



Agenda

PUBLIC SAFETY COMMITTEE
Tuesday, November 20, 2018, 4:00 PM
City Council Chambers
200 Lincoln Avenue, Santa Fe, NM 87501

1. Roll Call
2. Approval of Agenda
3. Approval of the August 21, 2018 & October 16, 2018 Minutes
4. New Business/Action Items:
 - a. A RESOLUTION URGING THE NEW MEXICO STATE LEGISLATURE TO SUPPORT AND ENACT LEGISLATION RELATED TO THE LEGALIZATION, DECRIMINALIZATION, AND/OR REGULATION OF CANNABIS AND CANNABIS-RELATED PRODUCTS FOR RECREATIONAL USE. (Mayor Webber, Councilors Ives, Vigil Coppler, and Harris) (Jesse Guillen, Legislative Liaison, jbguillen@santafenm.gov, 955-6518)
5. Matters from Municipal Court Judge Virginia Vigil
6. Matters from Police Chief Andrew Padilla
7. Matters from Fire Chief Paul Babcock
8. Matters from the Regional Emergency Communications Center Ken Martinez
9. Communications from the Floor
10. Matters from Committee Members
11. Adjournment

For information regarding the agenda, please call Jessica Pfeifer at 955-5074. Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6520, five (5) working days prior to meeting date.

RECEIVED AT THE CITY CLERK'S OFFICE

DATE: 11/13/2018

TIME: 1:23 PM

**PUBLIC SAFETY COMMITTEE
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OCTOBER 16, 2018**

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Call to Order and Roll Call	The Chair, Councilor Chris Rivera, called the Public Safety Committee meeting to order at 4:00 pm in the City Council Chambers. Roll Call reflects lack of quorum.	Page 1
Approval of Agenda	<i>No formal action, lack of quorum</i>	Page 1
Approval of Minutes – August 21, 2018	<i>No formal action, lack of quorum</i>	Page 1
New Business A. Request for the approval of 2018 Emergency Management Performance Grant (EMPG) sub-grant agreement with the NM Department of Homeland Security and Emergency Management in the total amount of \$64,654.85 for the city of Santa Fe Office of Emergency Management, New Mexico Department of Homeland Security and Emergency Management. David Silver, EMD B. Approval of the Public Safety Committee Meeting Dates for 2019	<i>Presented as informational, no formal action, lack of quorum.</i>	Page 1-2
Matters from Municipal Court	Report included in packet.	Page 2
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Adjourn/Signature Page	There being no further business to come before the Public Safety Committee, the meeting was adjourned at 4:40 pm	Page 8

**PUBLIC SAFETY COMMITTEE
TUESDAY, OCTOBER 16, 2018, 4:00 PM – 4:40 PM
CITY COUNCIL CHAMBERS
200 LINCOLN AVENUE, SANTA FE, NM 87501**

1. ROLL CALL AND CALL TO ORDER

The Chair, Councilor Chris Rivera called the meeting to order at 4:00 pm, City Council Chambers, roll call reflects lack of quorum.

PRESENT

Councilor Chris Rivera
Herbert Harris
Dr. Mike Mier
Stephen Tapke

ABSENT - EXCUSED

Joe Arellano
Dr. Nancy Owen Lewis
Mike Bowen
Peter Mizrahi
Gerald Joyce

OTHERS PRESENT:

Chief Andrew Padilla, SFPD
Captain Anthony Tapia
Chief Paul Babcock, SFFD
Ken Martinez, RECC
Fran Lucero, Stenographer

2. APPROVAL OF AGENDA

No formal action, lack of quorum.

3. APPROVAL OF THE AUGUST 21, 2018 MINUTES

No formal action, lack of quorum.

4. NEW BUSINESS/ACTION ITEMS:

- a. Request for the approval of 2018 Emergency Management Performance Grant (EMPG) sub-grant agreement with the NM Department of Homeland Security and Emergency Management in the total amount of \$64,654.85 for the city of Santa Fe Office of Emergency Management, New Mexico Department of Homeland Security and Emergency Management. David Silver, EMD**

This is the 2018 Emergency Management Performance Grant, an annual grant that we apply for from the NM Department of Homeland Security and Emergency Management. This year the state changed the way that they fund this grant. Previously it was based on a competitive application and it was for salary and

benefits only for emergency management. This year the Cabinet Secretary from Homeland Security expanded the scope and use of the grant and it was going to be awarded on jurisdiction population. The City of Santa Fe could apply for and up to the amount we were awarded. This year we decided in the budget process that this grant was going to be used for an operating budget beyond salary and benefits securing two positions, so they would not be grant funded. This grant may go away, it might change with new leadership at the state, so we wanted to make sure that the office remains secure overtime and we used it as an operating budget. This FY we applied for the full amount that we could apply for which is \$64,654.65, the bulk of this will go to Emergency Center upgrade and modernization. We are in the process of constructing a fixed facility for emergency operation center, previously we used a space at the Convention Center and most recently with the floods that we had the space did not warrant the proper use for an emergency. The bulk of this money is going towards the operations equipment and training and the remaining money is going towards an exercise that we are putting together at the Airport to do a three-year training full scale to meet their requirements. When we did this 2-years ago there was no real funding so this year we have put some money aside to pay for some of the needs and wants, rehab supplies for our first responders and people who participate in the exercise.

Next steps: Finance Committee on November 5, 2018 and City Council on November 14, 2018.

No action lack of quorum.

b. Approval of the Public Safety Committee Meeting dates for 2019.

January 22, 2019	February 19, 2019	March 19, 2019	April 16, 2019
May 21, 2019	June 18, 2019	July 16, 2019	August 20, 2019
September 17, 2019	October 15, 2019	November 19, 2019	December 17, 2019

The committee saw no problems with the proposed dates.
No formal action, lack of quorum.

5. MATTERS FROM MUNICIPAL COURT, JUDGE VIRGINIA VIGIL

Report included in packet.

6. MATTERS FROM POLICE CHIEF PADILLA

Presently we have 26 vacancies, we hired 4 police officers who will go to the next Law Enforcement Academy at the end of January 2019 and will hit the streets by September 2019. We presently have cadets testing, we hope to hire 15 officers with a combination of cadets and bi-lateral officers. Slow turn around, they have to go to the Academy first and we are getting applicants little by little. Officers are doing a great job, they are feeling the burden and the fear of the unknown with the officers that are leaving.

Captain Anthony Tapia: Top Arrests

There are three cases that have taken place in the last 2 weeks. The media focused in on Forrest Fenn's home that was broken in to last week. Mr. Fenn is the gentleman who has written the book included a treasure map in the poem and many people try to search for. On Friday, an individual from PA flew in to Santa Fe and tried to get a ride to Mr. Fenn's residence interpreting the poem and went to the front gate and the hole would have the treasure. Unfortunately, it was not there so he decided to break in to the home. He did find a treasure chest, but it was filled with some clothing. The family of Forrest Fenn found the individual on the property and called the police who responded, and they were able to take this individual in to custody and he was charged with residential burglary, breaking and entering and criminal damage. Officers did a good job in apprehending this individual.

Burglary – Alarm went off at Coyote Café, when officers arrived, they saw where there was a break in. When the owner arrived to open the door, they saw an individual leaving the location, he climbed the roof and officers were able to apprehend him and he was charged with criminal damages and resisting and abating an officer. Excellent job of the officers of this crime in process.

This third incident focuses on the risk that officers take on a daily basis. Two officers were dispatched to DE Vargas Mall for a disorderly conduct, business reported that an individual left without paying for services they received. When officers arrived, they pointed to a vehicle where the suspect was. As the two officers approached the vehicle, the female driver drove at a high rate of speed towards the officers trying to run over the officers, they were able to hide between trees and walls. The suspect left the scene and the officers pursued her and the driver hit another vehicle and her vehicle started on fire. Officers were able to get her out of the vehicle and she was charged with several charges. They not only took her in to custody but saved he life. She was highly intoxicated.

Officers are faced with hard unsafe cases on a daily basis and they maintain their professionalism.

Chair Rivera expressed his thanks to the officers who handled the case at McDonald's and to the officers in the above cases.

Mr. Tapke: Are you able to meet minimum staffing on a daily basis with all of the vacancies?

Chief Padilla stated, yes, they are meeting staffing.

- 7. MATTERS FROM FIRE CHIEF BABCOCK**
Congratulations to Chief Babcock on his promotion.

Presently we have 19 vacancies at the present time, 10 of those vacancies are created by the extension positions we are preparing for the Annexation. This will take effect January of 2019, but we will not have a fire station in place, but we will have the officers and we will work with Santa Fe County on a facility for the annexation phase. We are doing a job announcement today and we will start academy in March and they will be available in July to support the city.

National Governor's Association reimbursed the Fire Department \$42,000 for the overtime costs for the fire department services.

Chief Babcock noted that due to his promotion it created a vacancy and they will be advertising this month. There are also 2 more backfill positions due to promotions that will also be advertised. The plan is to have these positions filled by November, to bring them to the Public Safety Committee to introduce them and give a detail report on the goals and vision of Chief Babcock in his role as Fire Chief.

Dr. Mier: The reimbursement for the overtime; is that a wash?

Chief Babcock: That is correct, we submitted a breakdown with hourly rate and they reimbursed us in total for the overtime as projected.

Mr. Tapke: Is the new apparatus delivery schedule still on schedule as discussed last month?

