



Agenda

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PUBLIC SAFETY COMMITTEE
Tuesday, July 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 May 19, 2009 minutes
4. Old business:
 - A. NONE
5. New business:
 - A. Request for Direction and/or Approval to the Anti-Graffiti Task Force Recommendations. (Steve Almanzar, Code Enforcement/Graffiti)
 - B. Proposed Fees for Administering the Vehicle Forfeiture Ordinance. (Police Captain Anthony Robbin)
 - C. Proposed resolution directing staff to contact the necessary traffic study to determine if mid-block crosswalks are appropriate on Calle Atajo and if so, determine the appropriate funding and install the crosswalks as per traffic engineering standards. (Councilor Dominguez, Engineering Division Director Chris Ortega)
 - D. Proposed resolution supporting the City of Santa Fe Fire Department and its efforts in preparing for the opening of the City of Santa Fe Firefighter History Museum. (Mayor Coss, Barbara Salas)
 - E. Request for approval of Emergency Management Performance Grant in the amount of \$30,900 to fund 50% of the Emergency Preparedness Coordinator's salary and benefits. (Joyce Purley)
6. Matters from Municipal Court
 - A. Informational- Municipal Court May 2009 & June 2009 Report
7. Matters from Police Chief Aric Wheeler
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
July 21, 2009**

INDEX	ACTION TAKEN	PAGE(S)
Cover Page		1
Call to Order	Call to Order by Chair, Councilor Ronald Trujillo at 4:00 pm	2
Roll Call	A quorum was declared by verbal roll call. One absence.	2
Review and Approval of Minutes	<i>Mr. Mizrahi moved to accept the minutes of May 18, 2009 as presented, second by Mr. Harris motion carried by unanimous voice vote.</i>	2
Approval of the Agenda	No Changes, Agenda Approved as Presented	2
Old Business	None	3

<p>New Business:</p> <p>a. Request for direction and/or approval to the Anti-Graffiti Task Force recommendations. (Steve Almanzar, Code Enforcement/Graffiti)</p> <p>b. Proposed Fees for Administering the Vehicle Forfeiture Ordinance. (Police Captain Anthony Robbin)</p> <p>c. Proposed resolution directing staff to contact the necessary traffic study to determine if mid-block crosswalks are appropriate on Calle Atajo and if so, determine the appropriate funding and install the crosswalks as per traffic engineering standards (Councilor Dominguez, Engineering Division Director Chris Ortega)</p>	<p><i>Dr. Mier made the motion to table with the recommendation to work on a financial and staffing impact and report at next Public Safety Committee meeting, second by Mr. Bowen, motion carried by unanimous voice vote.</i></p> <p><i>Dr. Mier moved to approve the Vehicle Forfeiture Ordinance, second by Mr. Mizrahi, motion carried by unanimous voice vote.</i></p> <p><i>Mr. Valdez made a motion to approve the proposed resolution, second by Mr. Bowen, motion carried by unanimous voice vote.</i></p>	<p>3-4-5-6</p>
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**Index Summary of Minutes
Public Safety Committee
July 21, 2009**

<p>d. Proposed resolution supporting the City of Santa Fe Fire Department and its efforts in preparing for the opening of the City of Santa Fe Firefighter History Museum. (Mayor Coss, Barbara Salas)</p>	<p><i>Mr. Bowen moved to approve the proposed resolution City of Santa Fe Fire Department and its efforts in preparing for the opening of the City of Santa Fe Firefighter History Museum, second by Mr. Harris, motion carried by unanimous voice vote.</i></p>	
<p>Joyce Purley: Department of Homeland Security and Emergency management Grant:</p>	<p><i>Mr. Valdez moved for approval of the Grant request presented by Ms. Purley, second by Mr. Mizrahi, motion carried by unanimous voice vote.</i></p>	<p style="text-align: center;">7</p>
<p>Matters from Municipal Report</p>	<p>Report in Packet, Informational</p>	<p style="text-align: center;">7-8</p>
<p>Matters from Police Chief Aric Wheeler</p>	<p>Informational: thank you</p>	<p style="text-align: center;">8</p>
<p>Matters from Fire Chief Chris Rivera Proclamation from Governor Bill Richardson honoring Fire Chief Chris Rivera upon his retirement.</p>	<p>Informational: thank you</p>	<p style="text-align: center;">8</p>
<p>Matters from Committee Members</p>	<p>Informational: requests to Chief Aric Wheeler on Traffic</p>	<p style="text-align: center;">8-9</p>
<p>Signature Page and Adjournment</p>	<p>There being no further business to come before the Public Safety Committee meeting adjourned at 5:30 pm</p>	<p style="text-align: center;">9</p>

Public Safety Committee Meeting

Minutes – Draft Until Approved



Fran Lucero

7/21/2009

Public Safety Committee Meeting

July 21, 2009

MINUTES

The Public Safety Committee Meeting was called to order at 4:00 pm by Councilor Ronald Trujillo, Chair for the Committee. The meeting was conducted in the City Council Chambers, Santa Fe, New Mexico.

