

## CITY OF SANTA FE, NEW MEXICO

# ORDINANCE NO. 2022-10

## AN ORDINANCE

**RELATING TO THE CITY OF SANTA FE UNIFORM TRAFFIC ORDINANCE (“UTO”);  
CREATING A NEW SECTION 5 OF SCHEDULE B OF THE UTO TO CREATE THE  
LOW-INCOME FINANCIAL EQUITY (“LIFE”) PARKING PROGRAM.**

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

**Section 1.     [NEW MATERIAL] A new Section 5 of Schedule B of the Uniform Traffic Ordinance is ordained to read:**

**SECTION 5. LOW-INCOME FINANCIAL EQUITY (“LIFE”) PARKING PROGRAM.**

- A. The Low-Income Financial Equity (“LIFE”) parking program is designed to provide an opportunity for certain persons who qualify based on indigency to resolve their unpaid parking citations and fees.
- B. In order to qualify for the LIFE parking program, applicants must complete and submit the city of Santa Fe’s low-income credit application.
- C. For purposes of the Life parking program, low income is 120% or less of the federal guidelines for poverty income status for indigent individuals or families.
- D. An applicant may participate in the LIFE program after the city verifies the applicant’s annual household income.
- E. Participants in the LIFE parking program may reduce their unpaid parking citations and fees if they agree to pay the reduced amount, in full within thirty (30) days, as follows:

1 a. A first-time participant may receive a fifty percent (50%) reduction in parking  
2 citation fines and fees; and

3 b. A second-time participant may receive a twenty-five percent (25%) reduction in  
4 parking citation fines and fees.

5 F. The LIFE parking program may be used up to two times within a rolling five (5) year  
6 period. The “first-time” opportunity to reduce fines and fees by fifty percent (50%),  
7 however, is only available one time.

8 G. Unpaid citation fines and penalties from immobilization boots or towing and storage fees  
9 may not be reduced under the LIFE parking program.

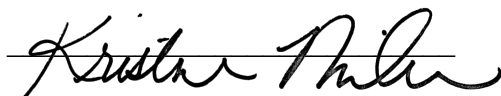
10 H. Life parking participants must make their required payments in full and on time, as  
11 determined by city staff. Failure to meet the agreed upon payments on time will result in  
12 immediate disqualification from the LIFE parking program, reinstating all fines and fees  
13 due at their original rates, less any amount paid by the participant prior to disqualification.  
14 If disqualified, a participant is not eligible for future participation in the LIFE parking  
15 program.

16 PASSED, APPROVED, and ADOPTED this 25<sup>th</sup> day of May, 2022

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ALAN WEBBER, MAYOR

21 ATTEST:

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24 KRISTINE MIHELIC, CITY CLERK

1 APPROVED AS TO FORM:

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4 ERIN K. MCSHERRY, CITY ATTORNEY

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24 *Bill No. 2022-10*

25 *Legislation/2022/Ordinances/2022-10 LIFE Parking Program*

**FISCAL IMPACT REPORT****General Information:**(Check) Bill:   X   Resolution:                     

Short Title(s): LIFE Parking Program

Sponsor(s): Councilor Romero-Wirth

Reviewing Department(s): Public Works/Parking Division

Staff Completing FIR: Noel P. Correia

Date: 01/04/2022Phone: 505-955-6611Reviewed by City Attorney: Date: Apr 8, 2022Reviewed by Finance Director: Date: Apr 10, 2022**Summary:**

The Low-Income Financial Equity ("LIFE") parking program is a program designed to provide an opportunity for certain, low-income individuals who have parking citation-related debt, to resolve their accounts with the City by agreeing to pay a lower amount within 30 days.

In order to qualify for the LIFE parking program, applicants must complete and submit the city of Santa Fe's low-income credit application. The established City guidelines are 120% of the Federal Guidelines for Poverty Income status for indigent individuals or families. Applications will be certified by City Staff upon verification of information provided in the application after which an approved applicant will be eligible to participate in the LIFE program.

Qualified participants in the LIFE parking program shall be offered relief from debt from outstanding and unpaid parking citations as follows:

- A. A qualified applicant who is participating in the LIFE parking program for the first time is eligible to receive a fifty percent (50%) reduction in total current parking citation debt owed to the city of Santa Fe; and
- B. A qualified applicant who is participating in the LIFE parking program for the second time is eligible to receive a twenty-five percent (25%) reduction in total then current parking debt owed to the city of Santa Fe.
- C. Full payment of the reduced amount is required within 30 days from the approval date of the LIFE application.

