



AGENDA

REGULAR MEETING OF
THE MAYOR'S COMMITTEE
ON DISABILITY
AUGUST 19, 2021
10:00 AM
ATTEND VIRTUALLY

SPECIAL PROCEDURES FOR THE MAYOR'S COMMITTEE ON DISABILITY MEETING

Attendance: In response to the State's declaration of a Public Health Emergency, the Mayor's Proclamation of Emergency, and the ban on public gatherings in excess of those permitted in the current Public Health Order, the Mayor's Committee on Disability meeting will be conducted virtually.

Internet: To join the Zoom meeting on the internet using a computer, laptop, smartphone, or tablet, use the following link: <https://santafenm-gov.zoom.us/j/96829851244?pwd=ZUZ0cnBRU1pOMVh4YmR0c0c3VIRpQT09>

Passcode: 835049

Attendees should use the "Raise Hand" function to be recognized by the Chair to speak at the appropriate time.

Phone: To join the Zoom meeting using a phone, use the following phone numbers and Webinar ID: **US: 1 (346) 248-7799 - Webinar ID: 968 2985 1244 - Passcode: 83504**

Phone attendees should press *9 to use the "Raise Hand" function to be recognized by the Chair to speak at the appropriate time.

The agenda and packet for the meeting will be posted at <https://santafe.primegov.com/public/portal>.

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **APPROVAL OF AGENDA**
4. **APPROVAL OF MINUTES**
 - a. June 17, 2021 Meeting Minutes
5. **PUBLIC COMMENTS (15 MINUTES TOTAL)**



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6. PRESENTATIONS

- a. City of Santa Fe Affordable Housing. An update on current projects Citywide with an income source discrimination discussion - (Director Alexandra Ladd, Office of Affordable Housing (505) 955-6346, agladd@santafenm.gov)

7. ACTION ITEMS: DISCUSSION

- a. Memorial to Dave McQuarie on the Mayor's Committee on Disability (MCD) website. Discussion of Dave McQuarie's extensive work as a disability advocate in Santa Fe – (Kathlyne Gish and Aurore Bleck)
- b. Continuing free public transportation in the City of Santa Fe (Buses and SF Ride) to assure access for lowest income, disabled, and elderly citizens to have equitable access in the City of Santa Fe while accessing housing, food, medical care, employment, education, and other community resources - (Kathlyne Gish and Kendra Garcia)
- c. Continuing need to protect disabled and elderly citizens from income source discrimination in Santa Fe. Creating Subcommittee to produce Letter of Support and develop draft legislation - (Kathlyne Gish and Eli Fresquez)
- d. Developing notification system for vehicles carrying people with disabilities/special needs - (Aurore Bleck and Angelique Montoya-Chavez)
- e. Reviewing 2019-2020 MCD Priorities and beginning process to update priorities for 2022 - (Kathlyne Gish)
- f. Mayor's Committee on Disability (MCD) webpage - review and update content - (Kathlyne Gish)
- g. CONSIDERATION OF BILL NO. 2021-___. (Councilwoman Renee Villarreal)
An Ordinance Relating to Closed Captions; Creating a New Section 7.5 SFCC 1987 to Require Places of Public Accommodation to Activate Closed Captioning on Television Receivers. (Jesse Guillen, Legislative Liaison: jbguillen@santafenm.gov, 955-6518; Jennifer Faubion, Council Liaison: jrfaubion@santafenm.gov, 955-6033)

Committee Review:



City of Santa Fe

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Introduced: 07/14/21
Quality of Life Committee: 08/18/21
Mayor's Committee on Disability: 08/19/21
Governing Body (request to publish): 08/25/21
Finance Committee: 08/30/21
Governing Body (public hearing): 09/29/21

8. **OLD BUSINESS**

A. MCD SUB-COMMITTEE REPORTS

9. **MATTERS FROM STAFF**

10. **MATTERS FROM THE COMMITTEE**

11. **NEXT MEETING: Thursday, October 21, 2021**

12. **ADJOURN**

This venue is equipped with closed captions. Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6521, five (5) working days prior to meeting date.



MINUTES

REGULAR MEETING OF
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ON DISABILITY
JUNE 17, 2021
10:00 AM
VIRTUAL MEETING

1. **CALL TO ORDER**

10:04 am

2. **ROLL CALL**

Members Present:

Member Aurore Bleck
Member Kendra Garcia
Member Victor Hughes
Member Kathlyne Gish
Member Pam Parfitt
Member Angelique Montoya-Chavez
Member Meriam Jawhar
Member Jose "Eli" Fresquez

Members Excused:

Member Hope Reed

Others Attending:

Tom Graham, ADA Coordinator
Brian Moya, Attendee
Paul Joye, Attendee

3. **APPROVAL OF AGENDA**

MOTION: Member Fresquez moved, seconded by Member Jawhar, to approve the agenda as presented.