1. Roll Call

In Attendance:

Councilor Ronald Trujillo
Nancy Owen Lewis, PhD
Peter D. Mizrahi
Dr. Mike Mier
Herbert L. Harris, Jr.
Frank Stuto
Mike Bowen
Henry Valdez

Excused:

Nancy Owen Lewis, Ph.D.

2. Approval of Agenda

Neither staff nor committee members had changes to the Agenda.

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

3. Approval of May 18, 2009 minutes.

Staff had no changes.

Mr. Mizrahi moved to accept the minutes of May 18, 2009 as presented, second by Mr. Harris motion carried by unanimous voice vote.

4. Old Business

None

5. New Business

A. Request for direction and/or approval to the Anti-Graffiti Task Force recommendations. (Steve Almanzar, Code Enforcement/Graffiti)

Public Safety Committee Meeting

Mr. Steve Alamanzar introduced Ms. Pilar Balkner, Chair for the Anti Graffiti Task Force for the City of Santa Fe to the Committee.

Ms. Pilar continued with her report:

She met with as many of the constituents who are affected by graffiti. What was found is that there is little communication between the community, those affected by graffiti and the enforcement agencies. There is a big difference between the graffiti mark and the abuse of property. It was strongly stated that the Police Department needs to get more involved, this is a crime. It was also urged that there should be more of a collaborative regionally to get the root of this problem. The city also needs more staff; right now there are only two staff people. Parks and Recreation Department has 4 people dedicated to this problem. There is also equipment that needs to be purchased to assist in correcting this matter. The paint mixer is one of the needs. In general this is the premise we are working off of.

Councilor Trujillo stated that he felt that the Anti-Graffiti Task Force would be better suited under the Police Department.

Dr. Mier: Has a fiscal review been done?

Pilar: Unfortunately there was no one on the committee with the expertise to do that.

Dr. Mier: What benefits are there to put this under law enforcement?

Pilar: Parks and Recreation Department does the clean up, the Police Department would be forced to enforce the agenda of the crime, this is vandalism. It was our intent to have this function in its own department which is not an option at this time due to the budget constraints.

Mike Bowen: Looking at the group that was in the front, were there any police involved in the task force?

Pilar: Yes, almost every meeting we had there was presence from the Police Department.

Mike Bowen: In your recommendations you are requesting budgetary responsibilities from the City Police Department. Chief, does the gang unit track these incidents.

Chief Aric Wheeler: Yes we do track and we work with the Parks and Recreation Department. Trying to get an arrest is even more difficult, not to say it isn't a crime, yet we work together to get it cleaned up. We use the resources more in addressing the gang issues.

Mr. Harris: Do they still lock up the paint?

Mr. Alamanzar: Yes, I do inspections monthly. Yet the violators can go to Espanola and buy the paint or some of the kids can ask their parents to buy the paint for them.

Public Safety Committee Meeting

Councilor Carmichael Dominguez:

First let me thank the task force for convening and for the work that they have done. I think we all have our opinions and ideas of how to correct this problem. What I did want to say by asking that the responsibility go to the City Police Department is that the responsibility of the Parks Department is not able to assume the responsibility for enforcement. I think this does belong under the Police Department; there is a big difference between reacting and enforcement. By enforcing the law maybe we can get to the root of the problem. We haven't had enough debate on the organizational structure, but I like the idea of trying to see if we can't deal with this problem a little bit better. To me this might be a way to justify a Deputy Chief position. I would ask that you be open minded when reviewing the recommendations from the Task Force.

Dr. Mier stated that this has been a topic of concern for many years. The question really is; that as a committee member it is difficult to me make a decision without input from the Police Department. I don't know if the Police Department with the staff that they have at the present time could handle this added function. It would be to the benefit of the committee and the task force to know what the impact would be on the Police Department. We need a financial impact study to know how it would affect the Police force monetarily and organizationally. I would recommend that we table this matter until a financial analysis and organizational study is done.

Dr. Mier made the motion to table with the recommendation to work on a financial and staffing impact and report at next Public Safety Committee meeting, second by Mr. Bowen, motion carried by unanimous voice vote.

Discussion:

The Chief did commit to have a management person from the Police Department collaborate with the Task Force.

Pilar – The term of the task force expired in June and unless the City Council extends the life of the task force a meeting request would need to be initiated to involve any of the members who would like to continue to participate in the task force. I for one would like to be involved.

