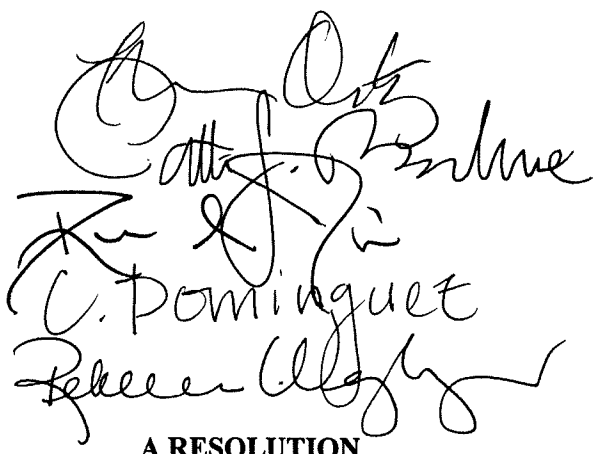


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**CITY OF SANTA FE, NEW MEXICO**

**RESOLUTION NO. 2007-104**

**INTRODUCED BY:**



C. Dominguez  
Rebecca Allyn

**A RESOLUTION**

**CALLING A SPECIAL ELECTION TO BE HELD IN THE CITY OF SANTA FE ON MARCH 4, 2008, IN CONJUNCTION WITH THE REGULAR MUNICIPAL ELECTION FOR THE PURPOSE OF VOTING ON THE ISSUANCE OF GENERAL OBLIGATION RECREATIONAL PURPOSE BONDS IN AN AGGREGATE PRINCIPAL AMOUNT OF \$30,300,000; DESCRIBING THE PURPOSES TO WHICH THE BOND PROCEEDS WOULD BE PUT; PROVIDING THE FORM OF THE BOND QUESTION; PROVIDING FOR NOTICE OF THE ELECTION; PRESCRIBING OTHER DETAILS IN CONNECTION WITH SUCH ELECTION AND BONDS; AND RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH.**

**WHEREAS,** the City Council (the "Governing Body") of the City of Santa Fe (the "City") in the County of Santa Fe and State of New Mexico, hereby determines that it is necessary and in the best interests of the City and its inhabitants to incur indebtedness in the principal amount and for the purposes provided herein; and

**WHEREAS,** in accordance with the provisions of Section 6-15-1 NMSA 1978, the

1 Governing Body acting by and through the City Finance Director and Treasurer will forward in  
2 writing to the Local Government Division of the Department of Finance and Administration a  
3 notice of the bond election as described herein; and

4         **WHEREAS**, the Governing Body has the power to call a special election to be held in  
5 conjunction with the regular municipal election on March 4, 2008 for the purpose of submitting a  
6 question of incurring indebtedness to the qualified electorate of the City pursuant to applicable  
7 laws of the State of New Mexico, and pursuant to Article IX, Section 12 of the New Mexico  
8 Constitution; and

9         **WHEREAS**, the Governing Body hereby determines and declares that the project (the  
10 "Project") for which the question of issuing the City's general obligation bonds (the "Bond  
11 Election Question") as set forth herein, is for a public purpose and no bond election has been held  
12 on the Bond Election Question during the year immediately preceding the date established for the  
13 election.

14         **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
15 **CITY OF SANTA FE:**

16         Section 1.         All action, not inconsistent with the provisions of this Resolution,  
17 heretofore taken by the Governing Body and the officers of the City directed toward the Project  
18 described in the Bond Election Question, including, without limiting the generality of the  
19 foregoing, the calling and holding of a special election, to be held in conjunction with the regular  
20 municipal election on March 4, 2008, to authorize the issuance of general obligation bonds (the  
21 "Bonds") to finance the Project, is ratified, approved and confirmed.

22         Section 2.         A special election (the "Election") shall be held in the City of Santa Fe  
23 on March 4, 2008 in conjunction with the regular municipal election scheduled for that date.

24         Section 3.         At the Election the following question shall be submitted to the City's  
25 qualified electors:

1 Shall the City of Santa Fe issue up to \$30,300,000 of general obligation bonds to acquire land for,  
2 and to improve, public parks, trails and open space for recreational purposes?