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

For: Member Bleck, Member Garcia, Member Hughes, Member Gish, Member Parfitt, Member Jawhar, Member Fresquez

Against: None

Abstain: None



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4. APPROVAL OF MINUTES

a. April 15, 2021 Meeting

MOTION: Member Parfitt moved, seconded by Member Jawhar, to approve the minutes as presented.

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

For: Member Bleck, Member Garcia, Member Hughes, Member Gish, Member Parfitt, Member Montoya-Chavez, Member Jawhar, Member Fresquez

Against: None

Abstain: None

5. ACTION ITEMS: DISCUSSION

a. Nominations and Elections of MCD Officers. Two year term for Chair and Vice Chair of MCD to be discussed and voted on - (Aurore Bleck)

MOTION: Member Bleck moved, seconded by Member Gish, to confirm the MCD Officer Elections results below for the next two years beginning after the June 2021 meeting .

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

For: Member Bleck, Member Garcia, Member Hughes, Member Gish, Member Parfitt, Member Montoya-Chavez, Member Jawhar, Member Fresquez

Against: None

Abstain: None

2021 Chairperson nomination:

Aurore Bleck nominated by Pam Parfitt – Consent provided

Kathlyne Gish nominated by Meriam Jawhar – Consent provided



MINUTES

Votes for Ms. Bleck: Eli Fresquez, Pam Parfitt, and Victor Hughes.
Votes for Ms. Gish: Meriam Jawhar, Angela. Montoya-Chavez, Kendra Garcia and Aurore Bleck
Abstention: Kathlyne Gish
By a vote of 4 to 3, Congratulations to Kathlyne Gish who will serve as the MCD Chair until elections are held at the June 2023 meeting.

2021 Vice-Chairperson Election:
Aurore Bleck nominated by Meriam Jawhar – Consent provided
Kendra Garcia nominated by Eli Fresquez – Consent provided
Eli Fresquez nominated by Kendra Garcia – Consent declined
Votes for Ms. Bleck: Meriam Jawhar, Pam Parfitt, and Victor Hughes.
Votes for Ms. Garcia: Eli Fresquez, Angela. Montoya-Chavez, Kendra Garcia, Kathlyne Gish and Aurore Bleck
By a vote of 5 to 3, Congratulations to Kendra Garcia who will serve as the MCD Vice-Chair until elections are held at the June 2023 meeting.

- b. Approval of Captions Always On Letter to Mayor Webber - (Pam Parfitt)

MOTION: Member Garcia moved, seconded by Member Jawhar, to approve the letter of support as presented.

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

For: Member Bleck, Member Garcia, Member Hughes, Member Gish, Member Parfitt, Member Montoya-Chavez, Member Jawhar, Member Fresquez

Against: None

Abstain: None

- c. Continuing free public transportation in the City of Santa Fe (Buses and SF Ride) to assure access for lowest income, disabled, and elderly citizens to have equitable access in the City of Santa Fe while accessing housing, food, medical care, employment, education, and other community resources - (Kathlyne Gish and Kendra Garcia)



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Item has been deferred to the next meeting on August 19, 2021.

- d. COVID-19 access issues. Inaccurate accessibility being identified within city vaccine distribution locations by the state website. City Senior Services issues in providing access/follow-up for vaccination of homebound seniors - (Kathlyne Gish)

Member Gish discussed her experience with requesting drive through accommodation at the Southside Library vaccination site that she registered for on the State website. The requested disability accommodations were not available as described on the website and this proved to be a problem for many disabled people looking to get vaccinated. The website inaccuracies for people with disabilities need to be addressed. This caused quite a bit of difficulty for a non-disabled person to get through the process.

Member Fresquez relayed information about the Disability Access & Functional Needs (DAFN) meeting that takes place every Thursday and provided the link below as a method for Member Gish to voice the concerns experienced to the State Department of Health DAFN Coordinator as a means of bringing these concerns to the appropriate personnel. The meeting is open to those interested in the needs of the disability community and a good platform for bringing matters to the forefront that conflict with what is being told.

Please Join Zoom Meeting

[https://us02web.zoom.us/j/84585559309?
pwd=bmt0YkM5bnk3YmZMcEhkRnBseVB4UT09](https://us02web.zoom.us/j/84585559309?pwd=bmt0YkM5bnk3YmZMcEhkRnBseVB4UT09)

- e. Affordable and Senior Housing Issues in the City of Santa Fe. Continuing conversation and updates on affordable housing for disabled and seniors in the City of Santa Fe - (Kathlyne Gish)

Item discussed during Presentation Item 6(b).