Chief Babcock: Yes, that is correct. The ___ 3 Engine should be here in a week or so, the reason it is not present is that it is being showed at a Trade Show in Reno, Nevada this week

Chair: At last night's Finance Committee there was a significant discrepancy in the cost for the initial Fire Station, it was about \$1.5 million-dollar difference from when it was proposed. I have requested a meeting to discuss what is the discrepancy and asked that Chief Babcock be at that meeting.

Chief Babcock: I will be present at that meeting. Initially balloon of that cost is that infrastructure is not in place for the location of the fire station. All utilities are not present, so we had to bring gas, electric and water and that is the major cost of the infrastructure cost. Also, the cost for square footage is about \$400 which is inflated from the time they started this design, those are the two major reasons.

8. MATTERS FROM THE REGIONAL EMERGENCY, COMMUNICATIONS CENTER

Ken Martinez, Director for the 911 Regional Center for the City/County.

Statistics: Operators are working hard with radio traffic. Tomorrow at 6:00 am they will bid for their shifts.

September: 20,649
Total 911 Calls Received: 4,674
Total Calls for Service: 18,330

City of Santa Fe:
Police: 8,967
Fire: 1,312
Animal Control: 446Total Calls: 10,725 (59%)

Drug tip hotline, 39 in August and 21 in September - 339 for the year.
Sending to the city and county investigation units to follow up on.

For 911 Centers there is a national standard that says that 90% of your 911 calls should be answered in 10 seconds. The goal is to ensure that when someone is calling for immediate 911 services that those calls are answered. The newest channels have done some stories on 911 centers throughout the state not meeting that goal. Mr. Martinez stated that the 911 Center in Santa Fe does meet the goal for 1st quarter of FY2019 (July 1, 2018 – September 30, 2018) for the goal of 90% within 10 seconds.

Mr. Tapke:
Staffing: 15 vacant on floor staff. 911 Center loses staff to 8-5 jobs, Monday through Friday. We are in the process of trying to fill positions. We did increase our staffing FTEs from 40 to 44, total of 51 positions, only 44 are dispatch and the difference are administrative positions. Department Administrator position is open, and we will be advertising for that position.

Mr. Tapke: Can you give us an update on the major 911 outage for both your primary and secondary route phone lines, what was the resolution and why the redundant path didn't work.

Mr. Martinez: Back in August or early September when this happened, there was some digging taking place in one of the construction sites near the new hospital. They cut through three fiber lines and knocked down communications for the whole side of the city. Our redundancy to answer 911 calls is to transfer to the back-up center which is Sandoval County. Immediately when that happened, and we realized we weren't getting calls we transferred, we hit our switches and we sent them to Sandoval County and we sent two of our dispatchers. It was a day and a half before Century Link was able to rectify that situation with the fiber lines and get us back and running. So, the redundancy within the Century Link lines is actually what the issue was. I do not know why they would run the back-up lines in the same area.

Mr. Tapke: Century Link doesn't provide you with a redundant 911 call path?

Mr. Martinez: It will route 911 calls throughout the state, there is one through Albuquerque and another one by Las Cruces. We also take back up calls for Sandoval County and Los Alamos County.

Mr. Tapke: Did you say it was a day and a half to restore service.

Mr. Martinez affirmed this statement.

Mr. Harris: Only 59% of your call are from Santa Fe?

Mr. Martinez confirmed that is correct, 59% of calls are from Santa Fe.

Projects:

New CAD system. April of 2019 to go live. We are in the process of building all the back layers, this is not a data entry, it is more of a map GIS base, hoping to be live by April 2019.

Expansion of the center to include Radio Phase I we hope to have that completed by 2019, we are seeking a design build, we have a selection of the vendor for the 29th of this month and we want participation from the SFFD.

9. COMMUNICATIONS FROM THE FLOOR

Valerie Romero, Santa Fe, New Mexico

I advocate for what is called _____ Mental Health, I developed this on my own, I operate it off of my own dime and have done my very best of trying to inform the community of how to better resolve and alleviate crisis response that doesn't need to be forceful. 911 is really relied on for alleviation measures of what can otherwise be reduced through other kinds of means, different kinds of intervention that doesn't require uniform individuals responding to a crisis but referrals to help alleviate especially suicide crisis or other types of crisis that drain our systems. I am somebody that was tranquilized, and I am asking that this type of force be stopped immediately and also for those of us that can advocate for our own independent selves with autonomous measures that be respected. I do understand how PTSD impairment can appear, but it is very difficult from alcohol impairment and we are left with labels that are not conducive with the different type of neuro sensory implications, especially those of us that went through foster care, so I get impacted differently by seeing people in uniform and crisis response and these force mechanisms. For 20 years I have been learning to advocate for this measure to help our foster kids and out adopted youth. I think overall we have a really great response when it comes to crisis response and I see a lot of willingness to help and I don't have anything ill willed to say about the crisis response. I just wanted it to come to the attention that these are complaints I have brought to the county and city's attention on various occasions, especially after the phantom fraud. There was a lot after the phantom fraud and a lot of people

were wrongfully labeled as impaired where there may be a different kind of responsibility like cardiac, or infarction measures that have to do with heartbeat, heart rate, stimuli and avoiding of stimuli associated to certain traumas and so that is something that I would like to see if there is funding to set aside for sub-contractors to be able to assist with these measures and to help give recommendations from those of who live with it and have been on the other side of crisis response and what that means of a do no harm and forceful approach. I have put together a manual and I have been trying to work with your ADA coordinators and explain to them why I am an exemption and why I'm entitled to bring this voice forward in regard to FSLA, Worker's Comp standards and also Medical Cannabis. I would like to see how I can be placed on the agenda, I do need some accessibility, not as severe as before but there are some hearing and visual impairments that can be explained because of PTSD and certain kinds of intervention of medication and management that I have had to learn over the last years when I was diagnosed in foster care. I am asking you to consider setting aside funding for what I have developed is behavioral and not mental health and seeing how this becomes an asset when it comes into a return of investment and evidence based strategies or best practice approaches that are often used for drug court and participants like in a pre-trial services so this is an asset to the community because the return on investment is actually \$61 for every dollar invested. I had done my calculations at .61 on every dollar but Dr. Lindstrom with Behavioral Health Services Division, they have a whole category of how to better accommodate PTSD and other types of competency where we are otherwise competent and able to handle our own affiliations and public and financial affairs. I just want to put the city on notice that I am extremely relieved from the fact that there is crisis response and that these individuals are being trained, I have seen a lot of improvements and a lot of progress. I don't agree with any forceful mechanisms especially those of us trying to overcome traumas especially associated to PTSD. If you could please see where in the emergency funding you can allocate to catapult this effort, I approve through DVR which is a 504-B Plan which is interventions which can also be applied to these 911 and crisis response again to help alleviate and mitigate sequential and mis-diagnosed perceptions of what sometimes might appear as reasonable impairment but may otherwise have an explanation that again could be heart affects or aorta consequences which is cardiac and I wanted to bring that because it is emergency and these are necessary funds and whatever fund there are and I know that 911 is probably the primary way that people reach out to for crisis response so having those interventions like Governor's Commission on Disability or Department of Vocational Rehab for longer term planning and sustainability I believe would be a really great start. Thank you for allowing me to speak in the public comment platform it really helps with First Amendment and also for those of us who reserve the Fifth Amendment Right to speak in front of a Judge and instead of justifying the condition to an Officer or a Paramedic for instance. Thank you for these efforts that you do in ensuring safety and planning and audit reporting and compliance in making sure there is an inclusive and accessible platform. Have a wonderful rest of your day.

10. MATTERS FROM COMMITTEE MEMBERS

Dr. Mier – Asked the Chair about the traffic _____ as one of the measures that would come before this committee for discussion before implementing some of the measures that in the past have created some problems.

The Chair said that they are still being worked on and as you look through the document, there are more changes that need to be made than just what we had spoken about, so I am trying to look at incorporating overall from both documents. This has been a challenge and goal are to have it back by the first part of January.

Dr. Mier – Century Link did some underground cable on Luisa Street, contacted City Manager's Office to report collapsing on the street between Luisa and Columbia. They did go out and do repairs there is a hole at 1421 Luisa Street, it is in the inside when you drive in still on the street, beneath the hole there is a large cavity, and as people drive over he is concerned that it could collapse. If we could get someone from streets to go out and look at it. Chair asked Dr. Mier to send it to him by e-mail.

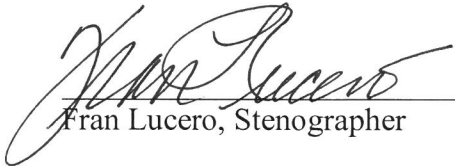
Dr. Mier – In the past very involved with Santa Fe Beautiful as the Chair and they have relinquished some of their medians to the Parks Department. There is a median by Trader Joes, on St. Francis Dr. – looks very bad. Chair asked for an e-mail and he will follow-up.

11. ADJOURNMENT

There being no further business to come before the Public Safety Committee the Chair called for adjournment at 4:40 pm.

SIGNATURE PAGE:

Councilor Chris Rivera, Chair



Fran Lucero, Stenographer

City of Santa Fe, New Mexico

LEGISLATIVE SUMMARY

Resolution No. 2018-____ State Regulation of Cannabis

SPONSOR(S): Mayor Webber and Councilors Ives, Vigil Coppler and Harris

SUMMARY: The proposed resolution urges the Legislature to support and enact legislation related to the legalization, decriminalization and/or regulation of cannabis and cannabis-related products.

