



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
JUNE 26, 2013
CITY COUNCIL CHAMBERS

AFTERNOON SESSION – 5:00 P.M.

CITY CLERK'S OFFICE

DATE 6-21-13 TIME 5:02 pm

SERVED BY

RECEIVED BY

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. SALUTE TO THE NEW MEXICO FLAG
4. INVOCATION
5. ROLL CALL
6. APPROVAL OF AGENDA
7. APPROVAL OF CONSENT CALENDAR
8. APPROVAL OF MINUTES: Reg. City Council Meeting – June 12, 2013
9. PRESENTATIONS
 - a) Introduction of Law Enforcement Academy Graduates and Lateral Hires. (Chief Ray Rael) (5 minutes)
 - b) Installation of Healthy Vending Machines. (Sue Perry, Wellness Coordinator) (5 minutes)
 - c) LEAD Task Force Update. (Sgt. Jerome Sanchez, Co-Chair) (5 minutes)
 - d) Regional Coalition of LANL Communities. (DeAnza Sapien, Executive Director) (5 minutes) (Postponed at the June 12, 2013 City Council Meeting) (**Postponed to July 10, 2013 City Council Meeting**)
10. CONSENT CALENDAR
 - a) Bid No. 13/16/B – Hospital Tank Valve Vault Construction Project and Agreement Between Owner and Contractor; Sasquatch, Inc. (Bill Huey)
 - b) Bid No. 13/19/B – McClure and Nichols Reservoirs Infrastructure Improvements; RMCI, Inc. (Robert Jorgensen)



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- c) Bid No. 13/29/B – Wastewater Division Publicly Owned Treatment Works Repair, Replacement and Extension Contract for FY 2013/14; TLC Plumbing & Utility. (Stan Holland)
- d) Bid Renewal for FY 2013/14 – Polyelectrolyte Chemicals (Sludge Thickening Aids) for Wastewater Management Plant (Bid No. 12/12/B) and Compost Dewatering Facility (Bid No. 12/24/B); Polydyne, Inc. (Luis Orozco)
- e) Request for Approval of Amendment No. 1 to Professional Services Agreement – Maintenance and Repair for HVAC Units for Santa Fe Community Convention Center; Yearout Service, LLC. (Jim Lutjohann)
- f) Request for Approval of Amendment No. 4 to Professional Services Agreement – Public Relations Services for Santa Fe Convention and Visitors Bureau; Locas Communications, Inc. (Jim Lutjohann)
- g) Request for Approval of Amendment No. 3 to Professional Services Agreement – FY 2013/14 Development and Management for “Official Travel Site of Santa Fe” Website for Santa Fe Convention and Visitors Bureau; Studiox, Inc. (Jim Lutjohann)
- h) Request for Approval of Sole Source Procurement and Professional Services Agreement – FY 2013/14 Water Meter Testing and Repair for Water Division; Great Southwest Meters. (Mike Moya)
- i) Request for Approval of Agreement – Lease Abiquiu Reservoir Storage Space; The Club at Las Campanas. (Rick Carpenter and Marcos Martinez)
- j) Request for Approval of Exempt Procurement and Contract – FY 2013/14 Advertising Services for City of Santa Fe; The Santa Fe New Mexican. (Robert Rodarte)
- k) Request Approval of Grant Award – FY 13/14 New Freedom Program Section 5317 for Santa Fe Ride Paratransit Program; U.S. Department of Transportation, Federal Transit Administration. (David Chapman)
 - 1) Request for Approval of Budget Increase – Grant Fund.



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- l) Request for Approval of Procurement Under State Price Agreement – Cold Milling Pavement Resurfacing of Various City Streets; Albuquerque Asphalt, Inc. (David Catanach)
- m) Request for Approval of Procurement Under State Price Agreement – Pavement Resurfacing Project of Various City Streets; EMCO of Santa Fe, LLC. (David Catanach)
- n) Request for Approval of Sole Source Procurement – Special Street Profiling Pavement (Diamond Grinding) for Streets and Drainage Maintenance Division; A-Core, Inc. (David Catanach)
- o) Request for Approval of Reduction in Services of Other City Departments Cost Allocation for FY 2012/2013. (Randall Kippenbrock)
 - 1) Request for Approval of Budget Decrease – Solid Waste Management Agency Fund.
- p) Request for Approval of Memorandum of Understanding and Joint Powers Agreement – Region III Drug Task Force; Santa Fe County Sheriff's Department, Espanola Police Department, Tesuque Tribal Police Department, Probation/Parole Division, New Mexico State Police and City of Santa Fe Police Department. (Deputy Chief William Johnson)
- q) Request for Approval of Lease Agreement – MRC Rugby Fields and Concession Facility; Santa Fe Youth Athletic Association. (Jennifer Romero)
- r) Request for Approval of Professional Services Agreements – Provide Homebuyer Support Services, Create Affordable Housing for Santa Feans and Support to City for its Affordable Housing Policies and Programs for FY 2013/14. (Kate Noble and Alexandra Ladd)
 - 1) Homewise
 - 2) Santa Fe Community Housing Trust
- s) Request for Approval of Professional Services Agreements – FY 2013/2014 HUD's Shelter Plus Care Program. (Kate Noble and Alexandra Ladd)
 - 1) Santa Fe Community Housing Trust
 - 2) The Life Link/La Luz



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- t) CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Wurzbarger)
A Resolution Directing Airport Staff to Perform an Update of the 2002 Airport Master Plan for the Purpose of Providing for Long Range Economic Sustainability and Ongoing Safe and Efficient Operations at the Santa Fe Municipal Airport. (Francey Jesson)
- u) CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Ives)
A Resolution Directing Staff to Establish Administrative Policies and Procedures Relating to Parking Citation Processing and Collections. (Sevastian Gurule)
- v) CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Dominguez)
A Resolution Directing Staff to Explore the Options for Developing a Collaboration Between the City of Santa Fe, Santa Fe County and the Santa Fe Public Schools to Establish a Transitional Educational Setting for High Needs/At Risk Juveniles. (Richard Demella)
- w) CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Bushee)
A Resolution Directing Staff to Terminate the Agreement Between Service Line Warranties of America (SLWA) and the City as Soon as the Contract Permits. (Peter Ortega) **Note: This Title May be Amended in Accordance With the Amendment Provided in the Packet.**
- x) CONSIDERATION OF RESOLUTION NO. 2013 _____. (Councilor Bushee)
A Resolution Amending City of Santa Fe Utility Billing Administrative Policy No. 7.0.0 Relating to Water Leak Credits. (Peter Ortega)
- y) Request for Approval of Utility Billing Disconnect for Non-Payment Policy for Public Utilities Division. (Peter Ortega and Kathy Valdez)
- z) Request for Approval of Amendment No. 3 to Lease and Management Agreement – Parking Rate for Cinema Patrons at Railyard; Santa Fe Railyard Community Corporation. (Bob Siqueiros)
- aa) Request for Approval of Amendment No. 6 to Professional Services Agreement – Advertising Services on Behalf of Santa Fe Convention and Visitors Bureau; TKO Advertising, Inc. (Jim Luttjohann)



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- bb) Request for Approval of Grant Project Agreement – TraCS Version 10 Pilot Program Software Upgrade and New Equipment for FY 2013/14; New Mexico Department of Transportation and City of Santa Fe Police Department. (Police Chief Raymond Rael)
- cc) Request to Publish Notice of Public Hearing on July 31, 2013:
Bill No. 2013-29: An Ordinance Relating to the Campaign Code, Article 9-2 SFCC 1987: Amending Section 9-2.3 to Amend the Definition of Contribution and Add the Definitions for “Anonymous Contribution” and “Charity”; Amending Section 9-2.9 to Amend the Duties of the Campaign Treasurer and Deputy Treasurer, Including that All Contributions Shall Be Reported and Clarify the Process for Disposition of Tangible Assets; Amending 9-2.11 to Amend the Requirements for the Contents of the Campaign Finance Statement; Amending Section 9-2.12 to Exempt Judicial Candidates from Signing Campaign Finance Statements and Making Such Other Stylistic or Grammatical Changes That Are Necessary; and
Relating to the Public Campaign Finance Code, Article 9-3 SFCC 1987: Amending Section 9-3.3 to Amend the Definition of Contribution; Amending Section 9-3.6, to Clarify Requirements for Seed Money Contributions and Unspent Seed Money; Amending 9-3.7, to Clarify that Qualifying Contributions Shall Be Placed in a Non-Interest Bearing Account; Amending 9-3.8 to Clarify Candidate Application Requirements; 9-3.10 to Clarify that Seed Money Shall Be Turned Over to the Municipal Clerk When a Candidate Has Not Been Certified; Amending Section 9-3.11 to Clarify the Required Disposition of Unspent Payments from the Fund and Tangible Assets; Amending Section 9-3.14 to Require that the Date Shall Be Included on All Reports of Expenditures and Clarify that Seed Money and Qualifying Contribution Reports Shall Not Be Signed or Acknowledged by a Candidate for Municipal Judge; and Making Such Other Stylistic or Grammatical Changes That Are Necessary. (Councilor Calvert) (Yolanda Y. Vigil)



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- dd) Request for Approval of Sole Source Procurement and Professional Services Agreement – Santa Fe Municipal Watershed Investment Program for Water Division; Santa Fe Watershed Association. (Alan Hook)
- ee) Cerletti Park
 - 1) A Resolution Directing Staff to Enter Into a Non-Exclusive Temporary License Agreement for 240 Square Foot Area Located in the Area of Fountainhead Rock Near the Water Street Parking Lot; and Directing Staff to Seek Approval for Converting The City-Owned Land Around the Water Street Parking Lot to a City Park and Naming the New Park “Cerletti Park”. (Mayor Coss and Councilor Wurzburger) (PJ Griego) **(Postponed to July 10, 2013 City Council Meeting)**
 - 2) A Resolution Directing Staff to Begin the Process for Dedicating the City-Owned Land Around the Water Street Parking Lot as a City Park and Naming the New Park “Cerletti Park”. (Councilor Bushee) (Ben Gurule) **(Postponed to July 10, 2013 City Council Meeting)**
- 11. CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Calvert, Councilor Wurzburger and Councilor Bushee)
A Resolution Encouraging The United States of America Veterans' Administration to Support the Expansion of the Santa Fe Community Based Outpatient Clinic (“CBOC”) that is Designed to Deliver Primary Care Services to Eligible Veterans and to Support Continued Collaboration of Comprehensive Services Offered Between the Santa Fe Vet Center and the Santa Fe CBOC. (Terrie Rodriguez)
- 12. CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Bushee)
An Emergency Resolution Related to the Health, Safety and Welfare of the Residents of the City of Santa Fe; Authorizing that All Urban Trails Within the Jurisdiction of the City of Santa Fe Remain Open During this High Fire Danger Season for the Purpose of Allowing Residents to Continue Using the Trails and Report Any Fire Safety Hazards to the City Fire Department; and Granting the Fire Department the Authority to Reevaluate the Open Trails and if Necessary, On a Case by Case Basis, Close Trails. (Greg Gallegos)



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13. MATTERS FROM THE CITY MANAGER
14. MATTERS FROM THE CITY ATTORNEY

Executive Session

In Accordance with the New Mexico Open Meetings Act, §10-15-1 (H)(8), NMSA 1978, Discussion Regarding the Disposition of Real Property Rights, a Requested Assignment of the Conservation Easement that Currently Exists Between the Trust for Public Lands and the City of Santa Fe for the Railyard Park and the Santa Fe Railyard.

15. Action Regarding the Disposition of Real Property Rights, Requested Assignment of the Conservation Easement that Currently Exists Between the Trust for Public Lands and the City of Santa Fe for the Railyard Park and the Santa Fe Railyard. (Judith Amer)
16. MATTERS FROM THE CITY CLERK
17. COMMUNICATIONS FROM THE GOVERNING BODY

EVENING SESSION – 7:00 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. SALUTE TO THE NEW MEXICO FLAG
- D. INVOCATION
- E. ROLL CALL
- F. PETITIONS FROM THE FLOOR
- G. APPOINTMENTS
 - Audit Committee
 - Santa Fe Water Conservation Committee
 - Airport Advisory Board



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H. PUBLIC HEARINGS:

- 1) Request from 60 Plus, Inc. for a Transfer of Ownership of Canopy License #1334 from Maria's Santa Fe, Inc. to 60 Plus, Inc. This License Will Remain at Maria's New Mexican Kitchen, 555 W. Cordova Road. (Yolanda Y. Vigil)
- 2) Request from Murphy Oil USA, Inc. for a Transfer of Ownership and Location of Dispenser License #0649 from 838, LLC, dba The House of Booze, 838 Agua Fria Street, to Murphy Oil USA, Inc., dba Murphy Express #8609, 5301 Las Soleras Drive. (Yolanda Y. Vigil)
- 3) Terracotta Wine Bistro, LLC has Requested the Issuance of a Restaurant Liquor License (Beer and Wine On-Premise Consumption Only) to be Located at Terracotta Wine Bistro, 304 Johnson Street. (Yolanda Y. Vigil)
- 4) Plaza Burritos, LLC has Requested the Issuance of a Restaurant Liquor License (Beer and Wine On-Premise Consumption Only) to be Located at the Burrito Company, 111 Washington Avenue. (Yolanda Y. Vigil)
- 5) CONSIDERATION OF BILL NO. 2013-26: ADOPTION OF ORDINANCE NO. 2013-____: (Councilor Ives, Councilor Calvert and Councilor Bushee)
An Ordinance Relating to Water Conservation; Amending Section 25-4.2 SFCC 1987 to Remove the Expired Commercial Water Rate Adjustment Provisions; and Creating a New Section 25-4.3 SFCC 1987 to Establish Commercial Water User Rebate Regulations. (Laurie Trevizo)
- 6) CONSIDERATION OF BILL NO. 2013-27: ADOPTION OF ORDINANCE NO. 2013-____: (Councilor Bushee, Mayor Coss and Councilor Trujillo)
An Ordinance Relating to Large Capacity Ammunition Feeding Devices; Creating a New Article 20-6 SFCC 1987 to Prohibit the Transfer, Possession or Sale of Large Capacity Ammunition Feeding Devices in the City of Santa Fe. (Chief Ray Rael)

I) ADJOURN



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Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been addressed, the meeting should be reconvened at 7:00 p.m., the following day and shall be adjourned not later than 12:00 a.m. Agenda items, not considered prior to 11:30 p.m., shall be considered when the meeting is reconvened or tabled for a subsequent meeting.

NOTE: New Mexico law requires the following administrative procedures be followed when conducting "quasi-judicial" hearings. In a "quasi-judicial" hearing all witnesses must be sworn in, under oath, prior to testimony and will be subject to reasonable cross-examination. Witnesses have the right to have an attorney present at the hearing.

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6520, five (5) days prior to meeting date.

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SANTA FE CITY COUNCIL MEETING
June 26, 2013

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APPROVAL OF MINUTES: REGULAR CITY COUNCIL MEETING – JUNE 12, 2013	Approved	6
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<u>CONSENT CALENDAR DISCUSSION</u>		
CONSIDERATION OF RESOLUTION NO. 2013-67. A RESOLUTION DIRECTING STAFF TO TERMINATE THE AGREEMENT BETWEEN SERVICE LINE WARRANTIES OF AMERICA (SLWA), AND THE CITY AS SOON AS THE CONTRACT PERMITS	Approved [amended]	9-11
REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO LEASE AND MANAGEMENT AGREEMENT – PARKING RATE FOR CINEMA PATRONS AT RAILYARD; SANTA FE RAILYARD COMMUNITY CORPORATION	Approved w/direction to staff	11-12

END OF CONSENT CALENDAR DISCUSSION		

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
CONSIDERATION OF RESOLUTION NO. 2013-68. A RESOLUTION ENCOURAGING THE UNITED STATES OF AMERICA VETERANS' ADMINISTRATION TO SUPPORT THE EXPANSION OF THE SANTA FE COMMUNITY BASED OUTPATIENT CLINIC ("CBOC") THAT IS DESIGNED TO DELIVER PRIMARY CARE SERVICES TO ELIGIBLE VETERANS AND TO SUPPORT CONTINUED COLLABORATION OF COMPREHENSIVE SERVICES OFFERED BETWEEN THE SANTA FE VET CENTER AND THE SANTA FE CBOC	Approved	13
CONSIDERATION OF RESOLUTION NO. 2013-69. AN EMERGENCY RESOLUTION RELATED TO THE HEALTH, SAFETY AND WELFARE OF THE RESIDENTS OF THE CITY OF SANTA FE; AUTHORIZING THAT ALL URBAN TRAILS WITHIN THE JURISDICTION OF THE CITY OF SANTA FE REMAIN OPEN DURING THIS HIGH FIRE DANGER SEASON FOR THE PURPOSE OF ALLOWING RESIDENTS TO CONTINUE USING THE TRAILS AND REPORT ANY FIRE SAFETY HAZARDS TO THE CITY FIRE DEPARTMENT; AND GRANTING THE FIRE DEPARTMENT THE AUTHORITY TO REEVALUATE THE OPEN TRAILS AND IF NECESSARY, ON A CASE BY CASE BASIS, CLOSE TRAILS	Approved a/amended	13-18
MATTERS FROM THE CITY MANAGER	None	18
<u>MATTERS FROM THE CITY ATTORNEY</u>		
EXECUTIVE SESSION	Approved	18-19
MOTION TO COME OUT OF EXECUTIVE SESSION	Approved	20
ACTION REGARDING THE DISPOSITION OF REAL PROPERTY RIGHTS, A REQUESTED ASSIGNMENT OF THE CONSERVATION EASEMENT THAT CURRENTLY EXISTS BETWEEN THE TRUST FOR PUBLIC LANDS AND THE CITY OF SANTA FE FOR THE RAILYARD PARK AND THE SANTA FE RAIL YARD	Assignment denied	20

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
MATTERS FROM THE CITY CLERK	None	20
<u>EVENING SESSION</u>		
CALL TO ORDER AND ROLL CALL	Quorum	20
PETITIONS FROM THE FLOOR		20-21
<u>APPOINTMENTS</u>		
Audit Committee	Approved	21-22
Santa Fe Water Conservation Committee	Approved	22
Airport Advisory Board	Approved	22
<u>PUBLIC HEARINGS</u>		
REQUEST FROM 60 PLUS, INC., FOR A TRANSFER OF OWNERSHIP OF CANOPY LICENSE #1334 FROM MARIA'S SANTA FE, INC., TO 60 PLUS, INC. THE LICENSE WILL REMAIN AT MARIA'S NEW MEXICAN KITCHEN, 555 W. CORDOVA ROAD	Approved	22-23
REQUEST FROM MURPHY OIL USA, INC., FOR A TRANSFER OF OWNERSHIP AND LOCATION OF DISPENSER LICENSE #0649 FROM 838, LLC, D/B/A THE HOUSE OF BOOZE, 838 AGUA FRIA STREET, TO MURPHY OIL USA, INC., D/B/A MURPHY EXPRESS #8609, 5301 LAS SOLERAS DRIVE	Approved	23-24
TERRA COTTA WINE BISTRO, LLC, HAS REQUESTED THE ISSUANCE OF A RESTAURANT LIQUOR LICENSE (BEER AND WINE ON-PREMISE CONSUMPTION ONLY), TO BE LOCATED AT TERRACOTTA WINE BISTRO, 304 JOHNSON STREET	Approved	24
PLAZA BURRITOS, LLC, HAS REQUESTED THE ISSUANCE OF A RESTAURANT LIQUOR LICENSE (BEER AND WINE ON-PREMISE CONSUMPTION ONLY), TO BE LOCATED AT THE BURRITO COMPANY, 111 WASHINGTON AVENUE	Postponed to 07/10/13	25

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
CONSIDERATION OF BILL NO. 2013-26: ADOPTION OF ORDINANCE NO. 2013- 27. AN ORDINANCE RELATING TO WATER CONSERVATION; AMENDING SECTION 25-4.2 SFCC 1987, TO REMOVE THE EXPIRED COMMERCIAL WATER RATE ADJUSTMENT PROVISIONS; AND CREATING A NEW SECTION 25-4.3 SFCC 1987, TO ESTABLISH COMMERCIAL WATER USER REBATE REGULATIONS	Approved	25
CONSIDERATION OF BILL NO. 2013-27: ADOPTION OF ORDINANCE NO. 2013-____. AN ORDINANCE RELATING TO LARGE CAPACITY AMMUNITION FEEDING DEVICES; CREATING A NEW ARTICLE 20-6 SFCC 1987, TO PROHIBIT THE TRANSFER, POSSESSION OR SALE OF LARGE CAPACITY AMMUNITION FEEDING DEVICES IN THE CITY OF SANTA FE	Motion failed to pass	26-67
COMMUNICATIONS FROM THE GOVERNING BODY	Information/discussion	67-69
ADJOURN		69

**MINUTES OF THE
REGULAR MEETING OF THE
GOVERNING BODY
Santa Fe, New Mexico
June 26, 2013**

AFTERNOON SESSION

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor David Coss, on Wednesday, June 26, 2013, at approximately 5:00 p.m., in the City Hall Council Chambers. Following the Pledge of Allegiance, Salute to the New Mexico flag, and the Invocation, roll call indicated the presence of a quorum, as follows:

Members Present

Mayor David Coss
Councilor Rebecca Wurzbarger, Mayor Pro-Tem
Councilor Patti J. Bushee
Councilor Christopher Calvert
Councilor Bill Dimas
Councilor Carmichael A. Dominguez
Councilor Peter N. Ives
Councilor Christopher M. Rivera
Councilor Ronald S. Trujillo

Others Attending

Brian K. Snyder, City Manager
Geno Zamora, City Attorney
Yolanda Y. Vigil, City Clerk
Melessia Helberg, Council Stenographer

6. APPROVAL OF AGENDA

Mr. Snyder noted there is an amendment sheet on the table for item 10(cc) which will be included in the request to publish. He said Item H(4) on the evening agenda will be postponed to the Council meeting of July 10, 2013.

Councilor Bushee noted Item 10(ee) says postponed, but it still is on the Consent Calendar and asked how that works.

Yolanda Vigil, City Clerk, said when the Council votes for approval of the Consent Calendar, that vote automatically will postpone this item to the meeting of July 10, 2013.

MOTION: Councilor Dominguez moved, seconded by Councilor Bushee to approve the agenda as amended.

VOTE: The motion was approved on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzbarger voting for the motion and none against.

7. APPROVAL OF CONSENT CALENDAR

MOTION: Councilor Bushee moved, seconded by Councilor Trujillo, to approve the following Consent Calendar, as amended.

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

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

A copy of a proposed amendment from staff to Bill No. 2013-29 Campaign Code/Public Campaign Finance Code, regarding item 10(cc), is incorporated herewith to these minutes as Exhibit "1."

- a) **BID NO. 13/16/B – HOSPITAL TANK VALVE VAULT CONSTRUCTION PROJECT AND AGREEMENT BETWEEN OWNER AND CONTRACTOR; SASQUATCH, INC. (BILL HUEY)**
- b) **BID NO.13/19/B – McCLURE AND NICHOLS RESERVOIRS INFRASTRUCTURE IMPROVEMENTS; RMCI, INC. (ROBERT JORGENSEN)**
- c) **BID NO. 13/29/B – WASTEWATER DIVISION PUBLICLY OWNED TREATMENT WORKS REPAIR, REPLACEMENT AND EXTENSION CONTRACT FOR FY 2013/14; TLC PLUMBING & UTILITY. (STAN HOLLAND)**
- d) **BID RENEWAL FOR FY 2013/14 – POLYELECTROLYTE CHEMICALS (SLUDGE THICKENING AIDS) FOR WASTEWATER MANAGEMENT PLANT (BID NO. 12/12/B) AND COMPOST DEWATERING FACILITY (BID NO. 12/24/B); POLYDYNE, INC. (LUIS OROZCO)**
- e) **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – MAINTENANCE AND REPAIR FOR HVAC UNITS FOR SANTA FE COMMUNITY CONVENTION CENTER; YEAROUT SERVICE, LLC. (JIM LUTTJOHANN)**

- f) REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO PROFESSIONAL SERVICES AGREEMENT – PUBLIC RELATIONS SERVICES FOR SANTA FE CONVENTION AND VISITORS BUREAU; LOCAS COMMUNICATIONS, INC. (JIM LUTTJOHANN)
- g) REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – FY 2013/14 DEVELOPMENT AND MANAGEMENT FOR “OFFICIAL TRAVEL SITE OF SANTA FE” WEBSITE FOR SANTA FE CONVENTION AND VISITORS BUREAU; STUDIOX, INC. (JIM LUTTJOHANN)
- h) REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – FY 2013/14 WATER METER TESTING AND REPAIR FOR WATER DIVISION; GREAT SOUTHWEST METERS. (MIKE MOYA)
- i) REQUEST FOR APPROVAL OF AGREEMENT – LEASE ABIQUIU RESERVOIR STORAGE SPACE; THE CLUB AT LAS CAMPANAS. (RICK CARPENTER AND MARCOS MARTINEZ)
- j) REQUEST FOR APPROVAL OF EXEMPT PROCUREMENT AND CONTRACT – FY 2013/14 ADVERTISING SERVICES FOR CITY OF SANTA FE; THE SANTA FE NEW MEXICAN. (ROBERT RODARTE)
- k) REQUEST FOR APPROVAL OF GRANT AWARD – FY 13/14 NEW FREEDOM PROGRAM SECTION 5317, FOR SANTA FE RIDE PARATRANSIT PROGRAM; U.S. DEPARTMENT OF TRANSPORTATION, FEDERAL TRANSIT ADMINISTRATION. (DAVID CHAPMAN)
 - 1) REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND.
- l) REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – COLD MILLING PAVEMENT RESURFACING OF VARIOUS CITY STREETS; ALBUQUERQUE ASPHALT, INC. (DAVID CATANACH)
- m) REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – PAVEMENT RESURFACING PROJECT OF VARIOUS CITY STREETS; EMCO OF SANTA FE, LLC. (DAVID CATANACH)
- n) REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT – SPECIAL STREET PROFILING PAVEMENT (DIAMOND GRINDING) FOR STREETS AND DRAINAGE MAINTENANCE DIVISION; A-CORE, INC. (DAVID CATANACH)
- o) REQUEST FOR APPROVAL OF REDUCTION IN SERVICES OF OTHER CITY DEPARTMENTS COST ALLOCATION FOR FY 2012/2013. (RANDALL KIPPENBROCK)
 - 1) REQUEST FOR APPROVAL OF BUDGET DECREASE – SOLID WASTE MANAGEMENT AGENCY FUND.

- p) REQUEST FOR APPROVAL OF MEMORANDUM OF UNDERSTANDING AND JOINT POWERS AGREEMENT – REGION III DRUG TASK FORCE; SANTA FE COUNTY SHERIFF'S DEPARTMENT, ESPANOLA POLICE DEPARTMENT, TESUQUE TRIBAL POLICE DEPARTMENT, PROBATION/PAROLE DIVISION, NEW MEXICO STATE POLICE AND CITY OF SANTA FE POLICE DEPARTMENT. (DEPUTY CHIEF WILLIAM JOHNSON)
- q) REQUEST FOR APPROVAL OF LEASE AGREEMENT – MRC RUGBY FIELDS AND CONCESSION FACILITY; SANTA FE YOUTH ATHLETIC ASSOCIATION. (JENNIFER ROMERO)
- r) REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS – PROVIDE HOMEBUYER SUPPORT SERVICES, CREATE AFFORDABLE HOUSING FOR SANTA FEANS AND SUPPORT TO CITY FOR ITS AFFORDABLE HOUSING POLICIES AND PROGRAMS FOR FY 2013/14. (KATE NOBLE & ALEXANDRA LADD)
 - 1) HOMEWISE
 - 2) SANTA FE COMMUNITY HOUSING TRUST
- s) REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS – FY 2013/2014 HUD'S SHELTER PLUS CARE PROGRAM. (KATE NOBLE AND ALEXANDRA LADD)
 - 1) SANTA FE COMMUNITY HOUSING TRUST
 - 2) THE LIFE LINK/LA LUZ
- t) CONSIDERATION OF RESOLUTION NO. 2013-63 (COUNCILOR WURZBURGER). A RESOLUTION DIRECTING AIRPORT STAFF TO PERFORM AN UPDATE OF THE 2002 AIRPORT MASTER PLAN FOR THE PURPOSE OF PROVIDING FOR LONG RANGE ECONOMIC SUSTAINABILITY AND ONGOING SAFE AND EFFICIENT OPERATIONS AT THE SANTA FE MUNICIPAL AIRPORT. (FRANCEY JESSON)
- u) CONSIDERATION OF RESOLUTION NO. 2013-64 (COUNCILOR IVES). A RESOLUTION DIRECTING STAFF TO ESTABLISH ADMINISTRATIVE POLICIES AND PROCEDURES RELATING TO PARKING CITATION PROCESSING AND COLLECTIONS. (SEBASTIAN GURULE)
- v) CONSIDERATION OF RESOLUTION NO. 2013-65 (COUNCILOR DOMINGUEZ). A RESOLUTION DIRECTING STAFF TO EXPLORE THE OPTIONS FOR DEVELOPING A COLLABORATION BETWEEN THE CITY OF SANTA FE, SANTA FE COUNTY AND THE SANTA FE PUBLIC SCHOOLS TO ESTABLISH A TRANSITIONAL EDUCATIONAL SETTING FOR HIGH NEEDS/AT RISK JUVENILES. (RICHARD DeMELLA)
- w) *[Removed for discussion by Councilor Calvert]*

- x) **CONSIDERATION OF RESOLUTION NO. 2013-66 (COUNCILOR BUSHEE). A RESOLUTION AMENDING CITY OF SANTA FE UTILITY BILLING ADMINISTRATIVE POLICY NO. 7.0.0, RELATING TO WATER LEAK CREDITS. (PETER ORTEGA)**
- y) **REQUEST FOR APPROVAL OF UTILITY BILLING DISCONNECT FOR NON-PAYMENT POLICY FOR PUBLIC UTILITIES DIVISION. (PETER ORTEGA AND KATHY VALDEZ)**
- z) ***[Removed for discussion by Councilor Bushee]***
- aa) **REQUEST FOR APPROVAL OF AMENDMENT NO. 6 TO PROFESSIONAL SERVICES AGREEMENT – ADVERTISING SERVICES ON BEHALF OF SANTA FE CONVENTION AND VISITORS BUREAU; TKO ADVERTISING, INC. (JIM LUTTJOHANN)**
- bb) **REQUEST FOR APPROVAL OF GRANT PROJECT AGREEMENT – TraCS VERSION 10 PILOT PROGRAM SOFTWARE UPDATE AND NEW EQUIPMENT FOR FY 2013/14; NEW MEXICO DEPARTMENT OF TRANSPORTATION AND CITY OF SANTA FE POLICE DEPARTMENT. (POLICE CHIEF RAYMOND RAE)**
- cc) **REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING ON JULY 31, 2013: BILL NO. 2013-29: AN ORDINANCE RELATING TO THE CAMPAIGN CODE, ARTICLE 9-2 SFCC 1987; AMENDING SECTION 9-2.3 TO AMEND THE DEFINITION OF CONTRIBUTION AND ADD THE DEFINITIONS FOR “ANONYMOUS CONTRIBUTION” AND “CHARITY;” AMENDING SECTION 9-2.9 TO AMEND THE DUTIES OF THE CAMPAIGN TREASURER AND DEPUTY TREASURER, INCLUDING THAT ALL CONTRIBUTIONS SHALL BE REPORTED AND CLARIFY THE PROCESS FOR DISPOSITION OF TANGIBLE ASSETS; AMENDING 9-2.11 TO AMEND THE REQUIREMENTS FOR THE CONTENTS OF THE CAMPAIGN FINANCE STATEMENT; AMENDING SECTION 9-2.12 TO EXEMPT JUDICIAL CANDIDATES FROM SIGNING CAMPAIGN FINANCE STATEMENTS AND MAKING SUCH OTHER STYLISTIC OR GRAMMATICAL CHANGES THAT ARE NECESSARY; AND RELATING TO THE PUBLIC CAMPAIGN FINANCE CODE, ARTICLE 9-3 SFCC 1987; AMENDING SECTION 9-3.3 TO AMEND THE DEFINITION OF CONTRIBUTION; AMENDING SECTION 9-3.6, TO CLARIFY REQUIREMENTS FOR SEED MONEY CONTRIBUTIONS AND UNSPENT SEED MONEY; AMENDING 9-3.7, TO CLARIFY THAT QUALIFYING CONTRIBUTIONS SHALL BE PLACED IN A NON-INTEREST BEARING ACCOUNT; AMENDING 9-3.8 TO CLARIFY CANDIDATE APPLICATION REQUIREMENTS; 9-3.10 TO CLARIFY THAT SEED MONEY SHALL BE TURNED OVER TO THE MUNICIPAL CLERK WHEN A CANDIDATE HAS NOT BEEN CERTIFIED; AMENDING SECTION 9-3.11, TO CLARIFY THE REQUIRED DISPOSITION OF UNSPENT PAYMENTS FROM THE FUND AND TANGIBLE ASSETS; AMENDING SECTION 9-3.14 TO REQUIRE THAT THE DATE SHALL BE INCLUDED ON ALL REPORTS OF EXPENDITURES AND CLARIFY THAT SEED MONEY AND QUALIFYING CONTRIBUTION REPORTS SHALL NOT BE SIGNED OR ACKNOWLEDGED BY A CANDIDATE FOR MUNICIPAL JUDGE; AND MAKING SUCH OTHER STYLISTIC OR GRAMMATICAL CHANGES THAT ARE**

NECESSARY (COUNCILOR CALVERT). (YOLANDA Y. VIGIL)

dd) REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – SANTA FE MUNICIPAL WATERSHED INVESTMENT PROGRAM FOR WATER DIVISION; SANTA FE WATERSHED ASSOCIATION. (ALAN HOOK)

ee) CERLETTI PARK:

- 1) CONSIDERATION OF RESOLUTION NO. 2013-____ (MAYOR COSS AND COUNCILOR WURZBURGER). A RESOLUTION DIRECTING STAFF TO ENTER INTO A NON-EXCLUSIVE TEMPORARY LICENSE AGREEMENT FO 240 SQUARE FOOT AREA LOCATED IN THE AREA OF FOUNTAINHEAD ROCK NEAR THE WATER STREET PARKING LOT; AND DIRECTING STAFF TO SEEK APPROVAL FOR CONVERTING THE CITY-OWNED LAND AROUND THE WATER STREET PARKING LOT TO A CITY PARK AND NAMING THE NEW PARK “CERLETTI PARK.” (PJ GRIEGO). (Postponed to July 10, 2013 City Council meeting)**
- 2) CONSIDERATION OF RESOLUTION NO. 2013- ____ (COUNCILOR BUSHEE). A RESOLUTION DIRECTING STAFF TO BEGIN THE PROCESS FOR DEDICATING THE CITY-OWNED LAND AROUND THE WATER STREET PARKING LOT AS A CITY PARK AND NAMING THE NEW PARK “CERLETTI PARK.” (BEN GURULE) (Postponed to July 10, 2013 City Council meeting)**

8. APPROVAL OF MINUTES: REGULAR CITY COUNCIL MEETING – JUNE 12, 2013.

MOTION: Councilor Trujillo moved, seconded by Councilor Wurzburger, to approve the minutes of the Regular City Council meeting of June 12, 2013, as presented.

VOTE: The motion was approved on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzburger voting for the motion and none against.

9. PRESENTATIONS

a) INTRODUCTION OF LAW ENFORCEMENT ACADEMY GRADUATES AND LATERAL HIRES. (CHIEF RAY RAE)

Chief Ray Rael introduced the Law Enforcement Academy graduates and lateral hires.

Mayor Coss congratulated the new officers, and thanked Lt. Paulk for his recruiting work. He said he owes him a lunch for filling all the vacancies.

Councilor Bushee asked Chief Rael how many officers we are down.

Chief Rael said, "We are currently down 8 positions, the majority are due to retirement. We did have 3 cadets we had hired who, on the way to the academy, decided that law enforcement was not their chosen profession and withdrew. We currently are making some strong efforts at recruiting. We've gotten a lot of positive responses and we will be submitting a plan to the Council for approval to assist us in the recruiting efforts, but I'm confident we're going to make a lot more headway in the near future."

Councilor Bushee would like the plan to include information on what we're doing on housing for the police.

Chief Rael said that is one of the components..

Mayor Coss asked Chief Rael how many he anticipates retiring.

Chief Rael said he is anticipating 4 to retire by the end of the year.

b) INSTALLATION OF HEALTHY VENDING MACHINES. (SUE PERRY, WELLNESS COORDINATOR)

A copy of a flyer *City of Santa Fe Healthier Vending Machines* provided by Sue Perry is incorporated herewith to these minutes as Exhibit "2."

Sue Perry said they will be installing the healthy vending machine program in mid-July at 5 sites that have requested them. She said our program is based on Tucson's program. She said the idea is to use the vending machine and vendor in place so there is no additional cost. They are working with the current inventory the vendor has, and the foods in the machine are being rated as green, yellow and red, based on guidelines for fat and carbohydrates. She said we want to avoid the problem of New York City, and rather than telling people what they can have, we are educating them. The vendor said if we sell more of the green and yellow he will bring in more items. Ms. Perry said people should email her with their suggestions, such as dried fruit. She said this is a partnership with the Employee Benefits Committee which gets a cut of the profits from the vending machines, and will help her to monitor the machines.

Councilor Wurzbarger asked if this is just labeling what we already have, or will we see some new items.

Ms. Perry said we will be labeling what we already have, plus two new items – smart chips for one thing. She said we would like to have fresh fruits and vegetables, but those require different machines we would have to purchase and there are perishability issues. She said this is a start, not the end point.

Councilor Wurzbarger said then if we are interested in other options, we need to start a campaign with 20 people to get it, and Ms. Perry said yes, reiterating the vendor is willing to work with us to get new items in the machine.

Mayor Coss said it is good to see Mike Landavazo working with her and that collaboration and cooperation from the Employee Benefits Committee is greatly appreciate.

Ms. Perry said it is hoped this will benefit the employees with better choices and better sales to benefit the Employee Benefits Committee.

c) LEAD TASK FORCE UPDATE. (SGT. JEROME SANCHEZ, CO-CHAIR)

A copy of *Pre-booking Diversion: Breaking the Cycle of Addiction & Arrest*, dated 26 June 2013, entered for the record by Sgt. Sanchez, is incorporated herewith to these minutes as Exhibit "3."