Participants in the LIFE parking program may participate two times within a rolling five (5) year period.

**Departments Affected:**

Public Works Department/Parking Division.

**Consequences of Not Enacting Legislation:**

Should this Bill not be enacted, low Income and financially strapped local families who would otherwise qualify for LIFE will continue to carry the burden of unpaid parking citation fines which may eventually preclude them from participating in other City of Santa Fe parking programs such as monthly parking, parking permits (RPP), loading zone permits and other types of parking permits the City may offer in the future. The LIFE program, if enacted, will provide eligible citizens an opportunity to pay-off their unpaid parking citation debt, giving them a fresh start.

**Conflict, Duplication, Companionship, or Relationship to Other Legislation:**

None identified.

**Performance and Administrative Implications:**

None anticipated.

**Fiscal Implications:**

Upon implementation, the LIFE program will provide an equitable opportunity to qualifying citizens to pay their unpaid and past due citation fines and penalties at a reduced amount; while also generating revenues which were previously uncollected.

**Fiscal Impact**

\_\_\_\_\_ Check here if no fiscal impact

**Expenditures**

<b>Expenditure Type</b>	<b>FYE 23</b>	<b>FYE 24</b>	<b>FYE 25</b>	<b>Require BAR (Y/N)</b>	<b>Recurring (R) or Non-recurring (NR)</b>	<b>Fund</b>	<b>3-Year Total Cost</b>
<u>Personnel and Benefits*</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>	_____	_____	_____	
<u>Capital Outlay</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>	_____	_____	_____	
<u>Contractual/ Professional Services</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>		_____	_____	
<u>Operating</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>		_____	_____	<u>\$ _____</u>
<u>Total:</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>	<u>\$ N/A**</u>				<u>\$ _____</u>

\* This includes all staff time associated with executing the job functions of the proposed legislation.

**Expenditure Narrative:**

\*\*Staff does not anticipate any expenditures to implement and operate this LIFE program as presented. The program as presented is designed to sustain itself without an increase in staffing or other costs.

**Revenue**

<b>Revenue Type</b>	<b>FYE 23</b>	<b>FYE 24</b>	<b>FYE 25</b>	<b>Recurring (R) or Non-recurring (NR)</b>	<b>Fund</b>
General Fund	<u>\$ _____</u>	<u>\$ _____</u>	<u>\$ _____</u>	_____	_____
Special Revenue	<u>\$ _____</u>	<u>\$ _____</u>	<u>\$ _____</u>	_____	_____
CIP	<u>\$ _____</u>	<u>\$ _____</u>	<u>\$ _____</u>	_____	_____
Enterprise	<u>\$36,000</u>	<u>\$45,000</u>	<u>\$57,000</u>	<u>R</u>	<u>51150.450610</u>
Internal Service	<u>\$ _____</u>	<u>\$ _____</u>	<u>\$ _____</u>	_____	_____
Trust and Agency	<u>\$ _____</u>	<u>\$ _____</u>	<u>\$ _____</u>	_____	_____
Federal	<u>\$ _____</u>	<u>\$ _____</u>	<u>\$ _____</u>	_____	_____
Other	<u>\$ _____</u>	<u>\$ _____</u>	<u>\$ _____</u>	_____	_____
Total	<u>\$36,000*</u>	<u>\$45,000*</u>	<u>\$57,000*</u>		

NOTE: \* Denotes conservative revenue projections. Actuals could be lower or higher.

**Revenue Narrative:**

Since LIFE is a new program, the number of people who would qualify for the LIFE program and the number of people who would avail themselves of the program can only be roughly estimated. Staff anticipates that 11% of those with past due balances both would qualify for the LIFE program and would seek to enter an agreement about debt over the first 3 years of the program. Since a successful participant will pay 50% of the past due amounts, the bill, if adopted, could generate an estimated \$138,000 over 3 years. The LIFE Ordinance does not have a sunset date.

The total unpaid citation amounts by Fiscal Year for the most current five (5) consecutive Fiscal years are

FY 2017	FY2018	FY2019	FY2020	FY2021	TOTAL
\$647,506	\$570,893	\$444,805	\$351,925	\$497,917	\$2,513,046

The LIFE program has the potential to generate on-going revenues which otherwise would not be collected as past trends have shown. However, it is anticipated that the projected revenue stream will decline after the third year as the past due and unpaid accounts will mostly be paid by those who voluntarily participate in the LIFE program.

**Signature:**

**Email:** npcorreia@santafenm.gov