3 FOR GENERAL OBLIGATION RECREATIONAL PURPOSE BONDS

4 AGAINST GENERAL OBLIGATION RECREATIONAL PURPOSE BONDS

5 Section 4. The polls for the Special Election will be opened at 7:00 a.m. prevailing  
6 Mountain Time on Tuesday, March 4, 2008, and will be closed at 7:00 p.m. prevailing Mountain  
7 Time on the same day. Precincts shall be consolidated and electors (except absentee voters, and  
8 nonresident municipal electors) shall vote at the polls located in the consolidated precinct in  
9 which he or she resides. The polling places for such consolidated precinct shall be as follows:

10 **DISTRICT #1**

**POLLING PLACE**

11 Consolidated Precincts 8, 10	Ft. Marcy Complex, 490 Washington Ave.
12 Consolidated Precincts 9, 28	Ft. Marcy Complex, 490 Washington Ave.
13 Consolidated Precincts 11, 20	Gonzales Elementary School, 851 W. Alameda
14 Consolidated Precincts 21, 83	Gonzales Elementary School, 851 W. Alameda
15 Precinct 22	Ft. Marcy Complex, 490 Washington Ave.
16 Consolidated Precincts 24, 25	Alameda Middle School, 450 La Madera
17 Consolidated Precincts 26, 27	Alvord Elementary School, 551 Alarid
18 Precinct 30	Ft. Marcy Complex, 490 Washington Ave.

19 **DISTRICT #2**

**POLLING PLACE**

20 Consolidated Precincts 36, 44	Wood Gormley Elementary School, 141 E. Booth St.
21 Consolidated Precincts 37, 54	Capshaw Middle School, 351 W. Zia Road
22 Consolidated Precincts 42, 43	Kaune Elementary School, 1409 Monterey Drive
23 Consolidated Precincts 45, 46	Unitarian Church, 107 W. Barcelona
24 Precinct 47	Acequia Madre Elementary School, 700 Acequia Madre
25 Precinct 48	Elks BPOE 460 Lodge, 1615 Old Pecos Trail

1	Precinct 52	E.J. Martinez Elementary School, 401 West San Mateo Road
2	Precinct 53	Public Schools Administration Building, 610 Alta Vista
3	Precinct 55	Elks BPOE 460 Lodge, 1615 Old Pecos Trail
4	<b><u>DISTRICT #3</u></b>	<b><u>POLLING PLACE</u></b>
5	Consolidated Precincts 12, 64, 80, 86	Ortiz Middle School, 4164 S. Meadows Road
6	Consolidated Precincts 31, 41, 66	Salazar Elementary School, 1231 Apache Avenue
7	Precinct 32	Larragoite Elementary School, 1604 Agua Fria Street
8	Precinct 33	Larragoite Elementary School, 1604 Agua Fria Street
9	Precinct 34	Salazar Elementary School, 1231 Apache Avenue
10	Consolidated Precincts 62, 67, 75	Ortiz Middle School, 4164 S. Meadows Road
11	<b><u>DISTRICT #4</u></b>	<b><u>POLLING PLACE</u></b>
12	Precinct 29	Genoveva Chavez Community Center, 3221 Rodeo Road
13	Consolidated Precincts 35, 74	Nava Elementary School, 2655 Siringo Road
14	Consolidated Precincts 38, 56	Genoveva Chavez Community Center, 3221 Rodeo Road
15	Consolidated Precincts 39, 49	Kearny Elementary School, 901 Avenida de las Campanas
16	Precinct 50	Nava Elementary School, 2655 Siringo Road
17	Precinct 51	Chaparral Elementary School, 2451 Avenida Chaparral
18	Consolidated Precincts 76, 77	Chaparral Elementary School, 2451 Avenida Chaparral
19	Precinct 78	Genoveva Chavez Community Center, 3221 Rodeo Road
20	<b><u>ABSENTEE VOTER PRECINCT (All Districts)</u></b>	
21	Office of the City Clerk, Room 210, City Hall, 200 Lincoln Avenue	
22	<b><u>QUALIFIED NONRESIDENT MUNICIPAL ELECTORS</u></b>	
23	Office of the City Clerk, Room 210, City Hall, 200 Lincoln Avenue	
24	Section 5. Absentee voting by mail will begin on Tuesday, January 29, 2008 and	
25	close at 5:00 p.m. on Friday, February 29, 2008. Absentee ballots may be cast in person	

1 beginning on Wednesday, February 6, 2008 until 5:00 p.m. on Friday, February 29, 2008.  
2 Wednesday, February 13, 2008 is the first day that registered voters may vote absentee on a paper  
3 ballot which is counted by a M100 electronic vote tabulator. Absentee voting will be conducted  
4 in the office of the City Clerk, during the regular hours and days of business, Monday through  
5 Friday. Any qualified elector of the City of Santa Fe shall obtain only his or her application for  
6 absentee ballot, or for an immediate family member, only from the office of the City Clerk. All  
7 applications for an absentee ballot must be completed and accepted by the City Clerk prior to  
8 5:00 p.m., Friday, February 29, 2008. After 5:00 p.m. on February 29, 2008, all unused absentee  
9 ballots will be publicly destroyed by the City Clerk. The City Clerk will accept completed  
10 absentee ballots delivered by mail, or in person by the voter casting the absentee ballot, until 7:00  
11 p.m. on March 4, 2008.

