



Agenda

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PUBLIC SAFETY COMMITTEE

Tuesday, April 21, 2009 4:00 PM

City Council Chambers

200 Lincoln Avenue, Santa Fe, NM 87501

1. Roll Call
2. Approval of agenda
3. Approval of February 17, 2009 minutes
4. Old business:
 - A. NONE
5. New business:
 - A. Proposed ordinance amending section 1-3.2 SFCC 1987 to increase the judicial education fee from \$2.00 to \$3.00 to reflect state law; designating the use of the corrections fee to reflect state law; and replacing the traffic safety fee of one dollar (\$1.00) with a public safety fee of five dollars (\$5.00) with the use of such public safety fee being designated to the police department. (Councilor Ronald Trujillo, Judge Ann Yalman)
 - B. Proposed ordinance amending article 24-4 SFCC 1987, The Santa Fe Traffic Operations or "STOP", regarding violations of the traffic code detected by a camera or speed device (Councilor Ronald Trujillo, Police Captain Anthony Robbin)
 - C. Donation of two ambulances (Fire Chief Chris Rivera)
 - D. Update from Sexual Assault/Domestic Violence Coordinator Dr. Carol Horowitz
6. Matters from Municipal Court
 - A. Informational- Municipal Court February 2009 Report
7. Matters from Police Chief Eric Johnson
8. Matters from Fire Chief Chris Rivera
9. Matters from Committee Members
10. Communications from the Floor
11. Adjournment

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**Index Summary of Minutes
Public Safety Committee
April 21, 2009**

<u>INDEX</u>	<u>ACTION TAKEN</u>	<u>PAGE(S)</u>
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Call to Order	Call to Order by Chair, Councilor Ronald Trujillo	2
Roll Call	A quorum was declared.	2
Review and Approval of the Minutes No corrections to the minutes as presented.	<i>Motion made by Mr. Mizrahi to accept the minutes of February 17, 2009 as presented, second by Dr. Lewis, motion carried by unanimous voice vote.</i>	2
Approval of the Agenda	<i>Motion made by Mr. Valdez to accept the agenda as presented, second by Dr. Mier, motion carried by unanimous voice vote.</i>	2
Old Business	None	2
New Business		3
A. Proposed ordinance amending section 1-3-2 SFCC 1987 to increase the judicial education fee from \$2.00 to \$3.00 to reflect state law designating the use of the corrections fee to reflect state law; and replacing the traffic safety fee of one dollar (\$1.00) with a public safety fee of five dollars (\$5.00) with the use of such public safety fee for being designated to the police department. (Councilor Ronald Trujillo and Judge Ann Yalman)	<i>Dr. Mier made the motion to raise the fee to \$50. Motion died for lack of a second.</i> <i>Mr. Valdez made the motion to increase the fee by \$1 to reflect the increase in the judicial education fee and \$5 for the public safety fee, second by Mr. Mizrahi, motion carried by unanimous voice vote.</i>	3
B. Proposed ordinance amending article 24-4 SFCC 1987, The Santa Fe Traffic Operations or "STOP", regarding violations of the traffic code detected by a camera or speed device. Police Captain Anthony Robbins	<i>Mr. Valdez moved that we adopt these amendments and bring in line with the ordinance and recently passed state law, second by Dr. Lewis, motion carried by unanimous voice vote.</i>	3
C. Donation of 2 ambulances.	<i>Dr. Mier made the motion to donate one of the two ambulances to the American Red Cross and the other two would go to the communities as mentioned.</i> <i>Discussion: The American</i>	4

	<p><i>Red Cross does not have heavy use of the present ambulance and it is not in real good condition.</i></p> <p><i>Amended motion to donate the 1990 ambulance to the American Red Cross, and the other two (1995-1996) be donated to Ilfield and Pecos, second by Mr. Mizrahi, motion carried by unanimous voice vote.</i></p>	
D. Update from Sexual Assault/Domestic Violence Coordinator (Dr. Carol Horowitz)	Informational, no action needed.	4-5
Matters from Municipal Court	Fee Schedule, no action needed.	5
Matters from Police Chief Eric Johnson	Informational	5
Matters from Fire Chief Chris Rivera	Informational	5
Matters from Committee Members	None	7
Adjournment/Signature Page	<p><i>There being no further business to come before the Public Safety Committee, Dr. Mier moved to adjourn at 5:20 pm, second by Mr. Mizrahi, motion carried by unanimous voice vote.</i></p>	7