Mayor Coss said they had a really good meeting last night in Casa Alegre, and commended Sgt. Sanchez on Operation Full Court Press, and crime is down everywhere except in the Mayor's neighborhood. He said they had 56 burglaries in Casa Alegre in 3 months, noting it is related to heroin addiction. He said our community has a heroin addiction issue which is directly tied to property crime issues. He said this task force has been working on this for the past 3 months to address the problem, which is a cooperative effort between the City and County of Santa Fe, City of Espanola and Rio Arriba County, Christa St. Vincent's Hospital, Santa Fe Community Trust. He said the idea is that if we can get some of these individuals in treatment we can reduce our property crime rates and become a better community. He thanked the District Attorney and everyone who has participated on the task force.

Councilor Bushee thanked Sgt. Sanchez for his work in this regard, and looks forward to seeing the final form of the report and funding.

Mayor Coss introduced Emily Kaltenbach, Director, New Mexico Drug Policy Alliance, who is the Chair of the LEAD Task Force.

Sgt. Sanchez spoke about his previous experience in this are, and presented information via overhead. Please see Exhibit "3" for specifics of this presentation.

Councilor Dimas thanked the Mayor for taking the lead in this effort and for involving him in this effort. He spoke about his hopes for the program, and about his personal experience with a family member involved in drugs. He asked everyone working on this program to stand and be recognized for their hard work on this badly needed program.

Councilor Bushee said the next steps are the toughest, which are to get it funded and in place. She thanked the Community Foundation for its efforts in this regard.

Councilor Dominguez asked Chief Rael to make sure this is part of the update from the Police Department on Monday at the Finance Committee.

Mayor Coss said the Task Force is working on the final report and he looks forward to the final report and being able to move forward with an implementation plan.

Mayor Coss departed the meeting and Mayor Pro-Tem Wurzbarger assumed the duties of the Chair

- d) **REGIONAL COALITION OF LANL COMMUNITIES. (DeANZA SAPIEN, EXECUTIVE DIRECTOR). (Postponed at the June 12, 2013 City Council Meeting). (Postponed to July 10, 2013 City Council Meeting)**

CONSENT CALENDAR DISCUSSION

- 12 (w) CONSIDERATION OF RESOLUTION NO. 2013-67 (COUNCILOR BUSHEE). A RESOLUTION DIRECTING STAFF TO TERMINATE THE AGREEMENT BETWEEN SERVICE LINE WARRANTIES OF AMERICA (SLWA), AND THE CITY AS SOON AS THE CONTRACT PERMITS. (PETER ORTEGA). Note: This title may be amended in accordance with the Amendment provided in the packet.**

MOTION: Councilor Calvert moved, seconded by Councilor Bushee for purposes of discussion, to adopt Resolution No. 2013-67, with the following amendment: Page 2, line 13, add the following language, "BE IT FURTHER RESOLVED that the Governing Body recognizes that utility service line warranties are beneficial to City of Santa Fe utility customers, therefore the City issues its notice of the City's intent not to renew the agreement with SLWA, and staff is directed to use the City of Santa Fe procurement offices to issue to one or more contractors to offer these services to City utility customers."

FRIENDLY AMENDMENT: Councilor Bushee would like to amend the amendment to say "could be beneficial," rather than "are beneficial," noting she has no evidence one way or another.

DISCUSSION OF THE PROPOSED FRIENDLY AMENDMENT: Councilor Calvert said we have evidence that it is beneficial because 4,000 people have signed up and they are the ultimate determinant of what is beneficial, and that would stand as evidence that they are beneficial. He said we can write into an RFP process any requirements that we want at that time.

Councilor Bushee said she wants it to say "could be beneficial," rather than "are beneficial." She has yet to year from people whether they are pleased with the service and said, "I don't know enough."

Councilor Calvert said we did get an email from an interested party "stating just that," and he can provide that email which was volunteered. He doesn't see that wording is that critical, and he has no objection to the change, but he believes it already has been proven to be beneficial. He said he will allow the change because he doesn't think the wording is critical to the meaning of the amendment.

THE AMENDMENT WAS FRIENDLY TO THE MAKER AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE GOVERNING BODY.

DISCUSSION ON THE MOTION AS AMENDED: Councilor Trujillo said he doesn't want a lapse in this coverage, and asked when we are going to start the RFP process so that won't happen.

Nick Schiavo said he understands that the contract expires in January, which gives more than enough time to put together an RFP and solicit proposals, then select a company and bring that back to the Council for approval.

Councilor Calvert asked that staff do this in coordination with Councilor Trujillo's request – the timing of the RFP and language in the RFP the new effective date so those responding will know the new effective date will be January 1, 2014, so there won't be a lapse in coverage.

Councilor Trujillo asked if we will be sending out letters to the customers, and if that will give sufficient time to renew it without a lapse in coverage.

Mr. Schiavo said, "Councilor I think we could have responses in, and someone selected and on board by January 1, 2014.

Councilor Dominguez said at the Finance Committee there was a question about whether or not the original contract was noticed appropriately.

Judith Amer said, "After looking at the Open Meetings Act again, and reviewing the Notice that was provided, it is our opinion that there was not anything wrong with the notice that was provided for the following reasons. There are two things. The Open Meetings Act states in 10-15-3(A), that there is a presumption of validity. And secondly, it was noticed as an update, and the update was included in the update. And included in the update was the recommended action of entering into a contract. So, for all those reasons, when you look at the Update Notice and the packet material in total, that fulfills the presumption of the validity of Open Meetings Act compliance."

Councilor Bushee asked, "The RFP, and again the lawyer's opinions, I don't know what to say any more, but, with regard to the RFP, will it be put out for the City to receive compensation for the use of its seal, and endorsement, and what is done in other communities, or is it simply to solicit different firms that offer the same service in the same way and then provide that endorsement for free. I don't quite know what the arrangement will be."

Mr. Schiavo said, "My understanding of the current contract, that the City lent its seal with the understanding that Serviceline Warranty of America would reduce the price for their insurance, and I could certainly write that into this RFP, but I am open to any other suggestions."

Councilor Bushee said, "I would just ask that staff, if you have the time in between now and then, to take a look. This was a National League of Cities project. I know they supported it and Councilor Calver came forward with it because of that. So if you could just see how other communities do this, at least we would have options of how we want to issue an RFP."

Mr. Schiavo said he will do so.

CLARIFICATION BY THE CITY CLERK: Ms. Vigil asked Councilor Calvert if the motion includes Councilor Bushee's amendment that is in the Council packet, and Councilor Calvert nodded yes that it does.

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

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

12 (z) REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO LEASE AND MANAGEMENT AGREEMENT – PARKING RATE FOR CINEMA PATRONS AT RAILYARD; SANTA FE RAILYARD COMMUNITY CORPORATION. (BOB SIQUEIROS)

Councilor Bushee said she removed this item because of the same concern she had at Finance. She said she understands the need for a movie theater to not charge its patrons for free parking. However, she has always been of the opinion that there should be an equitable arrangement. Her proposal at finance was to have at least free surface parking.

MOTION: Councilor Bushee moved, seconded by Councilor Dimas, to approve this request, and to make similar arrangements for free parking whether surface or garage parking for all businesses and their patrons on the Railyard.

DISCUSSION: Councilor Wurzbarger asked what was the Finance Committee recommendation.

Councilor Dominguez said the recommendation was to move forward with the proposal as submitted.

Councilor Bushee said they were to have brought forward information about the possibility for free parking which she doesn't see in the Council packet.

Councilor Calvert said, "The motion at Finance Committee was to approve this item, and yes, we could have further discussion on the possibility of free or limited free parking at City facilities, but that was not tied to this measure timewise, so that discussion which has many implications for City finances and bonding requirements, etc, will take longer and this is time sensitive and I think it needs to move forward."

Councilor Bushee said there was an expectation that we would have some kind of proposal from parking, a survey of what that would mean, in terms of revenue, and how many attendants that we pay for their time over there. Again, I wanted to bring up the issue, and she still feels strongly that is something we need to consider.

Councilor Ives agreed with Councilor Calvert, saying his understanding was that this would move forward and City staff would be preparing a report to that effect, but that that was not anticipated to be, in my estimation, ready by this meeting, or any time in the next month, because it is a longer term study that would require significant effort on behalf of City staff.

Councilor Dimas asked, if this is approved today, can it be changed later on so we are being fair to the other businesses there. He has been getting emails from businesses that are concerned about giving this free parking to the movie theaters, but it doesn't include the other businesses. He asked if there is any possibility of this changing down the line.

Mr. Siqueiros said each business would come in and have its own agreement with the City. He said in the future other proposals would come through the Council if you wanted to amend this agreement.

Councilor Dimas said then it would be necessary to have a separate proposal for each business.

Mr. Siqueiros said Parking has separate proposals or separate agreements with each facility in the Railyard and throughout the City, noting Parking has up to 33 parking agreements City-wide.

Councilor Bushee asked if the business that wants to amend its parking arrangement would go through the SFRCC or through Sev Gurule, how would that work.

Ms. Amer said, "In terms of the parking arrangements, they could go through the Parking Division. But right now, to respond to Councilor Dimas's concern, the agreement we are making is not for free parking. The SFRCC is paying for the parking. It's a delayed payment, but they will be paying for the parking. I just wanted to make that clarification."

WITHDRAWAL OF THE MOTION: Councilor Bushee withdrew her motion, saying she has more concern with the parking garage and doesn't mind the deferral on that, commenting we do have debt service there. She said she wanted to make the point with regard to surface parking, and has always felt it should be free. She said we have equity for the businesses on the Railyard and their patrons.

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez to approve this request, with direction to staff to please continue to work on how we can in particular, make arrangements that are more equitable on surface parking and/or the garage if there is a deferred payment for other businesses and patrons on the Railyard.

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

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

END OF CONSENT CALENDAR DISCUSSION

11. **CONSIDERATION OF RESOLUTION NO. 2013-68 (COUNCILOR CALVERT, COUNCILOR WURZBURGER AND COUNCILOR BUSHEE AND COUNCILOR IVES, COUNCILOR RIVERA, COUNCILOR DIMAS, COUNCILOR DOMINGUEZ, AND COUNCILOR TRUJILLO). A RESOLUTION ENCOURAGING THE UNITED STATES OF AMERICA VETERANS' ADMINISTRATION TO SUPPORT THE EXPANSION OF THE SANTA FE COMMUNITY BASED OUTPATIENT CLINIC ("CBOC") THAT IS DESIGNED TO DELIVER PRIMARY CARE SERVICES TO ELIGIBLE VETERANS AND TO SUPPORT CONTINUED COLLABORATION OF COMPREHENSIVE SERVICES OFFERED BETWEEN THE SANTA FE VET CENTER AND THE SANTA FE CBOC. (TERRIE RODRIGUEZ)**

Councilor Calvert said he attended a meeting last week at the American Legion about this issue, which was hosted and presented by the Veterans Administration. He said he was disappointed with the meeting, and there is even more reason that we need this Resolution. He said the service is lacking in space and resources. He said he would hope everyone on the Governing Body would cosponsor to fulfill our contract with veterans who put in their service and are expecting our government to fulfill that.

MOTION: Councilor Calvert moved, seconded by Councilor Bushee, to adopt Resolution No. 2013-68.

DISCUSSION: Councilor Bushee thanked Councilor Calvert for his leadership, and as a veteran he has taken a very personal interest in this particular project, noting she is a cosponsor and said she is sure the rest of the Council wants to join.

Councilor Ives said he would join as a cosponsor, and Councilors Dimas, Dominguez, Trujillo and Rivera said they would like to cosponsor as well.

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

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None

12. **CONSIDERATION OF RESOLUTION NO. 2013-69 (COUNCILOR BUSHEE). AN EMERGENCY RESOLUTION RELATED TO THE HEALTH, SAFETY AND WELFARE OF THE RESIDENTS OF THE CITY OF SANTA FE; AUTHORIZING THAT ALL URBAN TRAILS WITHIN THE JURISDICTION OF THE CITY OF SANTA FE REMAIN OPEN DURING THIS HIGH FIRE DANGER SEASON FOR THE PURPOSE OF ALLOWING RESIDENTS TO CONTINUE USING THE TRAILS AND REPORT ANY FIRE SAFETY HAZARDS TO THE CITY FIRE DEPARTMENT; AND GRANTING THE FIRE DEPARTMENT THE AUTHORITY TO REEVALUATE THE OPEN TRAILS AND IF NECESSARY, ON A CASE BY CASE BASIS, CLOSE TRAILS. (GREG GALLEGOS)**

A copy of an Amendment Sheet submitted by Councilor Bushee, entered for the record by staff, is incorporated herewith to these minutes as Exhibit "4."

Councilor Bushee said, "Given we introduced this on an emergency basis because it is current policy and we wanted people to be aware of it and to have it sanctioned by the Governing Body, do we need to make a motion first to declare an emergency, or is it okay as advertised."

Mr. Zamora said, "It's okay as advertised."

Councilor Bushee said, "And can you have Melissa correct it, Winsor does not have a "d" in it."

Ms. Byers said, "There is an amendment sheet on your desk that removes reference to Winsor Trail, because it's my understanding from Bob Siqueiros, and I believe an email you got, that Winsor Trail is nor within the jurisdiction of the City of Santa Fe."

Councilor Bushee asked if there has been further developed decisions on signage, so that people know that you are not to use any City trails to enter into the forest, and that there's a responsibility that comes with this privilege of using the trails in these times of fire and high drought.

Greg Gallegos said, "Yes, we have identified those trails, like the Atalaya Trail and the Dale Ball Trail, and we are in the process of putting up signage which says 'At this particular point this is Forest Service Property and it is closed at this time.' And we are coordinating with the Forest Service to make sure that happens. We will be using some of the field crews to patrol these trails on bicycle and by vehicle, and spreading the word on what is closed and what is open at this time."

Councilor Bushee said she doesn't see mention of the La Tierra Trails, and asked if we don't need to mention them since they don't connect with the forest. It might be nice if there's a possibility.

Ms. Byers said, "I can confirm that with Bob Siqueiros, if you want to add that as an amendment."

Councilor Bushee said and I would do that tonight. She said the discussion at BTAC was that not only that we should recommend that people try to use the bike trails at La Tierra and out in Galisteo, that whole development, so people have alternatives. She asked Ms. Byers to work with Mr. Siqueiros and get the minutes.

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez, to adopt Resolution No. 2013-69 and expand it to include any other City trails that need to be mentioned specifically."

DISCUSSION: Councilor Ives asked what is our current authority is for closing trails.

Mr. Gallegos said, "If I understand you correctly, it's the City Fire Department that holds that authority."

Mr. Zamora said, "The Fire Department has that designation within the City, but it's within the general police powers of the City, which I would say start first and foremost with the City Manager, to be able to declare an emergency on City lands, as far as entry and access. This has been tested. Thankfully, we

have not had to test this in Santa Fe, but it's been tested in Albuquerque with regard to the Bosque and Albuquerque properties that have been subject to fire in recent years. They do have the authority to close access to the lands owned by the City, by a municipality in times of an emergency."

Councilor Ives said then the first step would be the declaration of an emergency, and then the Fire Department has that authority or is it in the Fire Department in circumstances where there is high fire danger.

Mr. Zamora reiterated, "Through the general police powers of a municipality they can act through its executive officer. So, let's say a fire breaks out on City land that the public can access, it wouldn't be sufficient to call a meeting of the Governing Body to meet, decide and provide direction. It would be within the authority of the executive officer to make an emergency decision that can then be ratified or presented to the Governing Body as soon as practicable."

Councilor Ives noted the stated purpose of the Resolution.

Councilor Zamora said, "It's restating the authority that the Department has which is sort of a short-cut, because if the Fire Department determines a property should be closed, it procedurally is a recommendation to the City Manager that the City Manager could officially sign-off on, but he's always going to rely on the Fire Department in these instances to make those recommendations."

Councilor Calvert asked, "Geno, haven't we already declared an emergency anyway, in terms of our regulation of fireworks, so I think we're already made that declaration and continue to do so on a periodic basis to keep it current."

Mr. Zamora said, "You are correct. That particular fireworks emergency declaration serves two purposes. It's not only an internal document for the City and the municipality, but it's also to comply with State law that a specific declaration of an emergency is required when it comes to fireworks."

Councilor Trujillo asked if there are any trails the Fire Department deems should be closed right now.

Mr. Gallegos said at this time everything is open, but they reevaluate that on a daily basis. He is concerned that we are passing something because a few people want to walk the rail, but if there is a fire danger, I want to make sure the Fire Department said it is closed. And, not we have some residents come talk to some Councilors and say, hey, keep it open. I want to make sure that they will be closed.

Mr. Gallegos said they reevaluate this daily, and today they're open, but tomorrow they may not be open, noting they are constantly working the trails, talking to other agencies, and if needed, trails can be closed tomorrow.

Councilor Ives said he is looking in Sections 2 and 3 in proposed, lines 13-19 on packet page 4. Section 2 provides, "Grants the Fire Department the authority to, on a case by case basis, reevaluate trails on a daily basis and if necessary close trails," which sounds like something we agree the Fire Department inherently has, in consultation with the City Manager. He said Section 3 provides, "Grants the general public the

authority to continue to hike, bike, run and safely recreated on designated City trails, however, in the event of new fires or there is abuse of the privilege to use the trails, the trails may be closed at the discretion of the Fire Department." He asked if the standards in Sections 2 and 3 are meant to be different, or complementary, or is 3 a limit on the Fire Department's power. He asked if we are confusing more than helping the picture with this Resolution.

Mr. Zamora said, "I believe 2 & 3 can be read harmoniously, where if the general public, through its abuse, creates a danger, like those referred to in Paragraph 1 especially regarding fire safety, fire danger. So, impliedly, the abuse of the trails would be in a way that creates a danger which would require them to be closed as a result. It could be read harmoniously."

Councilor Bushee said 2, 3 and 4 are tied together, because if there is an abuse the Fire Department has the power just not to leave the trails open. She said she views this as more of a communication tool. "It is not our job nor is it the hikers to decide these things. Of course the Fire Department has made that decision, but they had hoped having the bikers and the hikers on these trails that are mostly not forested, or forested like the national forest, as the eyes and ears for the Fire Department as daily users."

Councilor Wurzbarger said she spoke with the Fire Chief this morning, and this Resolution doesn't change anything. "You're just getting this out for information. It is a Resolution documenting what already exists. The authority is already there, correct. And I wanted to cosponsor this, because I was totally excited, think it would apply to what I consider a bigger problem which are the Atalaya and Dale Ball Trails. And the philosophy is the same. I live right at the base. This morning I walked up a part that you could walk and a place I go every day, had 5 cigarette butts which I put in a baggie and I forgot to bring to show you. I have hiked that trail for 20 years, I have never seen a hiker or a biker smoking a cigarette. So when we close those trails, the people who go up who smoke and have fires are still there. So I'm glad we're doing this and reminding them of what can happen. I'm hopeful this will be a short season, and I hope, by not having the eyes and ears that Councilor Bushee has identified as a reminder in this Resolution, we need them on the mountain, because other people are on the mountain." She said she will support the Resolution, but wishes we could do more with the Forest Service.

Councilor Rivera asked if the Forest Service has already closed its trails, and Mr. Griego said this is correct, noting they closed on June 19, 2013.

Councilor Rivera said the City trails are open to the forest boundary lines, and Mr. Griego said this is correct.

Councilor River asked what would make it more dangerous on one side, and less dangerous on the other side of the boundary.

Mr. Gallegos said the City trails are more of an urban structure. The Forest Service, with a 225,000 acre forest with wilderness, is concerned about having people in the middle of the wilderness in the event a fire starts and trying to figure out where those people are. He said the City's jurisdiction is manageable with existing resources. He said they are confident at this time they can monitor the trails currently at this fire danger.

Councilor Rivera said then you're confident, if somebody on a City Trail violates one of these items in Section 4, that we can get to it quickly enough to keep it from being disastrous.

Mr. Gallegos said, "I think if remove the folks that are on the trails right now, as far as the bicyclists, those individuals that are our eyes and ears, the people starting the fires will do that anyway, and this kind of helps our response time to be able to call 911 to have us to have access to those possible starts.

Councilor Rivera said he respects and understands what they are doing, but he thinks it is a big risk. He know what we are trying to do here, and keeping people on the trails that are respectful of the trails and the forest is a good thing, but on the other side it is a bit risky. He will support it because of Mr. Gallegos comment, and said, "I'll trust you, if you say you can get to it quickly enough, that that will happen."

Councilor Calvert said he will support this. He said there are trails in the foothills that are heavily wooded, Dale Ball and Atalaya in parts. We have had problems in the past with "campers" building bonfires and such. He said in conjunction with doing this, we need to make sure we have really good control over these types of situations, so it doesn't destroy the use and freedom for everybody.

Mr. Gallegos said, "Absolutely. Those areas you identified are the areas where we have trigger points set on for just that reason. And we've put plans in place when we reach those trigger points and those are the first locations we will close – Dale Ball, Atalaya – anything with access to the Forest Service and anything up in the hills over here. And at the same time keeping trails open such as La Tierra, the Rail Trail.

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

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: Councilor Trujillo.

Explaining his vote: Councilor Trujillo said, "I would rather be safe than sorry. And one of Councilor Rivera's comments, and you already see what's happening in Pecos. And that's my fishing spot, I love to go there. I can't go there and I'm going to vote no because I would rather be safe than sorry, and have our trails and our foothills be burned."

Explaining her vote: Councilor Bushee said, "Yes. These are well used, but respected trails by outdoor enthusiasts. They will be there to report if there is a lightening fire. Most folks have cell phones with them. I've never met a hiker or a biker that were smokers, and I hope that.... the Fire Department is putting a lot of trust in folks not to abuse this. So with this privilege comes great responsibility, and if there is any abuse of that, this certainly will come to a quick end."

Explaining his vote: Councilor Dominguez said, "I'm going to vote yes, because without this, it means you would have to close some of the trails in Tierra Contenta, and that's the only form of recreation many of us have out there, so I'm going to vote yes."

Comment following the vote: Councilor Ives said, "I certainly support this measure from the perspective that it can be used to get out higher publicity and higher awareness of the fire danger, although I would certainly hope and pray that everybody in Santa Fe, given our view to the Northeast is aware critically and acutely of those dangers on a daily basis. I am not a fan of simply pass a Resolution to reinforce what is already the case, so from that perspective, I'm not a fan, but I would agree we're in a critical time in getting out that word more affirmatively. If it can be done by this measure, is something I would wholeheartedly support, so that's why I voted yes."

13. MATTERS FROM THE CITY MANAGER

There were no matters from the City Manager.

14. MATTERS FROM THE CITY ATTORNEY

IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT, §10-15-1(H)(8), NMSA 1978, DISCUSSION REGARDING THE DISPOSITION OF REAL PROPERTY RIGHTS, A REQUESTED ASSIGNMENT OF THE CONSERVATION EASEMENT THAT CURRENTLY EXISTS BETWEEN THE TRUST FOR PUBLIC LANDS AND THE CITY OF SANTA FE FOR THE RAILYARD PARK AND THE SANTA FE RAILYARD.

Councilor Ives recused himself from participating in the executive session.

MOTION: Councilor Calvert moved, seconded by Councilor Rivera, that the Council go into Executive Session accordance with §10-15-1(H)(8) NMSA 1978, to discuss the disposition of real property rights, a requested assignment of the Conservation Easement that currently exists between the Trust for Public Lands and the City of Santa Fe for the Railyard Park and the Santa Fe Railyard.

VOTE: The motion was approved on the following roll call vote:

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

Recused: Councilor Ives.

The Council went into Executive Session at approximately 6:25 p.m.

MOTION TO COME OUT OF EXECUTIVE SESSION. At approximately 7:00 p.m., Councilor Calvert moved, seconded by Councilor Dimas, to come out of Executive Session and stated that the only items which were discussed in executive session were those items which were on the agenda, and no action was taken

VOTE: The motion was approved on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Rivera, Trujillo and Wurzburger voting in favor of the motion, none voting against, and Councilor Ives abstaining.

15. ACTION REGARDING THE DISPOSITION OF REAL PROPERTY RIGHTS, A REQUESTED ASSIGNMENT OF THE CONSERVATION EASEMENT THAT CURRENTLY EXISTS BETWEEN THE TRUST FOR PUBLIC LANDS AND THE CITY OF SANTA FE FOR THE RAILYARD PARK AND THE SANTA FE RAILYARD. (JUDITH AMER)

Councilor Ives abstained from participating on this item.

MOTION: Councilor Calvert moved, seconded by Councilor Dimas, to deny the requested assignment with the provision that the TPL work with the City to prepare the RFP before it is issued.

CLARIFICATION: Mr. Zamora asked what is meant by an RFP. Councilor said it is a Request for Proposal for people that will bid for that assignment of overseeing the conservation easement.

VOTE: The motion was approved on the following roll call vote:

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Rivera, Councilor Trujillo and Councilor Wurzburger.

Against: None.

Recused and Abstain: Councilor Ives.

16. MATTERS FROM THE CITY CLERK

There were no matters from the City Clerk

Mayor Pro-Tem Wurzburger moved Item 17 Communications from the Governing Body to the end of the Evening Agenda

END OF AFTERNOON SESSION AT 7:00 P.M.

EVENING SESSION

A. CALL TO ORDER AND ROLL CALL

The Evening Session was called to order by Mayor Pro-Tem Wurzburger, at approximately 7:00 p.m. Roll Call indicated the presence of a quorum as follows:

Members Present

Mayor David Coss
Councilor Rebecca Wurzburger, Mayor Pro-Tem
Councilor Patti J. Bushee
Councilor Christopher Calvert
Councilor Bill Dimas
Councilor Carmichael A. Dominguez
Councilor Peter N. Ives
Councilor Christopher M. Rivera
Councilor Ronald S. Trujillo

Others Attending

Robert P. Romero, City Manager
Geno Zamora, City Attorney
Yolanda Y. Vigil, City Clerk
Melessia Helberg, Council Stenographer

F. PETITIONS FROM THE FLOOR

A copy of the statement for the record by Gloria Mendoza, entered for the record by Gloria Mendoza, is incorporated herewith to these minutes as Exhibit "5."

Mayor Pro-Tem Wurzburger said people can petition the Governing Body on items that are not on the agenda.

David McQuarie, 2997 Calle Cerrado, said he is here to petition Governing Body to see the April 9th letter concerning Resolution No. 2011-72, which requires an Assessment Plan for the disabled. He asked why this hasn't been done and where is the money going that was to be used. He said secondly, when you have a public hearing, based on pure discrimination, everybody gets to use a hands-free mike except persons of disability such as himself. He said to escape from here, he has to go up a ramp that is not 60 inches wide. He asked how he will escape, saying the City isn't set up for it. He said you are having a public hearing without making an allowance for people with disabilities. He has been fighting for this for 10 years, now it is ready to "come back to bite you." He said you are in violation of public hearing laws.

Mayor Coss returned to the meeting and assumed the duties of the Chair

Gloria Mendoza, said she here is on a mission, and read her statement into the record calling on the Governing Body to set up a City-wide meeting and let the community help you to set your priorities regarding the drug problems the City has that escalates. Please see Exhibit "5" for the text of Ms. Mendoza's statement.

Unidentified said, "I came here because of the gun thing." Mayor Coss said this will be on the agenda later. Unidentified said, "Let me get to the point, the point is you're wasting the citizens time, your time and everyone else's time.

Mayor Coss reiterated we will hear all of this in a public hearing.

Unidentified continued, "The point I would make on the wasted time is that our City has some real problems, they're mostly economic. But those economic problems tend to flow into other things like robbery, drug addiction, etc., etc. You people have done nothing I can see. I drove around for 5 minutes to try to find a parking place. Okay, maybe that's not the head of what we should be doing. But certainly we should be doing things to attract business. Coming over, I heard a conversation I would like to repeat to you. I understand the City has land and maybe we should be trying to attract some business with it to try to keep the City together. The suggestion was that 1 or 2 of you, not you Mr. Mayor, but somebody else, takes a little trip to Connecticut to see if they can buy one of the gun manufacturers to come down here and start work here to help the City."

Unidentified said about 8 years ago, he worked with the City for safety and he tried his best to teach the City all the different laws we have for safety. One, was the federal law for disabled people. The individuals, they came in here and in a wheelchair. You still haven't made accommodations for the disabled people if they want to come in here, and that's a federal law and I think we should do that.

G. APPOINTMENTS

Audit Committee

Mayor Coss made the following appointments to the Audit Committee:

Randy Randall – Reappointment – term ending 11/2015; and
Clark de Schweinitz – Reappointment – term ending 11/2015.

MOTION: Councilor Bushee moved, seconded by Councilor Wurzbarger, to approve these appointments.

VOTE: The motion was approved unanimously on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzbarger voting in favor of the motion and none voting against.

Santa Fe Water Conservation Committee

Mayor Coss made the following appointment to the Santa Fe Water Conservation Committee:

Bill Roth (Building Construction Practices)

MOTION: Councilor Bushee moved, seconded by Councilor Dimas, to approve this appointment.

VOTE: The motion was approved unanimously on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzbarger voting in favor of the motion and none voting against.

Airport Advisory Board

Mayor Coss made the following appointments to the Airport Advisory Board:

Chris A. Ortega, P.E. – to fill unexpired term ending 02/2016; and
Ronald C. Krohn – to fill unexpired term ending 02/2016.

MOTION: Councilor Rivera moved, seconded by Councilor Dimas, to approve these appointments.

VOTE: The motion was approved unanimously on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzbarger voting in favor of the motion and none voting against.

H. PUBLIC HEARINGS

- 1) **REQUEST FROM 60 PLUS, INC., FOR A TRANSFER OF OWNERSHIP OF CANOPY LICENSE #1334 FROM MARIA'S SANTA FE, INC., TO 60 PLUS, INC. THE LICENSE WILL REMAIN AT MARIA'S NEW MEXICAN KITCHEN, 555 W. CORDOVA ROAD. (YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Y. Vigil, City Clerk, noting the business isn't within 300 feet of a church or school. She said there are staff reports in the packet regarding litter, noise and traffic. Staff requests this business be required to comply with all of the City's ordinances.

Public Hearing

There was no one speaking for or against this request.

The Public Hearing was closed

MOTION: Councilor Calvert moved, seconded by Councilor Rivera, to approve the transfer of ownership of Canopy License #1334 from Maria's Santa Fe, Inc., to 60 Plus, Inc, with the license to remain at Maria's New Mexican Kitchen, 555 W. Cordova Road.

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

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera and Councilor Trujillo.

Against: None.

Absent for the vote: Councilor Wurzbarger

- 2) **REQUEST FROM MURPHY OIL USA, INC., FOR A TRANSFER OF OWNERSHIP AND LOCATION OF DISPENSER LICENSE #0649 FROM 838, LLC, D/B/A THE HOUSE OF BOOZE, 838 AGUA FRIA STREET, TO MURPHY OIL USA, INC., D/B/A MURPHY EXPRESS #8609, 5301 LAS SOLERAS DRIVE. (YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Y. Vigil, City Clerk, noting the business is not within 300 feet of a church or school, and there are staff reports in the packet regarding litter, noise and traffic. Staff recommends this business be required to comply with all of the City's ordinances.

Public Hearing

There was no one speaking for or against this request.

The Public Hearing was closed

MOTION: Councilor Wurzbarger moved, seconded by Councilor Rivera, to approve the transfer of ownership and location of Dispenser License #0649 from 838, LLC d/b/a the House of Booze, 838 Agua Fria Street to Murphy Oil USA, Inc., d/b/a Murphy Express #8609, located at 5301 Las Soleras Drive.

DISCUSSION: Councilor Dominguez said he won't oppose this request, but once again, it is an indication about where and how the liquor industry can continue and potentially move into areas of poverty in the neighborhood. He said this within the law and the jurisdiction of the applicant. He is glad to hear they will be complying with all Santa Fe Regulations, included those which were approved by the Governing Body a few months ago. He said it isn't the best solution, but it helps.

Councilor Bushee asked if the House of Booze will no longer be a package store, and Ms. Vigil said, "That's correct. It's transferring this license."

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

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

- 3) **TERRA COTTA WINE BISTRO, LLC, HAS REQUESTED THE ISSUANCE OF A RESTAURANT LIQUOR LICENSE (BEER AND WINE ON-PREMISE CONSUMPTION ONLY), TO BE LOCATED AT TERRACOTTA WINE BISTRO, 304 JOHNSON STREET. (YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Y. Vigil, City Clerk, noting the business is not within 300 feet of a church or school, and there are staff reports in the packet regarding litter, noise and traffic. Ms. Vigil said staff is recommending that this business be required to comply with all of the City's ordinances.

Public Hearing

There was no one speaking for or against this request.

The Public Hearing was closed

MOTION: Councilor Dimas moved, seconded by Councilor Trujillo, to approve the request by Terra Cotta Wine Bistro, LLC, for a Restaurant Liquor License (beer and wine on-premise consumption only, to be located at Terracotta Wine Bistro, 304 Johnson Street.

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

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

- 4) **PLAZA BURRITOS, LLC, HAS REQUESTED THE ISSUANCE OF A RESTAURANT LIQUOR LICENSE (BEER AND WINE ON-PREMISE CONSUMPTION ONLY), TO BE LOCATED AT THE BURRITO COMPANY, 111 WASHINGTON AVENUE. (YOLANDA Y. VIGIL)**

This item is postponed to the Council meeting of July 10, 2013.

- 5) **CONSIDERATION OF BILL NO. 2013-26: ADOPTION OF ORDINANCE NO. 2013- 27 (COUNCILOR IVES, COUNCILOR CALVERT AND COUNCILOR BUSHEE). AN ORDINANCE RELATING TO WATER CONSERVATION; AMENDING SECTION 25-4.2 SFCC 1987, TO REMOVE THE EXPIRED COMMERCIAL WATER RATE ADJUSTMENT PROVISIONS; AND CREATING A NEW SECTION 25-4.3 SFCC 1987, TO ESTABLISH COMMERCIAL WATER USER REBATE REGULATIONS. (LAURIE TREVIZO)**

The staff report was presented by Laurie Trevizo from her Memorandum of May 1, 2013, which is in the Council packet. Please see this Memorandum for specifics of this presentation.

Public Hearing

There was no one speaking for or against this request.

The Public Hearing was closed

MOTION: Councilor Calvert moved, seconded by Councilor Rivera, to adopt Ordinance No. 2013-27.

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

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

6) CONSIDERATION OF BILL NO. 2013-27: ADOPTION OF ORDINANCE NO. 2013-28 (COUNCILOR BUSHEE, MAYOR COSS AND COUNCILOR TRUJILLO). AN ORDINANCE RELATING TO LARGE CAPACITY AMMUNITION FEEDING DEVICES; CREATING A NEW ARTICLE 20-6 SFCC 1987, TO PROHIBIT THE TRANSFER, POSSESSION OR SALE OF LARGE CAPACITY AMMUNITION FEEDING DEVICES IN THE CITY OF SANTA FE. (CHIEF RAY RAE)

A letter dated June 25, 2013, from C.D. Michel, Michel & Associates, P.C., to the Mayor and City Council, via first class mail, fax and email, regarding *Bill No. 2013-27; Large Capacity Ammunition Feeding Devices Opposition Letter & Pre-Litigation Demand Letter*, is incorporated herewith to these minutes as Exhibit "6."

Resolution No. 2012/13-30, from the Santa Fe Board of Education, *Support for Universal Background Checks, a Ban on Both Assault Rifle Weapons and Excessive Capacity Ammunition, and Support of Programs Geared Toward the Education of Gun Safety Awareness*, presented for the record and signed by Linda M. Trujillo, Board of Education President and Lorraine T. Price, Board of Education Secretary, is incorporated herewith to these minutes as Exhibit "7."

A cover letter to the Mayor and City Councilors from Miranda Viscoli, with attached petitions "affirming this statement: *Support Ordinance 2013-27, to ban large capacity ammunition feeding devices from the City of Santa Fe*, with additional comments written by the petition signers themselves, submitted for the record by Miranda Viscoli, is incorporated herewith to these minutes as Exhibit "8."

A proposed amendment to Bill No. 2013-27 Large Capacity Ammunition Feeding Devices, which was read into the record by Councilor Bushee, but was not submitted for approval, is incorporated herewith to these minutes as Exhibit "9."

The staff report was presented by Chief Ray Rael, from the Legislative summary on this bill which is in the Council packet.

Councilor Wurzbarger said she has a question for the Police Chief and the City Attorney. She asked Chief Rael to explain to the Council how you or your staff were involved in the creation of this proposal.

Chief Rael said, "I didn't have any involvement in the creation of this Ordinance."

Councilor Wurzbarger asked Chief Rael his opinion as to the ability of this Ordinance actually to be implemented, and how one would implement this, given the details provided in the Ordinance.

Chief Rael said, "I believe, in my opinion, the way the Ordinance is currently written, it would be extremely difficult to enforce. But again, in my position, I don't set policy."

Councilor Wurzbarger said she is aware of this and she is asking for professional opinion.

Chief Rael said, "I believe it would be extremely difficult to enforce."

Councilor Wurzbarger asked the City Attorney to explain how the City Attorney's Office was involved in the development of this Ordinance, and any position that he has taken as the City Attorney's Office.

Mr. Zamora said, "The City Attorney's Office has been involved in the legal analysis of this bill as proposed. We were not involved in the drafting of this Ordinance, however we have provided legal review, and included in your packet is a Legal Memorandum out of the City Attorney's Office. There's a lot of language within that memo that is a lot of "legalese" to summarize it, and Assistant City Attorney Marcos Martinez can fill in the details. But to summarize. Within that Memo is contained a conclusion that, first and foremost, the entirety of this question comes under the New Mexico Constitution and how it relates to the right to bear arms, which is at Article II, Section 6 of the New Mexico Constitution. The reason why I'm limiting it to that is that, under the federal Constitution such restrictions on magazines have been found by the federal courts to be permissible. That analysis does not purely apply tonight because New Mexico's Constitution differs and that is, again Article II, Section 6, which has language added in November 1986, this is not part of the original constitution."

Mr. Zamora continued, "In 1986, a Constitutional Amendment was adopted that added the language, 'No municipality or county shall regulate, in any way, an incident of the right to keep and bear arms.' So our analysis and the authority of the Governing Body is within that. Looking nation-wide at the totality of case law, there's not a lot of testing of that sentence in New Mexico. Looking at the totality of case law, it is clear that there is an inherent right to the arms, in this case, firearms. It is also clear that there is an inherent right to ammunition for those arms."