PREPARED BY: Jesse Guillen, Legislative Liaison

FISCAL IMPACT: No

DATE: October 16, 2018

ATTACHMENTS: Resolution
FIR

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CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2018-__

INTRODUCED BY:

Mayor Alan M. Webber	Councilor Peter N. Ives
Councilor Joanne Vigil Coppler	Councilor Mike Harris

A RESOLUTION

URGING THE NEW MEXICO STATE LEGISLATURE TO SUPPORT AND ENACT LEGISLATION RELATED TO THE LEGALIZATION, DECRIMINALIZATION, AND/OR REGULATION OF CANNABIS AND CANNABIS-RELATED PRODUCTS FOR RECREATIONAL USE.

WHEREAS, marijuana is classified as a Schedule I drug by the Food and Drug Administration (FDA); and

WHEREAS, Schedule I drugs are defined as drugs with “no currently accepted medical use and a high potential for abuse”; and

WHEREAS, two recent studies in the Journal of the American Medical Association (JAMA) Internal Medicine report an association between access to marijuana via medical marijuana laws and protected access to dispensaries with a decrease in Medicare Part D prescriptions filled for opioids, with one study showing a 5.88% decrease and another showing a 6.38% decrease; and

WHEREAS, the National Institute of Drug Abuse (NIDA) funded two studies that

1 explored the relationship between marijuana legalization and adverse outcomes associated with
2 prescription opioids that found an association between medical marijuana legalization and a
3 reduction in overdose deaths from opioid pain relievers, lower levels of opioid prescribing, lower
4 self-report of nonmedical prescription opioid use, and lower treatment admissions for prescription
5 opioid use disorders; and

6 **WHEREAS**, while the FDA has not recognized or approved marijuana as medicine, the
7 scientific study of cannabinoids some of the chemicals found in marijuana, has led to two FDA-
8 approved medications that contain cannabinoid chemicals in pill form; and

9 **WHEREAS**, ongoing research may lead to future medications that treat a wider array of
10 ailments that Americans suffer from; and

11 **WHEREAS**, on August 27th, 2014 the Governing Body adopted Ordinance No. 2014-29
12 to decriminalize marijuana possession in the City of Santa Fe by establishing possession of one
13 ounce or less of marijuana as the lowest law enforcement priority and subjecting a person in
14 possession of one ounce or less of marijuana or paraphernalia intended for the use of marijuana to
15 a fine of no more than twenty-five dollars; and

16 **WHEREAS**, nine states (Alaska, Washington, Oregon, California, Nevada, Colorado,
17 Massachusetts, Vermont, and Maine) and the District of Columbia have, to varying degrees,
18 legalized marijuana; and

19 **WHEREAS**, 29 states, including New Mexico, have medical marijuana programs, and
20 13 states have decriminalized possession of small amounts of marijuana (nine of which have
21 medical marijuana programs); and

22 **WHEREAS**, New Mexico's northern neighbor legalized marijuana in 2012 and began
23 recreational sales in February, 2014; and

24 **WHEREAS**, from February, 2014 to August, 2018 the Colorado Department of Revenue
25 has reported total revenue (taxes, licenses, and fees) related to the recreational sale of marijuana

1 at \$816,919,037; and

2 **WHEREAS**, Colorado collects three taxes on the sale of marijuana products: a 2.9%
3 regular state sales tax, a 15% special sales tax (10% of which is allocated to local governments
4 based on sales within the boundaries of the municipality), and a 15% excise tax; and

5 **WHEREAS**, the revenue generated from the legalization of recreational marijuana has
6 been used to provide significant funding to the State Public School Fund, including a minimum
7 annual allocation of \$40 million to the Public School Capital Construction Assistance Fund and
8 additional funds allocated to the Public School Fund; and

9 **WHEREAS**, Representative Bill McCamley (D- Doña Ana) introduced HB 312 at the
10 2018 Legislative Session, titled the “Cannabis Taxation and Regulation Act” (along with four
11 cosponsors); and

12 **WHEREAS**, in a March, 2018, a poll conducted by Research & Polling, Inc. found that
13 63% of New Mexicans (420 respondents to the poll) would support a bill to legalize, tax, and
14 regulate sales of marijuana to adults age 21 and over; and

15 **WHEREAS**, the number of New Mexicans who “strongly support” legalization, 46%,
16 had grown by 6% since the last poll was conducted in 2016.

17 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
18 **CITY OF SANTA FE** that the New Mexico Legislature is urged to support and enact legislation
19 related to the legalization, decriminalization and/or regulation of cannabis and cannabis-related
20 products for recreational use.

21 **BE IT FURTHER RESOLVED** that a copy of this Resolution be forward to the Santa
22 Fe Legislative Delegation and be included in the Governing Body’s annual Legislative Priorities
23 resolution.

24 PASSED, APPROVED AND ADOPTED this _____ day of _____, 2018.
25

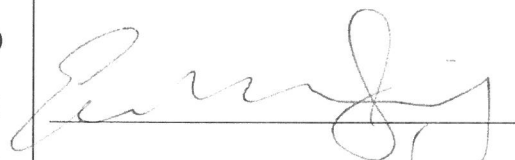
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ALAN M. WEBBER, MAYOR

ATTEST:

YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:



ERIN K. McSHERRY, CITY ATTORNEY

City of Santa Fe Fiscal Impact Report (FIR)

This Fiscal Impact Report (FIR) shall be completed for each proposed bill or resolution as to its direct impact upon the City's operating budget and is intended for use by any of the standing committees of and the Governing Body of the City of Santa Fe. Bills or resolutions with no fiscal impact still require a completed FIR. Bills or resolutions with a fiscal impact must be reviewed by the Finance Committee. Bills or resolutions without a fiscal impact generally do not require review by the Finance Committee unless the subject of the bill or resolution is financial in nature.

Section A. General Information

(Check) Bill: _____ Resolution: X

(A single FIR may be used for related bills and/or resolutions)

Short Title(s): A RESOLUTION URGING THE NEW MEXICO STATE LEGISLATURE TO SUPPORT AND ENACT LEGISLATION RELATED TO THE LEGALIZATION, DECRIMINALIZATION AND/OR REGULATION OF CANNABIS AND CANNABIS-RELATED PRODUCTS FOR RECREATIONAL USE.

Sponsor(s): Mayor Webber

Reviewing Department(s): Legislative Services

Persons Completing FIR: Jesse Guillen Date: 10/12/18 Phone 955-6518

Reviewed by City Attorney: [Signature] Date: 10/14/18
(Signature)

Reviewed by Finance Director: Mary McCoy Date: 10/22/18
(Signature)

Section B. Summary

Briefly explain the purpose and major provisions of the bill/resolution:

This resolution urges the New Mexico Legislature to enact legislation related to the legalization, decriminalization and/or regulation of cannabis in New Mexico.

Section C. Fiscal Impact

Note: Financial information on this FIR does not directly translate into a City of Santa Fe budget increase. For a budget increase, the following are required:

- a. The item must be on the agenda at the Finance Committee and City Council as a "Request for Approval of a City of Santa Fe Budget Increase" with a definitive funding source (could be same item and same time as bill/resolution)
- b. Detailed budget information must be attached as to fund, business units, and line item, amounts, and explanations (similar to annual requests for budget)
- c. Detailed personnel forms must be attached as to range, salary, and benefit allocation and signed by Human Resource Department for each new position(s) requested (prorated for period to be employed by fiscal year)*

1. Projected Expenditures:

- a. Indicate Fiscal Year(s) affected – usually current fiscal year and following fiscal year (i.e., FY 03/04 and FY 04/05)
- b. Indicate: "A" if current budget and level of staffing will absorb the costs
"N" if new, additional, or increased budget or staffing will be required
- c. Indicate: "R" – if recurring annual costs
"NR" if one-time, non-recurring costs, such as start-up, contract or equipment costs
- d. Attach additional projection schedules if two years does not adequately project revenue and cost patterns
- e. Costs may be netted or shown as an offset if some cost savings are projected (explain in Section 3 Narrative)

Finance Director: _____

X Check here if no fiscal impact

Column #:	1	2	3	4	5	6	7	8
	Expenditure Classification	FY _____	"A" Costs Absorbed or "N" New Budget Required	"R" Costs Recurring or "NR" Non-recurring	FY _____	"A" Costs Absorbed or "N" New Budget Required	"R" Costs - Recurring or "NR" Non-recurring	Fund Affected

Personnel*	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Fringe**	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Capital Outlay	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Land/ Building	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Professional Services	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
All Other Operating Costs	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____
Total:	\$ _____	_____	_____	\$ _____	_____	_____	_____	_____

* Any indication that additional staffing would be required must be reviewed and approved in advance by the City Manager by attached memo before release of FIR to committees. **For fringe benefits contact the Finance Dept.

2. Revenue Sources:

- a. To indicate new revenues and/or
- b. Required for costs for which new expenditure budget is proposed above in item 1.

Column #:	1	2	3	4	5	6
	Type of Revenue	FY _____	"R" Costs Recurring or "NR" Non-recurring	FY _____	"R" Costs - Recurring or "NR" Non-recurring	Fund Affected

_____	\$ _____	_____	\$ _____	_____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____	_____
Total:	\$ _____	_____	\$ _____	_____	_____	_____

3. Expenditure/Revenue Narrative:

Explain revenue source(s). Include revenue calculations, grant(s) available, anticipated date of receipt of revenues/grants, etc. Explain expenditures, grant match(s), justify personnel increase(s), detail capital and operating uses, etc. (Attach supplemental page, if necessary.)