CITY OF SANTA FE

Public Safety Committee

Minutes – Draft until Approved

Fran Lucero

Fran Lucero

4/21/2009

Meeting called to order by Councilor Ronald D. Trujillo at 4:00 p.m. in the Santa Fe City Council Chambers.

I. Roll Call:

In Attendance

Councilor Ronald Trujillo
Nancy Owen Lewis, PhD
Peter D. Mizrahi
Mike Mier
Henry Valdez
Mike Bowen

Excused:

Herbert L. Harris, Jr.
Frank Stuto

Staff:

Chief Eric Johnson
Chief Chris Rivera
Dr. Carol Horowitz
Deputy Chief Eric Wheeler
Captain Anthony Robbins
Shannon Cantu, Santa Fe Police Department

II. Approval of Agenda

Motion made by Mr. Valdez to accept the agenda as presented, second by Dr. Mier, motion carried by unanimous voice vote.

III. Approval of February 17, 2009 Minutes

Motion made by Mr. Mizrahi to accept the minutes of February 17, 2009 as presented, second by Dr. Lewis, motion carried by unanimous voice vote.

IV. Old Business: None at this meeting.

V. New Business:

- A. Proposed ordinance amending section 1-3-2 SFCC 1987 to increase the judicial education fee from \$2.00 to \$3.00 to reflect state law designating the use of the corrections fee to reflect state law; and replacing the traffic safety fee of one dollar (\$1.00) with a public safety fee of five dollars (\$5.00) with the use of such public safety fee for being designated to the police department. (Councilor Ronald Trujillo and Judge Ann Yalman)

Judge Yalman met with the Santa Fe Police Department on collaboration of the budget. At that time a suggested increase of the traffic safety fee was discussed. It was also suggested that it be renamed as it is not always used

for traffic safety, suggest it be changed to public safety fee, increase from \$1 to \$5 and the court fee from \$41 to \$45, than the legislature increased the Judicial Education fee to \$46 – required that every court institute for mandatory education for judges.

Q: Does fee go to Court or Police Department? The Chief answered that \$1 from every citation issued goes to the Police Department and these funds are used for equipment replacement. If this resolution passes it will be \$5 to the Police Department. Judge Yalman also explained that the court costs are low in Santa Fe. It was stated that a lot that of what is collected is not used for the courts.

Dr. Mier asked if there was a limit to the amount that could be increased and stated if they could raise it to \$50. The concern was raised; if an increase is approved is it going to affect their future budget with action by the Finance Committee. The Chief is in hopes that it would not be a reverse action by the Finance Committee.

**Dr. Mier made the motion to raise the fee to \$50.
Motion died for lack of a second.**

Mr. Valdez made the motion to increase the fee by \$1 to reflect the increase in the judicial education fee and \$5 for the public safety fee , second by Mr. Mizrahi, motion carried by unanimous voice vote.

- B. Proposed ordinance amending article 24-4 SFCC 1987, The Santa Fe Traffic Operations or "STOP", regarding violations of the traffic code detected by a camera or speed device. Police Captain Anthony Robbins

When the Governor signed SB519 affects the ordinance, 24-4. SB519 allows for 50% of the revenue after the vendor is paid goes to the State of NM. The cap on hearing officer cost is being evaluated at this time. (Page 11 of ordinance details the fee schedule).

Cap: on hearing officer

Bill also states that the District Court Judge – will appoint a hearing officer. Judge Hall's interpretation is that the PD will advertise for the hearing officer (specifications outlined (\$42.93 hr), 2 years of associated experience, which may not be readily available. Judge Hall will look through applicants, once hearing officer is selected, they would then be paid out of the red light camera proceeds. If that could be clarified that the hearing officer be paid before the 50-50 split.