Mr. Zamora continued, "Other municipalities, other governmental bodies have said, we'll you can possess a firearm, but you cannot have ammunition for it. There is clarification that there is a right to the ammunition. What is unclear, and remains to be tested, especially with the New Mexico [Constitution] is whether there is an inherent right to attach more than 10 units of ammunition at a time. And, as I've said, the Federal Courts under the Federal Second Amendment, have said that limitations on magazines are permissible."

Councilor Wurzbarger said she will hold her additional questions until after the Public Hearing.

Councilor Dominguez asked, with regard to the differences between the U.S. Constitution and the New Mexico Constitution, does one trump the other.

Mr. Zamora said, "I will narrow that question slightly, which is that the State of New Mexico is able to define the authority of the cities, and in Article II, Section 6, of the New Mexico Constitution, the State has limited the authority of municipalities when it comes to regulating rights related to bearing arms. So the cities have the authority that is granted to them by the State."

Councilor Trujillo asked Chief Rael, "Do magazines have date stamps on them when they are manufactured."

Chief Rael said, "Not that I'm aware, many of them don't."

Councilor Trujillo said this is of concern to him. He said magazines were purchased years even decades ago, and to him that will be the problem with enforcement. He asked, "How would you be able to enforce that. You are saying people will have to have ways they prove that they have owned this. I could have purchased a magazine 15 years ago and thrown the receipt away. These are the concerns that I have dealing with this. I just wanted to clarify that they don't have stamps on them."

Councilor Dominguez asked Chief Rael if he mentioned anything about proof of ownership in his presentation, because he doesn't see that in the Ordinance itself.

Chief Rael said, "I didn't see anything in the Ordinance either."

Councilor Bushee noted there is an amendment page on the Councilors' desks, and she read the amendment into the record. Please see Exhibit "9" for the text of the amendment dealing with proof of purchase prior to July 1, 2013.

Public Hearing

Mayor Coss gave everyone 2 minutes to speak to the issue. He asked everyone to hold their applause until the Public Hearing is closed.

Gilbert Rodriguez, 4221 Big Sky Road, Santa Fe, said he is 72 years old. He said people moved to Santa Fe when he was a young man, the locals called them *estranjeros*, with agendas of trying to tell us not to speak Spanish. He said, Castellano, the Spanish language of the original citizens of Santa Fe. He said they did the same to the Native Americans. He said these *estranjeros* come here today with agendas of gun control, mainly the banning of certain magazines or clips which is the first move to destroy the Second Amendment of the U.S. Constitutions. He said the militarize our police force, but we already have a military. The police are supposed to protect and serve, not intimidate. He said they are militarized by *estranjeros* who are making efforts to deprive, we the people, of our Constitutional rights. He said it is his opinion that the mentally challenged be removed, have them evaluated and put them in places where they cannot harm themselves or other, eliminating the possibility of any horrific tragedy to occur. He said, "Each of our City schools should have an armed guard trained to protect and defend our children from any drug crazed maniac that wants to harm them. Truant officers should be roaming our City streets, rounding

up kids who should be in the School, not breaking into peoples homes, stealing guns and ammo and selling them to the Police who sponsored gun buy-back programs. These thugs use the money to buy drugs and alcohol. You say the coffers are empty, yet these estranjeros who come from who knows where, live lavish lifestyles, take exotic vacations, live in home of extreme values and drive expensive automobiles. Let me express my First Amendment rights."

Benjamin Mathis, 3216 Richards Lane, said he has only lived here 22 years, but his were children born here. He said you are going to get a lot of this stuff about Second Amendment rights and how the police is doing to take us over, etc. He said he doesn't know what the number of Amendment is in the New Mexico Constitution, but it says we have the right to bear arms for self defense, hunting and recreation. He said they have been a shooting family for a long time and recreationally enjoy guns. He said there are sporting events at the Whittington Center, the Northern Rio Grande Sportsman's Club called Three Gun, and in these events, you use more than 10 rounds in a magazine. He said, "With deference to the City Attorney, I believe this issue will be settled in the Courts and his opinion is just what it is, an opinion, and the Courts will settle this issue tonight. And in conclusion, while it may be popular for certain progressive political agendas to be anti-magazines, you're wasting everybody's time and money, very simply. Finally, you have heard this enforcement isn't not enforceable, don't pass it, don't go there."

John Clement, 2160 Paseo Iglesia, said he opposed to any of this, mostly because he has a couple of older pump action rifles that would affected by this, collectors item. He said what you're talking about is silly and stupid and there are better things for us to be doing, than talking about that that this will make everything safer. It's not that people can come from other places, and be just as deranged as some of the people in this room. He said the problems here in our City are about jobs, drugs, and he would suggest to the City Attorney that there are very good laws on the books about drugs, and rather than having so many police officers here tonight, there might be something better for them to be doing. He said, "I think that the politics behind this is ridiculous and certainly wasting City money, which is what will happen, because this will be challenged if you pass it, on attorney's fees. It's another waste and there are so many other better things we could do."

Todd McCauley, 2438 Camino Capitan, said he is 17 years old and here is here tonight because he believes his Second Amendment as a citizen of the United States to keep and bear arms is under threat. The Constitution of the United States says that no law shall be passed to prohibit the right of the citizens to keep and bear arms, and I believe that is what this bill represents. If multiple invaders were to break into his home, he couldn't defend himself unless is properly armed to do so. You answer that question for me.

Michael McCauley, 2438 Camino Capitan, , said he was Infantry Lieutenant in Vietnam, in the jungles in a squeezed position between a rotten government on one side, and the Vietnamese Communists on the other. The little people by day were terrorized by the rotten government and at night the Communists would come in. He has tried to teach himself and his son Spanish over the past 3 years, and has become acquainted with a lot of people coming from Mexico. He said we're not talking about Joseph Stalin murdering 40-60 million people with gun control, or Chairman Mao, we're talking about our citizen neighbors. The people are coming out of an oppressive country where the criminals have guns. He said we have to worry about our First Amendment rights, and the founding fathers gave us the Second Amendment to put teeth in the First Amendment. He said for 237 years, the people of the United States have been trusted with the right, not the privilege to keep and bear arms. And as the unanimous decision of the Supreme Court in 1939, Miler v. United States, where the Supreme Court ruled that I can keep and bear that arm, which is of common use of the average infantry soldier, an M-1 Garand. The point is, why all of a sudden, after all these years, are the citizens of Santa Fe and New Mexico no longer trusted with their amendment rights. He said, "And I would also like to propose that the new citizens, our brothers from Mexico, whom I enjoy very much, most of them are great, should be given a course in our Constitution, including the Bill of Rights, and many of us would volunteer to teach it, and I would just like to have the City Council consider educating our new citizens and welcoming them."

Thomas Eddings, 1014 Siringo Rondo East, said he is the Manager and the gunsmith at The Outdoorsman. He said this Ordinance is unconstitutional, and everyone wants to look at magazines as a different part, but it comes from the manufacturer with it, therefore it is a vital part and you can't function without it properly. He said there is too much to get into for two minutes, reiterating that the Ordinance is unconstitutional. He said, secondly, he spoke with the New Mexico for Gun Rights people, and we all here believe that we need to do something to save lives, him included. He said, "I'm asking you to vote this down, just for the reason of, let's do it properly. This is not in a proper way and it won't do anything. So let's get together and do in correctly a way that actually will matter, and where the Constitution not in question. That is all I'm asking. Let us do it together in a legal way and a good way."

David Beaty, 1595 Pacheco Street, said each one of you took an oath of office to protect, preserve and defend the Constitution of the United States, of which the Second Amendment ends up with "that right shall not be infringed." He said it is not your responsibility to protect and defend me. He said the U.S. Supreme Court handed down a decision that says no government agency can be held liable for injuries of a person hurt by someone else. He said, "Your job is to ensure that my right to protect myself is not abdicated by some feel good, knee-jerk pandering. My son is a police officer, obviously, I love the police. One thing he told me early on is, we can't protect you. You need to get trained to protect yourself, because the only thing the police can do is fill out a report after the incident has occurred." He said if he asked any officer here tonight if they would like to go into a fire fight with multiple attackers and a 10-round magazine, they would all think "I've got rocks in my head." He said as much as he loves the police, their life is not worth any more than his family, and he should have the right to defend my family against multiple attackers with more than 10 rounds of ammunition. He said, "Over the last 20 years, all of the mass

shootings in America have been conducted by felons or mentally ill people, and the bottom line is those people don't care what law you pass. They're going to get a gun and shoot people, and the law abiding people will be just as surprised as you are. Chicago has the strictest gun laws in America, and over the past years, 4,265 people have been killed by guns in Chicago which is double what happened in Afghanistan in the past 11 ½ years. The United Kingdom took away everybody's guns in the nineties, and since then gun violence in the UK has risen by 89%, and is the most violent country in the European Union. There's only one thing I'm afraid of, and that is elected officials who think they're smarter than everyone else, and willing to compromise their integrity and break the oath they took. I have no respect for oath breakers."

John Winston, 56 Avenida Torreon, said he is a lifelong resident of Santa Fe, his mother grew up here and his grandfather was the Chief of the New Mexico State Police in the 1960's. He said he has a real sense of outrage that this even being proposed. He said, "Whatever your feelings about guns and gun control, our biggest concern should be when an elected body anywhere in America is willing to violate its own oath to the State Constitution. You all took an oath to the Constitution of the State of New Mexico when you took your positions. I'm not a lawyer, but I was an English major in college, and I'm pretty sure that the Constitution says, no municipality, that's ya'll, may regulate in any way an incident of the right to keep and bear arms. Magazines are a part of the arms. They are there for an incident of the right to keep and bear arms. You come here saying you want to enact laws that I know, you all know, aren't going to do any good. They're not going to do any good, they're not going to make us safer, but it's a statement you want to make. I'm sorry, that's inappropriate. You took an oath to the Constitution. In violating that oath, you undermine your ethical and moral standing to hold your current offices. I can talk about safety, how these things work. A bunch of people back here are wearing tags that say 'Limit Magazine clips.' There's no such thing. So, if you know what you're talking about, let's talk, but if you don't, don't sit here and try to tell those of us who know what this subject is about, that we can't do what our Constitution says we can. I hope you will reject this poorly thought out tactic."

James Buchanan, M.D., said he is a retired orthopedic surgeon, having practiced medicine in Santa Fe for 30 years, coming here from Wiesbaden, West Germany, as the Chief of Orthopedics at the U.S. Air Force Hospital, Wiesbaden. Prior to that, he was a flight surgeon at the largest tactical Air Force base in the world and he has more than 500 hours in an F-4. He inspected nuclear weapons, and was around airplanes fully loaded with nuclear weapons. He and his wife both have concealed carry permits. He said, "I find it absolutely incredible that someone in the City of Santa Fe wants to limit my ability to carry a weapon through Santa Fe, as I live about 1/4 mile outside Santa Fe, but drive in it quite frequently, and I have to drive through Santa Fe to go to Chama. If I'm trusted with nuclear weapons, and I'm trusted around nuclear weapons, and I'm trusted to inspect nuclear weapons as I was, why on God's green earth can't I be trusted to have a magazine that carries 12 rounds, or 17 rounds, which is what came in the gun when I bought it. I'm absolutely amazed at the lack of faith people have in their fellow citizens."

Billy Roney, Owner, Outdoorsman in Santa Fe. He said he would like to share facts rather than emotions and ask for your consideration regarding this Ordinance. He has owned this business in Santa Fe for more than 40 years, and sold more than 60,000 firearms during that time. He has countless thousands and thousands of customers who are voters. He said they have petition in the store which has been signed by 750 people in opposition to the Ordinance. He said, "share a desire with both sides, and with you folks to ensure a safe and sane community. We simply disagree with your proposal and the means you would try to advance that safety in our community. We would contend that magazines are not the cause of deviant behavior, and it is deviant behavior, not behavior by sane and law abiding citizens, who commit heinous crimes with all kinds of implements, not just firearms. I think we would ask for you to concentrate on causative factors we can actually do something about that leads to deviant behavior, such as mental illness. What are we doing in Santa Fe to recognize and treat children and adults who have and have been seen to have mental illness. What are we doing about gang-related crimes, drug and alcohol immediate additions, violence based video-games and movies. I am here to ask for your logical consideration of the propose and to seek unity and consensus rather than divisiveness amongst us, to all of us sharing the same goal, a safe community. But please, recognize the facts. 40 years, 60,000 firearms, not a single one has been used by one of my law abiding customers who has purchased, to be used in a heinous crime. Not one over 40 years and 60,000 firearms. Our first President George Washington said that attested to the safety and sanity that 99.9 of all firearms owned then as now, are never used improperly. Please keep that in mind folks. We're relying on you to lend logic and sanity to this very important consideration. We all want the same thing, a safe community, but how is the best way to achieve it."

Joan Lessie, 13 Descanso Road, said she is here on the behalf of Santa Fe Pax Christi and the Interfaith Social Justice Network to strongly support Councilor Bushee's Ordinance. The Interfaith Social Justice Network is composed of representatives of more than 12 faith congregations and religious groups in Santa Fe. In the name of peace and justice, both organizations asked her to express their voice in the ability to have safe gun control in Santa Fe. She said she comes from a home where they had guns, she carried guns in her work for the government, and has several police officers in her family, so she isn't opposed to guns. She said there has been a lot of discussion lately on gun control and equal discussion about the threat of losing our Second Amendment right to bear arms. She said this proposal only addresses large capacity magazines, a relatively small concession that can save lives, especially in the mass killings we've seen lately. She said since 1982, there have been 63 mass shootings in 30 states. Since 2006, there have been 25 mass shootings, and since 2012, there have been 8, in places such as Columbine, Virginia Tech, Aurora, Newtown and most recently Santa Monica. She 3/4 of the guns used in the mass shootings were obtained legally, in nearly all of these large capacity magazines were used. She said in 50% automatic assault weapons were used. She said, "It is estimated that takes the shooter 1-2 minutes to eject and empty a magazine and reload. During that time, the shooter is distracted, moving focus from the victims to the fun for reloading. This small window saved the lives of 4 children in Sandy Hook Elementary School, to sneak away and hide, saving their lives. Since the 6 months since Sandy Hook, more than 1,000 people have been killed in gun deaths. Children are being killed on a regular basis in Chicago, Albuquerque and Los Angeles and across the country. With the large capacity magazines, the

chance of a victim's survival is slim. We need this legislation to give victims of gun violence a fighting chance to survive."

Ron Hammond said he has lived in Santa Fe all of his life and went to high school in this building. He attended the College of Santa Fe and taught here for 8 years, then worked at LANL for 25 years with a high security clearance. He said, "If I can't own guns, including the ones that take these high capacity magazines, who can." He said there are 4 million AR-15 rifles in this country, all with high capacity magazines. He said in today's paper, one of the Councilors who sponsored this bill is already talking about more gun control at the State and federal level, so that's the agenda, they want to come after the guns. The magazine is the first step. He said not even The Santa Fe New Mexican, a liberal, Democratic newspaper won't allow classified gun ads, supports this bill, primarily because it against the State Constitution, and said we will waste a lot of taxpayer money on lawsuits. He said the City already wasted \$90,000 on a gun buyback program. He said, "Most of those guns were garbage. I took one down myself, walked out with a smile on my face, \$150 in my pocket." He said Santa Fe taxpayers shouldn't be paying for political statements, whether it's a guy buyback or "this insane bill here."

Vince Gutierrez [address inaudible] recited the Pledge of Allegiance, noting they skipped the pledge during the opening comments. He approached the Council to show them two licenses. One is a drivers license, the other is a license for concealed carry. He said it took 8 hours to get the drivers license, and 16 hours to get the concealed carry license – 2 full days of classwork and on the shooting range. He said he is very properly trained. He bought his firearm from Mr. Roney, The Outdoorsman, a Remington r1-1911. He said New Mexico is an open carry State, and is legal for him to put it on his hip and walk down the street. *[Mr. Gutierrez's remarks here are inaudible because he was away from the microphone]* Mr. Gutierrez said something about the time it takes to change a magazine.

Paul Martower, properly owner on Montoya Circle, said he has lived here for 11 years, moving from California. He said he objects to passing over the pledge of allegiance, and a prayer. He said this law proposed by you will do absolutely nothing to prevent crime, murders, robberies or anything else, for the simple reason that criminals don't obey laws, nor do insane people. Nothing will stop these people, unless we started at the beginning of how they started to be insane or criminals. We need to attack that problem, the roots of the tree instead of slashing the branches. He said, "This has to be done and recognized. I have no desire to see criminals, insane person, crazies, kids to commit the crimes mentioned this evening. I am horrified by what happened at Sandy Hook, but this will not prevent such things. It will prevent law abiding citizens from protecting themselves as is their constitutional right, and that is a good reason why this bill should not be passed."

Riana Butler, Old Las Vegas Highway, said she is a mother of 2 small children and a concealed weapons license holder. She has heard a lot of this legislation being for the children. She carries her weapon to defend her children. She said a woman wearing a yellow tag said somehow ammo limits have to do with love. She loves her children and will defend other people's children out of love. She said everyone assumes, regarding the 10 round limit, that 10 rounds will work. In a combat situation, all of them may not fire. She regularly hears about 6-7 rounds not stopping an attacker. She said if the 8th round doesn't fire she hopes "the cops are quick." She said larger magazines level the playing field for the weak and infirm. She said she fully agrees with the remarks about our Second Amendment rights. She is unsure who decided 10 rounds was the best number. Her gun came with 15, and "I kind of want that."

Brandon Butler, Old Las Vegas Highway, said he is a concealed carry instructor. He said high capacity magazines/standard capacity magazines benefit the weak and infirm. He said a person his size is capable of using 45 ammunition to protect himself, noting it is more effective and powerful round, and takes more strength to control correctly. He said someone who is petite, weak, handicapped, infirm, might have to select a much smaller caliber to defend themselves. That will necessitate having more rounds on target to stop the acting. He said no sensible person is trying to kill someone. He said we are trying to stop someone from hurting us and our loved ones. He said we have a wonderful law enforcement presence, all of whom are wearing a Glock with 16 rounds and 2 additional magazines. He said the authors saw fit to exempt police officers. He said there is not a statute, law or amendment that requires an officer to pull their gun to defend me. The reason they wear guns is to protect them in horrendous situations. He said it is more likely they will see a horrendous situation that him, that doesn't negate his right to defend himself if he finds himself in a horrendous situation.

Jason Adams, 12 Wagon Meadow, said, "I am afraid, very afraid. Recently a media exposé identified certain motorcycle gangs as being so well organized, so large as a criminal organization, that law enforcement can't bring them down. So, if a time comes when I want to purchase weapon requiring a magazine, please don't limit my choice about what size magazine I can purchase. Please forget this bill."

Chano [inaudible] 1547 Calle Angelino, said the main issue is stopping crime, keeping people safe. That's what people want, but by doing it in a way that Mr. or Ms. Criminal will say they passed a magazine ban, I guess I'd better take the rounds out of my magazine before I go kill these people because I'll be breaking the law. It's not going to work. Like the Chief said, it's an unenforceable law, and those are not laws. He said, "You don't want to be wasting time, resources money, to be checking the number of rounds in a home invasion where a family is trying to protect themselves. These laws do not apply to criminals because they do not follow laws."

Miranda Viscoli, Old Santa Fe Trail, presented a packet of petitions containing 890 signatures in support of the Ordinance for the record [Exhibit "8"]. Ms. Viscoli said, "The mass shootings at Tucson, Virginia Tech, Aurora, Ft. Hood, Sandy Hook and now Santa Monica all have one common thread – the use of high capacity magazines with over 10 rounds. The combined impact of these 5 shootings is over 1,619 bullets, 44 minutes, 95 people dead, 64 wounded, 26 of which were children under the age of 10. I'm asking the City Council why in God's name why we would want these high capacity magazine clips on the streets of our City. And I have yet to hear tonight, a reasonable argument in defense of these high capacity magazine clips. In terms of the 2nd amendment, it doesn't hold water. We already limit ammunition in this State, right now, when we limit black powder. No house can have over 50 pounds of black powder. That's the type of ammunition that is considered excessive and dangerous over 50 pounds. It would be the same as the high capacity clips if it is considered dangerous and excessive to our community. Excuse me, please, we have been waiting here a long time. Thank you. We are not the first City to make these illegal. New York, Los Angeles, Denver have done it and New Jersey is attempting to do it. And why have they done this, because it is the right thing to do. Another thing, in addition is important to bear in mind that here in New Mexico, which boasts some of the weakest gun laws in our country, ammunition purchases are not subject to background checks. Sellers are not required to be licensed, to keep a record of ammunition sales, or even request a purchaser to show proof of age. So today the Council can either do nothing and continue to allow these high capacity feeding devices to be on our streets, or we can begin the process of eliminating them from our City. And God forbid, if there is a mass shooting in Santa Fe, not only would it be horrific in terms of the loss of life, but you can bet tourism is going to take a downhill spiral, and that is something our local economy can't afford. As a 3rd generation native of Santa Fe, a mother of 2 young children and a member of New Mexicans For Gun Safety, I plead that you take this Ordinance into consideration."

Paul Schmidt, 818 Allendale, said he is a founding member of New Mexicans for Gun Safety. He said he has been involved in gun violence prevention and gun safety. He has met many good people who believe something must be done to prevent the Newtown tragedy from repeating itself. He doesn't own a gun, but it has been a pleasure to meet gun owners who are good law-abiding citizens, who have the exact same concern as he does – they don't want these tragedies to happen around guns. We all agree that there are many things which need to be done to stop these tragedies, but we don't agree on how. He said the best approach is for us to work together to make changes regarding gun safety, which will involve cooperation, compromise on our views as to how to do this. He would like to see coming from this evening is reaching out to one another, because we all want to work for the real prevention of gun violence – whether you love or hate guns or are in between. He supports the Ordinance and believes it can save lives, and he is in favor of everyone talking with other and to do what is best to make the world a better place. He said working with one another is really the only way to do it.

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Josh Henning asked the reason 10 rounds was chosen, commenting there is no empirical evidence to suggest that 10 rounds is the magical number. He said a magazine ban is impossible to enforce like the Chief said, and it is a bad idea and the reason police officers don't want to follow it. He said a magazine or feeding device is as simple as a box with a spring in it. You can download plans from the internet to make them. He said, "Please don't waste our time and money trying to enforce this. This is a horrible idea. I think that the people wearing badges saying 'Ban Magazine Clips,' their hearts are in the right place, but their minds are not. There is no such thing as a magazine clip. It's like asking somebody who doesn't know how to open a car door to start writing traffic laws. These people don't know what they're doing. Limiting a car's gas tank or fuel capacity to make us safer is like saying that would prevent drunk driving. And it won't. People hell-bent on destruction are going to destruct."

Lee Murphy, 4607 Solecito Loop, said she thinks there's a greater agenda here which will lead to more restrictions, less rights, less privacy. Her father joined the Air Force at 17, served two tours in Vietnam, was on call for the Cuban Missile Crisis under President Kennedy. He flew one of our Presidents, President Johnson before Air Force One. Following that he was a commercial airline pilot. She said in 1979 a plane was hijacked, and killed people, throwing the one by one on the tarmac. She said her father felt terror watching that with the realization that a plane could be used as a weapon. She watched her father's quiet frustration because FAA officials would not allow pilots to be armed once they were in the cockpit. He father flew all over the world, is now retired and in his 70's. In the years leading up to retirement, he took the short hops out of Newark, New Jersey. Shortly after his retirement, the route he flew was the one that the terrorists flew into twin towers. They killed the pilots and flight attendants with box cutters. She said her father doesn't fly on commercial airlines because he doesn't trust the FAA. She said in the past, she awoke to the sound of a roommate being raped. She watched a program where a woman was raped, her fun in her car 50 feet away. That rapist went on to rape two other women and kill them. A mother in a Church parking lot was raped repeatedly. She lives across from Councilor Dominguez, where most of the homes are abandoned and her neighbors smoke pot, and people are running drugs in and out, and the neighbors behind her are wanted by the FBI. She said, "I do not want my constitutional rights that people bled and died for taken away from me. We do not see eye to eye." She hopes that doesn't lead to bloodshed."

Michael Murphy, 4607 Solecito Loop, said many points have been made already, such as that Chicago has some of the strictest gun laws in the nation and they have more shootings and gun violence that almost anywhere else. A high capacity magazine ban will make many of our guns illegal because you can't carry them if they come with a 12 round magazine. He said there is the potential to create new criminals because people won't give up their arms. He said they have had numerous break-ins all around him, and that and the drug problem is very frustrating. He said this is a fairly new neighborhood at Airport and #599, so it isn't an old, run-down neighborhood with a lot of drug problems – it's a new neighborhood with drug problems. He said, "I would ask you to please vote this down, support our Constitution and support Santa Fe."

Leslie LaKind, 204 W. San Mateo Road, said he has lived and practiced dentistry in Santa Fe since 1976, and the last two speakers are patients of his, and frankly, he would trust them with his life. He said the vast majority of the gun rights advocates here tonight are law abiding citizens that use their guns responsibly. He said, "The number of disturbed or destructive people in this world are proportionately small, but can make a disproportionate impact, and they have. Please do what you can to help Santa Fe from being added to the list of mass shootings. If it does happen, it is on everyone's conscience who opposes this." He said he liked what Thomas said, which was let's work together. He has been watching the gun debate nationally, and he sees all the progressives saying we should not have guns and the NRA saying no. I want to invite all of these people here who are very passionate and motivated to work with all of us to come up with concrete solutions so we can protect ourselves and feel safe.

Nancy T. Bennett asked about the Ordinance being amended just before the meeting.

Mayor Coss said the Governing Body hasn't acted on the Ordinance, and won't until after the Public Hearing.

Ms. Bennett said none of the audience saw the amendment when they were preparing remarks and Mayor Coss said this is correct.

Ms. Bennett said she has lived on Camino de Vito for 35 years. She said the Ordinance says large capacity ammunition magazines are designed to enable shooting mass numbers of people, quickly and efficiently without reloading. Such devices have been used in numerous mass shootings, including Tucson, Virginia Tech, Ft. Hood and Colombine, but they are not useful for hunting or defense. She said, "What. Magazines are not designed for any particular target, people, wild animals or tin cans. And if they're not useful for self-defense, why is there a 15 magazine in every City issued pistol on the belt of every officer in here and two more 15-round magazines on their belt as backup. Are they wearing those to shoot people as this claims, or defend themselves and us, the residents of the City. At a Public Safety Committee meeting last month, the Police Chief had no problem with private citizens who retired from a police force to have large capacity magazines for self defense. About the mass shooting, mass murderers ignore laws. Why is that simple fact so hard to accept. Two of those shooters possessed guns illegally, 3 used them in an area designated as gun-free, so the victims couldn't shoot back. Two shooters were adjudicated as mentally ill and the fourth is a terrorist." She said each shooter had multiple magazines at the scene and all but one of those had several 10-round magazines. In Colombine, 96 shots were fired from 10-round magazines. This Ordinance would have done nothing there. She said Americans endured magazine restrictions for a decade. Multiple studies proved nothing could be said about that reducing crime. She said everybody wants to something and we're all against gun violence, but this Ordinance will do no more to stop murder than lighting a candle. She asked if a 10 round limit will protect a child from a vicious dog. She said if you want to have a real impact: prosecute when guns are possessed illegally, put criminals in jail and keep them there, provide better access to mental health treatment, and please reduced so-called gun free zones where honest people are forced to be defenseless.

Matthew Higginbotham, 5 Carlito Road, said he is here to say that something just has to be done, and moved forward after something like. He said what Santa Fe is trying to do today is huge. It is taking on a decision bigger than itself and everyone in the room. He said, although polarizing, the decision before you today, needs to be made in favor of lives. High capacity magazines define our nation's mass shootings. Newtown, 154 bullets 27 killed. Aurora, 70 bullets, 12 killed, 58 wounded. Tucson, 33 bullets, 6 killed, 13 wounded. Ft. Hood 214 bullets, 13 killed, 30 wounded. He said, "I know a lot of these law abiding gun owners here today are not going to be carrying around that arsenal, but I again stress, we need to do something. It is time. Let's prevent Santa Fe from becoming a sad story. Our City can do this. We can pave the way for common sense legislation to curb gun violence here and elsewhere. We can prohibit the use of high capacity magazines, because we choose not to be a piece of data in the mass shootings lot. It is not about taking away Second Amendment rights. It is about gun safety and saving lives."

Joe LeBow, Camino Carlos Rey, said the proposed Ordinance is unconstitutional, risking difficult and expensive legal challenges. If such a law is to be effective, it would need to be passed at the least at the State level and possibly at the federal level. Unenforceable. The proposed Ordinance would be unenforceable. Magazines are not serial numbered, data of manufacturer acquisition cannot be determined. The suggestion that current owners get their magazines notarized in essence, requires a person to prove innocence or face arrest. This is unconstitutional and antithetical to America law and tradition where a person is presumed innocent until proven guilty. Ineffective. The proposed Ordinance will not contribute to safety as criminals can easily bring magazines from outside the City. The Ordinance could actually make residents less safe, emboldening criminals who may consider themselves to possess more effective weapons than the law abiding citizenry. It conflicts with State law. Concealed may lawfully carry modern pistols, many of which have magazines that hold more than 10 rounds into the City under State law which would conflict with the proposed Ordinance. This could be solved if concealed carry license holders were exempted from the Ordinance, similar to the current plan to exempt retired police officers. Concealed carry licensees must undergo periodic training and background checks. Unintended consequences. The proposed Ordinance is likely to increase the number of high capacity magazines in the City as people rush to stock up ahead of the implementation of the proposed Ordinance. This analogy of the limit of black powder storage in a residence is a poor one to a magazine. Basically this an energetic material and fire protection issue. It's not a gun issue. Anyway, in conclusion, I wish to request my Councilors, Councilors Dimas and Trujillo to vote against this Ordinance."

Keith Huey, 700 Paseo de [inaudible], said he is owns Huey's Fine Art Gallery. He said his wife afraid to walk down alley behind their business because of the number of people smoking crack. He said they get tagged every other day in the summer when kids are out of school. His wife is 5'2", and never owned a gun. A few years ago, New Years Day 2009, they were working in gallery, and he went home to check on their kids and cats. When he got home he found 5 individuals ransacking his house. The police were very response and got there in 5 minutes, but the burglars had time to climb over his 8 foot fence, go into the back yard, pick up a boulder, throw it through the window, go into his house and open all his triple

dead bolt doors, steal all of his electronics. He had to call the police 6 other times during the year about home intruders. He said people came to his in the middle of a snowstorm and trying the door to get in. He said a Judge came into his gallery and they talked about this. He said the Judge told him to buy a gun. He subsequently bought a Smith & Wesson for himself and his wife. He said in a fire fight 10 bullets won't do it, even if you're half as good as you practice to be. If you need 10 rounds to count, you will need 20 rounds.

Harry Everts, 3 Camino Oriente, Pastor of Presbyterian Church a block from here. He moved here from Cleveland to Santa Fe which now seems worse than Cleveland and Chicago. He is dismayed that people are going to try to shoot somebody. He hopes we can come together to do something instead of shooting the person with a gun in front of us. He said he believes we can do something to make a difference. He supports the bill.

Samuel LaDue, 17 Vista Herrera, said he is acting Santa Fe County Republican Chair. He said, as a lot of people have said, this Ordinance bigger than Santa Fe. It affects the entire County and Northern New Mexico. He said Santa Fe is the commerce center for all of Northern New Mexico and many poor people have to come here to practice their recreational and safe gun use. To put them through more legal trouble, fines and fees, and they won't be informed that this Ordinance exists. He said are we going to put out a sign that Santa Fe is a 10 round limit City. He said we don't seem to be doing too well in enforcing the cell phone laws. He said, "Please. I beg you, don't make laws that can't be enforced. Please."

Ginger Clark [inaudible], Realtor, said she has been scared in open houses. She is here to serve sellers and buyers. She said, "And when someone walks in, and you can see it in their eyes, they're out to get you. Recently, in Rancho Viejo if not for a burly man who was visiting the house and took a predator and threw him out the door, she would be a victim. As for the pastor made eloquent remarks, I never want my husband to get a call from a pastor saying, I'm so sorry your wife has been killed in an open house. I go to ranches. I go to vacant properties. I'm good at what I do, but now, because of real threats, I have a concealed carry. I have 15 rounds in a S&W 9 and I will not be a victim. I have a suggestion. I've heard tonight, let's work together. How about this, I recently saw the City budget with a \$7 million Quality of Life line item. Let's use that for mental health. The woman who spoke first tonight had it right. Drugs, meth, heroin, we're surrounded by it. Let's use that Quality of Life \$7 million where it really does some good for our community. I can't think of anything better than a quality of life without drugs, burglaries and attacks."

Lois Snyderman, 912 Los Lovatos, said she is here to ask the Council to support the Ordinance. She said the Ordinance won't take away anybody's guns, nor make it impossible to buy a gun or ammunition. What it will do is prevent the kind of gun massacres that have been all too prevalent around the country. This is one small step to try to prevent the horror that has been too prevalent in other cities. She asked the Council to vote for this Ordinance for the citizens of Santa Fe, for Newtown and for all of us

Oscar Jordan, member State Bar of New Mexico, retired, said he attended the first law school class at UNM. He said, "I looked at this thing and I think this is an exercise in futility, and it's going to cost a lot of money somewhere if it gets litigate. I think the Constitution in New Mexico... 1986, I remember when it was done and why it was done. I don't have a gun that carry more than 10 shells, but I may need to buy one. The 2nd amendment was enacted as the result of the government. The English government was an oppressive government. If the government becomes oppressive, I may need more than shells." He came to New Mexico in 1953 as Assistant U.S. Attorney for the Northern District, noting it was a political appointment, and he enforced laws in the Northern District until Eisenhower was elected and he knew he would lose his job, so went to work at the Land Office for 30 years. He is retired military having spent 20 years in the Reserve. He said, "For what it's worth, it's my opinion here that is clearly unconstitutional, both federal and State."

Marian Jackson, 900 Calle Arco, said she has lived in Santa Fe for 33 years and she has seen a marked increase in drugs and gun violence in Santa Fe. On April 24, 2013, a mother of two sons was shot inside her south side home by a drive-by shooter. She said this was a drug related crime perpetrated as a warning to the woman's two sons, aged 21 and 18. The police searched the home and found various pills, drug paraphernalia as well as hundreds of rounds of ammunition and handguns, as well as a bullet-proof vest and 6 40-round magazines for an AR15 rifle in the older son's room. She recalls the shooting on the Plaza after Zozobra several years ago. She said we have to prevent events like what has been enumerated previously in various parts of the country. [Inaudible here] She said, "I encourage all the gun owners here to make sure their guns are locked up to prevent their children from getting to them."

Ryan Marshal, 340 Hillside Avenue, said he wants to speak about the mass shootings at Ft. Hood, Newtown, Aurora, Tucson and Santa Monica. He said, "High capacity magazines were use in many of those incidents. Those magazines are factory supplied with the firearms. Those magazines are included in just about every firearm you purchase today. Saying that that magazine is a special magazine that was used in the event is inaccurate, it is just a magazine that is common today. These tragedies also occurred with shooters that had multiple firearms on them. They could have a 10-round magazine in one gun, and had 3-4 other guns with 10-round magazines, and easily changed out firearms. The size of the magazine and ordinances aren't going to make a difference. Look at Santa Monica where the shooting occurred. They've had a limit on 10-round magazine for years, yet the shooter still had 30-round magazines. Please think about the Ordinance and the affectability of it."

Bo Brenner said he recently got out of the military, and he grew up in Santa Fe and Northern New Mexico. He said, "What I have to say, I say without malice or judgement to those here tonight who I disagree with. I do not expect the men and women of the Santa Fe City Council to know what it is to have a sense of honor as I see it. I do not expect them to know what it means to swear an oath to protect and defend something so much bigger than them, they would gladly give their life to ensure its survival. It may sound archaic and obsolete, but many of us who have sworn that oath also live by it, they are not empty words. Out civil rights as good and decent human beings do not come from bureaucrats who legislate what we may or may not do. They come from God. Our Bill of Rights, a bill of civil rights is a document that over time, has come to protect these God given rights of all Americans. We all have a right to life, and if we have the right to life then we have the right and responsibility to protect it. How dare any man or woman dictate to another how they may protect this most cherished gift. Make no mistake, the Second Amendment is a civil right. This proposed bill is a clear violation of the Second Amendment and Article II, Section 6 of the New Mexico Constitution and I have read it, and it's against both of them. You may argue that one does not need more than 10 rounds in a firearm. Why then do many police carry a side arm with 15 rounds. And again, it is not the place of government to dictate how we, as law abiding Americans, defend ourselves. If I choose to carry a firearm with 15 or 6, it is my business. [inaudible] An unenforceable, unconstitutional and reactionary bill will not save any lives and make anyone safer. Is a criminal who is willing to kill innocent people going to abide by this law. If your answer is yes, quite frankly you are a fool." He said, "Punishing those that have not committed a crime by infringing on their ability to defend themselves from evil acts is wrong and ineffective."

Roman Abeyta, 4325 Camino Lila, said this is a common sense approach to gun violence. This will not impact anybody's right to own a gun. He said, "I am responsible for the lives of hundreds of children's lives in our community every single day. We want to talk about hypotheticals, if you want to talk about issues, let me give you a hypothetical. If something happens at one of my clubs, you know who I'm going to answer, me and you guys. Not them. They're going to be gone. It's going to be us. I urge you to help me protect our children. I urge you to pass this Ordinance and I commend you for having the courage to bring it forward."

Abraham Vorhees, 28 Sabino Gonzales Road, Glorieta, said he is speaking on behalf of himself and his family that this is a very foolish thing. What difference is 30 rounds to 10 rounds going to make. You've got better things to focus on. In fact, this meeting right now is a waste of time. You shouldn't have brought it up in the first place. He said, "I love weapons, it's a hobby for me. It's something that I keep around for defense purposes, for my wife for my family, even for my friends. It's a right. The Constitution says it's a right. It's my Constitution and if I want to put a 30 round magazine under my constitution to keep myself safe, I'll do it. This isn't going to work. Personally, I don't have a whole lot of faith in the Santa Fe Police Department, because I've been in a bunch of situations before where it has taken at least half an hour to an hour for them to arrive, City or State. It's to that point where these things aren't taken seriously for New Mexico citizens. If something happens to a copy, these cops have to come in with 30 round mags, with 15 rounds for shotguns, and I'm not allowed to have a 30 round mag in case someone

breaks into my house and tries to take the life of myself and my wife. I don't know how to be clear about this except, no, because by the time they get here, I'll be dead, my wife could be dead. Something could happen I need that 30 rounds, I'm going to use that 30 rounds. The guy in the pink shirt, you shake your head no, wait till it happens to you. If something happens to you, then you're going to regret having to pass this pathetic bill about 30 round mags when you could have used the two extra."