There is no fiscal impact associated with this Resolution.

Section D. General Narrative

1. Conflicts: Does this proposed bill/resolution duplicate/conflict with/companion to/relate to any City code, approved ordinance or resolution, other adopted policies or proposed legislation? Include details of city adopted laws/ordinance/resolutions and dates. Summarize the relationships, conflicts or overlaps.

None identified.

2. Consequences of Not Enacting This Bill/Resolution:

Are there consequences of not enacting this bill/resolution? If so, describe.

The Governing Body will not express its support for this issue.

3. Technical Issues:

Are there incorrect citations of law, drafting errors or other problems? Are there any amendments that should be considered? Are there any other alternatives which should be considered? If so, describe.

None identified.

4. Community Impact:

Briefly describe the major positive or negative effects the Bill/Resolution might have on the community including, but not limited to, businesses, neighborhoods, families, children and youth, social service providers and other institutions such as schools, churches, etc.

The City of Santa Fe has already decriminalized the possession of small amounts of marijuana, and New Mexico is one of 29 states that have a medical marijuana program. Several Western and Southwestern states have legalized marijuana including Alaska, Washington, Oregon, California, Nevada, and Colorado. Anticipated revenues from the sale of legalized marijuana would provide additional funding for programs and services provided by the state of New Mexico.



City of Santa Fe, New Mexico

2511 Camino Entrada, P.O. Box 909, Santa Fe, N.M. 87504-0909

MUNICIPAL COURT

Virginia Vigil, Municipal Judge


Phone: (505) 955-5070

Fax: (505) 955-5159

Memo

To: Mayor and City Councilors
City Attorney Erin McSherry
City Manager Erik Litzenberg
Public Safety Committee Jessica Pfeifer

**PUBLIC SAFETY
JESSICA PFEIFER**

From: Virginia Vigil 
Municipal Court Judge

Date: 11/05/2018

Re: Municipal Court Monthly Report: October 2018

Enclosed please find the October 2018 monthly report.

We have also included the statistics for the last 6 months.

We have included community service information as requested.

MUNICIPAL COURT MONTHLY STATISTICS REPORT FOR OCTOBER 2018		OCT	SEPT	AUG	JUL	JUN	MAY
1. NUMBER OF CASES FILED FOR MONTH		TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL
Traffic Violations		366	439	496	353	374	514
Traffic Citations (court appearance)		298	363	406	299	321	436
Penalty Assessments (court only collects money)		68	76	90	54	53	78
* Cell phone violation 12-6-12.18(6) (included in both court appearance & penalty assessments)		9	7	12	14	9	15
Criminal Cases		129	103	152	156	141	157
DUIs		22	15	16	19	26	27
Shoplifting		40	35	49	32	18	43
Petty Misdemeanors		61	46	72	95	86	75
Revoked		6	7	15	10	11	12
Code Enforcement		0	9	6	0	3	3
Animal Control		45	31	28	19	22	17
2. ARRAIGNMENTS (many arraignments result in pleas)							
Traffic Arraignments		263	283	305	309	413	384
Criminal arraignments		143	137	184	173	257	262
DUIs		20	15	15	19	30	37
Shoplifting		39	42	53	54	57	80
Petty Misdemeanors		79	69	96	86	142	112
Revoked		5	11	20	14	28	33
Parking		1	0	0	0	0	0
Animal		37	10	22	17	17	8
Code Enforcement		3	3	2	1	3	0
3. TRIALS		4	1	2	3	1	7
1) with attorney(s)		1	1	1	2	0	2
2) with police officers		3	0	1	1	1	5
1) Animal		0	0	0	0	0	0
2) Traffic		3	0	1	1	0	5
3) Misdemeanor/shoplifting		0	0	0	0	0	0
4) Code Enforcement		0	0	0	0	0	0
5) DUI		1	1	1	2	0	2
6) Revoked		0	0	0	0	0	0
4. BENCH WARRANTS ISSUED		240	176	230	215	286	349
5. HOMELESS COURT		13	18	19	16	12	15
6. COMMUNITY SERVICE – TOTAL		345	326	782	423	173	401
1) Community service hours – penalties		268	227	710	392	173	236
2) Community service hours – in lieu of fines		77	99	72	31	0	165

**MUNICIPAL COURT FINES AND FEES DISTRIBUTION REPORT
October 2018**

Animal Control	11001.451200	\$895.00
Court Fines	11001.450200	\$18,799.00
Parking	51150.450610	\$75.00
Traffic Violations	11001.450900	\$414.00
	TOTAL FINES:	\$20,183.00

Automation Fee (AOC)	21202.432100	\$ 2,356.83
Bench Warrants (City)	21224.432150	\$ 1,627.00
Calming Fees (City)	31775.450850	\$ 2,821.00
Copies/Misc. (City)	11001.471400	\$ -
Corrections Fees (City) - PD	21201.432300	\$ 7,583.43
Corrections Fees (City) - Muni. Court	21225.432300	\$ 3,791.71
Court Admin. Fee (City)	21225.432310	\$ 3,838.43
DWI Lab Fees (AOC)	21202.432200	\$ 1,986.33
Muni. Court DWI (Screening & Tracking Fee) (Old line item - 21228.432000)	11001.432000	\$ 3,906.00
Home Detention (City) (Old line item 21225.43213)	21201.432130	\$ 1,570.00
In House Automation (City)	21130.432100	\$ 776.00
Judicial Education Fees (JEC)	21202.431800	\$ 1,161.00
Police Safety Fees (City)	21224.432120	\$ 1,864.00
Prevention Fees (AOC)	21202.450400	\$ 1,576.34
Substance Abuse Fee (AOC)	21202.432350	
	TOTAL FEES:	\$ 34,858.07

City	AOC	JEC
\$895.00		
\$18,799.00		
\$75.00		
\$414.00		
	\$2,356.83	
\$ 1,627.00		
\$ 2,821.00		
\$ -		
\$ 7,583.43		
\$ 3,791.71		
\$ 3,838.43		
\$ 1,986.33	\$1,986.33	
\$ 3,906.00		\$ -
\$ 1,570.00		
\$ 776.00		
\$ 1,161.00		\$ 1,161.00
\$ 1,864.00		
\$ 1,576.34	\$ 1,576.34	
\$ -	\$ -	
\$52,684.24	\$5,919.50	\$1,161.00

TOTAL FINES AND FEES: \$55,041.07
City: Money remains with the City of Santa Fe: \$52,684.24
AOC: Money is submitted to the State of NM, Admin. Office of the Courts: \$5,919.50
JEC: Money is submitted to the NM Judicial Education Center: \$1,161.00

MUNICIPAL COURT MONTHLY STATISTICS REPORT FOR OCTOBER 2017		OCT	SEPT	AUG	JUL	JUN	MAY
		TOTAL		TOTAL	TOTAL	TOTAL	TOTAL
1. NUMBER OF CASES FILED FOR MONTH							
Traffic Violations		560	498	475	550	687	726
Traffic Citations (court appearance)		414	404	412	471	569	646
Penalty Assessments (court only collects money)		146	94	63	79	118	80
* Cell phone violation 12-6-12.18(6) (included in both court appearance & penalty assessments)		20	12	16	29	20	40
Criminal Cases		142	172	150	152	164	185
DUIs		18	23	11	16	14	22
Shoplifting		34	48	41	41	37	40
Petty Misdemeanors		82	90	88	86	94	107
Revoked		8	11	10	9	19	16
Code Enforcement		0	0	0	1	0	1
Animal Control		20	21	20	20	9	20
2. ARRAIGNMENTS							
(many arraignments result in pleas)							
Traffic Arraignments		418	457	368	433	594	425
Criminal arraignments		280	372	252	274	357	256
DUIs		19	26	13	18	28	29
Shoplifting		83	104	72	81	80	62
Petty Misdemeanors		160	222	152	155	216	130
Revoked		18	20	15	20	33	35
Parking		0	0	0	0	2	1
Animal		21	17	11	8	13	20
Code Enforcement		0	0	0	0	0	2
3. TRIALS		3	1	3	8	8	5
1) with attorney(s)		2	1	0	3	8	3
2) with police officers		1	0	3	4	2	2
1) Animal		0	0	0	0	1	0
2) Traffic		1	0	3	4	2	3
3) Misdemeanor/shoplifting		0	0	0	0	0	0
4) Code Enforcement		0	0	0	1	2	0
5) DUI		2	1	0	3	4	2
6) Revoked		0	0	0	0	0	0
4. BENCH WARRANTS ISSUED		273	303	234	236	299	248
5. HOMELESS COURT		21	25	19	21	15	23
6. COMMUNITY SERVICE – TOTAL		431	418	441	420	437	475
1) Community service hours – penalties		216	321	181	240	278	409
2) Community service hours – in lieu of fines		215	97	260	180	159	66

**MUNICIPAL COURT FINES AND FEES DISTRIBUTION REPORT
October 2017**

Animal Control	11001.451200	\$725.00
Court Fines	11001.450200	\$17,759.00
Parking	51150.450610	\$85.00
Traffic Violations	11001.450900	\$257.00
	TOTAL FINES:	\$18,826.00