12 Section 6. The casting of votes by qualified electors at the above listed polling  
13 places shall be cast on a paper ballot which is counted by a M100 electronic vote tabulator.  
14 Qualified nonresident municipal electors will use paper ballots for casting votes.

15 Section 7. The City's qualified resident electors and the City's qualified nonresident  
16 municipal electors are eligible to vote on the Bond Election Question. No judge or clerk of  
17 election shall allow a person to vote unless he or she is duly registered as a voter with the Santa  
18 Fe County Clerk and unless he or she meets the qualifications of a resident elector or a  
19 nonresident municipal elector.

20 Section 8. All persons desiring to vote at the Election (including nonresident  
21 municipal electors) must be registered to vote. Any person who is otherwise qualified to vote and  
22 who is not currently registered may register at the office of the Santa Fe County Clerk on or  
23 before 5:00 p.m. on February 5, 2008, provided, however, that the County Clerk shall accept for  
24 filing certificates of registration that are hand-delivered before 5:00 p.m. on February 5, 2008, or  
25 that are postmarked not later than February 5, 2008.

1           Section 9.       A "nonresident municipal elector" means any person who on the date of  
2 election is a qualified, registered elector of Santa Fe County but who is a resident of that portion  
3 of Santa Fe County which is outside of the Santa Fe City limits, and who has paid a property tax  
4 on property located within the City of Santa Fe during the year preceding the election. Not more  
5 than sixty nor less than fifteen days before the Election, any nonresident municipal elector  
6 desiring to vote on the Bond Election Question shall file with the City Clerk a completed  
7 certificate of eligibility in substantially the form provided in Section 3-30-3, NMSA 1978, which  
8 shall constitute the nonresident municipal elector's additional registration requirement for voting  
9 at the Election on the Bond Election Question. Each nonresident municipal elector must file such  
10 certificate of eligibility in addition to registering to vote with the Santa Fe County Clerk.

11           Section 10.     For the purpose of this Resolution and solely for the purpose of voting on  
12 the Bond Election Question, all territory within the County of Santa Fe is a municipal precinct  
13 (hereinafter referred to as the "Municipal District"). All territory in the Municipal District and  
14 not within the City's boundaries shall constitute one voting division to be known as the  
15 nonresident municipal elector voting precinct (hereinafter referred to as the "Nonresident Voting  
16 District"). The Nonresident Voting District shall include the territory within the boundary of any  
17 other municipality within the County.

18           Section 11.     The vote shall be canvassed as provided in Section 3-30-7 and Section 3-  
19 8-53, NMSA 1978, and the Bond Election Act, Sections 6-15-23 through 6-15-28, NMSA 1978,  
20 and the City Clerk shall certify the results of the Election and file the certificate of canvass in the  
21 official minute book of the City.

22           Section 12.     This resolution shall be published in the English and Spanish languages  
23 at least once a week for four consecutive weeks by four insertions, the first insertion being  
24 published between fifty and sixty days before the day of the Election in a newspaper or  
25 newspapers which maintain an office in and are of general circulation in the City and which

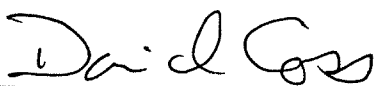
1 otherwise qualify as legal newspapers in the City. The City Clerk is hereby instructed and  
2 authorized to carry out this provision.

3 Section 13. The officers of the City are hereby authorized and directed, for and on  
4 behalf of the City, to take all action necessary or appropriate to effectuate the provisions of this  
5 Resolution, including, without limiting the generality of the foregoing, the preparation of  
6 affidavits, instructions and election supplies, and the publication of notices.

7 Section 14. If any section, paragraph, clause or provision of this Resolution shall for  
8 any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such  
9 section, paragraph, clause or provision shall not affect any of the remaining provisions of this  
10 resolution.

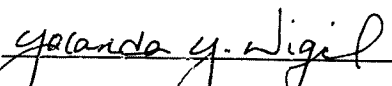
11 Section 15. All bylaws, orders, resolutions and ordinances, or parts thereof,  
12 inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer  
13 shall not be construed to revive any bylaw, order, resolution or ordinance, or parts thereof,  
14 heretofore repealed.

15 PASSED, APPROVED and ADOPTED this 14<sup>th</sup> day of NOVEMBER, 2007.

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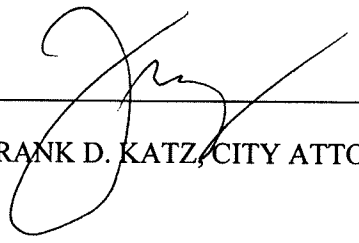
19 DAVID COSS, MAYOR

20 ATTEST:

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24 YOLANDA Y. VIGIL, CITY CLERK  
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APPROVED AS TO FORM:



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FRANK D. KATZ, CITY ATTORNEY

*mdb/N/2007Res/Election English GO Bond (11/14/07)*