Marian Vedessensen, 614 Paseo de Peralta, said New Mexico ranks fourth in the nation in gun violence. She is a naturalized citizen and took an oath to defend the Constitution. The Second Amendment is two and a half lines, and her understanding is it is intended to give us the right to defend ourselves. It's been a few years since the Second Amendment was written, and a lot has changed in the gun market. The lobbyist, manufacturers and weapons have improved. They have also been busy trying to convince the public that if we restrict the access to assault weapons they will lose the Second Amendment. I firmly believe in the Second Amendment. I don't think we need assault weapons to defend ourselves. I have been robbed in Santa Fe twice, and the police were wonderful and they advised me to get a good. So my good son immediately provided me with a Sig and off I went to the range to get it registered. Much to my surprise, you don't have to register a gun in New Mexico, and there is no background check. So that might be something that also could included the safety of Santa Fe. I had all the safety classes. I got a private instructor. If I knew there was a blank in the gun I could shoot dead on. I had the gun for a year. I was always conscious of where it was, always on my mind, and I got rid of it. I sleep much better and I'm sorry there are so many people in this country that are so fearful in their lives that they only feel safe if they have an assault weapon. I urge you to pass the amendment."

David Olson it occurred to him that what you're proposing to do to solve the problem is limit a magazine and this is a divisive way to do it, and as they say, "there is more than one way to skin a cat. I suggest you look for solutions to the problems that satisfies both sides, because it can be done, and there is more than one way to protect people from getting shot wrongly. Let me give you some background on where I'm coming from and to the sponsor of the bill, first of all I vote both sides. I'm not just one side or the other. A few years ago, I lost all of my firearms to a home invasion burglary, so that's where thieves get their guns mostly. They took all of mine and used them to commit crimes around the area in the southwest of the State. He said 40 years ago, when he was 7 years old, he was victimized with 3-4 of his friends and his brothers at home by two guys that had just broken out of prison. They were high on hard drugs and one had a butcher knife and one had a shotgun. And they put the butcher knife to my best friend's throat and held him from behind. And the first thing they asked us was where are the guns, because that's what they wanted. That lasted about an hour, some of the older brothers came home, there was a fight they leveled the gun they had, but it didn't fire. They tried to kill his friend. He said ultimately, we won, they went to prison. He was trusted by the Air Force to fly and operate an F-4 and operate its armament. He said, "And Geno will have to forgive me, but this is part of my perspective. My rights and the rights of his children were severely damaged by my government. I just won against Judge Monica Zamora who illegally trafficked my children and I proved it, so say Kennedy, Wexler and Bustamente a bi-partisan three-judge panel, and that was the last straw in me, as the government likes to

have a zero tolerance policy for a lot of things about its citizens. I now have a zero tolerance policy for my government on things that directly affect my life in significant ways. There's a rule book. The rules have already been written for what you're trying to do here at the level of the U.S. Constitution and the State Constitution. You're welcome to change the law on anything that you want with guns, but you have to do it in those rule books, not in City ordinance rule books. Since this will affect my rights, and I don't like, and if somebody doesn't beat me to it, you are forcing me to file a lawsuit against the Ordinance if you pass it. I think Geno did suggest this is going to cost a lot of money to defend against." He said he doesn't have any guns right now. He said that court case, I intercepted an email and it said quote, "I think I'll go to David's house tonight and kill him in his sleep and make it look like a suicide." We have a right to defend ourselves, and it was to protect against the government.

Bill Jackson, 900 Calle Arco, said many people tonight are talking as if they would only possess one magazine of 10 rounds. He said he sincerely doubt that would be the case. As we have seen in several recent mass shootings, the act of changing a magazine gave the good guys a chance to limit carnage and in some cases, bring the events to an end. We may not be able to prevent every mass shooting, but we have a responsibility to each other and our grandchildren to keep them safe from these horrific events. He said, "I urge you to support this amendment."

Michael Clemmons, 880 E. Palace, said he moved here 6 months ago, and he loves Santa Fe, and when you meet people they tell you how long they've lived here. He said most likely people won't have drug addicted people break into their homes. There is no right or wrong and people have spoken tonight on both sides and are passionate about it. He likes to assume the best in people. He said we are all moved by what happened in Columbine and such. He said he would volunteer his time to make sure there was an armed person at the school. He said it's grandiose for the City Council to think they should be subsidizing this national debate discussion. It is unfair to people who are really poor and who really are in drug affected areas. He said for us to be sitting here and saying because this happened in other places that Santa Fe needs to take a stand. He Santa Fe is a small community that needs to focus on getting the job done for its citizens and keep national debates out of the business of the City. It also could be people bringing up an issue because they want name recognition in a mayoral election.

Dr. Bruce Merchant, 106 Camino Encantado, said he is impressed with the wide diversity opinions. He said no one who has spoken tonight is interested in promoting gun massacres. He asked for no applause. He said there has been a lot of talk about the Second Amendment and there are Second Amendment rights and everyone has the right to bear arms, particularly if they do so within a well regulated militia. When the founding fathers passed the Second Amendment, they were thinking about muzzle loading muskets, and if you like to have 10 of those in your home to protect yourself, no problem. If you want hundreds no problem, but the founding fathers didn't have assault weapons in mind which aren't for hunting. Assault weapons are intended for military purposes and warfare, but they are on our streets. He would like to work with all persons to minimize the risk that comes from assault weapons and from the large clips involved with them.

Linda Trujillo, President of the Santa Fe School Board. Ms. Trujillo said Councilors Dominguez and Rivera are her City Councilors. She is here this evening of the School Board. On June 24th they passed a Resolution, a copy of which is at their desks. [Exhibit "7"] She said gun violence is a serious issue that is killing our children, and she thanks you for being a partner with the Santa Fe Public Schools in working to protect our children. She said the bottom line of the Resolution is that the School Board stands with you as a partner to protect our children and we believe that includes working for universal background checks, a ban on assault weapons and high capacity magazines, and to educate our children so they can keep themselves safe. She can talk at length about crime, commenting she lives near the Airport and has been robbed twice. She said the police have been phenomenal and have come within a short period of time. She doesn't want a gun in her home which her granddaughter might get hold of. They believe as a board that high capacity magazines are proven to be very dangerous particularly in hands of people who are going to break the law anyway, and in the hands of young children. They ask the City to continue to work to support our children and to make them safe."

Mark Lyon, 2504 Ponderosa Lane, said he came here to be a witness to this discussion, and to be a part of the greater discuss, and to find out, being we have a mayoral election coming up, who I may support and who I may not support. He said, "Guns don't kill people. Crazy people with guns kill people. And in all of the Newtowns and Auroras and places where we've had mass shootings, it had already come out that all of these people had been by a psychologist at school or somebody that said they had anti-social behavior, and said these people aren't right upstairs. They should never have been able to access to guns, but taking mine away doesn't make it any safer. My fear is that we start with high capacity magazines today, tomorrow they'll come after our guns."

Marcos Ortiz, 07 Camino Sena, said this Ordinance is to punish law abiding citizens. The criminals will get on the internet, eBay, go wherever they need to go to get the ammunition. I don't think we should focus so much on the 10 round magazine. We should focus more on drugs and alcoholism. Our future is our children. He was a victim of identify theft and there was an ID check. Since his name was attached to this individuals, he was denied. He had to go a step further and turn himself in to the State Police who treated him like a criminal. He said he was cleared and sent it into the FBI and they have him a unique pin number because most people have never committed a crime or had to go through identity theft. He is worried that you aren't doing anything about drugs, and why we are putting money into gun bans for law abiding citizens and fighting the cartels pushing drugs on our children and families. You are punishing the law abiding citizens by putting a 10 round limit and criminals buying 30 rounds on the internet.

James McCready, 903 West Alameda, said he is a former Marine, four times wounded so he is on both ends of the experience, and he will stick to the facts. In 1982 the Kennesaw the City Council unanimously passed a law requiring the heads of households to own at least one firearm with ammunition and the crime rate dropped 89% compared to the modest 10% statewide. In Chicago assault weapons and high capacity magazines are banned and they had 500 homicides last year. In Nelson City, Georgia

they just approved the family protection ordinance requiring the head of a household to own a firearm with ammunition. Switzerland has an open carry law, the UK doesn't, but the crime rate is much lower in Switzerland than in the United Kingdom. 1929 to 1953, the Soviet Union established gun control and 20 million dissidents were rounded up and terminated. Germany established gun control in 1938, and from 1939 to 1945, a total of 13 million Jews and others unable to defend themselves were rounded up and exterminated. In the District of Columbia it was stated that the government and its agents are under no duty to provide public service, such as police protection to citizens. He agrees with people that want to ban this that all those crimes were horrendous but there is nothing you can do without prior knowledge, to stop a deranged person. Having this law won't make a deranged person have a rational thought before committing one of these hideous crimes. Phoenix is one of kidnapping capitals of the world, and 2 ½ years ago the federal government put up signs south of Tucson, do not enter they can no longer protect U.S. citizens because it's run by drug cartels. We aren't far from there. He said, "I want to be specific. I fought in rice paddies, elephant grass, in the City of Hue and house to house, and I can tell you 10 rounds, when you're trying to defend yourself in an armed conflict situation, two things happen. Your mind races or everything slows down. You can have a winning round which you're going to deny people. They don't want to think about whether they will be arrested for defending their family. There are warning rounds, deterrent rounds, cover rounds and 10 rounds is absolutely nothing and it won't change anything. In all of the situations mentioned tonight were related to psychotropic drugs which is the problem because reality is distorted. Please don't take law abiding citizens in the place where they have to defend themselves against people that don't care.

Steven Farber, 323 Staab Street, thanked the Council for allowing us to participate in democracy. You have been accused of breaking your oath, but you are fulfilling your oath. He served as a City Councilor 1992 to 1996 which was a great honor. He knows how hard it is to sit on the dais and ask yourself why did I do this. He thanked Mayor Coss for his involvement in Mayors Against Gun Violence, and Councilor Bushee for sponsoring the Ordinance, as well as Councilor Trujillo, although he hears he has questions. He said he is the only room who has ever defended someone who was exercising their right to have a gun on their property, was arrested and beaten by Police Officers in Espanola. He had to do research and did 2/3 of the case *pro bono*. He said the memo submitted to you by the City Attorney's Office is timid. No one is arguing to take firearms away from people. There is no Supreme Court case stating that ammunition is an incident of owning a firearm or bearing a firearm. That is for the New Mexico Supreme Court to decide. For someone to say it is unconstitutional is premature until that case gets to the Supreme Court. We have heard a lot about the Second Amendment. He said Justice Scalia said in United States v. Heller, 'Like most rights, the right secured by the Second Amendment is not unlimited, on page 2816 of 128 Supreme Court. He said, "You owe it to us. You owe it to your families, your children, your relatives and this community, if we could save one life by a regulation, a comprehensive plan against gun violence. I'm in favor of suicide prevention classes, gun violence prevention cases, organized gun buyback program, because anything that can be done by this Council to move forward for the health, safety and welfare of this community should be considered thoughtful and moved forward. It is difficult to enforce the cell phone ordinance, but it's still the law. Chief Rael didn't say it was impossible, he said it was difficult. Just because it's difficult doesn't mean it should not be done, so please move forward."

Rick Lopez, Second Vice-Chair for the NM State Republican Party, said he wants to dispel two myths, the first is that there are Hispanic Republicans. He said it takes 1.6 seconds to change a magazine on an AR-15, not 2-3 minutes. He said power and responsibility – you have worked hard, served your constituency, and you have that power and earned the respect and power by being elected. He said Police Chief, highly respected in the State, comes to you with a simple answer, that, basically no. We listened to the City Attorney who is also on your payroll, and he isn't sure this will pass muster. We talk about tourism, the largest industry in Santa Fe. And everybody talks about the huge drug problem in Santa Fe. He said criminals don't care if drugs are legal or not. He said you need to put your focus on cleaning up this town, the alleys, and put our perspective in place Mayor, where can come together. Let's drop this ridiculous Ordinance and come together and say what we can do to prevent a mass disaster and the crime that is taking over this City.

Marilyn Bane said she didn't give her address, because she is concerned that criminals watching are writing down peoples' addresses. She will provide her address later. She said over 50 years ago, she taught marksmanship and riflery, noting she was born and brought up in Texas. She no longer shoots, because she was also at the University of Texas when Charles Whiteman was a sniper and she has a bullet hole in her car window to show for it. She said she has not taken 30 shots to kill a javelina or a coyote, or to hit a target. She is very much in support of the Ordinance. She said if it does take 1.6 seconds to reload, she would like those 1.6 seconds in the event there is the opportunity to stop someone from shooting another clip. She thanked the Council for caring about her health, safety and welfare, and for discussion, and does not feel it has been a waste of her time and money.

Scott Ostrander, 40 Paseo de Antelope, said the basis for this Ordinance is that it gives examples of the mass shootings. He said the mass shootings were well planned and the people were well prepared, and had everything they needed. And if the whole point of the Ordinance is to have an effect on that, it would have no effect on that. He said with all the costs involved to take this to higher courts if we pass this, it would be best to purchase bullet proof vests for the minority who are favor of this law. He said, "Please don't pass this law. It doesn't do anything to help us.

Daniel King, 3232-B Jemez Road, said he has lived all of his life on the southwest side of town, always known as the poor side of the tracks. He said a lot has been raised about the Constitution and he won't go over those. His biggest concern is that gun control doesn't stop gun violence, it just redirects it to the poor side of town where no one pays attention, there is no press and no one cares. He said it is sort of funny that this discussion always comes up when it is white wealthy kids from the rich side of town. He said no one here wants to live in Brooklyn, the Bronx, the poor side of Chicago, Watts, Compton, but no one cares about these guys getting shot every day. They're really concerned about the white kids and the white neighborhoods that are well to do. He said nobody's heart drops more than a citizen gun owner when you see these shootings and we have the same feelings that "you guys do." He said we also know there is going to be retaliation against us. All he wants is to protect his family, his heritage and his rights,

that his forefathers enjoyed before him. He said if anybody knows what is needed to protect yourself, it is the Police. You can say they need it for civil control and justice, but that's not what they're there for. In the right situation similar to Louisiana, what is going to happen is they're patrol the perimeter and the locals will have to fend for themselves. He said these are all school aged children, recently out of school, retaliating against the school. We're never, ever looking at our schools. Maybe there's something wrong with them. We need to look at why the majority of this is happening. We know the issues of Ft. Hood and the problems, but we don't generalize and judge Muslims. Limiting gun capacity would be like limiting them from planes, from public buildings and public displays. This is generalizing, stereotyping, prejudice and discrimination when we make rules on this stuff.

Renee King, 3232-B Jemez Road, said she is a gun owner, and likes to shoot and target practice and perfect her target range. She said her girls are growing up around guns, and they showed them how to be responsible users of a weapon, how to care for a weapon. She said when target practicing with a child or a teenager, you will use a bigger cartridge. She is in opposition to the Resolution, and believes she should be given the right to choose whatever or not she wants to hold 10 rounds or 15 rounds, whatever it may be. She said it is also her right to protect her family against a home invader. She said the shooting range is a protected and safe area and everybody is using their weapons appropriately, and you are practicing. However, a home invasion is a crisis situation. She said she won't be able to reload her gun, and with 10 rounds she can't protect herself. She said someone else said that the likelihood of 10 of her rounds hitting that person, it won't. She will do whatever she can to protect herself and her children, so she pleads with the Governing Body to not pass this Ordinance. "Stop it, because it's just one more step. In my eyes, I believe it's one more step."

Unidentified, said he has owned a gun since 1946. It was his father's service weapon. He has others which are locked up safely at home. His concern is public safety, and not so much the defense of the home. He said, "I think we're all on the same boat that this is gun violence against people, and the killing has to stop. And I think the NRA would agree with it, and incidentally I was a member of the NRA and a gun club in Chicago and registered gun owner there. I'm not now, naturally. You have heard it here tonight at 1.67. I have taken, and I was going to do it tonight, bring in an AK-47 and see how quickly you can put a clip in, and I guaranteed a man there, and I'll bet him \$100 he can't do it in less than 5 seconds. You have to take the old magazine out, put the new one in and pull the bolt. and it has to stop. So, your determination, in 8 seconds by the way, which is about 10 feet a second, about 1/3 of an Olympic swimmer can cover 80 feet. That 80 feet is significant if somebody breaks into the school. Defense of home is one thing, defense of the public is something else. I think this Ordinance should be passed. I think you have to decide on the 8 seconds, is it important, it does not infringe on personal rights. Those that have the magazines for 30 can keep them, I believe."

Lee Waite, 55 Banana Lane, said he lives north of Santa Fe. He said this Ordinance should not be passed due to the fact it's poorly written, and needs to be rewritten and is pretty much impossible to enforced, due to the fact that magazine can be purchased elsewhere and brought in, and nobody can tell when and where they were bought, etc. He has high capacity magazine weapons at his house for home defense. He and his wife are both trained to use them, not because it's there, but because it's needed. When you prepare for something, if it doesn't happen, you're better off, if it does, then you are prepared. an ounce of prevention is worth a pound of cure. He said, "If you pass this Ordinance, you aren't curing the problem, you're going to aggravate it."

Gerald Joyce, 4753 Via Verde Drive, said Chris Rivera and Carmichael Dominguez are his Councilors. He said he can't add anything to what's been said, commenting he has a lot of numbers. He said if it took him 8 seconds to load a magazine he was probably dead anyway so he wouldn't need the second magazine. He said, "That's not the case, that's inventive match. There are 70 million legal gun owners in the United States. I think Bill Roney said he sold 60,000 guns in Santa Fe. I hear all these hypothetical situations being thrown out tonight about these magazines. He said 60,000, 40 years is a lot, and every single one that has been sold in the last 10 years has more than a 10 round magazine in it, unless it's a 1911. His problem is he read the Ordinance and State law. He said, "I wonder how you're going to win this thing. Is this is Machiavellian. Is this what we've come to in this country, that we're just going to defy everything in the law to get what we want done, done. It says clearly, no municipality or county. Where are we going with this. I'm asking you not to vote this Ordinance, because I don't think we can afford to spent the money to defend ourselves in court, and I know none of you guys are going to pony up your money, so it's going to be all of us."

Rainey Upton, 3 Harada Way, said she is shocked. She has lived here for 12 years. She said, "I was in Mora County when the passed the ordinance to ban fracking. They weren't afraid, they weren't asking are you going to poney up your money. They sounded like Ph.D's. They went to democracy school. The County Commissioners voted to ban fracking. They loved their land. They're 5th generation and they want to farm. I am shocked that anyone in this room wants to live here. After what I've heard tonight, who wants to walk in these streets where there are drugs and heroin. I'm from the East Coast. I go back to New York twice a year. I'm not afraid. I'm more afraid from what these people are telling me here, and it gives me more to say let's get rid of these high level magazine feeders. Guns are used to kill. I brought a picture of my grandson who lives in New York. I have a little grandson, and I was there at Christmas. My son was a member of the NRA. He was on a rifle time, fine do it. And he said to me at Christmas, I said I'm devastated about Connecticut and those children. I taught school for 24.77 years. I made Who's Who in the World, Who's Who in American Education. You name it, I made it. I'm on Face Book with many of those students. My son said, mom, teachers should take guns to school. I said, you're out of your mind. Teachers need to teach, and he went to Lawrenceville Prep, Wharton, let me tell you, he was educated, and kids I taught were educated. And no, I would never take gun. I asked him if he really wanted me to go in there with a gun, and he said, hell no. I said okay, you answered your own question. You had a rifle in the house, you did all this. All I'm going to say is, ask yourselves why are you staying

here if it's so bad. This town is small. I'm from the East Coast. We have big cities. This is more dangerous than anything back east. I don't understand it, and I want to thank you for this suggestion and I support you 150%. Thank this. And let's be the next Mora County."

Julian Harvey said he graduated in this building from Santa Fe High in 1964, and went on to do things, and defended people 5 in his life with a firearm. He hasn't killed anybody yet, but he has intimidated people that might have killed him. He spoke about the 5 incidents which were at New Mexico Highlands where he was the football coach and defended with a 9 mm Browning 13 rounds in the clip, and prevented violence until the police came; at The Line Camp which he owned 1979-1986, where he had to defend himself and others 4 times because law enforcement couldn't get there in time, which he described in detail. He said there are all kinds of ways people defend themselves every day, but you don't hear about it. He said, "This is all I have to tell you."

Unidentified said, "I do not own a firearm with a capacity of more than 6 rounds of ammunition. That happens to be a Civil War replica of a black powder pistol. I am now planning to purchase a firearm with a magazine capacity exceeding 10 rounds of ammunition. Unfortunately, in this age of information overload, too many decision-makers hastily do not distinguish between association and causation, and they make decisions, laws, regulations and rules based on false assumptions. Research gun controls, firearm laws are among the strictest in Chicago, with Houston, Texas having the least restrictive gun laws. The cities are comparable in size. Chicago has 20.7% less minorities than Houston. Houston has a concealed carry law, which Chicago does not. The largest difference in researching a large amount of data between Chicago and Houston, is that January's average temperature in Chicago is 41 degrees and in Houston it's 63 degrees. By association and causation, many people would believe that Chicago would be among those cities with the lower homicides by firearms, and that Houston would have far more homicides by firearms." He said homicides by firearms in Chicago are 295.8% greater per 100,000 population than Houston, which is an eye-opener. He said the only logical conclusion of association and causation by intelligent people that use deductive reasoning, is that cold weather causes homicide by firearms. He said, "I think I made my point. You may not like or understand firearms. You may not like nor understand firearm owners. That does not give you the right to violate the U.S. Constitution and the New Mexico Constitution. If passed, this bill will be challenged at significant expense. To invite that is an irresponsible waste of taxpayers' money. The responsible approach for you, as individuals, would be to personally file a court action to get a ruling, instead of wasting taxpayers time and money."

Michael Alvarez, 1886 Candela Street, asked, "How many of you have served in combat and having bullets fired at you. Nobody. Okay. Once you're in combat, and you have the Silver Star and Bronze star, you know the danger of somebody coming at you with multiple firearms. You need to protect yourself, and you need to protect others. Veterans are not a threat to you guys. You talk about PTSD with veterans, yes they take medication for the PTSD, not because they are psychotic. This law you're trying to pass, high capacity magazines, doesn't stop them. If you want to get serious and talk about how to

prevent violence, call me and I have some good recommendations." He then told a joke to the Governing Body. Mr. Alvarez said, "There is a First Presbyterian Minister that had the guts to come and talk for his church and I applaud him for it. While we have the Catholic Church, the IRS really came down on them. They couldn't come and speak and the Bishop wouldn't come and speak when we tried to pass same sex marriage and also when the bill is going to the Constitution. And I can speak, as myself, and not tell my Priest for my church. I know what they went through and they were going to lose their 501(c)(3) status if the came up and said anything."

Larry Rodriguez, 11 West Gutierrez, said he owns several guns, but doesn't have, by definition, an assault weapon, which would make it a full automatic. He has several sporting arms with normal capacity, ammunition would take more than 10 rounds, but I shoot them for recreation. He said he could echo what others have said. He said his 5 round magazine capacity is just as safe as the 30 round capacity that sits next to it.

Aaron Lee, representing New Mexico Gun Owners Association, said he represents gun owners all across the State and a number of people who come here and spend tourism dollars annually. He said he spent more than 20 nights in hotels in Santa Fe this year. This law would require him to find a place to store his high capacity magazine on his way into town, outside the City Limits. He said he wanted to talk about a couple of things that you may not have heard yet. He said the May 7, 2013, L.A. Times, had an article on gun crime rates and how much they have dropped. In less than 2 decades the gun murder rate has been cut in half. The number of gun killings dropped 39% between 1993 and 2011. These are Bureau of Justice statistics, the federal government. Also, we feel there is so much more violence than there was not so long ago, but those numbers pretty much discount that. He said *Slate Magazine* reported two days ago on new studies put out by the federal government. Part of those state that guns are used for self defense often and effectively. 'Almost all national survey estimates indicate that defense of gun uses by victims are at least as common as offensive uses by criminals, with estimates of annual uses ranging from about 500,000 to more than 3 million per year, depending on who does the numbers.' He said in the context of about 300,000 violent crimes involving firearms in 2008, the 3 million figure is probably too high, but the lowest number was 108,000. He said both studies say that guns are used in self defense more often than they are to defend against violent crime. If you attack the people that using those firearms for self defense by making them less able to do their job, to protect their families or themselves, you're hurting us, not the criminals already breaking the laws. He agrees with the other groups. He said, "My Association stands totally opposed to this, my membership almost completely unanimously."

Aaron Nohl, 2422 Camino Capitan, said he is a person who would rather have a firearm and not need it, rather than to need one and not have it. He said as far as letting you people dictate what type and how many rounds I'm allowed to have to protect myself and my family is not going to happen. You might as well have these guys arrest me right now, because if this goes through, my address you have it. Some

of the things highlighted tonight were about the mass murders, Sandy Hook, Aurora and such. He said some of the things that don't get highlighted in the news are how many lives that are saved by guns and it's a lot more than people think. He said, "I commend you for trying to do something, because, like everybody in this room agrees, nobody wants needless and unnecessary killings. However, I don't think this is the right path to go down. I think starting with education. A lot of people here could use some as far as types of firearms and what they're calling and what they consider to be assault weapons and such is inaccurate and I oppose this and I don't agree with it. So if you guys could rethink it, and maybe take a different path toward doing something that would make a difference, that would be a much better approach I think."

Mada Henderson said she doesn't live in Santa Fe proper, but she has a job here maintaining vacation rentals and she also relies on tourism to make a living. She said people come here to have fun, visit our world class museums, spend money at our high end gallery shops and restaurants and to relax and to feel safe. She said, "Aspen, another 'tony' town is very much like Santa Fe and needs tourism as well. However, Aspen is located in a state that has a ban on high capacity ammunition magazines. She said when Colorado Governor John Hickenlooper was researching gun safety law proposals he said in the May 13th issue of *The New Yorker*, "The NRA and advocates for no regulation, really aren't telling completely the truth when they say this is the beginning of losing your weapons. We've asked, again and again, for evidence of someone defending their home who needed more than 15 rounds in a clip for a magazine and you can't find it.' The City of Santa Fe needs to ban high capacity ammunition magazines within its limits it will send a message to potential guests that the blatant ability to commit mass murder with a high capacity magazine will not be tolerated here."

Mitch Pusic, 662 Alta Vista, which he believes is in Councilor Ives and Wurzbarger's District. He supports the proposed Ordinance, because it a public safety issue. He said in most cases the youngsters were the targets, elementary school kids, high school and college kids. He said these populations need an added level of protection. He said the Second Amendment was written probably in the late 1700's, early 1800's and a lot of time has passed since them. We didn't have assault weapons when the amendment was written. He said, "A new perspective and an update of our arms needs to be looked at. As I've sat here listening to those who hold a different position than I do, I've really tried to listen. They weren't going to change my mind about the proposition itself, but I think they've addressed an elephant in the room that we really do need to pay attention to, which is the issue of mental health. I've worked in the arena of violence prevention for 10-12 years to the current time. When you look at the kinds of violence the kids, in particular, commit, whether it's knives, bats, or fists or guns, there is something wrong in the wiring. And one of the biggest disappoints I discovered when my kid was in elementary school, that school counselors as a rule don't deal with mental health issues. They deal with what classes they are taking and the class schedule, and deal with that administrative stuff. At the time when we could have the biggest impact on kids, we're not addressing the mental health issues. I have a specific suggestion, after we pass this ordinance, to look at a community task force on the issue of mental health which would include school counselors, teachers, law enforcement and may include people with thoughts and cares about mental

health. We don't fund it or pay attention to it the way we need to, and it is a common ground that brings all of us in this room together."

Linda Smith Monnic, Los Arboles, a teacher at New Mexico School for Arts, said she is from Connecticut, moving here in 2010. She said 3 of her daughter's high school teachers are from Newtown. She said, "I urge you to pass this if you feel it can save one life. Please pass it."

Marcos Lopez, Nambe Pueblo, said he is Native American, so this bill won't apply to him specifically. He said, "I can speak to the usefulness of magazines exceeding 10 rounds. On my Pueblo, we only have one BIA officer that we share with another Pueblo and one local Sheriff. So, if we ever get in trouble, that leaves us kind of limited and we have to deal with the problem, long before any law enforcement official gets there. If the need arises, like my friend Marty, he successfully defended himself from 3 carjackers with his Glock 2 -.45 caliber that holds 13 rounds. So, it took like 15 minutes after that for the police to get that. You can understand we don't necessarily have the protections that bigger cities do, and even if you are in the bigger cities, there isn't a copy around every corner. You will have to defend yourself sometimes without the assistance of a law enforcement officer for who knows how long. You never know. You can never show up, or it could be too late. All I have to say is to look toward the cause of the violence and you will see the solutions. Don't go after something people are using to commit violence, because that won't stop the violence, it will just push it to another form they'll use to commit it with. Go after the cause and you won't experience as much violence."

Orlando Baca, 2535 Camino San Patricio, said he attended Kaune, Harrington Jr. High and Santa Fe High and took classes in this room. He graduated in 1965, the last year Santa Fe High was here. He attended the College of Santa Fe and became a teacher at Santa Fe High for 32 years, noting he has been retired for 10 years. He spends his time now as the Secretary of the Republican Party of New Mexico. He is speaking as a citizen of Santa Fe. He said this issue has finally gotten him to agree with something that was in The Santa Fe New Mexican. He asked why anybody would introduce a bill such as this, and not run it through the Chief of Police or the City Attorney before it was introduced. Why would somebody introduce a bill guaranteed to go to litigation which would cost the City millions of dollars if it goes all the way to the Supreme Court. He hopes it is because of concern with safety, and not a political move to get advertising for a campaign for Mayor.

Mark Martinez, 6986 Golden Mesa, said he is a lifelong resident of Santa Fe and a father of two, the oldest the very age of the victims of Newtown. He is in Councilor Dominguez' District. He bought his first firearm at the age of 34, when his son was 2 years old. He did that because he realized his responsibilities were now more than the safety of him and his wife, which are now for two children. He does his best to protect them at home. He said they have a fire plan is somebody kicks in the door. Those are his responsibility when he is with them, when he can't, he has to put the responsibility on the City. He said,

"I've got to ask why we spent \$90,000 to buy back junk guns, when it could have been used to have officers in our school, maybe one or two to start. But how do we deter somebody from choosing a target that's easy to attack. We've an active deterrent. Signs and laws kind of attract people who are looking for vulnerable places. And one of the things a homeowner always needs to worry about are things like home invasions, armed robberies in the City. And those crimes typically are committed by more than one attacker. As has been stated, if you have seen any gun cam footage or security came footage, or patrol car footage of gunfights, you see that things are very fluid. People are running back and forth, taking cover, shooting each other, missing quite a bit. He said you can expect the same from the police. At a shooting at the Empire State Building in New York, the police officers shot the suspected shooter and 8 additional bystanders in the melee. He said because of this, you can bet that 10 rounds won't buy much protection, much less against multiples." He talked about a policeman firing 33 rounds hitting the attacker 14 times, and only stopping him with the last 3 rounds to the head. He had 6 rounds left in his magazine. If this happened in Santa Fe and we are limited to 10 rounds, we would have run out – this is a single attacker. He said the School Board needs to protect our children as well as the City, and give people a reason not to go into our schools, into our vulnerable places. Remember the root cause is violence in peoples' hearts and their tendency to act violently, rather than resolve things in other ways."

Robert Shroney, 1101 Harrison Road, said larger round clip jam more frequently. He thinks we need to maintain opposition. He said during the years of the Cold War, nobody shot a missile because both sides had one. He is against the Ordinance.

Audrey Curry, said she is in favor of the Ordinance, commenting growing up it never occurred to her to be afraid of getting shot in school. She said every time she sends her kids to school she is worried, because there could be a nut case out there who would do something like that. She knows this measure won't stop all crime, and believes it is a good compromise because people get to keep their handguns. She is in favor of Patti Bushee's measure, because that kind of automatic weapon shouldn't be on the streets. She said the Governing Body should have a communication from Steven Easley saying, "As a State Representative he is strongly in support of Councilor Bushee's gun safety ordinance. We have a duty to do everything we can to protect the safety and welfare of our citizens, especially our children."

Mayor Coss thanked everyone for their civility, their participation and their time with us this evening.

The Public Hearing was closed

Councilor Trujillo said, "I thank everybody for coming out. Everybody is against gun violence. Every time I take my kids to school, it goes through my mind as a parent. The problem I have in listening to the Chief is enforcement. People have told me. The criminals, the bad people will get the clips, no matter what. It's going to happen again. I've wrestled with this and if I don't want to see the City set up for violence. I'm trying to look out for the best interest of this City. I'm not running for Mayor. It's about my

children, my community. I was born and raised here. I didn't just get off the bus and decide to make Santa Fe my home. I love this town and I want to make it safe. And the gentleman right there with the tattoos, you spoke first and I like what you have to say is that we need to come together on both sides of the aisle, if you're against this or for this, we all need to figure a way to collaborate to protect everybody, our children. He said because of that, and I don't see this an enforceable law. I know it's not. Councilor Bushee, I do appreciate you bringing it forward. The intent is good, but I do not see this working out in this community and therefore, I am going to have to oppose this law, even though I was a sponsor of it. And I hope and pray that nothing bad happens in this community. I really do. Because, like Roman said, if something happens to the children in care, it isn't you they're going to come after, it's him and use, because we're the ones responsible for that. So with that, that's all I'm going to say."

MOTION: Councilor Bushee moved, seconded by Councilor Calvert for purposes of discussion, to adopt the Resolution as amended.

DISCUSSION: Councilor Bushee said, "This has been an interesting evening. It has certainly been very educational. For those that think that this came out of nowhere, let me just tell you the origins of this. I introduced this, I can't remember if it was this past January or in December of last year, and I honestly didn't know if I'd get anybody else to even cosponsor this bill. I honestly thought that what we would generate would be a positive dialogue. If you thought this was for some political benefit, you can tell from the discussion this evening, it was split 46 against, 23 against, of those that came to speak. This is not something someone does for political benefit. This is a serious topic and it merits a serious discussion, and I think we've at least achieved that, but I can also tell you that over that time, of these last 6 months, it's not as if the City Attorney hasn't weighed in many times on this issue. Even the Chief has gone to, and attended, many a rally, including the City Attorney who showed up to these rallies. And everybody had the same concern: how do we keep our kids safe.

Councilor Bushee continued, "You heard a Resolution endorsed by the entire School Board. They asked for universal background checks, a ban on assault weapons and excessive capacity magazines, along with education programs and gun safety awareness. You've heard Roman Abeyta take a brave stand because he deals with, and I'm sorry Daniel, I understood your point, but the point that this pushing the guns and gun violence to the poorer parts of town. If you've got your School Board and Roman Abeyta from the Boys and Girls Club... it doesn't make any sense to me on that point to come down and tell us this is a good thing. That this is something that could possibly save a child's life."

Councilor Bushee continued, "I also just want to clarify a couple of things, so I'm going to say that for me, it was the Audrey Currys, who is a constituent of mine, that I heard from for months. I also want to tell you that this is based on an ordinance that was introduced at the Congressional level, and it primarily was introduced by a Senator from New Jersey after Gabby Giffords was shot. And, a lot of what we've done has been based on a lot of legislation that's been based on what has come out of incidents of massacres in Colorado and Arizona. And the fact that, in Arizona, a 61 year old woman, and people refer to her as elderly, I'd like to think she's middled-aged, was able to take out, and I don't like to repeat the names of these murderers, because I don't want to give them any more recognition... so, the killer, that took out so

many people in Tucson, Arizona, was taken down after a 61 year old woman was able to knock the magazine out of his hands and two men came afterwards and took him out. So lives were saved."

Councilor Bushee continued, "I never thought this was a panacea, that this was the answer. In fact, I met with the gentleman that manages *The Outdoorsman*. I spent an hour and half with some other folks asking... I thought, maybe I'll get some amendments out of this discussion. Maybe there's some compromise here. Maybe the rounds need to be a little higher. I'm not a gun owner. I don't pretend to be proficient in gun technology and language. All I know is, after Aurora, Colorado, after Tucson, Arizona, I felt I could not do nothing. That was not an option for me. I honestly didn't even think this Ordinance that I put forward, which has been passing in all kinds of places, our neighboring State of Colorado, Connecticut. They've had an assault ban in Denver for 23 years, that survived all these legal tests. This discussion is not going away."

Councilor Bushee continued, "A lot of folks have referred to *The New Mexican*. I took my statistics from a *New Mexican* editorial dated Friday, March 29, 2013. It says, 'A painful statistic out of the latest round of information released about the killings in Newtown, Connecticut. The killer fired 154 rounds in less than 5 minutes, killing 26 people. High capacity magazines have no place on the streets. Limiting magazines to 10 bullets at least, makes the killer reload, pause for a moment, giving victims a chance to fight back. In the mass shooting in Tucson, Arizona, the accused, and I won't say his name, was stopped in the act of trying to reload,' and it goes on to describe the 61 year old woman, how she flipped the magazine from him after the two men knocked him down. And then it said at the end it said, 'Continue to remember, 5 minutes, 26 dead and it said we're going to have to deal with gun survivors of gun violence. They need to be heard.' So when I hear from the Audrey Currys and the other mothers of this town, and they say to me they worry every day. And when the NRA's answer is more armed guards, and armored back packs for kids. How is that a discussion. How is that a dialogue. How is that any kind of compromise."

Councilor Bushee continued, "People are afraid. I heard statistics, gun murder has been cut in half, yet every day in the news there's a new mass murder and it's primarily involving children. It's not my job to sit back and wait for it to happen. It is my job, the oath I took, was to defend the health, welfare and safety of the citizens of Santa Fe. That's what I take very seriously. Absolutely, I agree with the [inaudible]. At every level of government we need to take on mental health and provide services. I can tell you I've gone over to the Legislature to lobby for increased, even a local option excise tax, for heavily addicted inebriates and also drug abuse. It got shot down quickly by the liquor lobby that has a strong hold in this State."