Automation Fee (AOC)	21202.432100	\$ 2,186.00
Bench Warrants (City)	21224.432150	\$ 1,571.00
Calming Fees (City)	31775.450850	\$ 4,740.00
Copies/Misc. (City)	11001.471400	\$ 3.50
Corrections Fees (City) - PD	21201.432300	\$ 7,411.93
Corrections Fees (City) - Muni. Court	21225.432300	\$ 3,706.07
Court Admin. Fee (City)	21225.432310	\$ 3,645.00
DWI Lab Fees (AOC)	21202.432200	\$ 963.00
Muni. Court DWI (Screening & Tracking Fee) (Old line item - 21228.432000)	11001.432000	\$ 2,795.00
Home Detention (City) (Old line item 21225.43213)	21201.432130	\$ 490.00
In House Automation (City)	21130.432100	\$ 724.00
Judicial Education Fees (JEC)	21202.431800	\$ 1,073.00
Police Safety Fees (City)	21224.432120	\$ 1,779.00
Prevention Fees (AOC)	21202.450400	\$ 986.00
Substance Abuse Fee (AOC)	21202.432350	
	TOTAL FEES:	\$ 32,073.50

City	AOC	JEC
\$725.00		
\$17,759.00		
\$85.00		
\$257.00		
	\$2,186.00	
\$ 1,571.00		
\$ 4,740.00		
\$ 3.50		
\$ 7,411.93		
\$ 3,706.07		
\$ 3,645.00		
\$ 963.00	\$ 963.00	
\$ 2,795.00		\$ -
\$ 490.00		
\$ 724.00		
\$ 1,073.00		\$1,073.00
\$ 1,779.00		
\$ 986.00	\$ 986.00	
\$ -	\$ -	
\$48,713.50	\$4,135.00	\$1,073.00

\$53,921.50

TOTAL FINES AND FEES: \$50,899.50
City: Money remains with the City of Santa Fe: \$48,713.50
AOC: Money is submitted to the State of NM, Admin. Office of the Courts: \$4,135.00
JEC: Money is submitted to the NM Judicial Education Center: \$1,073.00



2018	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Murder (Homicide)	0	0	0	0	1	1	0	0	2	0	0	0	5
Robbery	5	3	4	7	3	4	13	9	7	8	0	0	63
Motor Vehicle Theft	24	10	13	12	19	17	25	14	21	31	0	0	186
Arson	2	0	0	1	0	0	3	1	0	2	0	0	9
Rape													
Criminal Sexual Penetration (Adult)	2	0	2	0	3	3	5	4	3	2	0	0	24
Criminal Sexual Penetration (Minor)	0	2	2	2	2	1	1	0	2	1	0	0	13
Burglary													
Burglary-Commercial	7	7	18	11	12	19	11	20	19	24	0	0	148
Breaking & Entering-Commercial	3	1	2	0	2	3	0	1	3	9	0	0	24
Burglary-Residential	19	22	21	18	21	18	25	21	20	13	0	0	198
Breaking & Entering-Residential	5	0	3	4	4	1	3	1	5	5	0	0	31
Larceny													
Larceny-All	184	124	132	150	140	129	125	183	136	139	0	0	1442
Burglary-Auto	31	64	70	57	71	67	61	123	102	101	0	0	747
Assault/Battery													
Battery (Simple)	75	83	70	97	111	93	95	101	87	112	0	0	924
Battery (Aggravated)	54	32	36	49	54	70	48	48	39	42	0	0	472

**Above 2017 overall Monthly Average

	Prior Month Changes		Changes
	Sep	Oct	
Murder (Homicide)	2	0	-100.00%
Robbery	7	8	14.29%
Motor Vehicle Theft	21	31	47.62%
Arson	0	2	#DIV/0!
Rape	5	3	-40.00%
Criminal Sexual Penetration (Adult)	3	2	-33.33%
Criminal Sexual Penetration (Minor)	2	1	-50.00%
Burglary	47	51	8.51%
Burglary-Commercial	19	24	26.32%
Breaking & Entering-Commercial	3	9	200.00%
Burglary-Residential	20	13	-35.00%
Breaking & Entering-Residential	5	5	0.00%
Larceny	238	240	0.84%
Larceny-All	136	139	2.21%
Burglary-Auto	102	101	-0.98%
Assault/Battery	126	154	22.22%
Assault/Battery (Simple)	87	112	28.74%
Assault/Battery (Aggravated)	39	42	7.69%

**denotes an increase

	YTD - Year to Year Changes		Changes
	2017	2018	
Murder (Homicide)	6	5	-16.67%
Robbery	53	63	18.87%
Motor Vehicle Theft	176	186	5.68%
Arson	11	9	-18.18%
Rape	44	37	-15.91%
Criminal Sexual Penetration (Adult)	32	24	-25.00%
Criminal Sexual Penetration (Minor)	12	13	8.33%
Burglary	522	401	-23.18%
Burglary-Commercial	156	148	-5.13%
Breaking & Entering-Commercial	16	24	50.00%
Burglary-Residential	308	198	-35.71%
Breaking & Entering-Residential	42	31	-26.19%
Larceny	2255	2189	-2.93%
Larceny-All	1339	1442	6.30%
Burglary-Auto	716	747	4.33%
Assault/Battery	1322	1396	5.60%
Assault/Battery (Simple)	874	924	5.72%
Assault/Battery (Aggravated)	448	472	5.36%

Overall Total
















2017	2018	Changes
4389	4286	-2.35%

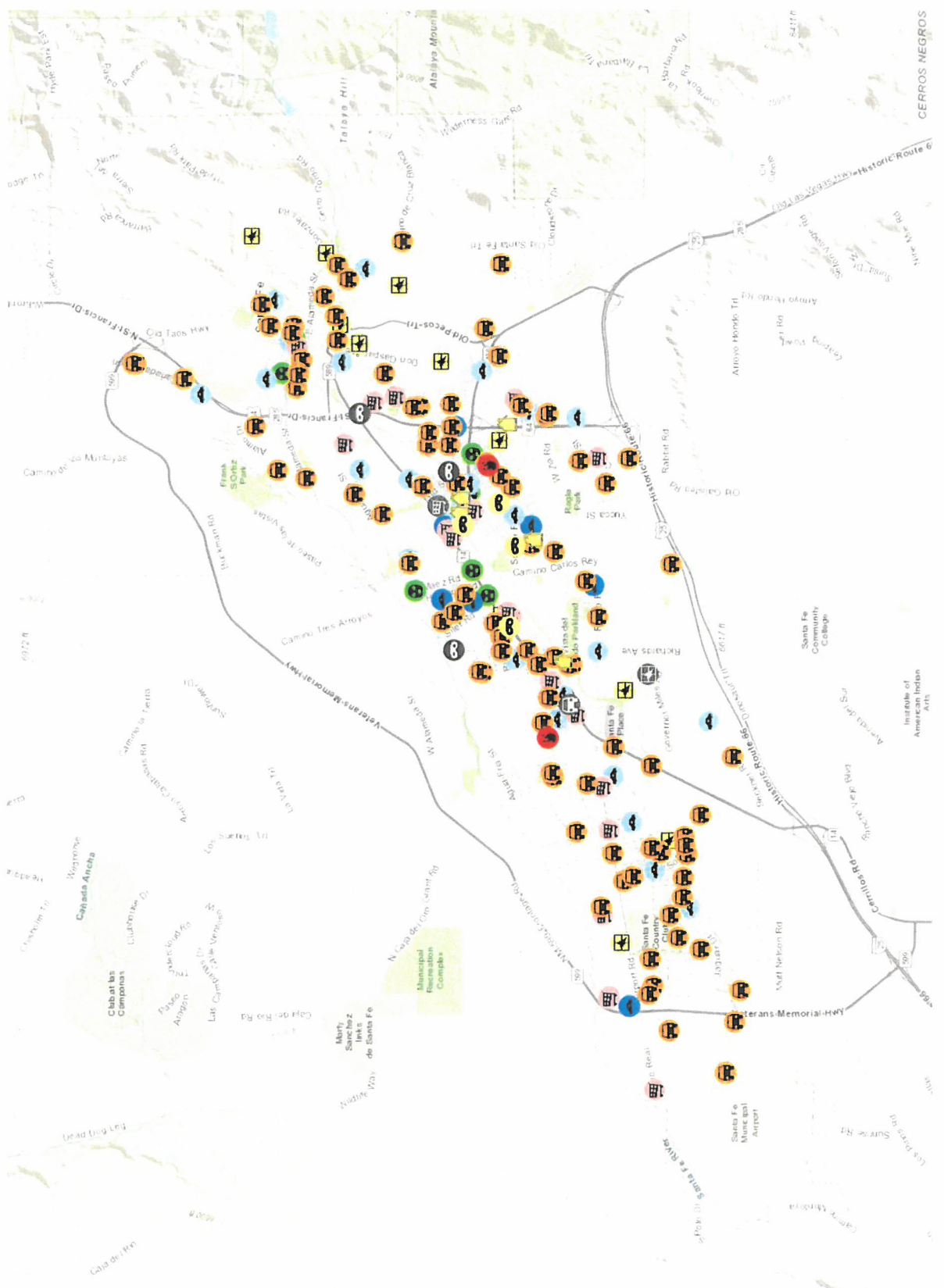
RESPONSE TIMES - YTD Changes			
Median Time - Call Start to Dispatch			
	2017	2018	Changes
Priority 1	0:05:03	0:07:19	44.88%
Priority 2	0:08:32	0:12:39	48.24%
Priority 3	0:21:48	0:34:01	56.04%

RESPONSE TIMES - YTD Changes			
Median Time - Dispatch to Arrival			
	2017	2018	Changes
Priority 1	0:07:06	0:07:07	0.23%
Priority 2	0:07:58	0:08:17	3.97%
Priority 3	0:11:51	0:12:26	4.92%