Councilor Dominguez: This was a volunteer group and maybe we should go to the council to identify another task force to further review the needs of the Anti Graffiti Task Force and working together with the City Police. My recommendation is to move the document forward and show value for the work that has been done. I am not sure that the Council will agree to another task force or if this task force would want to go forward.

Pilar: I know that there are at least three members that want to work on this issue. Pilar and Mr. Hughes are interested in working through this commitment.

Dr. Mier: I have the fear that if we move this forward, that we will be moving forward without a clear understanding of what the fiscal impact would be on the Police Department. I would like to ask that the task force reconvene, I will be happy to contribute my time to this endeavor. I serve

Public Safety Committee Meeting

as the Chair for Santa Fe Beautiful, and I do know that even though you may have volunteers you still need a budget.

B. Proposed Fees for Administering the Vehicle Forfeiture Ordinance. (Police Captain Anthony Robbin)

Captain Robbin: City of Santa Fe Vehicle forfeiture Ordinance, 24-9, signed into law in January of 2007.

Currently without fees the Police department would lose money in the operation of this program not only in the towing of the vehicles averaging \$100-150 per tow. We wish to recoup some of the money which is lost.

Page 2 of the memorandum to the committee shows the proposed fees for administering the vehicle forfeiture.

- Towing fee - \$150 from initial arrest to the towing lot.
- Storage/impound lot fee, \$10/per day, initial minimum of 1 week \$70
- Administrative service fee (each impound case regardless if a forfeiture is sought or not) - \$50
- Interlock ignition tracking fee \$150
- Boot/boot replacement fee \$150
- Replacement boot fee – if the boot option is chosen and a vehicle is booted off-site, i.e., away from the storage lot, and the attached boot is stolen or damaged – by some act, knowledge, conspiracy, or negligence of the vehicle owner, the vehicle will be towed to the impound lot at the owners or negligence of the vehicle owner, the vehicle will be towed to the impound at the owners expense. The vehicle will be stored at the lot at \$10 per day, unless, an interlock option is requested, at which time those applicable procedures will be initiated, and the owner will be required a boot replacement fee to replace the damaged boot.
- All required fees will be paid before a vehicle is removed from the storage/impound lot.
- If the booting or storage option is initially selected without an interlock ignition device installed, and the owner and/or driver wishes to then utilize his vehicle, he/her will be required to have an interlock ignition device installed before the vehicle will be removed from the impound lot or the boot removed, prior to adjudication.
- At any time the interlock option is selected, the owner and/or driver is responsible for the cost of this installation and any associated costs the vendor imposes. The owner/driver is responsible for selecting the interlock provider pursuant to rules adopted by the Traffic Safety Bureau of the Department of Transportation.

Public Safety Committee Meeting

- If, as a result of adjudication, the owner and/or driver are not required to have an interlock ignition device installed, and wishes to remove the interlock ignition service device, he/she will do so at his/her expense.

We did a quick fiscal impact report, if under Phase I, if we look at 100% retrieval rate of funds we anticipate at the end of the year, based on DUI's 696 arrest in a 12 month period, we could recoup \$96,000 that could go towards the program. That doesn't include the CIP funds from the lots.

Estimated 70% collection rate for 12 month period would generate \$77,940.

Our wishes would be to hire another DUI officer with this added revenue.

Councilor Trujillo: In the resolution does it state that the money goes back to Public Safety?

Captain responded, yes the money does need to go back into a DUI initiative.

Jeanne Price: There are a couple of places where we talk about the fees. The impound fee could be high enough to cover the cost of the lot, the cost of running that lot and the cost of insuring that lot.

Captain: Reference the resolution Pg. 5 – indicated the money should revert back to the Department.

Mr. Mizrahi: I feel strongly that you need the support of the city to make this work.

Mr. Stuto: A while back, there was a question regarding liability insurance, do you have liability insurance.

Captain: The city is self-insured; I'm not sure what the liability coverage would be for the vehicles.

Chief: There are improvements made to the lot to prevent these concerns.

Dr. Mier moved to approve the Vehicle Forfeiture Ordinance, second by Mr. Mizrahi, motion carried by unanimous voice vote.

- C. Proposed resolution directing staff to contact the necessary traffic study to determine if mid-block crosswalks are appropriate on Calle Atajo and if so, determine the appropriate funding and install the crosswalks as per traffic engineering standards (Councilor Dominguez, Engineering Division Director Chris Ortega)**

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Chris Ortega: Mid-walk cross walk by Alta Vista under construction. This would allow us to do the study as defined above. It would consist of reflectorized taping on the roadway and curb ramps. Diamond signs “pedestrians”.