Councilor Bushee said, "I've been serving on the LEAD Task Force which is really trying to take some of the same chronic drug addicted folks off the streets and get them treated. There's only so much you can do at this local level. I did what I thought was in my powers. I read both the, of course, the State and Federal Constitution. I read legal cases. I'm sitting her plowing through the legal cases that lawyers had mentioned where it was the Heller case. You have a very conservative Justice saying we have the right to at least regulate reasonably. Use common sense. Give me an option. Give me an answer. After the hour and a half of visiting with the manager of the *Outdoorsman*, I asked, I'm not allowed to set up a registry. I'm happy to amend the bill to say concealed carry because there's extra background checks involved

there. Maybe they should be permitted. I was willing to say, is 15 rounds the right amount. Is that what comes from the manufacturer. It needed to be had, this discussion, as much as folks would like to say this has been divisive, it's going nowhere, it's pointless, I think at the very least, we're having the kind of discussion that you should have in a community our size. We're not all going to agree, but I can tell you that the intent on the part of those that have sponsored this and followed this discussion for the last six months, was to try to be pro-active, to prevent a loss of any kind of life, but particularly the protector of children."

Councilor Bushee continued, "And I want to say also, I have been one of the strongest advocates for public safety on this Council, over my entire time of service. For me, cleaning up the City of drugs and crime are not mutually exclusive. We can have this debate and pursue those at the same time, and I have been. I can only tell you that... I think partly out of impotence, that some of us tried to bring forward at least something more than a symbolic resolution. We saw HB-77 go down in flames this last Legislature. We didn't close the gun show loophole as much as.... folks from The Outdoorsman said, yeah, we believe in that as well. Nobody came out to lobby for that. It didn't get to be a priority on anybody's part. At the federal level the NRA has a stranglehold on our Congress. There's not going to be any movement that I can see, that's discernible."

Councilor Bushee continued, "So. I had hoped we would find more common ground, and I had hoped.... and I know how politics works. I can see where this is going tonight, but what I can tell you is that I felt I needed to provide some leadership on this issue. I felt we needed to have this discussion and I think, at the very least, I've achieved those two things. So I thank everybody for coming out. I don't hold grudges. I don't think, oh gosh, you don't agree with me. I'm grateful we're talking about this in this town and I sincerely hope that those that offered to find common ground come forward and try to do that. And I think it does have to involve our schools, at a minimum. Mental health issues are horrible in this State. A lack of treatment. I remember the Libertarian Governor Johnson, all about legalize it, and then he cut all the programs all the funding for the programs, and knowing the kinds of problems we have here in Northern New Mexico around drugs. All I can tell you is I did what I thought I could do. I tried. Here we are. So let's try and work together. This was not some kind of political picnic here, it was a true and tried discussion in my community. And so I thank those that participated."

Councilor Dominguez asked Councilor Bushee if her motion comes with the amendments that have been proposed or put on the table.

Councilor Bushee said she hesitated in bringing the amendments forward. She said she doesn't like a lot of bureaucracy, and didn't support the cell phone ordinance, and doesn't like the red light cameras and I like things in force equitably. She said people kept saying this is unenforceable, even though it's been adopted in Connecticut, Colorado and it used to be the law when we had an assault ban. She said she is not asking to introduce the mechanism right now, unless people want to support this and want some kind of mechanism.

Councilor Bushee said, "I guess, no. It's not something I really want to put people through."

Councilor Dominguez noted line 19, page 19, provides, "It shall be unlawful for a person to possess.... large capacity ammunition feeding devices." He said then people with those would then be in violation of the law if this passes.

Mr. Zamora said, "I will defer to Marcos Martinez at portions, but I will say, to begin with, on page 2, line 12, Paragraph A, which is the ban, 'shall not apply to the possession of a large capacity ammunition feeding device, otherwise lawfully possessed within the municipal jurisdiction of the City on or before the effective date of this article. So a large capacity ammunition feeding device, owned prior to the passage of this ordinance."

Councilor Dominguez asked how it is intended to enact the proof of ownership, which speaks to some of the difficulties in the potential to enforce this, and so he just want to get some of this clear.

Marcos Martinez said, "I think you have pinpointed one area that makes this Ordinance very difficult to enforce, either because weapons that fit this category, a prohibition could be older than the date of this Ordinance, but acquired thereafter, and it would be difficult to know. Or newer, and it still could be difficult to know, even though you might have information on the weapon itself, such as the serial number. But to answer your question in brief, it is very difficult to know the answer to that question, and therefore difficult to enforce this provision."

Councilor Dominguez said, then we really would be putting the onus on the gun owner to prove the ownership of the magazine.

Mr. Martinez said, "If the City attempted to enforce this Ordinance and were trying to prove it as a violation of the Ordinance, then the burden on the City to prove all elements of the violation. But, I understand the point you're making that there could be the concern that persons would be on the defense and have to try to justify after the fact, the legality of their firearms, even if they were lawfully possessed prior to the enactment of this Ordinance."

Councilor Dominguez said, "There was discussion about internet sales, so if I read this correctly, and just understanding our jurisdiction as the local governing body in the City of Santa Fe, if someone were to theoretically purchase a clip of 11, or 12 or whatever in the County, they would not be able to bring that into the City of Santa Fe, because they would be possessing a large capacity ammunition feeding device. And I guess, specifically the question is, how are we going to notify people of that law. In the cell phone ordinance, it's pretty... it's not so significant to have a sign that says that we're a hands-free City, but how are we going to notify people, visitors or County residents of the law we have here in the City of Santa Fe. So, again, I'm just asking you only as the City Attorney."

Mr. Zamora said, "The two questions were, one, if the magazine in violation were purchased outside the City and brought into the City, would it be a violation. The answer to that is yes, because as you see on page 2, line 18, "As of the effective date of this article, it shall be unlawful for a person to transfer, possess or sell a large capacity ammunition feeding device." And that would apply, of course within the City limits.

So, regardless of where it was acquired, it would be illegal to possess that device within the City limits. That's the first answer. I don't mean to be overly trite or simplistic in the answer to the second question, which is that the laws of the City of Santa Fe, New Mexico are published and are public notice. For each law that we possess, we do not place a sign at the boundary of the City. Now, that being said, there are times, as a matter of public policy that the Governing Body has chosen to select certain laws and advertise them at noticeable places, whether that's a cell phone ordinance at the boundaries of the City, or whether that is proper use in parks at a trailhead."

Councilor Dominguez said, "In other words, we don't have a book at the City limits that says these are our laws and you must abide by them."

Mr. Zamora said, "Nor do we have the requirement to do so."

Councilor Dominguez said we have, in some pieces of legislation mandated that proper notification, i.e. signs, be placed in certain locations to notify the public about what our law is, i.e., the cell phone hands free ordinance."

Mr. Zamora said, "That is correct Councilor."

Councilor Dominguez said, "Okay. So, well just let me make my statement then, I guess, because it's been a long night. I just want to really thank all of the people who have sent all of the emails, and all of the phone calls, no letters really, but lots of emails and lots of phone calls. I wasn't able to respond to all of them, not even half of them, but this has been one of the most contentious and controversial items that we've had since I've been on the City Council. I seriously and honestly need to thank the sponsors for bringing this up, because we have started the dialogue and gun violence is definitely a serious issue. As a parent, I understand what parents other parents feel, terms of what it means to protect their children."

Councilor Dominguez continued, "But really, I want to congratulate the public because, for the most part, it was a very sincere and respectful dialogue. I heard, more than once, people saying we want to have a safe community, we want to talk about how we can do that with regards to ammunition or guns or firearms. I'm not going to profess to be a gun expert. My expertise comes in the form of having a hunting rifle and maybe occasionally shooting a .22 pistol or rifle. And so I do not know about bullet caliber or many of those things that have been talked about tonight. But I do have my personal opinion, and my personal opinion is I don't see a need to have an assault weapon or a large capacity clip. That's my own personal opinion. Others may, I respect that and I understand that. But again, we're faced with this issue that is controversial, that has been brought up in a way that could be divisive, and quite frankly, in my opinion, this is just my opinion again, it's a way to make news. That doesn't mean though that I condone some of the rhetoric that has been here tonight about using fear as a way to control a vote, or to sway people. That is not something that I agree with either."

Councilor Dominguez continued, "The intent, I certainly definitely agree with. We want to make our constituency, our children as safe as possible. And I want to speak real quick to the Santa Fe Public Schools Resolution, and I certainly thank them for chiming in and for providing us with this vote or action they've taken. But it says that it supports universal background checks, and that's something that I definitely support, but it's not what's on the table tonight. It's not what is part of this Ordinance. Ban on both assault weapons and excessive capacity magazines. Assault weapons, I've already made my statement about assault weapons. Excessive capacity magazines can be different than large capacity ammunition which is on the table tonight. In my opinion, one bullet, five bullets may be too excessive. So I certainly appreciate the language that the School District and the School Board came up with, but it's not necessarily consistent with what it is that we're debating tonight."

Councilor Dominguez continued, "We have not had any clear indication from the City Attorney. And with all due respect to Steven Farber, is he still here, he is not the City Attorney, and we have not been given a clear indication from our City Attorney about the legality of this. And we have some controversial information, I shouldn't say controversial, but an opinion from the Police Department, the Police Chief about this Ordinance and it all has to do with enforceability."

Councilor Dominguez continued, "And I just want Mr. King, you know you said something that struck me pretty heavily as a resident of, and advocate for, the folks out on the south side. And I didn't even think about this until you brought it up. But, where was Steven Farber when we were debating the liquor store density regulations that we probably be having to fight the State with. He wasn't here, and just to be fair, I don't think anybody in this room was here for that debate, including the Board of Education. Yet, we have how many of children, how many of our adults that killed by DWI every day, every single day. And just, in all fairness, I will say to Councilor Bushee, she supported that. She was here for that debate, she did have that debate and so I respect that, and I honor that, but that debate did not come with a lot of homework and lots of collaboration that was done in the community. It wasn't just a piece of legislation that I dropped, and we had the debate and we tried to make it happen. We actually got lots of community support for it."

Councilor Dominguez continued, "So having said that, what kind of concerns me the most is that we haven't been able to have that community dialogue, and Councilor Bushee says that she's talked to the folks from The Outdoorsman, I comment that. That's great, but this is something that the community should have. I think that this is the beginning of that. I will certainly support a Resolution that would direct staff, and it's not a symbolic resolution, because having folks here in these large numbers, speaking, having the courage to speak their mind, regardless of what side they're on isn't symbolic. I would certainly endorse a resolution that would that would direct our staff to have that dialogue with the community, but that hasn't happened. And so I guess, the real reason, the main reason is that this is something that is not going to be easily enforced, so I, at this time, cannot be supporting the motion that is on the table."

Councilor Ives said, "I'll make a few remarks, probably echoing what the other Councilors have noted this evening, as well as some of the arguments made by the folks on the various sides of this issue. But I want to start off saying that my own sense of gun control is that it can and does make sense, and should be

pursued in reasonable and rational ways. I would note that twice I did appear at rallies, at the New Mexico State Legislature in favor of HB-77, which is the act that was entitled *Relating to Firearm Transfers creating a Firearm Transfer Act, Requiring a Prospective Recipient of a Firearm at a Gun Show to Undergo a Background Check by a Federal Firearms Licensee*. And it went on to various other provisions in its title, but that seemed, to me a perfectly rational and reasonable matter, in terms of moving forward in a constructive way on gun control issues, especially in light of the multitude of reports across the nation regarding those people who had committed atrocities having some mental instability and challenges, often that were certainly very... that there were many people who were aware of that, and nothing seemed to be done, and yet nothing seemed to prevent these folks from being able to obtain weapons. And I will say, I think it's frustrating to a lot of people, certainly to me, that that type of sensible legislation could be sponsored in the Legislature, and that there were not people from both sides of this debate there arguing in favor of something like that."

Councilor Ives continued, "I think too often folks become entrenched in that, if you believe in the Second Amendment, all of a sudden it means that there should be absolutely no regulation of weapons at any point in time. That this notion of your right to keep and bear arms, is so sacrosanct that no one has any business telling you anything about it. And that simply isn't the case, either as a matter of societal policy and civility and also as a matter of the law. I certainly endorse the Second Amendment to the United States Constitution that provides for an individual right to keep and bear arms, don't have a problem with that. It's really a question of what are the reasonable restrictions on that right. And indeed, a number of the cases that have recently come down from the Supreme Court, the first Heller case out of the District of Columbia, or rather the District of Columbia and then the McDonald case out of Chicago, are two prime examples of that, the latter having indicated that the Second Amendment through the Fourteenth Amendment has full application to the states. So that law is really, in that sense, with regards to the capacity to own a firearm to defend yourself is clear. It's not going to be taken away. I'm never quite clear why folks don't accept some of that."

Councilor Ives continued, "That said, the second Heller case, after the initial Heller case, another case was brought in D.C., with regard to the City's ban on both assault weapons and high capacity ammunition magazines. The D.C. Circuit, which many consider to be the second most powerful and significant Court in the United States, just below the U.S. Supreme Court, and located in that same town, noted in their decision in that second Heller case that, 'The record also supports the limitations on magazine capacity to 10 rounds. The committee relied upon Seybold's testimony that the threat posed by military style assault weapons has increased significantly if they can be equipped with high capacity ammunition magazines, because by permitting a shooter to fire more than 10 rounds without reloading, would greatly increase the firepower of mass shooters.'

Councilor Ives continued, "There's a quote, 'Guns used in shooting are 17% to 26% more likely to have magazines holding more than 10 rounds, than guns used in gun fire cases resulting in no wounded victims. Studies suggest that a tax on semi-automatics, including assault weapons and other semi-automatics with magazines holding more than 10 rounds, results in more shots fired, persons wounded and wounds per victims than do other gun attacks.' The Seybold testimony moreover, supports the District's claim that

high capacity magazines are dangerous in self defense situations, because the tendency is for defenders to keep firing until all bullets have been expended, which poses grave risks to others in the household, passers by and bystanders.'

Councilor Ives continued, "So again, there are many limitations that are imposed on this Second Amendment right, many of which are recognized by the U.S. Supreme Court in their decisions over the course of time. We of course, in New Mexico have a slightly, well let me read from one of those Supreme Court Decisions, 'Nothing in our opinion should be taken to cast doubt on long standing prohibitions on the possession of firearms by felons and the mental ill, or laws forbidding the carrying of firearms in sensitive places such as schools and government buildings, or law imposing conditions and qualification on the commercial sale of arms. The D.C. Circuit.' So, in any event, it is not a right that is without limitation. It's a question of reasonable limitation. Of course, in New Mexico, our own State Constitution provision provides that, 'No law shall abridge the right of the citizen to keep and bear arms for security and defense, for lawful hunting and recreational use, and for other lawful purposes. But nothing herein shall be held to permit the carrying of concealed weapons. No municipality or county shall regulate in any way an incident of the right to keep and bear arms.' And many folks have focused on the latter provision. Honestly, I think you can make a good argument and a Constitutional argument that there is an ability by Home Rule municipalities, such as the City of Santa Fe, to prohibit large capacity magazines, because the Courts have said that that may not be an incident of the right to keep and bear arms, so I think there is some Constitutional lack of clarity."

Councilor Ives continued, "But I will say too, that the particular Ordinance that is before us, I think is flawed for a number of reasons that folks have related here tonight. The one case that considered that provision taken up by the Courts of New Mexico Baca v. Department of Public Safety, warned that 'the broad language in Article II, Section 6 of our Constitution, prohibiting municipalities and counties from regulating an incident of the right to keep and bear arms, in any way, indicates an intent to preclude piecemeal administration at a local level, and to ensure uniformity in the regulation of firearms throughout the State of New Mexico.' That is language that particularly troubles me in connection with the provision before the Council tonight. We could well be considered to be engaging in piecemeal regulation by only dealing with one aspect of gun ownership."

Councilor Ives continued, "We've heard the problems about the measure being fundamental unenforceable. All those lead me to, I'm afraid, notwithstanding my desire to see gun safety and gun control measures that are reasonable to move forward, to not be in support of the measure before us tonight. That said, I do think that the dialogue that has been begun and has been significant, and I certainly hope, as we move forward, I would echo Commissioner Dominguez's call for trying to engage in a dialogue, and I particularly would like to invite The Outdoorsman, the manager who spoke earlier on, and indicated a willingness to sit down and talk about such measures. And I'd love to get Dr. La Kind back, as certainly a strong voice of the progressive side of Santa Fe, to engage in reasonable conversation over this. I do think we do have a place to urge the Legislature to pass reasonable gun control measures that will help and protect our citizens. And I think within those measures, we can consider such things as background checks, which again I have no comprehension of why there is controversy over that. And

potentially look at these large magazine ammunition clips as something also very worthy of legislation, because there are those stories. And in fact, the Kathy Giffords one where reloading provided an opportunity to stop the shooter. And I've read of several others in news report where that time frame between reloading was really critical to preventing further slaughter. So, it's not unreasonable in my mind to enact measures that do that. I would like to see that as part of a more comprehensive effort at gun control and would welcome folks within the Santa Fe community to sit and engage in that discussion so that proactively, we can take measures to our Legislature, which unfortunately, is the best and primary place to move these kinds of measures forward."

Councilor Rivera said, "Like many of the comments made tonight, I too wish I could vote on both sides of this issue. I have 4 daughters all under the age of 18, and drop them at school and at programs, and I too worry about them. Especially when you have a mass shooting happen, we all feel the need to do something, we all worry a little bit more. However, the way this Ordinance is written, I believe because of the legal problems and the unenforceability of it, or the problems with enforcing it, that I cannot support this the way that it stands.

Councilor Calvert said, "First of all I do want to thank everybody for their comments, and hopefully everybody was listening as other people were speaking, and people didn't just come to speak, but they came to listen as well. Hopefully everyone can learn and appreciate the opposing sides and get something from the discussion that was conducted here tonight. A lot was mentioned about Constitutional rights, and I just wanted to read the full Second Amendment which conveniently seems to get truncated from time to time to prove a particular point. It says, 'A well regulated militia being necessary to the security of a free state, the right of the people to keep and bear arms shall not be infringed.' The first part of that sentence seems to get omitted all the time, conveniently, in a discussion."

Councilor Calvert continued, "The Supreme Court in a 2008 decision, which is used by the NRA and others that want gun rights to be absolute, also stated in that decision is, and I quote, 'The right is not unlimited. It is not a right to keep and carry any weapon whatsoever, in any manner whatsoever, and for whatever purpose.' And I think one of the basic tenants of any person's rights, is it goes only so far as it doesn't violate or infringe upon somebody else's rights. So no right is absolute, even the First Amendment Freedom of Speech. Well known infringements on freedom of speech, classic, you can't yell fire in a crowded theater. There are always limitations and they usually mean you can't exercise your right when it impinges on somebody else's right. And just because this Court said one thing, doesn't mean another Court can't or hasn't said something differently."

Councilor Calvert continued, "The 1939 Supreme Court decision didn't agree with the 2008, and future ones may or may not agree with the current one in effect right now. Also, the Constitution was not meant to be a static document. And there have been 17 more amendments to the Constitution for a total of 27, that could not have been foreseen when it was originally enacted. As far as the State Constitution goes, I think the intent, if this Ordinance would pass, is for there to be an immediate request for a ruling on

whether it is allowed under State Constitution. And I don't think that needs to be a costly proposition. I think there are ways to do that expeditiously."

Councilor Calvert continued, "In terms of intent, or purpose of this law, I think you've heard a lot of people all agree that we're all interested in public safety. The intent or purpose of this law is not to take away people's guns. I know that is always where everybody heads when there is any form at all of regulation when it comes to guns, but that certainly would not be my intent, but we have to recognize that the right is not unlimited absolute, even the Supreme Court said that. So what I think everybody is searching for is a reasonable balance, between self defense and sport shooting on one hand and murder and mayhem on the other. And as long as we are stuck in a debate on the extreme, I think we'll accomplish nothing. We can argue stats forever. Some say that the more people we have guns, the safer we all are. And others will say that the United States has way more guns than any developed country and we also have more gun deaths, so I think you can use statistics to prove whatever point you are trying to make as well."

Councilor Calvert continued, "But I think if we have a reasonable discussion and it's not just guns versus no guns, and it's not no regulation versus reasonable, then I think we might be able to accomplish something. If we could on the middle on a reasonable compromise then we may be able to actually achieve something that makes everybody safer. I think what you see here tonight is a produce of frustration, mainly over what is a reasonable balance. Congress had a bipartisan bill on background checks and it still had exceptions, and it couldn't get passed, even though the vast majority of Americans thought it was reasonable. A very powerful minority and a lobbying organization was able to keep even a reasonable bill from being passed. So, even a lot of people who have expressed opposition to the measure before us tonight, spoke favorably of background checks and screening, at least that's the way I interpret it, because they thought that people with mental disorders should be prevented. I think that's what background checks were intended to do – to keep the people we absolutely know shouldn't have them, from having them. And so when the NRA, which fought that bill, you would wonder what they would consider reasonable regulation, and they fought it through scare tactics. They would say, this the first step to ultimately taking away your guns, and that's the scare tactic they use. And obviously, they convinced a lot of people that's the case. But I think, unfortunately, because certain elected officials are more interested in campaign funds than the will of the people, this lobbying effort was effective."

Councilor Calvert continued, "And people are also frustrated that elected officials at the national and State level don't have the courage to enact a reasonable balance. The bad effects of gun violence occurs very concretely at the local level, at schools, at movie theaters and at town hall meetings, not at some abstract state or national location. Yet locals seemingly have no control over this situation. So I guess in frustration, I think it is understandable that locals will try to find anything that is conceivable under their power to get a handle on the violence."

Councilor Calvert continued, "And you may agree that this bill is not good or enforceable, and thus not reasonable, but you are asking the people who are concerned to be reasonable, when even reasonable legislation proposed at the national or state level is fought tooth and nail. So, if you come here demanding us to be reasonable, I think that we will ask you to be reasonable when it comes to reasonable measures

that would be effective such as background checks. I was in the military and I had to qualify with various weapons, pistols, rifles, automatic weapons. And their destructive power was clearly demonstrated graphically. The point is that these weapons and the clips that go with them were designed for military use, period. And you may be able to rationalize a use, but you will not be able to justify the ultimate infringement on somebody else's right, i.e., death."

Councilor Calvert continued, "So go tell a Newtown parent that your right to target shooting justifies their child's life. So in conclusion, remembering that even Supreme Court decisions put limits on the right to bear arms. If you want reasonable from everybody, then you must demand reasonable from yourselves. And so, I just hope that the frustration that is evidenced here tonight with this proposal will generate more reasonable discussions and more reasonable compromises in the future."

Councilor Dimas thanked everyone for being here this evening. He said, "I've read hundreds of emails from many of you and telephone calls, and I've tried to speak to as many of you as I possibly can, both pro and con, this evening. I thought about this long and hard, and I would like to just make a very quick statement. The City has a duty to safeguard our children, our families, our neighborhoods, and you should never stop searching for reasonable and responsible solutions to end the threat of gun violence, but this proposed Ordinance banning ammo clips isn't that solution. The proposed Ordinance, as the sponsors concede, would certainly face a Constitutional challenge."

Councilor Dimas continued, "As a former police officer and a retired Chief Judge, I took an oath to uphold our Constitution. As a City Councilor, I took the same oath. I believe it would be irresponsible to support a law whose constitutionality is yet to be determined by a court of law. Apart from the legal question, the sponsors admit that there are real problems in enforcement. There simply is no workable mechanism for enforcing this Ordinance. And if it can't be enforced, it can't have any practical effect on gun violence. And who will this Ordinance affect. Certainly not the criminals who already ignore existing laws, or the mentally ill who don't know or care that such laws exist. The law would only impact the honest, responsible gun owners, the ones who already obey the law."

Councilor Dimas continued, "It will take changes at the State and federal level to make a real difference in the country's stance on gun control. Stronger background checks, regulation of private sales, particularly at gun shows and on the internet, safety training, mandatory gun locks, regulation which can only be effective state-wide or nation-wide. I will be opposing this Ordinance."

Councilor Wurzbarger said, "Councilor I agree with everything you said, so now I've got to be creative. I started this evening with my questions, raising my basic concerns, as you have more eloquently said with respect to both the constitutionality and the degree to which this law could actually be implemented. I believe it is our responsibility as a Council, in representing you, to pass laws that do indeed address the problems that we're trying to address. And I know it's late, and that wasn't totally correct. But the idea for me, particularly after hearing all of the discussion tonight, is that I am not convinced that this law would

actually address the problem of making our children more safe in schools."

Councilor Wurzbarger continued, "I appreciate some of what Councilor Calvert said, with respect to where we sit in the universe, vis a vis the State and the federal government. The longer I've had this job and the opportunity serve you, the more I have come to believe that we have to do it ourselves. And I think what has encouraged me tonight, and [inaudible] I talked to you earlier, but to hear those who have been working on trying to do something over the past few months, recognize the importance of coming together to come up with a solution. I think it is a local solution. I think that it can happen with both sides, when we frame the question, not in terms of what one side is losing or the side is gaining, but to come together to address collectively how we can protect our children from violence, from weapons that exist."

Councilor Wurzbarger continued, "How can we go about addressing that this week, next week, and come up with something that's concrete we can look at. It can start with a continued dialogue, but I see it not directing staff to go do A, B, C, D. But I would like to see us, working from this group that has started tonight, and have you come back with ideas so that we could say how could we do this."

Councilor Wurzbarger said, "I do want to also comment that I think we've had several issues like this recently, and again, I think it's our job as a Council not just to make a very strong statement. I think we have to do the hard work of sitting down together and coming up with policy that can actually address this issue. Thank you Mayor, and I will be voting no."

Mayor Coss said, "So, we already know how the vote is going to go, but I do want to suggest a few things, and I've been a supporter of this. And I'm not running for anything. I'm going to go fishing. I've been a member of Mayors Against Illegal Guns for about 7 years now. And so we've seen the massacres with the high capacity magazines. And I know I'll get made fun of, because I don't know a clip from a magazine, and an AR from a BAR, or whatever. But I'm here to tell you, most of America does not understand why we continue to have these massacres and do nothing."

Mayor Coss continued, "The Mayors Against Illegal Guns have taken 3 positions. Legislative Goals. One is universal background checks. Keep the guns out of the hands of the criminals and the mentally ill. That was fought tooth and nail by the NRA and its Republican Party, and it did not become law in the United States and it did not become law in New Mexico. And I'm all for let's get together and work this out. But if it's an absolutist mentality that says if we do anything, you're coming after my guns, and then we start hearing about I'll shoot at the cops or I'll shoot at the National Guard or I'll shoot at whoever is coming. We couldn't do background checks with 80% support, because the minority would not allow it."

Mayor Coss continued, "The other thing that we wanted was to just make gun trafficking, illegal gun trafficking a federal crime. Couldn't do that either. That's not allowed, so we're stuck on that one as well. We can't get a director of a federal agency that regulates firearms. Can't do it. I sat in the Legislature on the background check bill, and saw every Republican in the Senate vote against it. Then I saw it go into the session [inaudible] loop, and we did nothing. So at a federal level and at a State level, we've been

stymied by a minority with an absolutist argument that if you do anything, you're infringing on our rights and you can't do anything."

Mayor Coss continued, "I would love to hear the discussion. I'm waiting for the Republican Party to propose a giant tax increase so we can put armed guards in every school and buy every child an armored back pack. That's the only solution I've heard so far – is more guns, more guns, more guns. We don't ever get to move on the question. We've been told that that's the way the manufacturer makes them. Well heck yes, so let's just do whatever the gun manufacturers say and we'll all be safer. That's the route we're going with this."

Mayor Coss continued, "We've seen heinous with easily available technology, but we're not allowed to do anything about that technology. And to all my letters as to why you don't ban cars, we darned sure make sure you get a drivers license. We darn sure make sure you know how to drive. We limit your horsepower. We limit the safety of that car, and we'll take it away from you if you misuse it. None of that is allowed to the local government, the State government or the national government. If we wanted to something, rather than just deplore the fact that we can't do anything, we could pass this Ordinance, and we could go immediately to Court and say tell us if it's constitutional. So at least the people of New Mexico would have something to focus on. But instead, when I say I have a difference of opinion about the Constitution, the absolutist argument says, we'll you're violating your oath of office, I don't respect you any more."

Mayor Coss continued, "I've dealt with lots and lots of elected officials that I disagree with, but I have never told them that. And yet we've been told that tonight. So we have a lot of calls for let's get together and work this out, while we allow internet sales, while we allow anybody, for any reason to get any gun they want, and we're stymied again tonight. I thank Councilor Bushee. It is frustrating that I've seen my President, my Congressman, Senator Udall supports this, Senator Heinrich, Congressman Ben Ray Lujan, Congressman Michelle Lujan Grisham. The majority supports this, but we can get it done. We can't get it done at the national level, we can't get it done at the State level, and apparently we can't get it done in Santa Fe either."

Mayor Coss continued, "But I think you ought to pass it, because if nobody passes it, if no local government ever takes action, the constitutionality will never be changed, will never be challenged. We won't know. So, yes I supported it. I supported guy buy-back, I support the whole program of Mayors Against Illegal Guns. There should be background checks, not allowed by the NRA. There should be stronger controls on gun trafficking, not allowed, and there should be a ban on automatic weapons, we're not proposing that, we're just saying can we have smaller clips. So that's all I wanted to say. I would encourage people to pass it, go straight to court and test the constitutionality. If you wanted to affect the enforcement capability, you could separate the questions and just make it illegal to sell them. That you could easily enforce. Or you could say, we're just not going to have any in Santa Fe, and you could enforce that. But the compromise just saying, well we'll just grandfather in, that's derided as unenforceable. So again, we end up doing nothing and that's been the national program from the NRA and that's apparently what this Council wants to do as well. So thank you."

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

For: Councilor Bushee and Councilor Calvert.

Against: Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Explaining her vote: Councilor Bushee said, "You know, after we had a terrible tragedy of four of our high school students that were killed in a car accident that involved alcohol, or a driver that had been drunk, we listened to the School Board Members, the parents. And they came down and they said, please make drinking of alcohol illegal in your parks. And so we regulated. We didn't know if there was a correlation to say, okay, if you don't drink at Ft. Marcy except for in a little pen, or if you don't drink at the Railyard, then DWI's will go down. It was on the faith we responded. Maybe it was an emotional response. But what I can say is, at least this attempt to be pro-active rather than reactive... and if there's a tragedy, God forbid, in this town and it involves a high capacity magazine, I can at least say I tried. So, yes."

Explaining his vote: Councilor Calvert said, "I guess I'm voting with the frustrated tonight, and I am hoping this proposal, bringing it forth, will actually generate more reasonable discussions and reasonable compromises. I'm somewhat doubtful of that, but I would be hopeful, and I guess I'm not willing to sit with the status quo without at least challenging it, so I vote yes."

17. COMMUNICATIONS FROM THE GOVERNING BODY.

A copy of "Bills and Resolutions scheduled for introduction by members of the Governing Body," for the Council meeting of June 26, 2013, is incorporated herewith to these minutes as Exhibit "10."

Councilor Dimas

Councilor Dimas had no communications.

Councilor Calvert

Councilor Calvert had no communications.

Councilor Rivera

Councilor Rivera wished his wife a happy 20th Anniversary. His daughter put on Face Book today that my wife will have a big crown when she gets to heaven for having to put up with me for 20 years.

Councilor Rivera wished his daughter Emily, a happy daughter. On July 5th she will be 14 years old.

Councilor Ives

Councilor Ives had no communications.

Councilor Trujillo

Councilor Trujillo introduced an Ordinance relating to the sale and consumption of alcohol on City property; amending Section 23-6.2 SFCC 1987, to authorize the sale and consumption of beer only in the areas designated for concessions and seating at Fort Marcy Ballpark in accordance with State and local laws and regulations. A copy of the Ordinance is incorporated herewith to these minutes as Exhibit "11."

Councilor Trujillo sent his condolences to the family of Manuel Miera, who coached Santa Fe Babe Ruth and taught a lot of kids the sport and to love baseball. He will be missed.

Councilor Trujillo said he and his wife Amber celebrated their 16th wedding anniversary last Friday.

Councilor Wurzbarger

Councilor Wurzbarger introduced a Resolution directing staff to acquire a third-party independent audit of the 2008 Parks, Trails and Open Space Bond on completion of projects authorized in accordance with the bond. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "12."

Mayor Coss

Mayor Coss introduced the following:

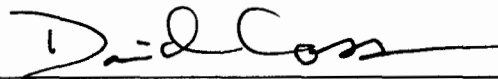
1. A Resolution declaring that the City of Santa Fe desires to establish a sister city relationship with the City of San Miguel de Allende, Mexico. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "13."
2. A Resolution declaring that the City of Santa Fe desires to establish a sister city relationship with the City of Incheon, South Korea. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "14."

Mayor Coss said he will be introducing an Ordinance regarding guns as a nuisance, and said we'll find out the NRA wants domestic violence perpetrators to have guns, and "I look forward to the give and take and the sharing, and the let's all come together around guns." He will introduce the Ordinance at the next meeting.

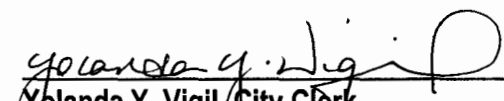
I. ADJOURN

The was no further business to come before the Governing Body, and upon completion of the Agenda, the meeting was adjourned at approximately 11:45 p.m.


Approved by:


Mayor David Coss

ATTESTED TO:


Yolanda Y. Vigil, City Clerk

Respectfully submitted:


Melessia Helberg, Council Stenographer

CITY COUNCIL MEETING
EXECUTIVE SESSION
June 26, 2013

The governing body of the City of Santa Fe met in an executive session duly called on June 26, 2013 beginning at 6:27 p.m.

The following was discussed:

- 1) In Accordance with the New Mexico Open Meetings Act, In Accordance with the New Mexico Open Meetings Act, §10-15-1 (H)(8), NMSA 1978, Discussion Regarding the Disposition of Real Property Rights, a Requested Assignment of the Conservation Easement that Currently Exists Between the Trust for Public Lands and the City of Santa Fe for the Railyard Park and the Santa Fe Railyard.**

PRESENT

Councilor Bushee
Councilor Calvert
Councilor Dimas
Councilor Dominguez
Councilor Rivera
Mayor Pro-Tem Wurzbarger

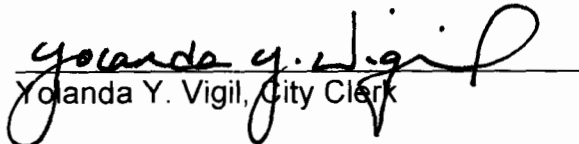
ABSENT

Mayor Coss
Councilor Ives (Recused)
Councilor Trujillo

STAFF PRESENT

Brian K. Snyder, City Manager
Geno Zamora, City Attorney
Yolanda Y. Vigil, City Clerk
Judith Amer, Assistant City Attorney

There being no further business to discuss, the executive session adjourned at 6:52 p.m.


Yolanda Y. Vigil, City Clerk

CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO BILL NO. 2013-29
Campaign Code/Public Campaign Finance Code

Mayor and Members of the City Council:

We propose the following amendment to Bill No. 2013-29:

1. On page 1, line 14, before "AMENDING" insert:
"AMENDING SECTION 9-2.5 TO CLARIFY WHOSE IDENTIFICATION IS
REQUIRED ON CAMPAIGN MATERIALS;"
2. On page 5, line 17 *insert* the following section:
"Section 2. Section 9-2.5 SFCC 1987 (being Ord. #1998-41, §4, as amended) is
amended to read:
"9-2.5 Identification of Campaign Material.

A. Campaign materials disseminated or communicated by a candidate [~~or by a political committee~~] shall conspicuously identify the name of the candidate and [~~or~~] campaign treasurer or deputy campaign treasurer [~~, or the name of an officer or other responsible person of the political committee sponsoring such materials~~].

B. Campaign materials disseminated or communicated by a political committee shall conspicuously identify the name of an officer or other responsible person of the political committee sponsoring such materials.

C. Written, printed or posted materials shall also show a telephone contact number.

Editor's Note: Renumber section numbers of the bill accordingly

Respectfully submitted,

Staff

ADOPTED: _____
NOT ADOPTED: _____
DATE: _____

Yolanda Y. Vigil, City Clerk

Exhibit "1"

City of Santa Fe

Healthier Vending Machines

Healthy Snacks

In an effort to support better snack choices all the snacks in this machine have been coded as:

- Green = **HEALTHIEST**
- Yellow = **HEALTHIER**
- Red = **NOT A HEALTHY CHOICE**

The City of Santa Fe Employee Wellness Program and the Employee Benefits Committee are announcing:

Healthier Vending Machines!!

We are rolling out our Healthy Vending Machine Program
at the following "Test Sites":

City Hall

Fort Marcy

Salvador Perez

SF Police Department

Based on popular request, these vending machines will rate your snacks as "**Healthiest (green); Healthier (yellow) or Not a Healthy Choice (red)**".

Challenge yourself to choose snacks from the green and yellow categories. To "sweeten the pot" we have placed a special golden sticker on random snacks in the green and yellow categories in these machines. If you purchase a snack with a gold sticker, turn in the package to either Jessica Sandoval of the EBC, or Sue Perry/Todd McCoy (Wellness) to receive a \$25.00 gift card!

Challenge yourself to choose only Green or Yellow Snacks.

Learn which of your favorites do fit healthier guidelines, and which ones do not.

Send your requests for other healthy snack items to

Sue Perry at: sjperry@santafenm.gov or 955-6626



Co-sponsored by the Employee Benefits Council and Employee Wellness Program

Exhibit "2"

Pre-booking Diversion:

BREAKING THE CYCLE OF ADDICTION & ARREST

LEAD

SANTA FE

HEALTHY FAMILIES,
SAFER STREETS

26 June 2013

A Public Safety and Public Health Dilemma: In 2011, the Federal Bureau of Investigation reported that the Santa Fe area (the city and the county, including parts of Española) **ranked second in the country in residential burglaries** per 100,000 residents. According to Santa Fe police statistics, **property crimes rose slightly in 2012 compared to 2011**. Residential burglaries increased to 802 from 782 the previous year. And, at the root of this property crime problem is serious drug addiction. **New Mexico has the highest drug-induced death rate in the nation. Overdose has surpassed car accidents as the leading cause of death.**

LEAD Task Force Findings: The Cost to the System

- **100 individuals**, arrested by City of Santa Fe Police for opiate possession or sales, cost more than **\$4.2 million dollars** or an average of **\$42K per individual** across local and state systems over the last **3 years**. *This is only the tip of the iceberg – costs not included in this figure include: loss of productivity & earnings; impact on families & social support systems; current “ad hoc” drug treatments; public safety & health issues; witness, jury costs; property crime investigations and value of property lost, etc.
- These same 100 individuals **cost the city \$1 million dollars in jail/detention costs** over 3 years for a total of **11,502 jail days**.
- They were **arrested 590 times** by police officers in the 3 years; officers spent an average of 9.3 hours per arrest.
- A majority (91 out of 100) were repeat offenders with a pattern of being re-arrested every 6 months in average.
- **51%** of those individuals had **property crime histories**.