Red Flex will send experts as requested without cost to the city, one benefit in the contract; they do ask for 2 weeks notice when possible. Even with SB519 having been passed, this program will still provide safety to the city.

The Red Flex contract fee's were discussed, and the bottom line is that the Police Department gets \$28 per citation above 180 citations. Those costs

were established in the state contract even before SB 519 was drafted and passed.

Ask committee to move on the amendments.

Mr. Valdez moved that we adopt these amendments and bring in line with the ordinance and recently passed state law, second by Dr. Lewis, motion carried by unanimous voice vote.

SB519 does outline the programs that will be funded from these funds.

C. Donation of two ambulances (Fire Chief Chris Rivera)

A Memo was distributed to the commission members indicating that the Fire Department has received two ambulances; the last one is leased to the Red Cross for \$1 year. If we give them a new ambulance the (1990) would then be up for donation. Chief Rivers is seeking recommendation to take to the Finance Committee on how the distribution should be made.

The commission is pleased that the donation criteria in the past has been to donate to a nearby smaller community so they would respond to our request for help. It was also noted that Pecos is having financial problems with their clinic: they don't have the funds to keep their program above water and this might help their volunteer fire dept.

Dr. Mier made the motion to donate one of the two ambulances to the American Red Cross and the other two would go to the communities as mentioned.

Discussion: The American Red Cross does not have heavy use of the present ambulance and it is not in real good condition.

Amended motion to donate the 1990 ambulance to the American Red Cross, and the other two (1995-1996) be donated to Ilfield and Pecos, second by Mr. Mizrahi, motion carried by unanimous voice vote.

D. Update from Sexual Assault/Domestic Violence Coordinator - Dr. Carol Horowitz (Exhibit A) distributed to the Public Safety Members.

She stated that an increase in statistics is good, although it may be stressful for the Police Department it indicates that we are providing the service. 911 calls had a 10% increase. With a 29% increase in arrests also indicates by national standards that we are responding to the needs of the community. She noted that Alcohol and Other Drugs will be high due to the economy. The increase in cases for criminal sexual assault or penetration shows that many are under the ages of 9 years old. Mental Health issues continue to be a concern and are related to domestic violence and assault, don't have an answer for that but it is definitely a concern in the statistics. Increases aren't

always bad news, often times it demonstrates that victims are coming forward.

Was there a change in the reporting? No, in the city of Santa Fe about 70% of the cases are alcohol and drug related. Also note that in some cases, for example child related cases are not documented appropriately.

Mr. Valdez asked if the Stimulus Package could possibly have money available for municipalities for prevention, treatment and enforcement. I would encourage to share with the other areas and communities, other police departments who don't have a person such as yourself, to let them know what money is there. Dr. Horowitz gave the commission information on some of the grants she has written and explained that there is about a one year turnaround time on grant applications.

Grants: Money – Dec. 2008 –

- a. 400,000 Dept of Justice – Probation Officers in Magistrate and Municipal Court
- b. Crime Victims Reparation – for another position as hers – to help PD and county –
- c. (\$500,000) - College Consortium to end Sexual assault on Campus – College of SF, SFCC,
- d. (\$200,000) for the Drug Courts for domestic violence support
- e. SFPD: Gang Reduction Education and Training:
- f. COPS Application 2.5 million over yrs.
- g. Coordinated community response council:
- h. (\$240,000) for narcotic cars and to pay for overtime
- i. Money to pay for crime prevention in schools, will also pay for overtime.

With or without the funding people who are coming to these meetings are very committed to violence on campus, they are willing to help and contribute their expertise.

Last year we talked about the safe haven training, many of the businesses have received the training and more on the waiting list. A Town Hall on Stalking was done in January, 2009 and Faith Summit on Domestic and Sexual Violence at Our Lady of Guadalupe was done in October.

Dr. Lewis: at what point when you have an increase in 911 how do you interpret it to be a good thing? Our community is growing – if we were to stop growing and the 911 numbers would continue to go up, then we should be concerned. It is always important to gauge the calls according to the outreach in education.