CALLS FOR SERVICE			
YTD Changes			
	2017	2018	Changes
Dispatched	45193	47527	5.16%
Self-Initiated	49041	41432	-15.52%
Total	94234	88959	-5.60%

October 2018

- 2018-01_Arson 
- 2018-01_ArsonAtt 
- 2018-01_B&E-Comm 
- 2018-01_B&E-CommAtt 
- 2018-01_B&E-Res 
- 2018-01_B&E-ResAtt 
- 2018-01_Burg-Auto 
- 2018-01_Burg-AutoAtt 
- 2018-01_Burg-Comm 
- 2018-01_Burg-CommAtt 
- 2018-01_Burg-Res 
- 2018-01_Burg-ResAtt 
- 2018-01_Homicide 
- 2018-01_HomicideAtt 
- 2018-01_MVT 
- 2018-01_MVTAtt 
- 2018-01_MVTOther 
- 2018-01_MVTRecovery 
- 2018-01_Robbery 
- 2018-01_RobberyAtt



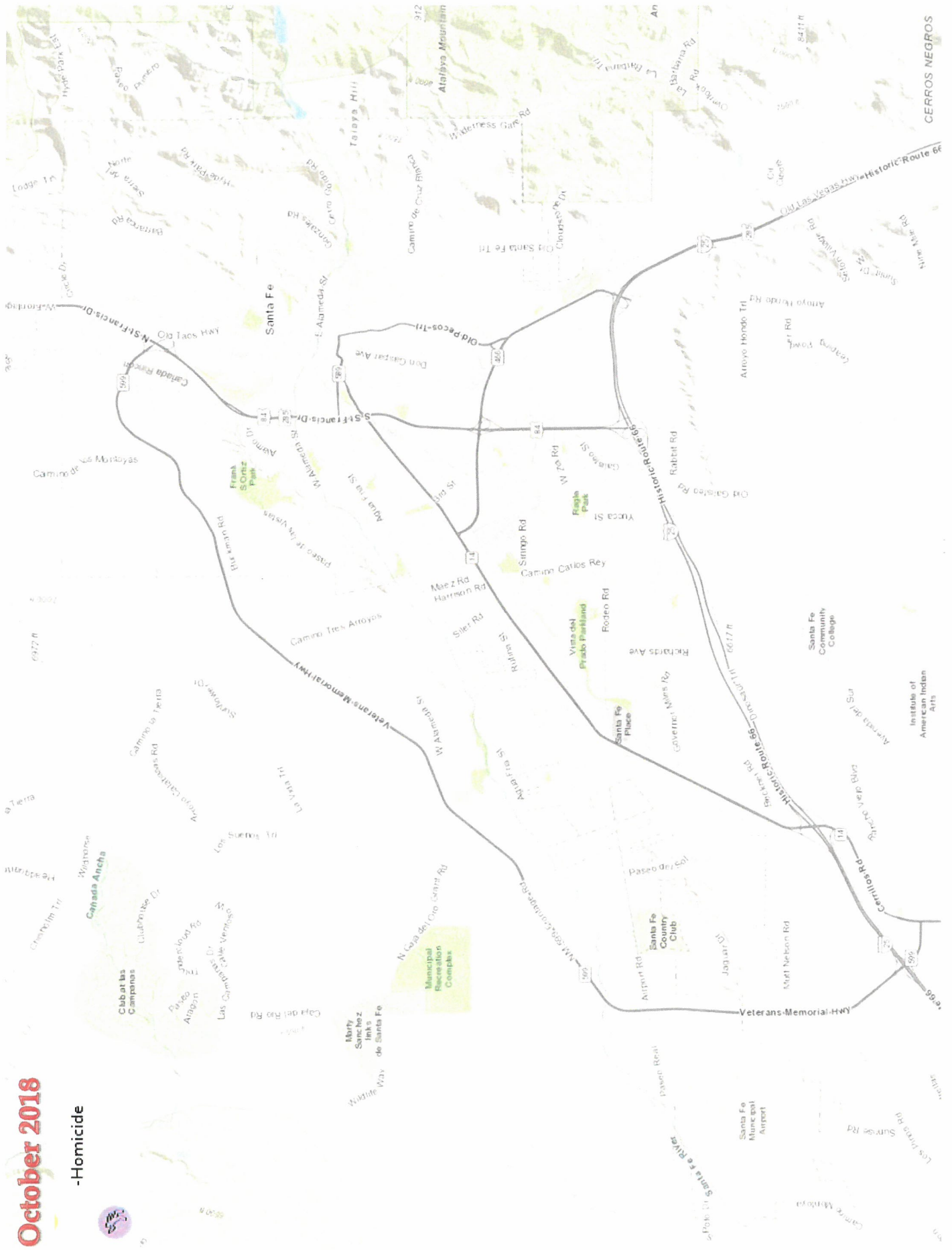
CERROS NEGROS

October 2018

-Homicide



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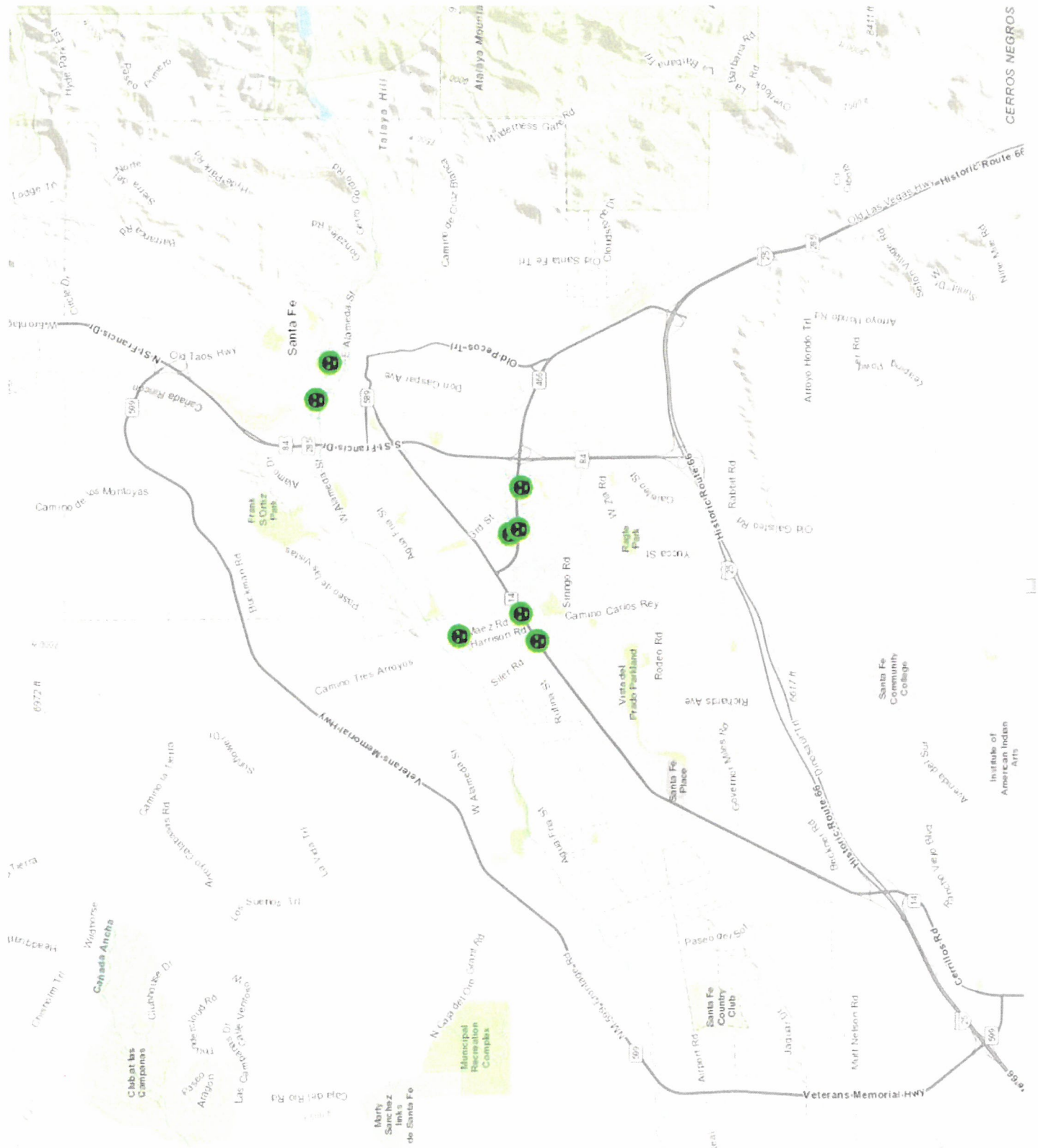
CERROS NEGROS