Task Force Recommendation - Law Enforcement Assisted Diversion (LEAD)/Pre-Booking Diversion Program: *Handling low-level non-violent drug offenders in the local and state criminal justice system is not only costly but evidence suggests that this is not a way to break the cycle of addiction or enhance public safety.* Instead, many people often go through the system without any impact on their behavior and end up costing the system far more than they would if they were diverted immediately into treatment. **Law Enforcement Assisted Diversion identifies low-level drug offenders for whom probable cause exists for an arrest, and redirects them from jail and prosecution by immediately providing linkages to treatment/support services.** With the economic strain on our local counties, pre-booking diversion programs offer a viable, cost effective alternative to the status quo that can positively impact Santa Fe. An early estimate suggests that a successful pre-booking diversion program case could cost approximately **53% less** than the current system over a 10 year period (a saving of nearly \$70K per successful case).

Treatment instead of incarceration is popular among New Mexican voters - 71% of New Mexico voters support allowing a person caught with small amounts of drugs to be offered drug treatment instead of being incarcerated.¹

Benefits of the LEAD Program to the Community

- Increases safety and order for the community by reducing future criminal behavior.
- Reduces the burden on the law enforcement, county jail, prosecution, and court system.
- Redirects public safety resources to more pressing priorities, such as serious and violent crime.
- Reduces opiate overdoses (and related burden on the emergency and hospital resources) and recidivism.
- Optimizes the use of the Affordable Care Act health coverage for treatment and social supports.
- Improves individual outcomes and community quality of life through research-based treatment, harm reduction and social supports

Next Steps

- Complete the Cost-Benefit Analysis and finalize LEAD Report with Recommendations - July 2013
- Bring forth a resolution in July 2013 to establish a pilot three year LEAD Program in Santa Fe

¹ Survey of New Mexico Voter Attitudes, SJC Research, January 29 – February 1, 2007.

Exhibit "3"



LEAD

SANTA FE

LEAD (LAW ENFORCEMENT ASSISTED DIVERSION PROGRAM) **COST BENEFIT ANALYSIS**

Initial Rough Estimate

DRAFT

June 24, 2013

*Joohee Rand, Director of Strategic Initiatives
Santa Fe Community Foundation*



Summary of Cost Benefit Analysis – 1/2

**All data summarized for a three-year time period (2010-2012) unless otherwise noted*

1. **100 Target Eligible Individuals:** 100 individuals were identified for opiate-related arrests by Santa Fe City law enforcement officers over the past 3 years
2. **Significant Overlap with Property Crimes:** **Over half (51%)** of individuals arrested for opiate possession or sales had a history of property crime or were soon arrested for one
3. **Burden on the System:** These 100 individuals collectively represented a significant burden across systems for law enforcement, justice, health, safety and social services including:
 - **Law enforcement:** 590 arrests, 5500+ officer hours
 - **Detention center / Jail:** 11,500+ days
 - **Judicial System:** 329 District & Magistrate Court cases and additional Municipal Court cases; 800+ Judge hours; 10,000+ Prosecutor hours, 5,000+ Public Defender hours; additional hours by staff, clerks, **assistant, probation officers, witnesses, victims' advocate etc.**
 - **911/EMS:** 61 dispatches
 - **Emergency and Other Medical:** **91 out of 100** individuals had drug-related ED/hospital visits
4. **"Revolving Door" with Systematic Recidivism:** A majority (**91 out of 100**) arrested for opiate possession or sales in 2010-2012 were **repeat offenders** with a pattern of being **re-arrested every 6 months** on average (5.9 arrests in 3 year period)
5. **"Frequent Offenders":** **A small number of "frequent offenders" disproportionately burden the system** with the top 25 individuals making up nearly 50% of the total usage for law enforcement (278 arrests) and detention/jail facilities (5301 combined days in jail). **Top 25 "Frequent Offenders" are responsible** for 4~5 times the number of arrests and length of jail stays compared to **"Others"**

Summary of Cost Benefit Analysis– 2/2

** All data summarized for a three-year time period (2010-2012) unless otherwise noted*

6. **Cost to the Current System:** The 100 target eligible population cost more than **\$4.2 million** or an average of **\$42K per individual** across systems over the past 3 year period (2010-2012). The cost per individual is significantly higher for the **top 25 frequent offenders (\$~56K)** vs. Others (~\$37K). This however represents only a partial cost. The overall cost to the system is likely to be much higher given the conservative assumptions and additional burden on the broader system not fully captured in the current analysis including loss of productivity and earnings and cost to social support systems.
7. **Potential LEAD Treatment & Program Cost:** While the specific needs will vary, **an average LEAD cost per individual including intensive treatments and wrap-around services** is estimated at about **~\$34K per individual over 3 years, less than the cost to the current system**. The cost to Santa Fe City will be significantly lower when Medicaid coverage and other funding sources are taken into account, as well as pro bono services and donated goods. In addition, a number of the current 100 individuals are **already “ad hoc” participants to different components of these treatments and programs making the incremental cost lower than the full estimate**.
8. **Long-term Impact:** The cost-benefit impact of the LEAD program will be more evident in the long-term as the upfront investment of intensive treatment and support services pays off in reduced recidivism and cost to the current systems over time. Other long-term positive impacts include prevention of drug addiction and related criminal activities, improved wellbeing of individuals, family and community, and positive contribution to earnings and economic productivity through re-integration to society and job market. **LEAD is intended to move individuals from the chronic “revolving door” of drug-to-incarceration and-ER-visits toward long-term sustainable recovery and livelihood.**
9. **Sensitivity Analysis - Target Reduction in Recidivism:** **38% reduction in arrest, incarceration and drug-related ER / hospital recidivism** will provide positive economic benefits for the LEAD program over a 10 year time period under the current conservative assumptions. **The required reduction in recidivism is lower (22~28%) for the City of SF** if the LEAD cost is adjusted for **Medicaid coverage of 60~80%** for certain medical treatments.

1. 100 Target Eligible Individuals: 100 individuals were identified for opiate related arrests by the City of Santa Fe law enforcement officers over the past 3 years

** All data summarized for a three-year time period (2010-2012) unless otherwise noted*

**100 target eligible
individuals for
LEAD**

Arrested and booked

- As **opiate-related (possession or sales)** primary offense on record
- By the **City of Santa Fe Law enforcement officers**
- Over the **past 3 year time period (2010-2012)**

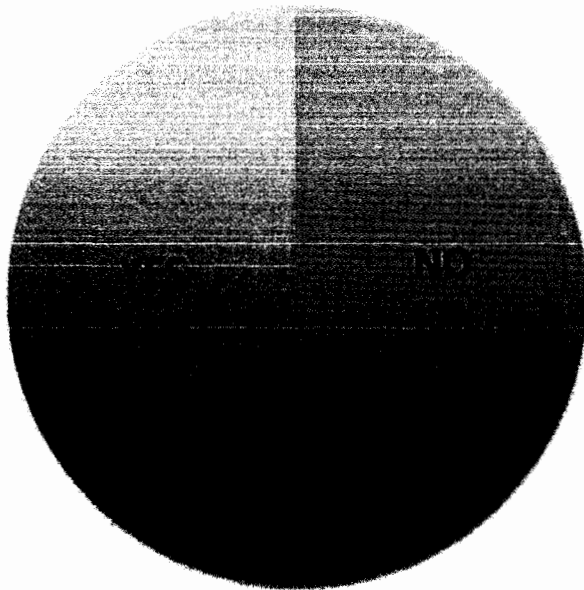
- *During the 3 year period, the target 100 individuals, on average,:*
 - *were **arrested 5.9 times** for drug, property crime, or other offenses, and*
 - *spent **115 days in Santa Fe County Jail.***
- *Under the current incarceration-based approach without addressing the core problem of drug addiction, these individuals incur significant and recurring burden and financial cost to the criminal justice system as well as the medical and social support systems.*

2. Significant Overlap with Property Crimes: Over half (51%) of the 100 individuals arrested for opium possession or sales had a history of property crime or were soon arrested for property crime

“A majority of the property crimes are related to drugs” (SFPD Detective Sergeant)

History of Property Crime

100% = 100 individuals arrested for
Opiate Sales & Possession in 2010-2012



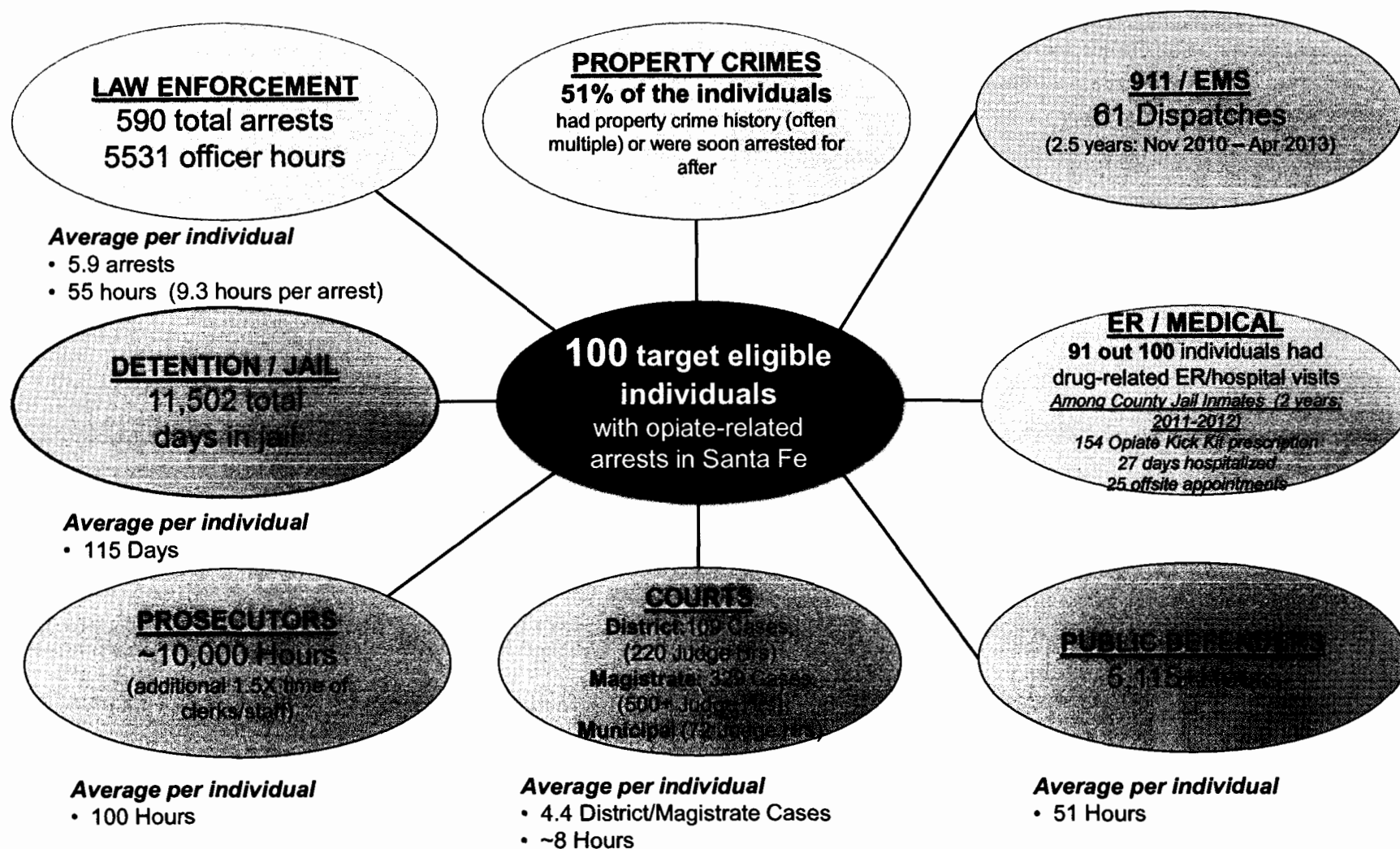
- ***“I will do anything to get my hands on drugs so I can get ‘well’.”*** (quote from an inmate explaining why drug addiction leads to desperate property crimes)
- **Over half of the individuals** arrested for opiate possession or sales also had a **history of property crime*** or were **soon arrested for property crime**. Many more are suspected of property crimes although may not have been arrested
- **The number of burglary “reports” is approximately 10 times the number of actual “arrests”**, suggesting significantly higher costs related to property crimes than what is documented through police arrests
(For example, Santa Fe Police Department had a total of **966 reports** for burglary but only **94 actual arrests** from June 1, 2011 to May 31st, 2012)

* Property Crime includes burglary, larceny, breaking & entering, shoplifting, robbery, receiving or transporting stolen goods

3. Burden on the System: These 100 individuals collectively represented a significant burden across systems for law enforcement, justice, health, safety and social services

**All data summarized for a three-year time period (2010-2012) unless otherwise noted*

Quantified in the scope of this initial analysis



CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2013-__
Trails Open

Mayor and Members of the City Council:

We propose the following amendment to Resolution No. 2013-__:

1. On page 1, line 23, *delete* "La Pradera and Windsor" and *insert* in lieu thereof "and La Pradera"
2. On page 3, line 3, *delete* "La Pradera and Windsor" and *insert* in lieu thereof "and La Pradera"

Respectfully submitted,

Patti Bushee, Councilor

ADOPTED: _____
NOT ADOPTED: _____
DATE: _____

Yolanda Y. Vigil, City Clerk

Exhibit "4"

print

From: **Gloria Mendoza** (buggeeboo@msn.com)

Sent: **Wed 6/26/13 11:15 AM**

To: **Gloria Mendoza** (buggeeboo@msn.com)

Good evening Mayor, Councilors, staff and members of this community. I am on a Mission. Not being active in this community for quite sometime has not

altered my hearing, eyesight or my passion for the health and safety of this community. No, I have not turned into one of those fake environmentalist, I am

certainly not one of those who is here to brown nose the Mayor or any politician sitting in chambers. I come here with something that has impacted

me personally and know for a fact that it has impacted many, if not most, families of this community. Drugs. It seems to me that this administration is

in total denial of what is

happening out in the streets of a city that you represent. Denial or purposely do not want to deal with the issue because it will take too much of their time

to try and find some effective solutions to the problem. If I know, the police know, the judges know, the shelters know, the treatment centers know and

families know that the drug problem is getting out of hand and you don't know.....what is wrong with this picture. We know that every Motel 6 on

Cerrillos Road and other motels are infested with drug addicts and the dealing of drugs. Why don't you know? And if you do know why haven't you done

Exhibit "5"

something about it. Albuquerque does. They shut them down.....sometimes bull doze them down. But dear old Santa Fe turns the cheek around because they \

don't want the word to spread around that we are worst than some of our outlying communities like Chimayo and Espanola. Instead I read in the newspaper

about resolutions for same sex marriage, conserving water to get the river running, making decisions about movie theatres and parking spaces, hiring security

for the railyard, building skate parks so people can have a place to deal drugs, yet we have our junior high and high schoolers buying, selling and using heroine.

Burglarizing day after day after day. Filling our jails where the

drug problem is worst. Yet our Councilors have not taken the time to lobby the legislature for more money to maintain the only treatment center in Santa Fe

which only has 7 beds and a waiting list that is probably as long as Airport Road. Where are the studies about the drug problems in Santa Fe instead of studies

about what Connecticut does to solve traffic problems in neighborhoods or what New York does to promote their arts. Do you know how many beds could be

added to the Recovery Center with the amount of money you spend on stupid idiotic studies to beautify a city that is infested with drugs? Do you really think

an addict could solve his problems by going around a round-about in the neighborhood streets? I don't pretend to have solutions to this problem but I do know

one thing.....I demand that my tax dollars be spent to seek and find solutions to the drug problem which has entered our city. The more I think about

how could this have happened so fast to us, I have to lay blame to an administration which made Santa Fe a safe haven for illegal immigrants. Don't get me

wrong and don't turn my words around because I have never had a problem with illegal immigrants coming, assimilating and wanting to build a better life for

themselves and their families. I do, however, do not want to tolerate the cartel in our City bringing in drugs on a daily basis and committing genocide by

dealing drugs to our community. I am here to petition this council to set up a citywide meeting and let the community help you to set your priorities regarding

the drug problems you have let escalate. Let's be honest and open about what needs to be done. You don't have much time.....every day that you

delay, a home or business is being burglarized because someone needs some things to go pawn or sell on the streets in order to maintain and pay for their

heroine addiction. I will help organize speakers, testimonials from those who this problem is affecting and/or who are working with individuals who are

desperately seeking help. I can help bring the shocking statistics to you. Not written statistics but reality statistics. At this meeting I would personally like to

give input on a panel which will address any questions the audience may have. No politics.

SENIOR COUNSEL
C. D. MICHEL*

SPECIAL COUNSEL
JOSHUA R. DALE
W. LEE SMITH

ASSOCIATES
ANNA M. BARVIR
SEAN A. BRADY
SCOTT M. FRANKLIN
THOMAS E. MACIEJEWSKI
CLINT B. MONFORT
TAMARA M. RIDER
JOSEPH A. SILVOSO, III
LOS ANGELES, CA

*ALSO ADMITTED IN TEXAS

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LOS ANGELES, CA

DAVID T. HARDY
TUCSON, AZ

June 25, 2013

Mayor David Coss
Councilor Patti Bushee
Councilor Chris Calvert
Councilor Rebecca Wurzbarger
Councilor Peter N. Ives
Councilor Carmichael Dominguez
Councilor Christopher Rivera
Councilor Ronald S. Trujillo
Councilor Bill Dimas
CITY OF SANTA FE
MAYOR & CITY COUNCIL
200 Lincoln Avenue
P.O. Box 909
Santa Fe, New Mexico 87504
VIA FAX, EMAIL & U. S. MAIL

Re: **Bill No. 2013-27: Large Capacity Ammunition Feeding Devices**
Opposition Letter & Pre-Litigation Demand

Dear Honorable Mayor and Councilors:

We write on behalf of our client, the National Rifle Association ("NRA"), as well as the thousands of its members in New Mexico, including members residing in the City of Santa Fe (the "City").

Our client opposes Bill No. 2013-27, a proposal that seeks to ban the transfer, sale, and possession of standard firearm magazines that are in common use by classifying them as "large capacity ammunition feeding devices," generally defined by the bill to include devices that have "a capacity of, or that can be readily restored or converted to accept, more than 10 rounds of ammunition." Because the term "large" is relative, because 10 rounds is arbitrarily designated, and because magazines holding more than 10 rounds are standard, such magazines are properly referred to as "standard-capacity magazines."

The proposed ordinance is preempted by the New Mexico constitution and violates the Second Amendment. Adopting the proposed ban on standard-capacity magazines will result in

June 25, 2013

Page 2 of 4

Re: Bill No. 2013-27: Large Capacity Ammunition Feeding Devices

immediate litigation against the City to enjoin enforcement and have the ordinance declared invalid. Further, attorneys' fees will be sought as allowed by relevant federal and state law.

For these reasons, discussed in detail below, we urge you to oppose Bill No. 2013-27, banning the transfer, possession, and sale of "large capacity ammunition feeding devices," as defined by the bill.

I. The New Mexico State Constitution Prohibits Local Regulation in This Area

Firmly entrenched in New Mexico's constitutional right to keep and bear arms is the guarantee that "[n]o municipality or county shall regulate, in any way, an incident of the right to keep and bear arms." N.M. Const. art. II, § 6. This expressly divests cities "the authority they otherwise would have under their police powers" to impose firearms restrictions, and consequently, "allow[s] firearm regulation *only by the State* . . ." N.M. Att'y Gen. Op. No. 90-07 at 4 (Mar. 28, 1990) (emphasis added). In accord, the New Mexico Supreme Court has held that the broad language prohibiting local regulation of firearms "indicates an intent to preclude piecemeal administration at a local level and to ensure uniformity in the regulation of firearms throughout the State of New Mexico." *Baca v. New Mexico Dep't of Pub. Safety*, 132 N.M. 282, 285 (2002). By restricting standard-capacity magazines, the proposed ordinance unlawfully treads on State legislative ground.

The Office of the City Attorney rightly warns that, to overcome a legal challenge to the proposed ordinance, "a court would have to agree that the regulation of large capacity magazines is not an incident of the right to bear arms." Memorandum Re: Whether the City Can Ban Large Capacity Magazines from Marcos D. Martinez, Asst. City Atty, to Members of the Governing Body 3 (Jan. 31, 2013). But the *broad* constitutional prohibition against local firearms regulation forecloses such an argument. To be preempted by state law, the ordinance need not actually violate the Second Amendment; it need only be "dependent upon, subordinate to, arising out of, or otherwise connected with" the right to keep and bear arms. *See Blacks' Law Dictionary* (9th ed. 2009), "incident." Surely, regulating firearms magazines, a necessary component of many functional firearms, is at the very least "subordinate to" or "connected with" that right.

Further, the City's proposed ban on standard-capacity magazines is unlawful "piecemeal administration [of firearms] at a local level." *Baca*, 132 N.M. at 285. Given that the prohibition of local regulation of any "incident of the right to keep and bear arms" be interpreted broadly, local firearm regulation of *any* sort is proscribed. *Id.* Chipping away at the right to keep and bear arms by banning certain commonly used (and thereby constitutionally protected) arms, waiting for the day the City decides to chip away even further, the proposed magazine ban resembles the sort of piecemeal local administration of firearms the State Constitution forbids.

Finally, the proposal threatens the State's constitutional assurance of "uniformity in the regulation of firearms throughout the State of New Mexico." *Id.* If each locality is permitted to adopt its own bans on "large capacity ammunition feeding devices," each with a distinct manner of defining such devices, New Mexico residents will be faced with an impossible "patchwork quilt" of magazine restrictions, never quite sure whether their conduct will be legal when they

June 25, 2013

Page 3 of 4

Re: Bill No. 2013-27: Large Capacity Ammunition Feeding Devices

pass from one jurisdiction into another. The State Constitution simply does not tolerate such local frustration of statewide firearms regulation.

Because the proposed ordinance violates the State Constitution, it should be rejected by the City.

II. The Proposed Ordinance Violates the Second Amendment

The United States Supreme Court's decision in *District of Columbia v. Heller*, 554 U.S. 570, 624-25 (2008), is clear that arms "typically possessed by law-abiding citizens for lawful purposes" or those "in common use" are protected by the Second Amendment. That protection surely extends to commonly used ammunition feeding devices – e.g., magazines – which are necessary for the meaningful exercise of the right. *Cf. Andrews*, 50 Tenn. at 178; *see also Bateman v. Perdue*, 881 F. Supp. 2d 709, 714 (E.D. N.C. 2012). Under any standard of review, a flat ban on items protected by the Second Amendment is unconstitutional. *See Heller*, 554 U.S. at 628-29 (finding D.C. ban on handguns, arms typically possessed by law-abiding citizens for lawful purposes, unconstitutional regardless of the standard of review applied).

The lawful use of ammunition feeding devices with a capacity of ten or more rounds is exceedingly common. Indeed, such magazines are "standard equipment" on firearms owned by millions of Americans. Due to the popularity of these magazines, and because of their effectiveness for personal defense, these items are widely used (and often preferred) for home defense. Accordingly, law-abiding citizens are guaranteed the right to acquire, possess, and use them for lawful purposes. *Heller*, 554 U.S. at 624. That guarantee prevents the City from banishing these items from its borders.

As the proposed ordinance violates the Second Amendment, its adoption will make the City a prime target for litigation.

III. The Proposed Ordinance Exposes the City to Significant Liability

The area of Second Amendment civil rights jurisprudence is evolving rapidly in the wake of the Supreme Court recognizing an individual Second Amendment right. *See Dist. of Columbia v. Heller*, 554 U.S. 570 (2008). The law, and not mere ideology, supports our positions. The City would be wise to refrain from adopting this proposal while this new field of law develops through litigation in other jurisdictions, especially given that our client is currently litigating the constitutionality of similar ammunition magazine bans throughout the country, including challenges in New York, Connecticut, and Colorado. Simply waiting the outcome of these cases will allow the City to fully consider the ramifications of this proposal, sure that whatever action it takes is supported by legal precedent.

Further, while groups such as the Law Center to Prevent Gun Violence may promise to provide a *pro bono* legal defense of the ordinance, the City will remain liable for the challengers' costs and attorneys' fees if they should prevail. These costs can indeed be significant. For instance, defending its handgun ban ordinance in *Fiscal v. City and County of San Francisco*,

June 25, 2013

Page 4 of 4

Re: Bill No. 2013-27: Large Capacity Ammunition Feeding Devices

158 Cal. App. 4th 895, 919 (2008), cost San Francisco roughly \$600,000.00, in addition to the \$380,000.00 it paid to the NRA to reimburse it for its attorney's fees when San Francisco lost. The City of Chicago recently paid \$125,000 to a plaintiff who challenged the constitutionality of that city's ordinance banning people with certain non-violent misdemeanor convictions from possessing firearms in their homes for self-defense in the case of *Gowder v. Chicago*, 11 C 1304 WL 2325826 (N.D. Ill. June 19, 2012). That followed Chicago's payment of approximately \$1.4 million dollars to the NRA and \$400,000 to the Second Amendment Foundation for *McDonald v. City of Chicago*, 130 S. Ct. 3020 (2010). And, of course, the District of Columbia had to pay \$1.1 million to Mr. Heller following its loss in *District of Columbia v. Heller*, 554 U.S. 570 (2008).

Our client understands the need to fight the criminal misuse of firearms. But our client cannot understand the City's provoking costly litigation shouldered by taxpayer dollars to defend violations of constitutional guarantees.

IV. Conclusion

For the foregoing reasons, we strongly urge the City Council to reject this proposal. Adoption of this ordinance will result in immediate litigation against the City of Santa Fe to enjoin enforcement and to have it declared invalid. Our office is available to discuss in further detail the constitutional issues raised by this ordinance.

Sincerely,
Michel & Associates, P. C.



C. D. Michel

CDM/amb



RESOLUTION 2012/13-30

Board of Education

Linda M. Trujillo, President
Steven J. Carrillo, Vice President
Lorraine T. Price, Secretary
Glenn Wikle, Member
Susan Duncan, Member

Support for Universal Background Checks, a Ban on Both Assault Rifle Weapons and Excessive Capacity Ammunition, and Support of Programs Geared Towards the Education of Gun Safety Awareness

1 **WHEREAS**, the American Academy of Pediatrics (AAP) has concluded that firearm-related injury and death to
2 children is a significant health problem. AAP recognizes the importance of education to reduce the death and injury of
3 children 0-19; and
4

5 **WHEREAS**, The mass shootings at Tucson, Virginia Tech, Aurora, Fort Hood and Sandy Hook all have one common
6 thread, the use of high capacity magazines with over ten rounds. The combined impact of these five shootings is 619
7 bullets, 29 minutes, 90 people dead and 60 wounded. 26 of those killed were children under the age of 10.
8

9 **WHEREAS**, a 2013 study by the Children's Defense Fund revealed that a child or teen dies or is injured by guns
10 every 30 minutes in the United States. In 2010, 18,270 children and teens died or were injured by guns at a rate of fifty
11 incidents each day. In 2009, firearm related deaths in the United States accounted for 1 in every 3 child deaths; and
12

13 **WHEREAS**, one of the strongest predictors of adolescent suicide is a gun in the house (Brent 2010). For the last two
14 decades, suicide rates in New Mexico have been nearly double the aggregate U.S. rates – with firearms the number one
15 method of choice. A 2004 study conducted by New Mexico Hurts revealed that suicide was the leading cause of death
16 in 10-34 year olds in the state; and
17

18 **WHEREAS**, AAP has determined that firearm availability in homes plays a large role in youth suicide while laws
19 reducing child access are associated with a lower rate in adolescent suicide¹; and
20

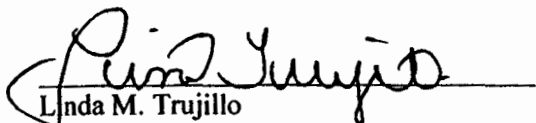
21 **WHEREAS**, In 2011, National Youth Risk Behavior Surveillance revealed that 5.1 % of students in grades 9 through
22 12 carried guns in the past month. In 2005, a survey determined that 16% of New Mexican students in 9-12 grades
23 carried a gun to school in the prior month; and
24

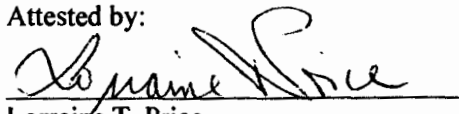
25 **WHEREAS**, a 2006 survey and analysis revealed the startling fact that in American homes with children 13 to 17
26 years of ages, firearms remained unlocked 41.7% of the time,² while a 2007, study revealed that 64.5% of all
27 unintentional firearm fatalities took place in a home or an apartment with the most common occurrence being victims
28 playing with a gun, (29.7 %) and 14.3% showing a gun to another person.
29

30 **NOW, THEREFORE, BE IT RESOLVED BY THE SANTA FE BOARD OF EDUCATION** that it supports
31 universal background checks, a ban on both assault weapons and excessive capacity magazines. In addition the board
32 supports educational programs that address gun safety awareness.
33

34 **ADOPTED this 24th day of June, 2013**

35 Attested by:

36
37
38 
39 Linda M. Trujillo
40 Board of Education President


Lorraine T. Price
Board of Education Secretary

¹ Webster DW, Vernick JS, Zeoli AM, Manganello JA. Association between youth-focused fire- arm laws and youth suicides. JAMA. 2004;292 (5):594-601

² Johnson RM, Miller M, Vriniotis M, Azrael D, Hemenway D. Are household firearms stored less safely in homes with adoles- cents? Analysis of a national random sample of parents. Arch Pediatr Adolesc Med. 2006;160(8):788-792

Exhibit "7"

Dear Peter Ives, Santa Fe City Council, Christopher Rivera, Santa Fe City Council, Patti Bushee, Santa Fe City Council, Rebecca Wurzbarger, Santa Fe City Council, Carmichael Dominguez, Santa Fe City Council, Ronald Trujillo, Santa Fe City Council, Chris Calvert, Santa Fe City Council, and Bill Dimas, Santa Fe City Council,

We are pleased to present you with this petition affirming this statement:

""Support ordinance 2013-27 to ban large capacity ammunition feeding devices from the city of Santa Fe.""

Attached is a list of individuals who have added their names to this petition, as well as additional comments written by the petition signers themselves.

Sincerely,
Miranda Viscoli

Jill Meyer
Santa Fe, NM 87501
Jun 21, 2013

Eric Swanson
Santa Fe, NM 87508
Jun 21, 2013

Scott Cameron
Albuquerque, NM 87110
Jun 21, 2013

Natalie Skogerboe
Santa Fe, NM 87507
Jun 21, 2013

Joseph Spinden
Santa Fe, NM 87505
Jun 21, 2013

Katrina Godshalk
Santa Fe, NM 87501
Jun 21, 2013

Samantha Ruscavage-Barz
Santa Fe, NM 87505
Jun 21, 2013

I support ordinance 2013-27 to ban large capacity feeding devices from the city of Santa Fe. How anyone could be against this makes me wonder about humans.

Linda schneider
Santa Fe, NM 87501
Jun 21, 2013

Ray Gulick
Santa Fe, NM 87505
Jun 21, 2013

Last year 11.000 Americans were killed by firearms. In Great Britain 39!

Fabio Macchioni
Santa fe, NM 87505
Jun 21, 2013

Paul Schmitt
Santa Fe, NM 87505
Jun 21, 2013

Jun 21, 2013

Nancy Fischer
SANTA FE, NM 87505
Jun 21, 2013

Diane Forsdale
Santa Fe, NM 87501
Jun 21, 2013

Peter P
Santa Fe, NM 87505
Jun 21, 2013

Please, please, do the right an sensible thing to protect our citizens, and ban these devices. Thanks!

Anne Weaver
Santa Fe, NM 87501
Jun 21, 2013

Dave Ballew
Tesuque Pueblo, NM 87501
Jun 21, 2013

No one in Santa Fe needs the type of magazine, that is the subject of the ban, for any reason!

Andrea Slade
Santa Fe, NM 87505
Jun 21, 2013

John C Giffen
Santa Fe, NM 87505
Jun 21, 2013

Richard Khanlian
Santa Fe, NM 87505
Jun 21, 2013

rainy upton
santa fe, NM 87508
Jun 21, 2013

Overdue

Ed Campbell
Santa Fe, NM 87507
Jun 21, 2013

Beth beloff
Santa Fe, NM 87506
Jun 21, 2013

Page C Press
Santa Fe, NM 87501
Jun 21, 2013

Andrew Gold
Santa Fe, NM 87508
Jun 21, 2013

Margery Lazar
Santa Fe, NM 87505
Jun 21, 2013

James C Faris
Santa Fe, NM 87505
Jun 21, 2013

paul abrams
santa fe, NM 87504-0278
Jun 21, 2013

Rev. Talitha Arnold
Santa Fe, NM 87505
Jun 21, 2013

Let's show that we are really the "city different."

Lois Rudnick
Santa Fe, NM 87508
Jun 21, 2013

Claudette Sutton
Santa Fe, NM 87505
Jun 21, 2013

Melissa Savage
Santa Fe, NM 87501
Jun 21, 2013

Catherine Clark
Santa Fe, NM 87505
Jun 21, 2013

Lois Klezmer
Santa Fe, NM 87506

Dominique Mazeaud
Santa Fe, NM 87506
Jun 21, 2013

We must do this now.

Marion
Santa Fe, NM 87501
Jun 21, 2013

John singleton
Santa Fe, NM 87508
Jun 21, 2013

Joan E. Alessi
Santa Fe, NM 87508
Jun 21, 2013

Is the Santa Fe Council also going to require background checks?

Nancy B. Lindell
Santa Fe, NM 87508
Jun 21, 2013

Nancy Trent
Santa Fe, NM 87508
Jun 21, 2013

Cynthia lukas
Santa Fe, NM 87508
Jun 21, 2013

Chuck Higgins
Santa Fe, NM 87505
Jun 21, 2013

Bruce Berlin
Santa Fe, NM 87507
Jun 21, 2013

Wendy Adler
Santa Fe, NM 87505
Jun 21, 2013

Ann Warner
Santa Fe, NM 87505
Jun 21, 2013

Joanna Kennedy
Tesuque Pueblo, NM 87501
Jun 21, 2013

Banning large capacity magazines is a common sense measure that makes our community safer for every man, woman and child.

Charles Iarrobino
Santa Fe, NM 87506
Jun 21, 2013

Donald Cooney
Santa Fe, NM 87505
Jun 21, 2013

JC Corcoran
Sioux Falls, SD 57106
Jun 21, 2013

Way to go patty. Exactly what we need. Martha Hamblen

Martha Hamblen
SF, NM 87502
Jun 21, 2013

robert horowitz
santa fe, NM 87501
Jun 21, 2013

I would also vote to ban all assault weapons.

James E. Fassett
Santa Fe, NM 87501
Jun 21, 2013

Marsha Mason
Santa Fe, NM 87505
Jun 21, 2013

marilyn Matthews
Santa Fe, NM 87507
Jun 21, 2013

Let's support common-sense measures such as this one to promote reasonable gun safety in our community.

LYNN "& GRACE LUNDEEN
SANTA FE, NM 87501
Jun 21, 2013

Lorraine Graham
Santa Fe, NM 87505
Jun 21, 2013

Lydia Pendley
Santa Fe, NM 87506
Jun 21, 2013

I fully support the idea of limiting large capacity ammo feeding devices, personally I support muzzle loaders or bows for hunting and protection

Thomas Pennington
santa fe, NM 87505
Jun 21, 2013

Judy Crawford
Santa Fe, NM 87501
Jun 21, 2013

jeanette & omer Claiborne
Santa Fe, NM 87501
Jun 21, 2013

Kate Cayot
Santa Fe, NM 87508
Jun 21, 2013

Paula McClean
Santa Fe, NM 87506
Jun 21, 2013

Ammunition feeding devices have no place in the City of Santa Fe.

Maida Henderson
Rowe, NM 87562
Jun 21, 2013

Tom Johnson
Santa Fe, NM 87505
Jun 21, 2013

Elise Parker Konigsberg
Tesuque Pueblo, NM 87501
Jun 21, 2013

Lorraine Schechter
Santa Fe, NM 87507
Jun 21, 2013

Jun 21, 2013

Phebe Brecher
Tesuque Pueblo, NM 87501
Jun 21, 2013

Debra self
Santa Fe, NM 87505
Jun 21, 2013

Cynthia Piatt
Santa Fe, NM 87501
Jun 21, 2013

Pamela Platt
Santa Fe, NM 87505
Jun 21, 2013

You should ban all powerful weapons

Fabiola mazal
Santa fe, NM 87505
Jun 21, 2013

You should ban all powerful weapons

Ricardo mazal
Santa fe, NM 87505
Jun 21, 2013

Jane Wilken
Santa Fe, NM 87508
Jun 21, 2013

Arvid S. Lundy
Santa Fe, NM 87506
Jun 21, 2013

Although I live in Albuquerque, I come to Santa Fe often, sometimes to the Round House, sometimes with my grandsons, sometimes with out of state visitors. I want to feel safe in Santa Fe. This is one way to help make that happen.

Liz McMaster
Albuquerque, NM 87106
Jun 21, 2013

Faith Garfield
Tesuque Pueblo, NM 87501
Jun 21, 2013

Pamela Gilchrist
Santa Fe, NM 87507
Jun 22, 2013

sharon Woods
Santa Fe, NM 87501
Jun 22, 2013

stop this situation. NOW

deborah avren
santa fe, NM 87507
Jun 22, 2013

Bonnie L. Garr
Santa Fe, NM 87506
Jun 22, 2013

I am a former resident of Santa Fe, and I hope that this becomes a state-wide law in my lifetime.

Patricia Raquet
Albuquerque, NM 87111
Jun 22, 2013

Carol Sue Warford
Santa Fe, NM 87506
Jun 22, 2013

It's necessary and vital for safety in this city.

