeting, and most of the Councilors attended at least one of the meetings. Councilor Ives and Councilor Lindell win the prize for coming to the most meeting. It was a very enrichingly interesting and mathematically challenging and a very good process. And we want to thank Councilor Dominguez for his Ordinance which set up the way this was done. Everybody on the Commission was chosen by lot, with the exception of the spots that only one person applied for, but the four Districts were represented by people who were just chosen by random, so it was like the ancient Greeks. It worked out

very well and they were all attentive and they all had great things to say. So I want to thank the Council for approving the Ordinance, and I will turn it back to Zach."

Mayor Gonzales said, "I don't think we have any further discussion. We know exactly what we need to do."

Mr. Shandler said the City Clerk does need a vote.

Mayor Gonzales asked if a super majority is needed, and Mr. Shandler said it looks like there are enough people here.

MOTION: Councilor Dominguez moved, seconded by Councilor Lindell, to approve this request.

DISCUSSION: Ms. Byers said this is a request to publish the bill to change the precincts.

VOTE: The motion was approved on the following Roll Call vote:

For: Mayor Gonzales, Councilor Bushee, Councilor Dimas, Councilor Dominguez, Councilor Lindell, Councilor Maestas, Councilor Rivera and Councilor Trujillo.

Against: None.

12. CONSIDERATION OF RESOLUTION NO. 2015-54 (FINANCE COMMITTEE). REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING CITY OF SANTA FE'S OPERATING BUDGET AND ORGANIZATIONAL CHART FOR FISCAL YEAR 2015/2016. (OSCAR RODRIGUEZ)

An Amendment Sheet containing proposed amendments to Resolution No. 2015-54, proposed by Councilor Chris Rivera, is incorporated herewith to these minutes as Exhibit "7."

Councilor Dominguez said, "Thank you Mayor, before I get into the motion, I just want to extend a thank you to Brian, Oscar and his staff, for all the work they did in the course of the budget hearings. I also want to thank the members of the Finance Committee for participating and also members from the Governing Body who were able to participate as well. I think there was some interesting dialogue that happened throughout the course of the budget hearings. The process was different. It was a little frustrating at times, but I think for the most part it was a pretty good process. It's been more transparent than I've seen it in the past, but I think there is still some work that can be done to make that transparency even better."

Councilor Dominguez continued, "I think the thing that I wanted to comment on was that this year, compared to last year and maybe some of the years before, is that it was much better organized and so I certainly just wanted to just recognize that. Just real quickly I want to thank everyone else that participated in the creation of the operating budget, thanks to the two members from the public who came out to speak