October 2018

Robbery

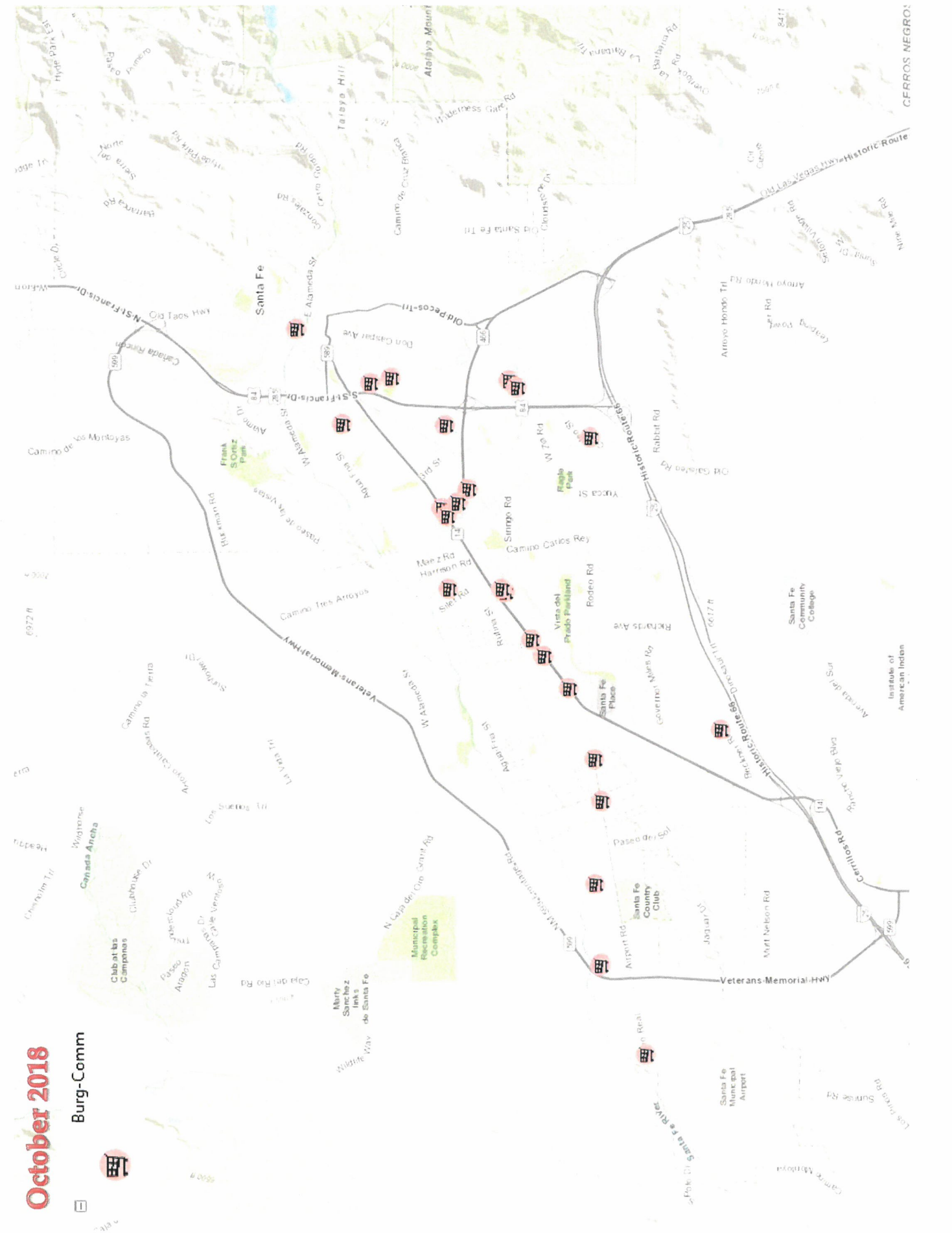


Marty Sanchez links de Santa Fe



October 2018

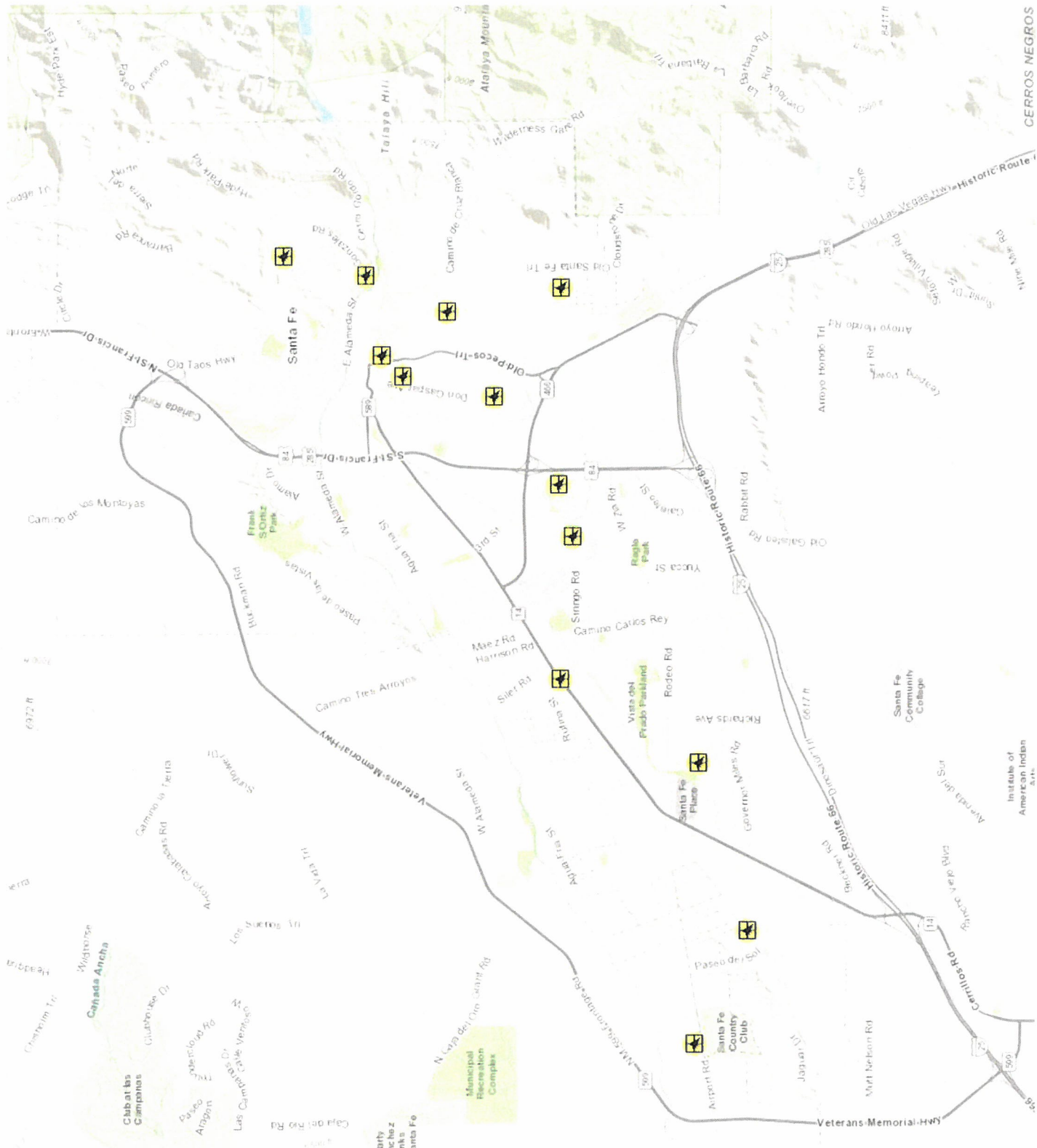
Burg-Comm



CERROS NEGROS

October 2018

Burg-Res