Joseph & Janet Eigner
Santa Fe, NM 87508
Jun 21, 2013

Eda Gordon
Santa Fe, NM 87504
Jun 21, 2013

Leslie Lakind
Santa Fe, NM 87505
Jun 21, 2013

Katherine Clarke
Santa Fe, NM 87501
Jun 21, 2013

George Henke
Santa Fe, NM 87508

Bill Jackson
Santa Fe, NM 87501
Jun 22, 2013

Lisanne
santa fe, NM 87505
Jun 22, 2013

Lauren peck
Santa Fe, NM 87506
Jun 22, 2013

Gay Block
Tesuque Pueblo, NM 87501
Jun 22, 2013

Barbara Higgins
Santa Fe, NM 87507
Jun 22, 2013

Steve Lipscomb
Santa Fe, NM 87505
Jun 22, 2013

Dear Council Members, This is a chance to make our gun safety laws more effective. Please vote for the ban.

David R. Anderson
Santa Fe, NM 87501
Jun 22, 2013

lloyd abrams
Santa Fe, NM 87505
Jun 22, 2013

Nichoe Lichen
Santa Fe, NM 87507
Jun 22, 2013

Carole Tashel
Santa Fe, NM 87508
Jun 22, 2013

Ronald Rinker
Santa Fe, NM 87501
Jun 22, 2013

Gretchen Bush
Santa Fe, NM 87501-2174
Jun 22, 2013

daryl stanton
Santa Fe, NM 87504
Jun 22, 2013

I don't want the government to take away anyone's guns (unless they're mentally ill and dangerous), but I do believe that guns, like automobiles, should be regulated.

Stephanie Greene
Santa Fe, NM 87501
Jun 22, 2013

"Doing the right thing" ripples out and converges in a mighty wave of action to bring about a sea change. Banning large capacity ammunition devices is the right thing to do beginning now in this community and in this place, acting in accord with other localities that value the right to live free from the scourge of mass shootings.

Barbara A. Kenney
Santa Fe, NM 87506
Jun 22, 2013

Every citizen has the right to be safe in their communities. We can not be safe if military type weapons are available to the non military citizen. Please ban ordinance 2013-27 and keep Santa Fe citizens safe.

Allison L. Jones-Lo, RN
Santa Fe, NM 87505
Jun 22, 2013

I fully support banning large capacity ammunition p,otential in Santa Fe and in all of the US. And, I intend to vote accordingly whenever I get the chance.

merry converse, Alvin Converse
Santa Fe, NM 87508
Jun 22, 2013

Jim Burke
Santa Fe, NM 87504
Jun 22, 2013

susan gallagher
Santa Fe, NM 87501
Jun 22, 2013

Juliana Coles
Santa Fe, NM 87505
Jun 22, 2013

The time has come to pass responsible gun laws.

Jun 22, 2013

Peggy Blitz
Santa Fe, NM 87505
Jun 22, 2013

sarah brownrigg
Santa Fe, NM 87507
Jun 22, 2013

Comment

Ziad Seirafi
Santa Fe, NM 87540
Jun 22, 2013

Sarah Seirafi
Santa Fe, NM 87540
Jun 22, 2013

Deborah Shaw
Tesuque Pueblo, NM 87501
Jun 22, 2013

Shirley
Santa Fe, NM 87501
Jun 22, 2013

Deborah Fickling
Santa Fe, NM 87505
Jun 22, 2013

I support the ban of large capacity gun magazines. It's a safety issue that can't be ignored.

Sarah Fassett
Santa Fe, NM 87501
Jun 22, 2013

Joan Kennedy
Santa Fe, NM 87505
Jun 22, 2013

Shar Jimenez
Santa Fe, NM 87508
Jun 22, 2013

Christopher and Ioanna Carlsen
Tesuque Pueblo, NM 87501
Jun 22, 2013

Please don't let the NRA win this one! Santa Fe is a sane city. Let's keep it that way. We lead in so much, let's lead in this even if your national leaders can't muster the courage to stand up for love in a killing time.

Rev. Georgia Ortiz
Chimayo, NM 87522
Jun 22, 2013

Stephanie Hiller
Santa Fe, NM 87505
Jun 22, 2013

I wish this ban could cover more than just feeding devices! But it's a step in the right direction...

Mary Anderson
Santa Fe, NM 87501
Jun 22, 2013

Mary Ellen Gonzales
Santa Fe, NM 87505
Jun 22, 2013

Marcelle grant
Santa Fe, NM 87501
Jun 22, 2013

Yes, PLEASE do this. Thank you for considering.

Jo A. Reis
Santa Fe, NM 87507
Jun 22, 2013

Debrianna Mansini
santa fe, NM 87505
Jun 22, 2013

Kathryn Wall Ganz
Santa Fe, NM 87505
Jun 22, 2013

Just this last week I had patients who lost close relatives to gun shots in Bernalillo and Las Vegas in the last month. This violence is totally unacceptable!., Anything we can do to reduce these tragedies is progress.

Alston C Lundgren, MD
Santa Fe, NM 87505-4008
Jun 22, 2013

Joleen Rocque-Frank
Santa Fe, NM 87505

terri moore
santa fe, NM 87507
Jun 23, 2013

Lets not wait until a tragedy to take action!

martha romero
santa fe, NM 87505
Jun 23, 2013

Robert and Paula Heffner
Santa Fe, NM 87506
Jun 23, 2013

Helen J Muller
Albuquerque, NM 87122
Jun 23, 2013

Nicoletta Munroe
Santa Fe, NM 87501
Jun 23, 2013

We absolutely support passage of 2013-27

Lois and Marty Snyderman
Santa Fe., NM 87501
Jun 23, 2013

John Gardner
Santa Fe, NM 87501
Jun 23, 2013

John Meade
Santa Fe, NM 87505
Jun 23, 2013

Virginia and Jack Miller
Santa Fe, NM 87501
Jun 23, 2013

Patricia Carlton
Santa Fe, NM 87505
Jun 22, 2013

Mada
Santa Fe, NM 87508
Jun 24, 2013

Let's get real! Why do we keep having this discussion??? Any decent gun-owning responsible human (and I have many in my family) doesn't need this much ammo! They can shoot and are responsible! They don't need this garbage, because they have a brain and can aim!!!!

Barbara Kehoe
Santa Fe, NM 87506
Jun 24, 2013

Flor de María Oliva
Santa Fe, NM 87505
Jun 24, 2013

Denise Fort
Santa Fe, NM 87505
Jun 24, 2013

Bill Stanton
Santa Fe, NM 87505
Jun 24, 2013

Maureen Nelson
Santa Fe, NM 87505
Jun 24, 2013

If we don't act now, there will be another Sandyhook, another Columbine, another Gabby Giffords shooting. We MUST stand up against automatic weapons and gun violence!

Rebecca Procter
Santa Fe, NM 87508
Jun 23, 2013

in favor of ordinance 2013-27! D. McDonald

Deb McDonald
Pittsburgh, PA 15206
Jun 23, 2013

Victoria L Magown
Albuquerque, NM 87113
Jun 23, 2013

Meta Hirschl
Albuquerque, NM 87106
Jun 23, 2013

Robert Peebles
Santa Fe, NM 87507
Jun 25, 2013

Becca Schwilling
Santa Fe, NM 87507
Jun 25, 2013

Jo Ann Fineman
Santa Fe, NM 87508
Jun 25, 2013

Naomi
Santa Fe, NM 87507
Jun 25, 2013

karen puloma
santa fe, NM 87506
Jun 25, 2013

Please do the right thing for our children and our city and our state and pass this legislation!

Randy Bennett
Santa Fe, NM 87505
Jun 25, 2013

Please stop this insanity. This is not what the founding fathers had in mind when they created the Second Amendment.

Craig Strong
Santa Fe, NM 87505
Jun 25, 2013

Jenny Parks
Santa Fe, NM 87508
Jun 25, 2013

Deborah Post
Santa Fe, NM 87505
Jun 25, 2013

Please do what you can to stop gun violence, children of ten victims or in jail at young age. Patricia Good, former Member Santa Fe Commission on Children and Youth.

Patricia Good
Albuquerque, NM 87114
Jun 24, 2013

Jun 25, 2013

Jocelyn Jansons
Tesuque Pueblo, NM 87501
Jun 25, 2013

Efrem Razumny
Tesuque Pueblo, NM 87501
Jun 25, 2013

molly arenberg
santa fe, NM 87506
Jun 25, 2013

Harvey Simon
Santa Fe, NM 87506
Jun 25, 2013

elisa boyles
Santa Fe, NM 87507
Jun 25, 2013

Barbara Riley
Santa Fe, NM 87505
Jun 25, 2013

David Holloway
Santa Fe, NM 87505
Jun 25, 2013

Elaine Johnson
Santa Fe, NM 87501
Jun 25, 2013

nancy kriebel
santa fe, NM 87507
Jun 25, 2013

Annie Rafter
Santa Fe, NM 87505
Jun 25, 2013

Stephanie Pearson
Santa FE, NM 87501
Jun 25, 2013

John MacCallum
Santa Fe, NM 87508
Jun 25, 2013

Dianna Lewis
Santa Fe, NM 87501
Jun 25, 2013

David Bressler
Santa Fe, NM 87507
Jun 25, 2013

Robert jones
santa fe, NM 87508
Jun 25, 2013

Kevin Murphy
Santa Fe, NM 87504
Jun 25, 2013

Please support this common sense ban!

Sarah Pierpont
Santa Fe, NM 87505
Jun 25, 2013

Mary A. Judge
Santa Fe, NM 87505
Jun 25, 2013

Jaye Oliver
Tesuque Pueblo, NM 87501
Jun 25, 2013

william dubby fuqua
Santa Fe, NM 87501
Jun 25, 2013

Marcia Stehr
Santa Fe, NM 87505
Jun 25, 2013

Lesley Myers
Santa Fe, NM 87505
Jun 25, 2013

Elizabeth Mayes
Tesuque Pueblo, NM 87501
Jun 25, 2013

Wilson Scanlan
Santa Fe, NM 87501

Murray Schwartz
Santa Fe, NM 87505
Jun 25, 2013

CYNTHIA HALE
Santa Fe, NM 87506
Jun 25, 2013

Santa Fe is a leader in sensible active government and I back the ban of high capacity magazines 100%.
Please support the freedom from gun insanity.

Will McDonald
Santa Fe, NM 87505
Jun 25, 2013

Jeanne Chang
Santa Fe, NM 87507
Jun 25, 2013

Virginia Gaines
Santa Fe, NM 87508
Jun 25, 2013

Janet Salk
Santa Fe, NM 87505
Jun 25, 2013

Gary Cronin
Santa Fe, NM 87505-5442
Jun 25, 2013

ruby bloodstone
Santa Fe, NM 87508
Jun 25, 2013

George Ancona
Santa Fe, NM 87507
Jun 25, 2013

Jim Sitrick, Jr.
Santa Fe, NM 87592-9123
Jun 25, 2013

al schwartz
santafe, NM 87501
Jun 25, 2013

Sarah Lovett
Santa Fe, NM 87508
Jun 25, 2013

Erik Mason
Santa Fe, NM 87505
Jun 25, 2013

Nancy Enright
Santa Fe, NM 87508
Jun 25, 2013

NOW!

jeanne simonoff
santa fe, NM 87508
Jun 25, 2013

lyman kellstedt
SANTA FE, NM 87507
Jun 25, 2013

Mary Louise Aries
Santa Fe, NM 87501
Jun 25, 2013

No one outside the military needs large capacity ammunition feeding devices.

Nadine Stafford
Santa Fe, NM 87507
Jun 25, 2013

Gary
Tesuque Pueblo, NM 87501
Jun 25, 2013

Kenny Goering
Santa Fe, NM 87505-9077
Jun 25, 2013

Ann M Moore
santa Fe, NM 87505
Jun 25, 2013

marie white
santa fe, NM 87505
Jun 25, 2013

As a native NM, born and raised in Albuquerque, I would like our citizens to be SAFE. Please BAN large capacity feeding devices from the streets of New Mexico!

Penelope Benedik
College Station, TX 77840
Jun 25, 2013

Geoffry Hergenrader
Santa Fe, NM 87505
Jun 25, 2013

Cynthia
Santa Fe, NM 87505
Jun 25, 2013

Wendy Courtney
Santa Fe, NM 87505
Jun 25, 2013

John MacCallum
Santa Fe, NM 87508
Jun 25, 2013

Melissa Hayes
Santa Fe, NM 87507
Jun 25, 2013

camilla england
Santa Fe, NM 87508
Jun 25, 2013

Lyn deMartin
Santa Fe, NM 87508
Jun 25, 2013

Luisa Kolker

Luisa Kolker
Santa Fe, NM 87508
Jun 25, 2013

Susan Benjamin
Santa Fe, NM 87501
Jun 25, 2013

Keitha Leonard
Tesuque, NM 87574
Jun 25, 2013

Please vote on this without the fear factor. We are a great little city and have always been able to work issues out. Please let's not go to the big city "fear monger", place. Let's stay away from large capacity ammunition weapons. Thank you.

Mitra Lujan
Santa Fe, NM 87504
Jun 25, 2013

Emily Chapman
Santa Fe, NM 87506
Jun 25, 2013

Orit Tamir
Santa Fe, NM 87505
Jun 25, 2013

Guillermo Castro-García
Santa Fe, NM 87508
Jun 25, 2013

Mary Jo Lundy
Santa Fe, NM 87506
Jun 25, 2013

Stephen Gilbert
Santa Fe, NM 87507
Jun 25, 2013

John & Donna Vogel
santa fe, NM 87501
Jun 25, 2013

Becky Abbott
Santa Fe, NM 87507
Jun 25, 2013

Adele La Brecque
Santa Fe, NM 87501
Jun 25, 2013

Rebecca Michelsen
Santa Fe, NM 87508
Jun 25, 2013

Kerstyn Porsch
Santa Fe, NM 87501
Jun 25, 2013

Sarah Meade
Santa Fe, NM 87505
Jun 25, 2013

Paul Elliott
Tesuque Pueblo, NM 87504
Jun 25, 2013

Pieter Hull
Santa Fe, NM 87508
Jun 25, 2013

STEVEN DEGENNARO
Santa Fe, NM 87505
Jun 25, 2013

Steve Hield
Tesuque Pueblo, NM 87501
Jun 25, 2013

Sarah Komalam
Santa Fe, NM 87501
Jun 25, 2013

Jo
Santa Fe, NM 87505
Jun 25, 2013

My son James R. Chavez was murdered July 10, 2011 in Rio Rancho New Mexico. That is but one reason I support the ban against large capacity ammunition devices.

Candice S DuBois
Santa Fe, NM 87508
Jun 25, 2013

Linda Garcia
Santa Fe, NM 87508
Jun 25, 2013

Jun 25, 2013

Scott Voorhies
Santa Fe, NM 87504
Jun 25, 2013

New Mexico is plagued by violence. Any and all measures to stop this must be embraced.

Joseph Newman
Santa Fe, NM 87508-8313
Jun 25, 2013

KellyF Frith
Santa Fe, NM 87504
Jun 25, 2013

Shelley Longmire
Santa Fe, NM 87501
Jun 25, 2013

Robert Rucker
Santa Fe, NM 87508-6628
Jun 25, 2013

Katy Ashmann
Santa Fe, NM 87505
Jun 25, 2013

Liz Pawlak
Tesuque Pueblo, NM 87501
Jun 25, 2013

David LaPlantz
Santa Fe, NM 87507
Jun 25, 2013

Anthony Sclafani
Santa Fe, NM 87505
Jun 25, 2013

Kristin Barendsen
Santa Fe, NM 87507
Jun 25, 2013

Kerry Miller, DC
Santa Fe, NM 87505
Jun 25, 2013

NANCY KENNEY
Santa Fe, NM 87507
Jun 25, 2013

Alvin Mente
Santa Fe, NM 87508
Jun 25, 2013

Alice M. Edenberg
Santa Fe, NM 87502
Jun 25, 2013

Janet williams
Santa Fe, NM 87505
Jun 25, 2013

As a frequent visitor to Santa Fe, I support this gun ban.

Pamela Villars
Austin, TX 78759
Jun 25, 2013

Jerry Williams
Santa Fe, NM 87501
Jun 25, 2013

Susan Pfeifer
Santa Fe, NM 87507
Jun 25, 2013

Please ban these large capacity ammunition feeding devices in Santa Fe. Thank you. Kézha

Kezha Hatier-Riess
Santa Fe, NM 87505
Jun 25, 2013

It is time. Freedom without responsibility turns out lethal too often. Ban large capacity ammunition devices.

Uomi Brog
Santa Fe, NM 87501
Jun 25, 2013

Yvonne Solis
Santa Fe, NM 87507
Jun 25, 2013

Jacqueline Davis
Santa Fe, NM 87501

Lyndsay Deurmier
Santa Fe, NM 87501
Jun 25, 2013

Michelle Ouellette
Santa Fe, NM 87501
Jun 25, 2013

Bette
SANTA FE, NM 87501
Jun 25, 2013

Crawford Best
Santa Fe, NM 87505
Jun 25, 2013

Ann Lehman
Santa Fe, NM 87505
Jun 25, 2013

liberty Blueskyes
Santa Fe, NM 87501
Jun 25, 2013

Arabella DLucca
SANTA FE, NM 87501
Jun 25, 2013

Jennine Fellmer
Tesuque Pueblo, NM 87501
Jun 25, 2013

Sarah Stout
Santa Fe, NM 87505
Jun 25, 2013

Barbara Alba
Santa Fe, NM 87505
Jun 25, 2013

Daniel Gibson
Santa Fe, NM 87501
Jun 25, 2013

Jennifer Wynne
Santa Fe,, NM 87594
Jun 25, 2013

Jun 25, 2013

Thomas & Teresa Seamster
santa fe, NM 87508
Jun 25, 2013

Lauri Rose-Smith
Santa Fe, NM 87508
Jun 25, 2013

Ross Casey
Santa Fe, NM 87507
Jun 25, 2013

Claudia Stromberg
Santa Fe, NM 87508
Jun 25, 2013

John August Muth
Santa Fe, NM 87507
Jun 25, 2013

judith ortiz shushan
santa fe, NM 87508
Jun 25, 2013

Maureen Knightly
Santa Fe, NM 87501
Jun 25, 2013

Leonora Lorenzo
Santa Fe, NM 87502
Jun 25, 2013

Betsy S Taylor
Santa Fe, NM 87505
Jun 25, 2013

John Voorhees
Santa Fe, NM 87505
Jun 25, 2013

Whitney Horstman
Santa Fe, NM 87506
Jun 25, 2013

stefan
Santa Fe, NM 87505
Jun 25, 2013

Linda Delfs
Santa Fe, New Mexico, NM 87507
Jun 25, 2013

magdelyn brennan
santa fe, NM 87508
Jun 25, 2013

We do not want these devices in our neighborhoods.

David King
Santa Fe, NM 87508
Jun 25, 2013

kevin ward
santa fe, NM 87508
Jun 25, 2013

Jaime Duggan
Santa Fe, NM 87505
Jun 25, 2013

True sports hunters do not require large capacity ammunition feeding devices. Skill (in hunting, that is acquired through patience, practice and respect for the prey) is what should determine the shot fired. Large capacity ammunition feeding devices require no skill in shooting. They are meant for weapons used in combat and in combat only. They do not belong on our streets.

Ed Epping
Santa Fe, NM 87505
Jun 25, 2013

Sylvia Silliman
Tesuque Pueblo, NM 87501
Jun 25, 2013

Let Santa Fe lead the way in banning large capacity ammunition magazines. If guns are used for hunting, there is no need for them. Thank you.

Alice Hergenrader
Santa Fe, NM 87505
Jun 25, 2013

Daisy Youngblood
Santa Fe, NM 87508
Jun 25, 2013

Maria Hondros
Santa Fe, NM 87505

Jim Blackwood
Santa Fe, NM 87501
Jun 25, 2013

Laurel Barnard
Santa Fe, NM 87507
Jun 25, 2013

Mike sexton
Santa Fe, NM 87506
Jun 25, 2013

Jamie Hascall
Tesuque Pueblo, NM 87501
Jun 25, 2013

paul singdahlsen
Santa Fe, NM 87507
Jun 25, 2013

lauren
Santa Fe, NM 87508
Jun 25, 2013

Michael Davison
Santa Fe, NM 87508
Jun 25, 2013

Peter Roche
Santa Fe, NM 87507
Jun 25, 2013

mark spencer
Santa Fe, NM 87505
Jun 25, 2013

Elliot Stern
Santa Fe., NM 87505
Jun 25, 2013

Scott Irving
Santa Fe, NM 87505
Jun 25, 2013

Carleton Evans
Santa Fe, NM 87505
Jun 25, 2013

Naomi Milne
santa fe, NM 87501
Jun 25, 2013

David Perkins
Tesuque Pueblo, NM 87501
Jun 25, 2013

Randy Chitto
Santa Fe, NM 87507
Jun 25, 2013

Valerie Chelonis
Santa Fe, NM 87508
Jun 25, 2013

James Dean
Santa Fe, NM 87507
Jun 25, 2013

David Doty
Santa Fe, NM 87505
Jun 25, 2013

Sharon Gonzalez-Alei
Santa Fe, NM 87508
Jun 25, 2013

Patrice Villars
San Rafael, CA 94903
Jun 25, 2013

Sheryl Reese
Santa Fe, NM 87507
Jun 25, 2013

Kate Dow
santa fe, NM 87505
Jun 25, 2013

Peter Newman
Santa fe, NM 87501
Jun 25, 2013

Dale Bohls Jr
Santa Fe, NM 87506-9771
Jun 25, 2013

Critical in a city with extreme alcohol use and little educational achievement for many citizens,.

Kathy Chambery
Tesuque Pueblo, NM 87501
Jun 25, 2013

MarkMiller
nm, NM 87501
Jun 25, 2013

Caleb Thompson
Santa Fe, NM 87505
Jun 25, 2013

Grant Holland
Santa Fe, NM 87506
Jun 25, 2013

richard watson
santa fe, NM 87594
Jun 25, 2013

This is beyond absurd. We are the only civilized country that allows this kind of ammunition to be in the hands of private citizens. Looks at the statistics. Look at our violent death rates. Figure it out for yourselves and then do the right thing.

Betsy Walker
Santa Fe, NM 87508
Jun 25, 2013

We don't need military style hardware in use by anyone but law enforcement and military personnel. DO NOT allow them to be sold in the Santa Fe area (and in New Mexico, for that matter).

EF Shuller
Santa Fe, NM 87505
Jun 25, 2013

William Edwards
Santa Fe, NM 87506
Jun 25, 2013

Yvonne Rodriguez
Santa Fe, NM 87501
Jun 25, 2013

Michael Meyer
Santa Fe, NM 87507
Jun 25, 2013

Jun 25, 2013

Linda Kelley
Tesuque Pueblo, NM 87501
Jun 25, 2013

Paul Luehrmann
Santa Fe, NM 87501
Jun 25, 2013

No need for this gadget! Bruno Keller

Bruno Keller
Santa Fe, NM 87508
Jun 25, 2013

Bruce Hamilton
Santa Fe, NM 87508
Jun 25, 2013

In the UK there were 39 gun deaths in 2011/12: 0.7 deaths per million of population. There have been zero, no, school shootings since high-cap weapons were banned in 1993. In the US there were 34.4 gun deaths per million of population in 2011/12. That's over 350 times the death rate in the UK. The USA - or at least Santa Fe - is smart enough to start taking small steps to change the atmosphere of acceptance of this barbarous level of civil violence. Please support this ordinance.

Dr. K.J. Kaye
Tesuque Pueblo, NM 87501
Jun 25, 2013

Juliette Wolf-Robin
Santa Fe, NM 87501
Jun 25, 2013

Yvette Tapp
Santa Fe, NM 87506-9543
Jun 25, 2013

Sharon Orbach
Santa Fe, NM 87505
Jun 25, 2013

Abdullah Muharram
Santa Fe, NM 87507
Jun 25, 2013

George Ginsberg
Santa Fe, NM 87508
Jun 25, 2013

Margaret Stanicci
Santa Fe, NM 87501
Jun 25, 2013

Ursula Hofer
Santa Fe, NM 87505
Jun 25, 2013

We don't need high capacity clips!

Robert Tryon
Santa Fe, NM 87505
Jun 25, 2013

Susy Moesch
Santa Fe, NM 87508
Jun 25, 2013

James Moss
Santa Fe, NM 87501
Jun 25, 2013

Laurie Schrader
Santa Fe, NM 87501
Jun 25, 2013

Anne Norberg
Santa Fe, NM 87501
Jun 25, 2013

Carol Sky
Santa Fe, NM 87501
Jun 25, 2013

frank froschle
santa fe, NM 87505
Jun 25, 2013

Jan and Judith Novak
Santa Fe, NM 87501
Jun 25, 2013

Ramsey Boggs
Santa Fe, NM 87502
Jun 25, 2013

Mitch Busek
Santa Fe, NM 87502

Jun 25, 2013

John Gunn
Santa Fe, NM 87506
Jun 25, 2013

Lori Kramer
Santa Fe, NM 87505
Jun 25, 2013

Shirley Van Slooten
Tesuque Pueblo, NM 87501
Jun 25, 2013

J Billey
Rio Rancho, NM 87124
Jun 25, 2013

Luis Fernandez
Santa Fe, NM 87505
Jun 25, 2013

Rochelle Weissbarth
Santa Fe, NM 87505
Jun 25, 2013

judith bronson
Tesuque Pueblo, NM 87501
Jun 25, 2013

Robert Bern
Santa Fe, NM 87505
Jun 25, 2013

Annette poole
Santa Fe, NM 87505
Jun 25, 2013

Dr. Michael Schwab
Santa Fe, NM 87501
Jun 25, 2013

Mikey Baker
Santa Fe, NM 87505
Jun 25, 2013

Carol Williams
Santa Fe, NM 87508
Jun 25, 2013

Valerie Ingram
Santa Fe, NM 87508
Jun 25, 2013

Bruce Poster
Santa Fe, NM 87507
Jun 25, 2013

Julie Zimmer
Santa Fe, NM 87505
Jun 25, 2013

John-David Garfield
Santa Fe, NM 87507
Jun 25, 2013

brittney dayes

Brittney Dayes
Santa Fe, NM 87505
Jun 25, 2013

KENNETH BROOKS
Santa Fe, NM 87505
Jun 25, 2013

loralee freilich
santa fe, NM 87505
Jun 25, 2013

Emmi Whitehorse
Tesuque Pueblo, NM 87501
Jun 25, 2013

Peggene Bishard
Santa Fe, NM 87505
Jun 25, 2013

Steven S. Spencer, MD
Santa Fe, NM 87505
Jun 25, 2013

Meria
Santa Fe, NM 87505
Jun 25, 2013

Gary Brooker
Tesuque Pueblo, NM 87501

Susan Kurien
Tesuque Pueblo, NM 87501
Jun 25, 2013

Julia r gomez
santa fe, NM 87505
Jun 25, 2013

Bob Desmond
Santa Fe, NM 87508-8243
Jun 25, 2013

Tira Barral
Tesuque Pueblo, NM 87501
Jun 25, 2013

Ronald Patterson
Santa Fe, NM 87505
Jun 25, 2013

Cora Cliburn
Santa Fe, NM 87508
Jun 25, 2013

daniel koenig
Tesuque Pueblo, NM 87501
Jun 25, 2013

Emilio Ruiz
Santa Fe, NM 87505
Jun 25, 2013

Mary White
SANTA FE, NM 87508
Jun 25, 2013

Dianne Carrell
Santa Fe, NM 87505
Jun 25, 2013

Lou Finley
Tesuque Pueblo, NM 87501
Jun 25, 2013

Valerie Levine
Santa Fe, NM 87505
Jun 25, 2013

Ed Blount
Santa Fe, NM 87506
Jun 25, 2013

Leslie Karasic
Santa Fe, NM 87505
Jun 25, 2013

Gale Litvak
Santa Fe, NM 87505
Jun 25, 2013

ilene leslie
santa fe, NM 87501
Jun 25, 2013

The culture of violence needs to feel the pain of senseless killings. May those in pain find other culture of peace ways to communicate their frustrations and anger. wanpovi

kathy wanpovi
santa Fe, NM 87506
Jun 25, 2013

Dave Tutin
Santa Fe, NM 87506
Jun 25, 2013

Patricia Simon
Santa FE, NM 87507
Jun 25, 2013

jesse gries
santa fe, NM 87505
Jun 25, 2013

Julia Lalumandier
Santa Fe, NM 87508
Jun 25, 2013

Shari Hirst
Santa Fe, NM 87507
Jun 25, 2013

Lauren Evans
Santa Fe, NM 87505
Jun 25, 2013

Jun 25, 2013

karen
Tesuque Pueblo, NM 87501
Jun 25, 2013

Kirsten Lear
Santa Fe, NM 87505-8805
Jun 25, 2013

Rosemary Barile
Santa Fe, NM 87508
Jun 25, 2013

janet L. Lincoln
Santa Fe, NM 87505
Jun 25, 2013

Marilyn Bane
Santa Fe, NM 87501
Jun 25, 2013

Stephen Post
Santa Fe, NM 87505
Jun 25, 2013

Charlotte Calles
Santa Fe, NM 87507
Jun 25, 2013

Thanks to Miranda & anyone else actively involved in pushing this legislation. As Santa Feans, let's ALL continue to be pro-actively Progressive.

William Stimson
Santa Fe, NM 87507
Jun 25, 2013

Melanie Stillion
Santa Fe, NM 87505
Jun 25, 2013

Emily Lucero
Santa Fe, NM 87507
Jun 25, 2013

John Turnbull
Santa Fe, NM 87508
Jun 25, 2013

Carl H. Gruenler
Santa Fe, NM 87505
Jun 25, 2013

doug brown
Santa Fe, NM 87505
Jun 25, 2013

Marilyn
Santa Fe, NM 87508
Jun 25, 2013

Mary
Santa Fe, NM 87505
Jun 25, 2013

We simply don't need this and neither do any wacko killers.

DIANNE CHANNELL
SANTA FE, NM 87501
Jun 25, 2013

Raymond Burkard
Santa Fe, NM 87508
Jun 25, 2013

BARRY SMOCK
Santa Fe, NM 87507
Jun 25, 2013

josh allen
santa fe, NM 87505
Jun 25, 2013

Robert L Bowley
Santa Fe, NM 87501
Jun 25, 2013

Julia Wirick
Santa Fe, NM 87507
Jun 25, 2013

Ronald Bartusiak
Santa Fe, NM 87505
Jun 25, 2013

jan nelson
Santa Fe, NM 87508

Jun 25, 2013

Sharon Eklund
Santa Fe, NM 87506
Jun 25, 2013

Pamela Grob
Santa Fe, NM 87508
Jun 25, 2013

Jan Jahner
Santa Fe, NM 87505
Jun 25, 2013

grietje laga
santa fe, NM 87501
Jun 25, 2013

Lew Voltz
Santa Fe, NM 87501
Jun 25, 2013

Kathleen Davis
Santa Fe, NM 87507
Jun 25, 2013

Ursula Drabik
Santa Fe, NM 87508
Jun 25, 2013

Patricia G Foschi
SANTA FE, NM 87505
Jun 25, 2013

BAN THESE KILLER MAGAZINES -- AND THE GUNS THAT FIRE THEM -- FOREVER!!

Monica Steensma
Santa Fe, NM 87505
Jun 25, 2013

Ilene Allen
Santa Fe, NM 87506
Jun 25, 2013

Art Judd
Santa Fe,, NM 87502
Jun 25, 2013

What about the county and the state?

Marilyn Abraham
Santa Fe, NM 87508
Jun 25, 2013

Richard Petre
Santa Fe, NM 87508
Jun 25, 2013

Violence begets violence! We've got to stop it!

Robert Keaty
Santa Fe, NM 87506
Jun 25, 2013

Susan Swartzberg
Santa Fe, NM 87505
Jun 25, 2013

Great idea

robert haspel
santa fe, NM 87506
Jun 25, 2013

Lorene Mills
Santa Fe, NM 87502
Jun 25, 2013

Susan Breckenridge
Santa Fe, NM 87508
Jun 25, 2013

Brook Jenkins
Santa Fe, NM 87501
Jun 25, 2013

Jane Hiltbrand
Santa Fe, NM 87504
Jun 25, 2013

FAYE CHRISTIAN
santa fe, NM 87508
Jun 25, 2013

Ann Filemyr
Santa Fe, NM 87508

Aurora Travis
Santa Fe, NM 87507
Jun 25, 2013

Carola Kieve
Santa Fe, NM 87505
Jun 25, 2013

Sheryl Reese
Santa Fe, NM 87507
Jun 25, 2013

Malka Michelson
Santa Fe, NM 87505
Jun 25, 2013

Marla Burkett-Ruiz
Santa Fe, NM 87505
Jun 25, 2013

Alice van Buren
Santa Fe, NM 87507
Jun 25, 2013

Nora Fisher
Santa Fe, NM 87505
Jun 25, 2013

Ione Williams
SANTA FE, NM 87505
Jun 25, 2013

ida
Tesuque Pueblo, NM 87501
Jun 25, 2013

Christina
Santa Fe, NM 87508
Jun 25, 2013

Orlando Leibovitz
Santa Fe, NM 87505
Jun 25, 2013

Linda Kastner
santa fe, NM 87501
Jun 25, 2013

Jun 25, 2013

Marjorie O'Reilly
Santa Fe, NM 87505
Jun 25, 2013

Marla E. Valdez

MARLA VALDEZ
Santa Fe, NM 87505
Jun 25, 2013

adriana reyes
santa fe, NM 87506
Jun 25, 2013

Judith Huston
Santa Fe, NM 87506
Jun 25, 2013

Neil Freer
Santa Fe, NM 87508
Jun 25, 2013

Elvira Segura
Santa Fe, NM 87506
Jun 25, 2013

Michael G. Smith, Ph.D.
Santa Fe, NM 87507
Jun 25, 2013

The police and the military are the only ones that should have this type of ammunition.

Joseph E. Montoya
Santa Fe, NM 87505
Jun 25, 2013

Robert Stearns
Santa Fe, NM 87505
Jun 25, 2013

No one--not even the NRA is safe with this danger around.

Pat E. Perrin
Santa Fe,, NM 87508
Jun 25, 2013

I think we can live without these devices.

Jenny Barker
Santa Fe, NM 87501
Jun 25, 2013

Devorah Sarah
Santa Fe, NM 87508
Jun 25, 2013

Joseph Bova
santa fe, NM 87508-8854
Jun 25, 2013

Brett Hultberg
Tesuque Pueblo, NM 87501
Jun 25, 2013

Shirley Easton
Santa Fe, NM 87508
Jun 25, 2013

jennifer lindberg
santa fe, NM 87507
Jun 25, 2013

PLEASE ban assault-like weapons from our lovely city of Santa Fe. They are a tragedy!! Thank you.

E. Allred
Santa, NM 87501
Jun 25, 2013

Heidi
Santa Fe, NM 87505
Jun 25, 2013

Sheila Doran-benyon
Santa Fe, NM 87508
Jun 25, 2013

I am all for this

anthony trujillo
santa fe, NM 87501
Jun 25, 2013

michelle delon
santa fe, NM 87504

Jun 25, 2013

Barbara Evans
Santa Fe, NM 87501
Jun 25, 2013

Pass the best laws we can pass locally. Just because this ban isn't the law all over New Mexico, or all over the United States, doesn't mean it shouldn't be.

Herbert S. Thomas
Santa Fe, NM 87501-1910
Jun 25, 2013

This should be a No-brainer!

Mary Doino
Santa Fe, NM 87507
Jun 25, 2013

Marie Morgan
Santa Fe, NM 87505
Jun 25, 2013

joan vernick
santa fe, NM 87501
Jun 25, 2013

Thomas Arenberg
Santa Fe, NM 87506
Jun 25, 2013

Anthony J Moorhead
Santa Fe, NM 87507
Jun 25, 2013

Jeanine Allen
Santa Fe, NM 87507
Jun 25, 2013

Loren Allen
Santa Fe, NM 87507
Jun 25, 2013

Jana Theis
Santa Fe, NM 87507
Jun 25, 2013

A Must ...

Elizabeth Casanova
Sapello, NM 87745
Jun 26, 2013

Beverly Garcia
Santa Fe, NM 87504
Jun 26, 2013

PETER B KOMIS
SANTA FE, NM 87505
Jun 26, 2013

Mitch Buszek
Santa Fe, NM 87502
Jun 25, 2013

Dawn Bourgeois
Santa Fe, NM 87505
Jun 25, 2013

Dylan Pommer
Santa Fe, NM 87507
Jun 25, 2013

Patricia
Santa Fe, NM 87504
Jun 25, 2013

Kris Rodgers
Santa Fe, NM 87505
Jun 25, 2013

Michael Gregory
Santa Fe, NM 87508
Jun 25, 2013

Charles Coffman
Santa Fe, NM 87505
Jun 25, 2013

Carol A Danielson
Santa Fe, NM 87508
Jun 25, 2013

Solis Lujan
Santa Fe, NM 87501

Jun 26, 2013

Patricia Schubauer
Santa Fe, NM 87507
Jun 26, 2013

Ted Chagaris
Santa Fe, NM 87505
Jun 26, 2013

what would Love do?

Teri Micco
Santa Fe, NM 87508
Jun 26, 2013

Bill Steers
Santa Fe, NM 87507
Jun 26, 2013

joyce rubinfeld
NM, United States 87508-8908
Jun 26, 2013

Stefanie Watkins
Santa Fe, NM 87507
Jun 26, 2013

Robert C Habbersett
Santa Fe, NM 87506
Jun 26, 2013

Mary G. Clark
Santa Fe, NM 87508
Jun 26, 2013

Jim Webster MD
Santa Fe, NM 87506
Jun 26, 2013

Carolyn Handeland
Santa Fe, NM 87506
Jun 26, 2013

Richard Jennings
Santa Fe, NM 87508
Jun 26, 2013

Jun 26, 2013

Christy Hengst
Tesuque Pueblo, NM 87507
Jun 26, 2013

Because of the violence in Santa Fe, my partner and I are thinking of selling our home and moving to a state with more appropriate gun laws and enforcement.

Marilyn Haring
Santa Fe, NM 87501
Jun 26, 2013

Grace Berge
Santa Fe, NM 87508
Jun 26, 2013

Joanna Shaw
Santa Fe, NM 87507
Jun 26, 2013

Brian Hewitt
Santa Fe, NM 87505
Jun 26, 2013

Marisa Again
Tesuque Pueblo, NM 87501
Jun 26, 2013

Catherine Joyce-Coll
Santa Fe, NM 87505
Jun 26, 2013

eileen schmitz
Santa Fe, NM 87505
Jun 26, 2013

Sherry Finney
Santa Fe , N.M., NM 87508
Jun 26, 2013

Marian J SHAPIRO
SANTA FE, NM 87501
Jun 26, 2013

Sensible and admirable AND highly relevant to this difficult time in the U.S.