Chief Johnson stated that the educational component is one of the best things we have done. It is encouraging the victims to come forward and report the crimes to us. I see it as a positive and feel it is establishing a positive relationship with the community

Councilor Trujillo, on behalf of the commission expressed his thanks for all the data you have presented to the committee. Thank you for all of the grant writing efforts you are making.

VI. Matters from the Municipal Court – List of Fines

VII. Matters from Chief Eric Johnson: thank you to his co-officers who are retiring.

Deputy Chief Benjie Montano – retiring this week – over 30 years

Captain David CdeBaca – over 22 years

Chief Eric Johnson – retiring at the end of May, 2009 – He became an officer at the age of 19, youngest police officer in the Department.

(It could be that all four captains could retire in the next few months).

A recommendation has been made that Deputy Chief Wheeler be the interim Chief, he has proven himself in the last few years, he knows where we are at and where the Department has to go. I would like to see him carry on the work that has been done.

Thank you to the Public Safety Committee, it has been a pleasure to work with the committee and will continue to support Deputy Chief Wheeler.

Great accomplishments, areas of technology, equipment replacement, fully staffed at 155 positions. Other positions are on hold based on funding, working within the guidelines of the budget at this time. Manpower is not in line with the growth of the city and outlying areas.

Mr. Bowne conveyed his thank you to all who are retiring, there are many sacrifices that you have made on behalf of the citizens of the city. Same with the Fire Department, Chief Rivera, you have done a wonderful job. I hope the Mayor and City Council will fill the position from within and promote.

Mr. Valdez echoed the same sentiment as Mr. Bowen. The working relationship between the DA and the PD was notable with your fine leadership.

Chief Johnson stated that Deputy Chief Montano has always seen the sunny side of things when difficult situations were at hand. There are a lot of cases that are serving life sentences because they talked to Chief Johnson, I will support Deputy Wheeler's appointment as successor.

Mike Mier expressed his thank you and pleasure of working with both Chiefs, it is sad that our losses are due to budgetary reasons. It will be hard to find a person of the same caliber; I also support your recommendation of Deputy Chief Wheeler. I thank you for all that you have done in our community, you need to know that you will be missed. During this transition it is important for you to know that your expertise, contributions and service is invaluable. We thank you and we wish you all the very best.

Peter Mizrahi: Chief Johnson and Chief Rivera: You are leaving us in better hands than when you found us. It is so nice to look back in the past 20 years +, you have grown our departments and made us safe. I too support the appointment of Deputy Chief Wheeler.

Dr. Lewis: I think the next Public Safety Meeting is the 19th – and I would like to recognize you officially if your time permits to attend.

Councilor Ronald Trujillo: I am proud to have grown up with you and it is very sad to see you go. Thank you for all the help you have been to me in my council seat and you have taken the reigns when the Department was stumbling, you have brought it up to a stellar standing. Chief Rivera, we appreciate all the work that you have done, and thank you for the friendship.

- VIII. Matters from Fire Chief Chris Rivera
- a. Budget cut: one of the Asst chief positions has been cut. The effect may not be felt for a few years, decisions to cut budget and not affect the users.
 - b. Fire Station #3 is moving along: June completion date – Open House announcement to follow.
 - c. Airport construction: FAA funded 3.5 million dollar project.
 - d. Recruit class: 17 being trained, first female that has passed the test in 5-years. 2 passed the agility test, one made it to the final.
 - e. Retirements: many of the current staff are following the steps. Seven of the current staff has stated a date for retirement and an additional 5 that can leave when they choose, and an additional 5 that could leave at the end of the FY. Therefore even with 17 new firefighters coming on board, it will be important to continue to recruit and hire.
 - f. Museum: project – seeking funding from the state.

IX. Matters from Committee Members: None

X. Communications from the Floor: None

XI. Adjournment

There being no further business to come before the Public Safety Committee, Dr. Mier moved to adjourn at 5:20 pm, second by Mr. Mizrahi, motion carried by unanimous voice vote.

X

Councilor Ronald Trujillo
Chair

X *Fran Lucero*

Fran Lucero
Stenographer