Councilor Dominguez: I would like staff to look at all options and come up with a solution.

Mr. Valdez made a motion to approve the proposed resolution, second by Mr. Bowen, motion carried by unanimous voice vote.

D. Proposed resolution supporting the City of Santa Fe Fire Department and its efforts in preparing for the opening of the City of Santa Fe Firefighter History Museum. (Mayor Coss, Barbara Salas)

Chief Barbara Salas: Resolution – Page 2:12 – to encourage members of the community to support the Museum and to make contributions of fire memorabilia, photographs, books, newspaper clippings and other historical relics, as well as in-kind services and monetary donations so the Museum can operate and expand its collection of artifacts.

The bigger use of the Museum is to move the Prevention Unit to this location and to have more children come to this location for fire prevention exercises. We could bring the kids to the museum vs. going to the school.

Mr. Bowen moved to approve the proposed resolution City of Santa Fe Fire Department and its efforts in preparing for the opening of the City of Santa Fe Firefighter History Museum, second by Mr. Harris, motion carried by unanimous voice vote.

Councilor Trujillo complimented the Chief on the new Museum.

Joyce Purley: Department of Homeland Security and Emergency management Grant:

Mr. Valdez moved for approval of the Grant request presented by Ms. Purley, second by Mr. Mizrahi, motion carried by unanimous voice vote.

6. Matters from Municipal Court

A. Informational – Municipal Court May 2009 and June 2009 Report. (Report included in packet) No questions.

7. Matters from Police Chief Aric Wheeler

Chief Wheeler wanted to extend a special thank you to Chief Rivera and Chief Salas for acknowledging the Wheeler family. I want to acknowledge outgoing Chief Rivera for all the help he has given the department and my family. I have always received all the support from Chief Rivera. Thank you for all that you have done in the Police Department, for the previous and current administration.

Public Safety Committee Meeting

8. Matters from Fire Chief Chris Rivera

Thank you for supporting me during my tenure, I always received support. I wanted to thank the Police Department, Chief Johnson, Chief Wheeler, Chief Montano; it was nice to have a jovial relationship with my colleagues. The relationship I have had for the last 5 years has been one of the greatest. Thank you to Shannon and Michelle, your hard work and efforts are appreciated.

Lastly, I would like to invite you to some more events; 26 Cadet Academy Graduation, graduating 17 cadets at the Convention Center. It will be a courtyard graduation from 10-12, if you have an opportunity to come by, we welcome you.

July 27th – 12:00 to 2:00 pm– Retirement Going Away Party – to acknowledge all the fire personnel that are retiring, Frito pies, at the Convention Center.

Mr. Bowen: Thank you for your service on behalf of the city of Santa Fe. Thank you for your dedication to Santa Fe.

Mr. Stuto: Congratulations on your retirement.

Mr. Mizrahi: I want to congratulate you and thank you for your hard work.

Councilor Trujillo: I want to thank you for your dedication, your professionalism. Thank you and enjoy your retirement.

9. Matters from Committee Members

Dr. Mier had two questions:

Agua Fria is under construction, they go up through Lopez Lane, through Rufina. Has anyone talked to you about this problem? Are you working together with the Sheriff's Department? The Chief said that he will get an officer out there to evaluate the situation.

Recently on Galisteo, by St. Michael's Drive there was a strip to prevent people from turning left into the Drs. Office, now they poured concrete so people wouldn't back up into St. Michael's Drive. They are now turning into the Residence Inn parking lot.

Chris: Agua Fria re-paving project should be about one week away from being complete. It may be that there is work being done by the County. Part of Lopez Lane is county road and Rufina is city.

Certificate of Appreciation from the Governor of New Mexico –
Proclamation declaring Fire Chief Chris Rivera Day – July 21, 2009

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10. Communications from the Floor

Mr. Stuto – Point of information: Cell Phone usage – 59 convicted for cell phone use up to 75. I am appalled at these numbers. On Zia Rd and St. Francis Dr., when we had a green light to turn right, 5 cars turned right on oncoming traffic.

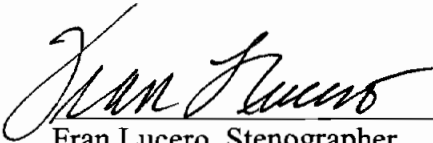
Chief Wheeler will talk to the Traffic officers to review these areas. The Chief stated that texting is even a bigger concern at this time.

11. Adjournment

Mr. Bowen moved to adjourn at 5:15 pm, second by Mr. Harris, motion carried by unanimous voice vote.

Signatures:

Councilor Ronald Trujillo, Chair



Fran Lucero, Stenographer