Edmund Merchant
Santa Fe, NM 87501

NaomiFiske
Santa Fe, NM 87502
Jun 26, 2013

Edward Daniels
Santa fe, NM 87508
Jun 26, 2013

helenty Homans
Santa Fe, NM 87506
Jun 26, 2013

Nona Marie Sheck
Santa Fe, NM 87508
Jun 26, 2013

Mark Sciscenti
Santa Fe, NM 87507
Jun 26, 2013

Nancy K Peterson

Nancy K. Peterson
Santa Fe, NM 87507
Jun 26, 2013

Wally Allen
Santa Fe, NM 87506
Jun 26, 2013

Katharine
Santa Fe, NM 87508
Jun 26, 2013

Tom Miller
Santa Fe, NM 87507
Jun 26, 2013

Lisa Goodwin-Campiglio
Pollenca, Spain
Jun 26, 2013

Emily Brown
Santa Fe, NM 87508
Jun 26, 2013

Susan Jay
Santa Fe, NM 87508

Linda Sattley
Santa Fe, NM 87505
Jun 26, 2013

MaryJoy Ford
Santa Fe, NM 87505
Jun 26, 2013

toni norman
Santa Fe, NM 87505
Jun 26, 2013

Thomas Nichols
Santa Fe, NM 87505
Jun 26, 2013

Angela Werneke
Santa Fe, NM 87507-3014
Jun 26, 2013

Richard Yoast
Santa Fe, NM 87505
Jun 26, 2013

Linda Klosky
Santa Fe, NM 87504
Jun 26, 2013

Josh A. Swartzberg
Santa Fe, NM 87505
Jun 26, 2013

Mark Hein
Topanga, CA 90290
Jun 26, 2013

Leah
Santa Fe, NM 87507
Jun 26, 2013

Dr. Constance Buck
SANTA FE, NM 87508
Jun 26, 2013

carrie cannella
Santa Fe, NM 87508
Jun 26, 2013

Karyn Schmitt
Santa Fe, NM 87505
Jun 26, 2013

This is something we need especially here in Santa Fe. Please vote for the ban.

Robert Seymour
Santa Fe, NM 87501
Jun 26, 2013

Joe R. Trujillo
Santa Fe, NM 87505
Jun 26, 2013

Constance Gill
New York, NY 10014
Jun 26, 2013

The only reason for high capacity clips is to shoot a lot of people before reloading. Let's stop this madness.

Robert Sivinski
Santa Fe, NM 87505
Jun 26, 2013

William Manfredi
Santa Fe, NM 87505
Jun 26, 2013

S
Santa Fe, NM 87505
Jun 26, 2013

Phillipa Arbib
santa fe, NM 87501
Jun 26, 2013

Carol Norris
Santa Fe, NM 87505
Jun 26, 2013

barbara reider
santa fe, NM 87508
Jun 26, 2013

Kenneth H. Knight
Santa Fe, NM 87508
Jun 26, 2013

Jun 26, 2013

Mark Eason
Tesuque Pueblo, NM 87501
Jun 26, 2013

Heather
Santa fr, NM 87508
Jun 26, 2013

Paige Grant
Santa Fe, NM 87501
Jun 26, 2013

Anne Linn
Santa Fe, NM 87505
Jun 26, 2013

high capacity magazine have no place in society.

Steve Hield
Santa Fe, NM 87501
Jun 26, 2013

Sandra Odems
Santa Fe, NM 87506
Jun 26, 2013

shirley anderson
santa fe, NM 87501
Jun 26, 2013

Susan Ward Goodman
Santa Fe, NM 87508
Jun 26, 2013

I STRONGLY SUPPORT THE BAN. PLEASE PASS. I AM NOT AGAINST GUNS-OWN TWO MYSELF

REBECCA DEMPSEY
SANTA FE, NM 87501
Jun 26, 2013

Richard Mariner
Tesuque Pueblo, NM 87501
Jun 26, 2013

Diana Gonzales-Pacheco
Tesuque Pueblo, NM 87501
Jun 26, 2013

Charlotte Kornsyen
Tesuque Pueblo, NM 87501
Jun 26, 2013

Steven Rudnick
Santa Fe, NM 87508
Jun 26, 2013

John Scanlan
Santa Fe, NM 87501
Jun 26, 2013

Deb Smith-Davis
Santa Fe, NM 87504
Jun 26, 2013

Cipriana Jurado Herrera
4129 S. Meadows apt. 624, Estados Unidos
Jun 26, 2013

Ann Buell
Santa Fe, NM 87501
Jun 26, 2013

Charles Cole
Santa Fe, NM 87507
Jun 26, 2013

Andrew Ropp
Santa Fe, NM 87507
Jun 26, 2013

Charles Rennick
Santa Fe, NM 87501
Jun 26, 2013

To paraphrase a Lebanese commenting on his country's violence, it will end when we love our children more than our guns..

Mary Louise Williams
Santa Fe, NM 87506
Jun 26, 2013

No one needs the type of gun magazine that is the subject of the ordinance. Protect Santa Fe. Vote to limit magazines.

Andrea Slade
Santa Fe, NM 87505

karyn Schmitt
Santa Fe, NM 87501
Jun 21, 2013

New Mexicans for Gun Safety
Santa fe, NM 87505-2626
Jun 21, 2013

Help New Mexicans for Gun Safety ban large capacity ammunition feeding devices from the city of Santa Fe

On June 26 the Santa Fe city council will vote to ban large capacity ammunition feeding devices from the streets of our city. These devices are designed to enable shooting mass numbers of people quickly and efficiently without reloading. Such devices have been used in numerous mass shootings, including Tucson, Virginia Tech, Fort Hood, Columbine and Newtown.

Name	Address	Signature
Maxine M Brinn	1082 Mission Ridge Rd 87501	
Stephanie Santillana	501 Porter Ave Las Vegas NM 87501	
Marcus Garcia	501 Porter Ave Las Vegas NM 87701	
Lynda Bauknecht	2081 Pinon Bluffs Dr. NM 87506	
ALFRED BACA	960 CORONA AVE SANTA FE NM	
Nancy Hathorn	194 Maya SF NM 87508	Nancy Hathorn
	ESPAÑOLA	
Beverly Byers	344 E Lower Firehouse Rd La Puebla NM 87552	
ART BURTON	POB 261 EL RITO NM 87530	
Pop Cator	PO Box 67 Montezuma NM 87571	
Agustine	925 SF NM 87507	
Kilroy Kyng	1920 ave SW 87105	
John Villalga	1666 GRIFFIN ST SANTA FE 87501	
Julien Fein	Santa Fe 87507	Manna Manna
Marcus A Morrow	7 Ave Vista Grande B-7 #324 Santa Fe, 87508	
Ken Lane	7 AV VISTA GRANDE B-7 324 S.F.M Ken Lane	
David Jim	Santa Fe, NM	

**Help New Mexicans for Gun Safety ban large capacity
ammunition feeding devices from the city of Santa Fe**

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ammunition feeding devices from the streets of our city. These devices
are designed to enable shooting mass numbers of people quickly and
efficiently without reloading. Such devices have been used in numerous
mass shootings, including Tucson, Virginia Tech, Fort Hood, Columbine
and Newtown.**

Name

Address

Andrew Noriega 1000 Canyon Santa Fe

ESTEVAN TRUJILLO 133 West Houghton SF.

Greg Reid P.O. Box 9089 SFe NM 87504

Kyle Johnson ~~73 Riverside Dr~~ 2376 Camino Capitan

Vince Demme 63 Leaping Powder Rd SF NM 87508

~~Wesley~~ 1104 Don Gaspar Ave SF NM 87505

~~RMS~~ 12 CRAZY HORSE SF NM 87504

Susan Fitchard 3100 Cerrillos Rd #112 SF NM 87507

~~Tracy~~ 43 RANCHO ESCONDIDO SF 87501

Sheila Burns 1062 Village Way Santa Fe, NM 87507

Belicia Dyer 1613 Paseo de Peralta #3 SF NM 87501

Help New Mexicans for Gun Safety ban large capacity ammunition feeding devices from the city of Santa Fe

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Name	Address	Signature
Norma Parra	29 Danforth Dr. Santa Fe.	
Marianne Gillis	117 W McWhorter Ave Santa Fe 87501	
Li A	117 Montecito N Santa Fe 87505	
Anna Wilder	1262 Senda Del Valle Santa Fe, 87507	
Elise Packard	1300 ESCALANTE, SF 87505	
Geoffrey Packard	1300 ESCALANTE, SF 87505	

Help New Mexicans for Gun Safety ban large capacity ammunition feeding devices from the city of Santa Fe

On June 26 the Santa Fe city council will vote to ban large capacity ammunition feeding devices from the streets of our city. These devices are designed to enable shooting mass numbers of people quickly and efficiently without reloading. Such devices have been used in numerous mass shootings, including Tucson, Virginia Tech, Fort Hood, Columbine and Newtown.

Name	Address
Joe Martin	1631 La Vereda Rd. Berkeley, Ca
Brian Viani	1631 La Vereda Rd., Berkeley Ca 94709
Lamar Fletcher	3418 Hunter Pt. Guineville, SA 30506
Al Martin	2056 N Donce 30304
Coffe Schurde	120 W Santa Fe Ave #H 87505
Tom Long	121 N. Armijo Lane
Lucy Huff	1726 Medio 87501
Jay Traxler	369 MONTEZUMA AVE, #268 SF NM 87501
Ally Acal	1026 Don Diego
Kim Berge	3999 Old SF Trail SF 87505
MARY MATTEN	8904 Ranney Ave. LA, CA 90048
Maeite Girdner	1107 Siringo Ct 87507
Joe McCreight	1 Seton Plaza SF 87508
Pat McCreight	70 Apache Ridge Rd SF 87505
Nancy Snyder	2079 W 113 N Id. Falls, ID 83401
SOBIA SAYEDA	22A CAMP LILA SANTA FE, NM 87506
Michael Collins	1021 Practilliano Dr Santa Fe NM 87505
Regina Jarama	236 B Abriso St Santa Fe NM 87505

Help New Mexicans for Gun Safety ban large capacity ammunition feeding devices from the city of Santa Fe

On June 26 the Santa Fe city council will vote to ban large capacity ammunition feeding devices from the streets of our city. These devices are designed to enable shooting mass numbers of people quickly and efficiently without reloading. Such devices have been used in numerous mass shootings, including Tucson, Virginia Tech, Fort Hood, Columbine and Newtown.

Name	Address
Mariana Marachlian	2307 ALLE PACIFICA, SANTA FE NM 87505
Shayla Blatchford	# D393 ST. MICHAEL'S DR, SANTA FE, NM 87505
Michelle Ostare	851A Camino Chamisa Santa Fe 87501
John Simmons	87501
[Signature]	
[Signature]	87574 P.O. Box 154 87574
[Signature]	Santa Fe, NM 87502
Greg [Signature]	Santa Fe, NM 87501
Cina Letizia	2007 Kiva Rd 87505
Beth H. Howes	71A Agua Fria St. 87501
Robert H. Howes	" " " " "
Ephraim Herrera	1348 Pacheco St. Santa Fe. 87505
TERRY ROTHWELL	42 COYOTE TRL SANTA FE 87508
LEE ZIMMERMAN	1950 KIVA ROAD SANTA FE 87505 87505
WAYNE CARROLL	173 Qado la Pua Santa Fe 87508
Charles Perrault	225 Fiesta Santa Fe 87501
Claudia Quokas	701 los lavatos Rd Santa Fe 87501
Kim Zoph	2962 Plaza Blanca, SF 87507

Help New Mexicans for Gun Safety ban large capacity ammunition feeding devices from the city of Santa Fe

On June 26 the Santa Fe city council will vote to ban large capacity ammunition feeding devices from the streets of our city. These devices are designed to enable shooting mass numbers of people quickly and efficiently without reloading. Such devices have been used in numerous mass shootings, including Tucson, Virginia Tech, Fort Hood, Columbine and Newtown.

Name	Address	Signatures
Zachary Summers	7 Vista Calabasas	Zachary Summers
Benjamin Holt	7 Vista Calabasas	Benjamin Holt
Jeffrey Bahr	7 Vista Calabasas	Jeffrey Bahr
Judith Adam	454 Amado St.	Judith Adam
Thebekeh Ramirez	1161 Willow Ct	Thebekeh Ramirez
Christina Ramirez	1161 Willow Ct.	Christina Ramirez
Clinton Mair	24 Ford Rd	Clinton Mair
Gregory	426 M. E. N.	Gregory
John	31 Big Horn	John
William Olson	222 1/2 W. Guadalupe St. SF, NM 87501	William Olson
Mark Smith	#7. B. COUNTY RD 113	Mark Smith
Monica Wilcox	P.O. Box 907 Tesuque, NM 87574	Monica Wilcox
Danville Haynes	223 N. Guadalupe St #257	Danville Haynes
Chadwick Conrad	900 Santa Fe	Chadwick Conrad
GREG NEUTRA	621 Walter St SE	GREG NEUTRA
Carol Anderson	2410 Calle Zaguana	Carol Anderson
Ann Desautels	120 W Santa Fe Ave. Lincoln	Ann Desautels
Kimberly Wilder	2107 Calle Nevada SF.	Kimberly Wilder

Help New Mexicans for Gun Safety ban large capacity ammunition feeding devices from the city of Santa Fe

On June 26 the Santa Fe city council will vote to ban large capacity ammunition feeding devices from the streets of our city. These devices are designed to enable shooting mass numbers of people quickly and efficiently without reloading. Such devices have been used in numerous mass shootings, including Tucson, Virginia Tech, Fort Hood, Columbine and Newtown.

Name	Address	Signature
Rita Gordon	95 Moya Rd SE 87505	<i>Rita Gordon</i>
Steve Wall	2376 Santa Barbara Dr. 87505	<i>Steve Wall</i>
Lisa LAM	811 W. Santa Fe 87505	<i>Lisa LAM</i>
Katherine Carter	944 Calle Sinsonte 87507	<i>Katherine Carter</i>
Ruth E. Coleman	no 2006 @	<i>Ruth E. Coleman</i>
Pamela King	W 2006 @	<i>Pamela King</i>
Joanna Perea	407 Griffin	<i>Joanna Perea</i>
Joanna Perea		
Helen Wilkerson Meckan	2105 Calle David Rd S.F. 87505	<i>Helen Wilkerson Meckan</i>
Helen van Housen	4 W. WINSTONE 87505	<i>Helen van Housen</i>
Michelle M. Rodriguez	98 placita de Oro Apt H SE NM 87501	<i>Michelle M. Rodriguez</i>
Don Tognazzian	133 Villa Alegre 87501	<i>Don Tognazzian</i>
Meriam J. Anwar	601 circulo de Morelia, SF 87506	<i>Meriam J. Anwar</i>
Georgina Gomez Lieberman	4755 Highlands SE 87507	<i>Georgina Gomez Lieberman</i>
Josh Lieberman	4755 HIGHLANDS CT, SE NM 87507	<i>Josh Lieberman</i>
Kelly Allen	AB 76 NM	<i>Kelly Allen</i>
<i>John</i>	SANTA FE, NM 87506	<i>John</i>
Jasper Stout	1405 Hickox	<i>Jasper Stout</i>

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mass shootings, including Tucson, Virginia Tech, Fort Hood, Columbine
and Newtown.

Name

Address

Joe Alvia	129 CAMINO CABO S.FE 87508
Alvia	3369 La Avenida De San Marcos Sfe 8507
Jersey Abbott	" " "
Paul Collet	58 VICTORIA LANE ST 87508
JACK HICKS	2081 PINSON BLUFFS DR 87506
Aimee T. Pittman	PO Box 1572 SFNM 87504
Ryan Krag	1545 Camino la Concha 87501
Cathy Enders	2088 Camino Encantado 87501
ED WINTER TANKIN	2 ALTAZAR DR 87505
Stephanie Huerta	2901 contra del Pozo Santa Fe, N.M. 87505
Katelyn Peck	9 Avenida Casa Del Oro, Santa Fe 87508
JOHN N. BRANDI	583 GALLAT ST. Santa Fe, N.M.
LAVIA SERUA	2850 Calle De Orhete Santa Fe NM 87507
MICHAEL FROED	236 RODRIGUEZ 87501
JACKIE MUNN	87501
Whitney Smith	515 Alarid St. A Santa Fe NM
Julianne Perkinson	307 Artist Rd #1A 87501
Orro Teguzaan	133 Villa Alegre St NM 87501

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Name	Address	Signatures
Barbara Urioste-Lopez	25-A Ortiz Rd. Santa Fe, NM 87505	
Javier Lopez	25-A Ortiz Rd Santa Fe, NM 87505	
Cheryl Lockmiller	520 El Estero 87505	
Tanice Ballard	1210 Apache Avenue 87505	
Charles Smith	1396 Del Sol - 87502	
Rosario H. Torres	3357 Cerrillos Rd 87507	
Michelle Larrabee	2921 Pueblo Pintado 87507	
Alexis Bliven	2921 Pueblo Pintado 87507	
Jon Quinn	526 Cortez SF 87501	
Jenny Ward	424 Los Altos SF 87501	
Sandy Arrighi	1604 Camino La Canada SF 87501	
Ben Hylton	1604 Camino La Canada SF 87501	
JAMES GOULD	542 1/2 ONATE PL. S. Fe NM 87501	
LEONARDO SEGURA	1727 CALESON EMILIA SE, NM 87501	
MARGARET HESCH	27 Domingo Rd SF NM 87505	
CIEL BERGMAN	3202 Charles Marie 87507	
Kelli Dinkle	3330 Calle Po de Pi Santa Fe 87507	
Edward Olson	P.O. Box 490 Tesuque, NM 87574	

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efficiently without reloading. Such devices have been used in numerous
mass shootings, including Tucson, Virginia Tech, Fort Hood, Columbine
and Newtown.

Name

Address

Carol Baumgartel 1000 Cordova Pl 87505

Kat Baum 140 C CANDELA RD 87501

STEVE BLACK 2501 W ZIARD S.F 87505

Carol Bowle

Janine Allen 2929 Pueblo Pintado 87507

Jim Nigh 935 Calle Arco SF 87501

Als Bolle 53 Cibola Circle 87505

B. Park

4 Pueblo dr.

Sharon Dyer 4771 Rd 87508

Ruelle M. Chavez 865 Camino Conruelo S.F. 87507.

Jennifer Melville 1475 Bishops Lodge Rd, SF 87506

Carla Cervantes 743 Altost Santa Fe, NM 87501

Nancy Daly 1847 Forest Gi. Santa Fe NM 87505

Hope Allyn 3271 La Paz Lane, SF-NM

Kathleen Marie 4657 Contenta Ridge SF NM 87507

Daniel Koenig 129 Huddleson SF 87501

Frank Perea Box 574 SF 87501

Marilyn Galloway 2816 Plaza Rosillos 87507

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Name	Address
Michael Keller	1241 SPRUCE ST DENVER CO 80230
Audre Keller	" " " "
G. Danielle Wilson	410 Sosa St Santa Fe 87504
Marlene	610 AGUA FRIA ST 87504
Cathy Wain	610 Agua Fria 87501
Bobo	PO Box 463 87552
Naomie Montano	PO Box 4463 87502
Susan Farhni	1942 S. Holland Springfield 65807
Lisa Campos	2405 Camino Capitan ^{Santa Fe, NM} 87505
Deborah Ramaker	2801 Crest Ave Austin 78702
Julia Sterling	2801 Crest Ave Austin 78702
Kris Mietzner	3283 N. 54th St Cave Creek 85331
RICHARD MIETZNER	12259 N 20th PL PHX, AZ 85032
Lidian Treddas	Bahia / Turkey
Danzen Pacifico	PO Box 2081 Parkersburg, WV 26101
Marsha Smith	Huntington, WV 25701
Jonathan Gray	4 Hedden Plk NY 10463
Chantal Combes	318 E. Buena Vista St.

u
**Help New Mexicans for Gun Safety ban large capacity
ammunition feeding devices from the city of Santa Fe**

**On June 26 the Santa Fe city council will vote to ban large capacity
ammunition feeding devices from the streets of our city. These devices
are designed to enable shooting mass numbers of people quickly and
efficiently without reloading. Such devices have been used in numerous
mass shootings, including Tucson, Virginia Tech, Fort Hood, Columbine
and Newtown.**

Name

Address

Allen & Ron Sweet	Hallsville MO 65255
Whitney Hageman	700 S. Sherman St. 80209
Timothy Hageman	206 S. Sherman
Julie Mueh	1710 W. Ashmont #6 SF 87501
E. Jean Johnson	204 Melgudo 87501
Rob & Lisa Davern	Denver Colorado
Mike	Santa Fe NM
Bob	PO 31849 SF NM
Debbie & Sergio	2218 Miguel Chavez Rd. #813 87505
Bob	825 Calle Mejia SF NM
Jim Bowers	2714 Talavera Ashland, OR
Jim	20 Azul Loop, Santa Fe, 87508
Michelle Dandard	833 Los Lobos Rd, Santa Fe 87501
DIANE DAUIS	Pagosa Springs, CO
Bob Garbunson	Pagosa Springs CO
My Bureau	330 1/2 Delgado St, SF 87501
Gandy Freedman	P.O. Box 34 SF, NM 87504
Sam Blum	216 Country Club Rd. Newton, MA 02459

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Name

Address

PAUL SCHMITT	818 ALLENDALE ST SANTA FE NM 87505
Margaret Roberts	823 Allendale St SF NM 87505
Jorge	823 Allendale St SF NM 87505
William	308 WEST HOUNGTON, SF NM 87505
James	16151 Santa Fe NM. 87592
Kathleen	1233 Cerro Gordo, SF NM 87501
John Senker	1233 Cerro Gordo SF, NM 87501
Cecelia delValle	822 Allendale SF NM 87505
John J. MCCARTHY	825 ALLENDALE 87505
Anne McCarthy	825 Allendale 87505
Ryan Bush	832 Allendale, SF, NM 87505
Mona Kay	832 Allendale SF NM 87505
Adrian Schmitt	818 Allendale SF NM 87505
Trevor Schmitt	818 Allendale St, SF 87505
Mike McCarthy	825 Allendale, SF NM 87505
Shari Lopez	32 Bard Four Rd, Española NM 87532
BRUCE Wollens	50 Camino Nuevo S.F. NM 87505
Liza Cuervo	50 Camino Nuevo SF NM 87507

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Name	Address
Leslie Lakid	204 U. San Mateo Rd SF NM 87505
Nancy Gordon	728 Franklin SF 87505
Manuel Romero	1302 USAGF Rd. #A1 Santa Fe N.M. 87505
Tennine Snyder	408 Hano Largo, Santa Fe 87505
Bonnie Wilner	111 Las Estrellas SF 87507
Barbara Campbell	202 1/2 B. Clark St SF 87501
Stephen Wilner	157 Calle Ojo Feliz Unit M SF 87505
Patricia Antone	1027 B Canyon Rd. Santa Fe NM 87501
Lauranne Fink	11 Bonito Ct Santa Fe NM 87508
Gershon Siegel	11 Bonito Ct. SF 87508
Charles Testers	7506 A Old SF Trail 87505
Nyan Oldenburg	18 Cougar Ridge Rd SF 87505
Dense Bonet	1080 Cordova Place SF 87505
SUZANNE FREILICH	15 TANO POINT LAKE SF 87506
Patricia Burkitt	2862 CLARK CT Santa Fe 87507
Elizabeth Dunham	901 Nicole Rd Santa Fe 87505
Lili Parker	1000 Cordova Pl. #220 SFe 87505
Catherine Broadbent	11 White Boulder Ln. SF 87506

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Name

Address

Charles Montoya	212 Barlow St.
Laura Poma	1441 TADS St S.F.
Dan Piburn	1212 Dominga St SF NM
Matthew Higgins	5 Carlito Rd. SF NM
Steve Gehman	Pilar MI 87531
John P. Thew	Santa Fe 87501
Benjamin Dick	Genoa City WI 53128
Pat. Becker	Naperville IL
J. Kent Cornil	1233 Avenida Santa Fe 87501
E. Gormen	Santa Fe, NM
Henry Harneau	204 RAINBOW DR. Livingston TX
Dana Harmon	204 RAINBOW DR LIVINGSTON TX
Kerith Stender	81 La Pradera SF 87508
M. A. K.	81 La Pradera Santa Fe NM 87508
Angela Zellmer	5248 Fowler Farm Rd Plt. NC 28227
Robert	1870 Plaza del Sur, Santa Fe
Eugenia Harte	47000 Kilomano Santa Fe
Jana Boehlke	215 Altolane Unit B Santa Fe 87501

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Name	Address	SIGNATURES
Michelle Eagleeye	233 RODRIGUEZ Santa Fe	Michelle Eagleeye
William M. Mauer	233 RODRIGUEZ ST Santa Fe	William M. Mauer
ATRIE Nuzzo	3600 CARRASCO	ATRIE Nuzzo
Taylor Nuzzo	1610 Velarde	Taylor Nuzzo
ROB ALTHOUSE	815 Camino Arroyo	Rob Althouse
Sara Kelly	729 Camino Poveris	Sara Kelly
Jessica Badner	214 Las Manitas	Jessica Badner
D. Gierman	3 Camino de la Vela	D. Gierman
Rim Hardwell	224 Calle Aciguita	Rim Hardwell
Annie R.	West Alameda St. 67007	Annie R.
Dev Orzelle	127 Verde Circle N Santa Fe, NM 87505	Dev Orzelle
Judy Kaplan	1224 Vitalia - SF 87505	Judy Kaplan
Nancy Geddes	116 Camino Barranca	Nancy Geddes
Wendy Feldman	POB 24066 SF 87502	Wendy Feldman
MARIO GIRAPO	801 DON CUBERO SF 87505	MARIO GIRAPO
Rory Valim	110 W. Houghton 87505	Rory Valim

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Signatures

Shanna Marsh 2257 Calle Cuartera SF 87505

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Name	Address	<u>Signatures</u>
MARTHA BLACK	2962 PLAZA BLANCA ST	S.F. 85705
DON WIVIOTT	3600 CERRILLOS RD #718	SF. 87507
EARL KESSLER	109 JIMENEZ ST	SF. 87501
THOMAS MCBEE	4505C SANTA ELENA ST	87507
Kary Gould	921 Osage Ave, SF	87505
ARIN GOULD	921 Osage Ave, SF	87505

CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO BILL NO. 2013-27
Large Capacity Ammunition Feeding Devices

Mayor and Members of the City Council:

We propose the following amendment to Resolution No. 2013-____:

1. On page 2, line 23, after "1987" *insert* the following:

"A person may prove ownership by the following means:

- (a) a dated bill of sale or proof of purchase from a federal firearms licensee that describes the large-capacity ammunition-feeding device with particularity;
- (b) a statement by the owner, sworn under penalty of perjury, that the large-capacity ammunition-feeding device, as described with particularity and accompanied by a photograph of the device, was owned prior to July 1, 2013; or
- (c) other documentary proof, admissible pursuant to the New Mexico Supreme Court Rules of Evidence, that the large-capacity ammunition-feeding device was owned by the owner prior to July 1, 2013"

Respectfully submitted,

Patti Bushee, Councilor

ADOPTED: _____
NOT ADOPTED: _____
DATE: _____

Yolanda Y. Vigil, City Clerk

Exhibit "9"



**CITY COUNCIL MEETING OF
JUNE 26, 2013
BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION
BY MEMBERS OF THE GOVERNING BODY**

Mayor David Coss		
Co-Sponsors	Title	Tentative Committee Schedule
Wurzburger	A RESOLUTION DECLARING THAT THE CITY OF SANTA FE DESIRES TO ESTABLISH A SISTER CITY RELATIONSHIP WITH THE CITY OF SAN MIGUEL DE ALLENDE, MEXICO.	Finance – 7/15/13 Council – 7/31/13
Wurzburger	A RESOLUTION DECLARING THAT THE CITY OF SANTA FE DESIRES TO ESTABLISH A SISTER CITY RELATIONSHIP WITH THE CITY OF ICHEON, SOUTH KOREA.	Finance – 7/15/13 Council – 7/31/13
Councilor Patti Bushee		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Chris Calvert		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Bill Dimas		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Carmichael Dominguez		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Peter Ives		
Councilor Chris Rivera		
Co-Sponsors	Title	Tentative Committee Schedule

Councilor Ron Trujillo		
Co-Sponsors	Title	Tentative Committee Schedule
Coss	AN ORDINANCE RELATING TO THE SALE AND CONSUMPTION OF ALCOHOL ON CITY PROPERTY; AMENDING SECTION 23-6.2 SFCC 1987 TO AUTHORIZE THE SALE AND CONSUMPTION OF BEER ONLY IN THE AREAS DESIGNATED FOR CONCESSIONS AND SEATING AT FORT MARCY BALLPARK IN ACCORDANCE WITH STATE AND LOCAL LAWS AND REGULATIONS.	Public Works – 7/8/13 Finance – 7/15/13 Council (request to publish) – 7/31/13 Council (public hearing) – 8/27/13
Councilor Rebecca Wurzbarger		
Co-Sponsors	Title	Tentative Committee Schedule
	A RESOLUTION DIRECTING STAFF TO ACQUIRE A THIRD-PARTY INDEPENDENT AUDIT OF THE 2008 PARKS, TRAILS AND OPEN SPACE BOND UPON COMPLETION OF PROJECTS AUTHORIZED IN ACCORDANCE WITH THE BOND.	Public Works – 7/8/13 Finance – 7/15/13 Council – 7/31/13

Introduced legislation will be posted on the City Attorney's website, under legislative services. If you would like to review the legislation prior to that time or you would like to be a co-sponsor, please contact Melissa Byers, (505)955-6518, mdbyers@santafenm.gov.

CITY OF SANTA FE, NEW MEXICO

BILL NO. 2013-__

INTRODUCED BY:

Councilor Ron Trujillo

Mayor David Coss

AN ORDINANCE

**RELATING TO THE SALE AND CONSUMPTION OF ALCOHOL ON CITY
PROPERTY; AMENDING SECTION 23-6.2 SFCC 1987 TO AUTHORIZE THE SALE
AND CONSUMPTION OF BEER ONLY IN THE AREAS DESIGNATED FOR
CONCESSIONS AND SEATING AT FORT MARCY BALLPARK IN ACCORDANCE
WITH STATE AND LOCAL LAWS AND REGULATIONS.**

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

**Section 1. Section 23-6.2 SFCC 1987 (being Ord. #2012-20) is amended to
read:**

23-6.2 Permitted Locations for the Sale and Consumption of Alcohol on City Property.

The sale or consumption of alcoholic beverages is permitted at the following locations on city
property:

A. The Santa Fe community convention center and adjacent outdoor spaces under the
center's control;

B. That area of the Santa Fe municipal airport main terminal building and adjacent areas

1 operated as a restaurant; and

2 C. The Marty Sanchez Links de Santa Fe (golf course).

3 D. The area of the Fort Marcy Ballpark designated ~~[as a beer garden that]~~ for
4 concessions and seating shall be used for the sale and consumption of only beer and only at
5 professional baseball games.

6 ~~[(1) For purposes of this subsection, beer garden means an area of Fort Marcy~~
7 ~~Ballpark with restricted entry and exit that shall be comprised of no more than twenty five~~
8 ~~percent (25%) of the area designated for ballpark seating.~~

9 ~~(2)]~~(1) A special dispenser permit shall be used to dispense alcohol. The alcohol
10 dispenser shall comply with all state and local laws and regulations for dispensing alcohol
11 pursuant to the special dispenser permit.

12 ~~[(3) No person under the age of twenty one (21) shall be permitted in the beer~~
13 ~~garden.~~

14 ~~(4) The determination of the actual location of the beer garden within the~~
15 ~~ballpark, along with the requirements for the beer garden, including buffering and public~~
16 ~~health and safety requirements, shall be adopted by separate resolution of the governing body.~~

17 ~~(5)]~~(2) Any professional baseball league games subject to this section, shall not take
18 precedence over the scheduling of local youth baseball leagues using Fort Marcy Ballpark.

19 E. Buildings owned by another party located on land owned by the city.

20 F. On land or buildings owned by the city for which the city has entered into a lease
21 with another party for six (6) months or more except for the Railyard Park, Plaza and Alameda (as
22 defined in the Deed of Conservation Easement dated October 1, 2004) where alcohol is prohibited.

23 G. In or on railroad cars located on railroad tracks except as prohibited by state or
24 federal law.

1 All other applicable approvals required by state or city laws and regulations shall be obtained
2 prior to the sale or consumption of alcoholic beverages on the property described in this subsection
3 23-6.2.

4 APPROVED AS TO FORM:

5

6

7 _____
GENO ZAMORA, CITY ATTORNEY

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25 *M/Melissa/Bills 2013/Alcohol at Ft Marcy (eliminate beer garden)*

1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2013-__**

3 **INTRODUCED BY:**

4
5 Councilor Rebecca Wurzbarger

6
7
8
9
10 **A RESOLUTION**

11 **DIRECTING STAFF TO ACQUIRE A THIRD-PARTY INDEPENDENT AUDIT OF THE**
12 **2008 PARKS, TRAILS AND OPEN SPACE BOND UPON COMPLETION OF PROJECTS**
13 **AUTHORIZED IN ACCORDANCE WITH THE BOND.**
14

15 **WHEREAS**, in March 2008, the voters of the city of Santa Fe approved the issuance of
16 general obligation bonds for \$30,300,000 in order to acquire land for and to improve public parks,
17 trails and open space for recreational purposes ("2008 Bond"); and

18 **WHEREAS**, city of Santa Fe Resolution No. 2007-22 created the Parks and Open Space
19 Advisory Commission ("POSAC"); and

20 **WHEREAS**, part of the duties and responsibilities of POSAC is to "provide ongoing advice
21 regarding all park and open space related issues including, but not limited to, the acquisition, dedication,
22 planning, development, construction, operation and maintenance" and

23 **WHEREAS**, at the June 18, 2013 POSAC meeting, POSAC approved a motion to recommend to
24 the Governing Body that before any money is re-obligated, a third-party independent audit of the
25 2008 Bond be conducted and shared with the public, providing information on how the Bond money

1 was allocated; and

2 **WHEREAS**, the expenditures of the 2008 Bond money are in the final stages and upon
3 completion of all current projects, an audit is needed to identify exactly how much funding is
4 available for re-obligation; and

5 **WHEREAS**, as part of the 2008 Bond Campaign, the City committed that all funds would be
6 protected in a separate bond fund, subject to independent annual audit; and

7 **WHEREAS**, if such an audit is commissioned the associated costs can be paid with money
8 from the 2008 Bond fund.

9 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
10 **CITY OF SANTA FE** that upon completion of all projects approved under the 2008 Bond, the
11 Governing Body authorizes staff to acquire a third-party independent audit of the 2008 Bond.

12 **BE IT FURTHER RESOLVED** that the findings of the audit shall be made available for
13 public inspection.

14 PASSED, APPROVED and ADOPTED this ____ day of _____, 2013.

15

16

17 ATTEST:

DAVID COSS, MAYOR

18

19

20 _____
YOLANDA Y. VIGIL, CITY CLERK

21 APPROVED AS TO FORM:

22

23

24 _____
GENO ZAMORA, CITY ATTORNEY

M/Melissa/Resolutions 2013/Park Bond Audit

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO.

INTRODUCED BY:

Mayor David Coss

Councilor Rebecca Wurzbarger

A RESOLUTION

**DECLARING THAT THE CITY OF SANTA FE DESIRES TO ESTABLISH A SISTER CITY
RELATIONSHIP WITH THE CITY OF SAN MIGUEL DE ALLENDE, MEXICO.**

WHEREAS, the City of Santa Fe, New Mexico, USA and the City of San Miguel de
Allende, Mexico, desire to formalize a Sister City relationship between the people of the two
communities; and

WHEREAS, like Santa Fe, San Miguel de Allende, is a community of rich cultural and
religious tradition and ethnic diversity; and

WHEREAS, the City of Santa Fe and the City of San Miguel de Allende on the basis of
cooperation, equality and mutual benefit will develop their Sister City relationship to promote and
broaden economic cooperation and cultural exchanges between the two cities.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE
CITY OF SANTA FE** that the Governing Body does hereby establishes a Sister City relationship
with the City of San Miguel de Allende and declares its interest in exploring the establishment of
business and trade relations between the City of Santa Fe and the City of San Miguel de Allende in:

1. The areas of the arts such as exhibits, music, dance and other cultural activities; and
2. Education, through the establishment of contacts with educational institutions; and
3. Science and technology, sports, health, youth and any areas that will contribute to the prosperity and the further development of a Sister City relationship between the people of Santa Fe and San Miguel.

PASSED, APPROVED, and ADOPTED this _____ day of _____, 2013.

DAVID COSS, MAYOR

ATTEST:

YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:

GENO ZAMORA, CITY ATTORNEY

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO.

INTRODUCED BY:

Mayor David Coss

Councilor Rebecca Wurzbarger

A RESOLUTION

**DECLARING THAT THE CITY OF SANTA FE DESIRES TO ESTABLISH A SISTER CITY
RELATIONSHIP WITH THE CITY OF ICHEON, SOUTH KOREA.**

WHEREAS, the City of Santa Fe, New Mexico, USA and the City of Icheon, South Korea,
desire to formalize a Sister City relationship between the people of the two communities; and

WHEREAS, like Santa Fe, Icheon is a city of rich cultural traditions, and

WHEREAS, the City of Santa Fe and the City of Icheon on the basis of cooperation, equality
and mutual benefit will develop their Sister City relationship to promote and broaden economic
cooperation and cultural exchanges between the two cities.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE
CITY OF SANTA FE** that the Governing Body does hereby establishes a Sister City relationship
with the City of Icheon and declares its interest in exploring the establishment of business and trade
relations between the City of Santa Fe and the City of Icheon in:

1. The areas of the arts such as exhibits, music, dance and other cultural activities; and
2. Education, through the establishment of contacts with educational institutions; and

1 3. Science and technology, sports, health, youth and any areas that will contribute to the
2 prosperity and the further development of a Sister City relationship between the people of Santa Fe
3 and Icheon.

4 PASSED, APPROVED, and ADOPTED this _____ day of _____, 2012.

6 _____
7 DAVID COSS, MAYOR

8 ATTEST:

9
10 _____
11 YOLANDA Y. VIGIL, CITY CLERK

12 APPROVED AS TO FORM:

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14 _____
15 GENO ZAMORA, CITY ATTORNEY