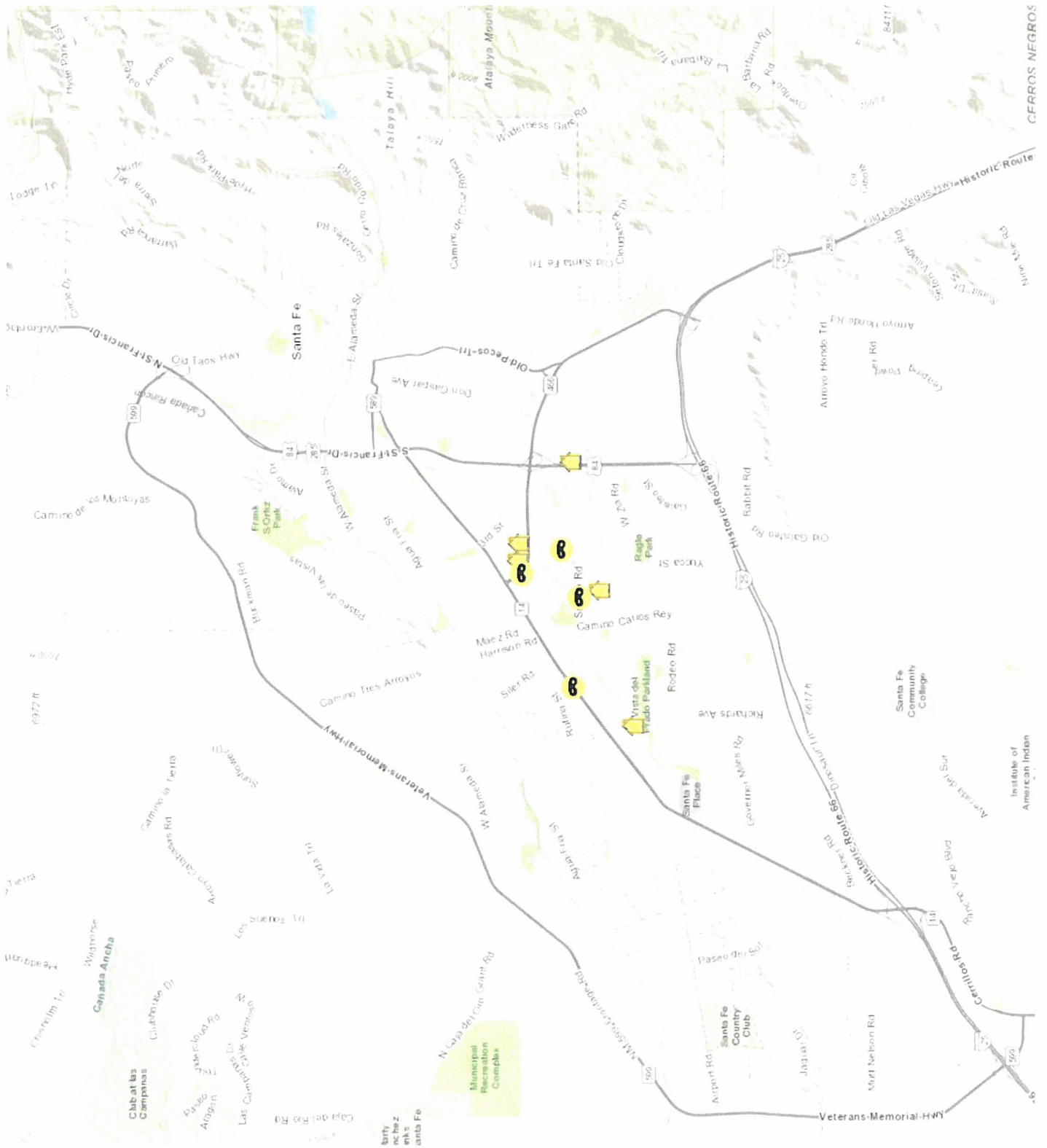
CERROS NEGROS

October 2018

-B&E-Comm

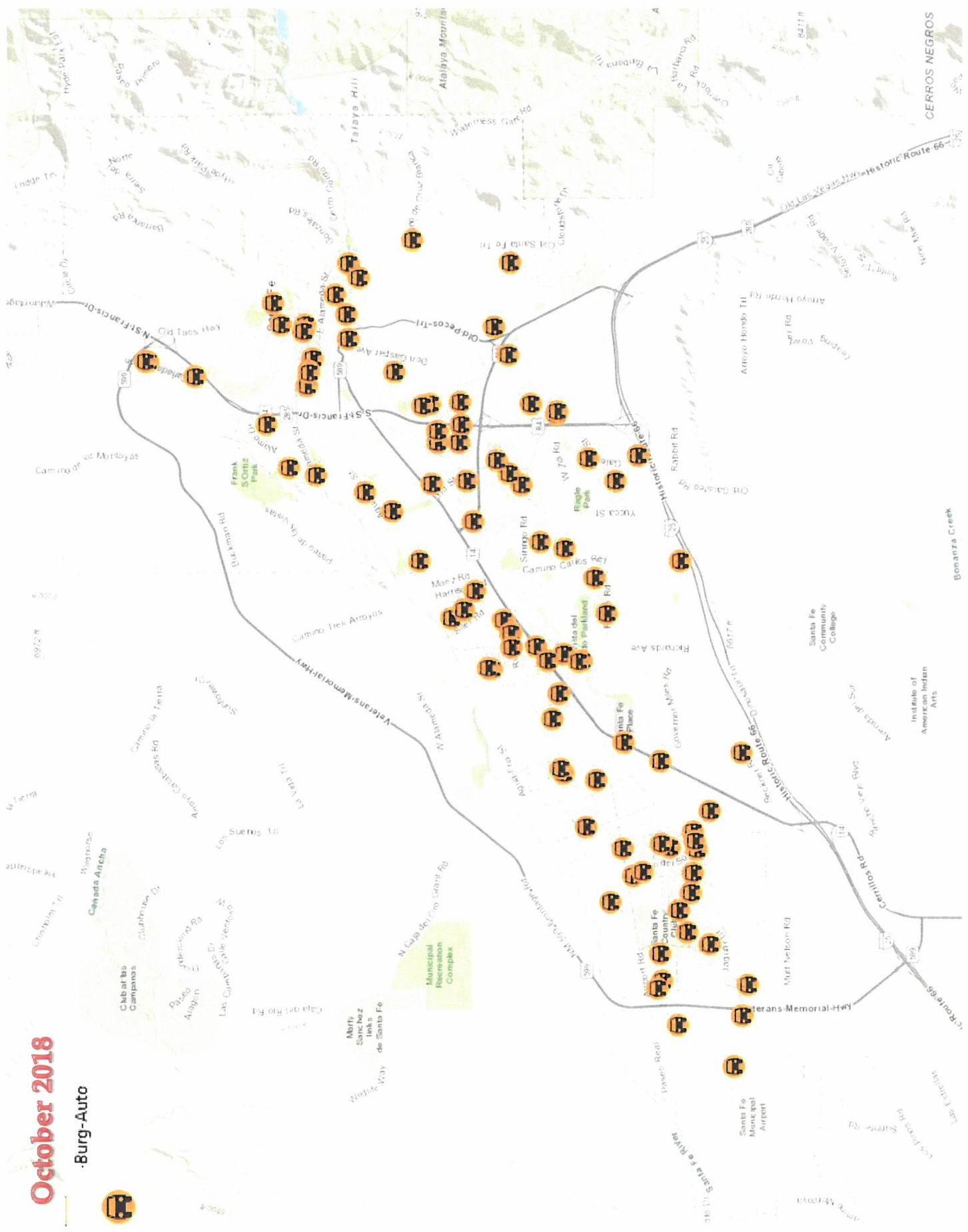


-B&E-Res



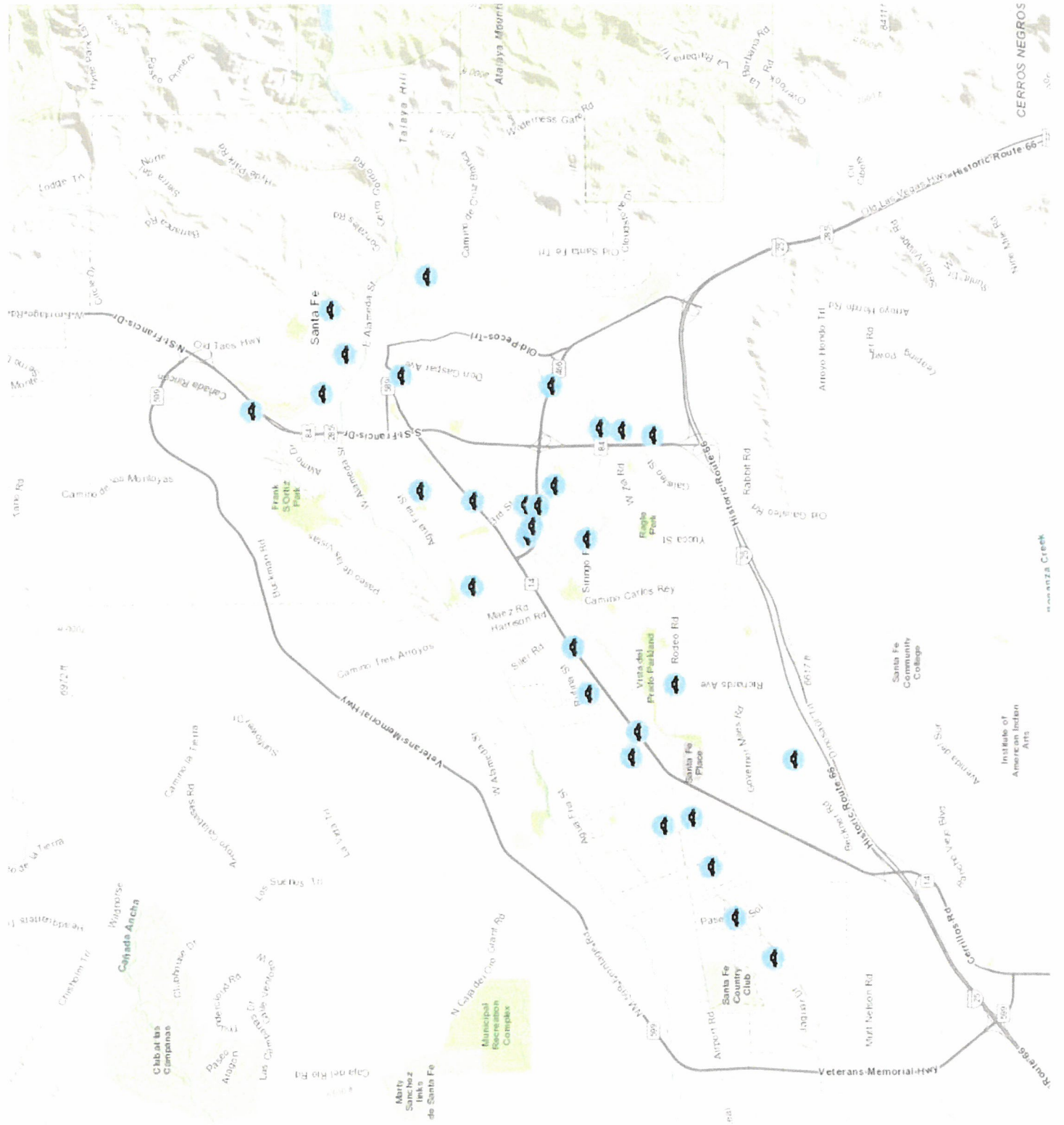
October 2018

Burg-Auto



October 2018

-MVT



October 2018

Arson

