CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2007-104

INTRODUCED BY:

[Signature]

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

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

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

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

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

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

Section 3. At the Election the following question shall be submitted to the City's
qualified electors:
Shall the City of Santa Fe issue up to $30,300,000 of general obligation bonds to acquire land for, and to improve, public parks, trails and open space for recreational purposes?  

FOR GENERAL OBLIGATION RECREATIONAL PURPOSE BONDS  

AGAINST GENERAL OBLIGATION RECREATIONAL PURPOSE BONDS  

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

**DISTRICT #1**  

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

**DISTRICT #2**  

Consolidated Precincts 36, 44  
Wood Gormley Elementary School, 141 E. Booth St.  
Consolidated Precincts 37, 54  
Capshaw Middle School, 351 W. Zia Road  
Consolidated Precincts 42, 43  
Kaune Elementary School, 1409 Monterey Drive  
Consolidated Precincts 45, 46  
Unitarian Church, 107 W. Barcelona  
Precinct 47  
Acequia Madre Elementary School, 700 Acequia Madre  
Precinct 48  
Elks BPOE 460 Lodge, 1615 Old Pecos Trail
Precinct 52  
Precinct 53  
Precinct 55

**DISTRICT #3**

Consolidated Precincts 12, 64, 80, 86
Consolidated Precincts 31, 41, 66
Precinct 32
Precinct 33
Precinct 34
Consolidated Precincts 62, 67, 75

**POLLING PLACE**

Ortiz Middle School, 4164 S. Meadows Road
Salazar Elementary School, 1231 Apache Avenue
Larragoite Elementary School, 1604 Agua Fria Street
Larragoite Elementary School, 1604 Agua Fria Street
Salazar Elementary School, 1231 Apache Avenue
Ortiz Middle School, 4164 S. Meadows Road

**DISTRICT #4**

Precinct 29
Consolidated Precincts 35, 74
Consolidated Precincts 38, 56
Consolidated Precincts 39, 49
Precinct 50
Precinct 51
Consolidated Precincts 76, 77
Precinct 78

**POLLING PLACE**

Genoveva Chavez Community Center, 3221 Rodeo Road
Nava Elementary School, 2655 Siringo Road
Genoveva Chavez Community Center, 3221 Rodeo Road
Kearny Elementary School, 901 Avenida de las Campanas
Nava Elementary School, 2655 Siringo Road
Chaparral Elementary School, 2451 Avenida Chaparral
Chaparral Elementary School, 2451 Avenida Chaparral
Genoveva Chavez Community Center, 3221 Rodeo Road

**ABSENTEE VOTER PRECINCT (All Districts)**

Office of the City Clerk, Room 210, City Hall, 200 Lincoln Avenue

**QUALIFIED NONRESIDENT MUNICIPAL ELECTORS**

Office of the City Clerk, Room 210, City Hall, 200 Lincoln Avenue

Section 5. Absentee voting by mail will begin on Tuesday, January 29, 2008 and close at 5:00 p.m. on Friday, February 29, 2008. Absentee ballots may be cast in person
beginning on Wednesday, February 6, 2008 until 5:00 p.m. on Friday, February 29, 2008.

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

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

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

Section 8. All persons desiring to vote at the Election (including nonresident
municipal electors) must be registered to vote. Any person who is otherwise qualified to vote and
who is not currently registered may register at the office of the Santa Fe County Clerk on or
before 5:00 p.m. on February 5, 2008, provided, however, that the County Clerk shall accept for
filing certificates of registration that are hand-delivered before 5:00 p.m. on February 5, 2008, or
that are postmarked not later than February 5, 2008.
Section 9. A "nonresident municipal elector" means any person who on the date of
election is a qualified, registered elector of Santa Fe County but who is a resident of that portion
of Santa Fe County which is outside of the Santa Fe City limits, and who has paid a property tax
on property located within the City of Santa Fe during the year preceding the election. Not more
than sixty nor less than fifteen days before the Election, any nonresident municipal elector
desiring to vote on the Bond Election Question shall file with the City Clerk a completed
certificate of eligibility in substantially the form provided in Section 3-30-3, NMSA 1978, which
shall constitute the nonresident municipal elector's additional registration requirement for voting
at the Election on the Bond Election Question. Each nonresident municipal elector must file such
certificate of eligibility in addition to registering to vote with the Santa Fe County Clerk.

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

Section 11. The vote shall be canvassed as provided in Section 3-30-7 and Section 3-
and the City Clerk shall certify the results of the Election and file the certificate of canvass in the
official minute book of the City.

Section 12. This resolution shall be published in the English and Spanish languages
at least once a week for four consecutive weeks by four insertions, the first insertion being
published between fifty and sixty days before the day of the Election in a newspaper or
newspapers which maintain an office in and are of general circulation in the City and which
otherwise qualify as legal newspapers in the City. The City Clerk is hereby instructed and
authorized to carry out this provision.

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

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

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

PASSED, APPROVED and ADOPTED this 14th day of November, 2007.

David Coss
DAVID COSS, MAYOR

ATTEST:

Yolanda Y. Vigil, CITY CLERK
APPROVED AS TO FORM:

FRANK D. KATZ, CITY ATTORNEY