6. PRESENTATION

- a. City of Santa Fe Alternative Response Unit (ARU) and how it works for people with disabilities. An overview of the unit and progress since going active - (Deputy Chief Paul Joye, SFPD (505) 955-5355, pmjoye@santafenm.gov - Assistant Chief Brian Moya, SFFD (505) 955-3111, bjmoya@santafenm.gov)



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Assistant Chief Brian Moya of the Santa Fe Fire Department and Deputy Chief Paul Joye of the Santa Fe Police Department met with the MCD to present the newly formed Alternate Response Unit (ARU) and have a discussion about how the unit operates and the needs of people with disabilities relating to 1st responders.

The pilot program unit has been active for 12 days and answered 116 low acuity calls. Primarily disorderly conduct and welfare checks. The unit responds to all sorts of calls, not only behavioral health or calls concerning people with disabilities. This allows the unit to answer many calls that are delayed by priority and allows the police department and fire department to focus their efforts where needed the most while responding to all calls and providing the ability to assess the individual call with less official presence that could possibly escalate a given situation. The ARU responds in scaled down uniforms without sirens and lights in plain vehicles that quietly handles the sort of calls the unit responds to and in doing so can minimize a potentially excitable situation for a person with a disability . The ARU is currently operating 3 days a week, 8a – 6p on Tuesday, Wednesday and Thursday with plans to expand in the future pending the addition of additional case workers and allowing the unit to operate on a more consistent basis. The ARU has received great acclaim from the Police Department and appears to be operating at a high level in addressing many low acuity calls. The program received thanks and support from the MCD. The MCD offered information about trainings and recruitment of Social Workers.

The discussion also introduced the members of the MCD Core Advisory Group (CAG) Subcommittee to the Chiefs who gave a brief background and vision of the CAG. Assistant Chief Moya also discussed the City Fire Department's efforts to provide vaccinations to homebound people. The appointment must be made through the Department of Health and can be reached at (855) 600-3453 who then contacts the Santa Fe Fire Department to schedule the vaccinations in their home. Also mentioned was the desire to provide a sticker or Identification method, primarily for vehicles, that was initialized prior to the pandemic shut down, and both the MCD and the 1st responders expressed their desire to work toward starting this effort back up. and developing a system that would be beneficial to 1st responders and people with disabilities.



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- b. Continuing need to protect disabled and elderly citizens from income source discrimination in Santa Fe. Discussing Housing Choice Voucher discrimination in low-income tax credit buildings as related to Section 8 and other income related discrimination - (Kathlyne Gish)

Vice Chair Gish gave an update on the recent bill that failed in the last legislative session regarding housing income source discrimination. Even though the bill failed this session, it will be brought back in the next session and does move New Mexico closer to having housing income source discrimination laws. There is a distinct problem regarding seniors and disabled people with Section 8 housing vouchers not being able to find places available or willing to rent to them. Member Gish expressed a deep concern that affordable housing is necessary for seniors and disabled people.

Mr. Graham mentioned the City's efforts to prioritize affordable housing and asked if the MCD would like for him to arrange a presentation from the appropriate City staff for the next meeting. This was thought to be a very good source of presentation for the August 19, 2021 meeting and would provide the opportunity to voice the Committee's concerns..

The position of the MCD is that many factors and experiences can cause landlords to be wary, but the use of a Section 8 housing voucher should not be a reason to discriminate against someone. The usual parameters and history should be used in evaluating the potential tenant, not the source of income.

Member Garcia and Fresquez suggested that the MCD write an advocacy letter in support of legislation providing protection against this type of discrimination. The City of Seattle was suggested to have legislation that could serve as the groundwork for developing legislation in the City of Santa Fe. Chair Bleck suggested this item be added to the next agenda as an action item,

7. MATTERS FROM STAFF

A video recording of the meeting can be accessed at the web address below:
https://santafenm-gov.zoom.us/rec/share/oJpegeFu2NrRx_sNviWaGy6X4h2u_HDUOHonB-AgUgT1egZJOQh6Wf46TmDkSwB5.-kcnYlKyHBHMbk0H
Please use Passcode: xnDh?60&

8. MATTERS FROM THE COMMITTEE



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None

9. **MATTERS FROM THE CHAIR**

10. **NEXT MEETING: August 19 2021**

11. **ADJOURN**

Meeting is Adjourned at 12:10 pm

Liaison

Chair

By Anne Constable and Julie Ann Grimm
Photo by Jane Phillips
The New Mexican

Dave McQuarie is a familiar sight at City Hall, where he is a tireless advocate for the disabled.

You can't miss him; most often he is driving a blue, three-wheeled, Rascal AutoGo, an electric mobility scooter. McQuarie is losing his ability to coordinate muscular movement because of a hereditary form of ataxia diagnosed when he was an 18-year-old Navy seaman.

As he has often done in the past, McQuarie spoke at a council meeting last September during the time set aside for petitions from the floor. He intended to talk about transit, but instead used his time to ask the city attorney to investigate handicapped access in the council chamber. The counter on the podium, which is used by the disabled, should not be a platform for an overhead projector, and speakers like himself should be able to use a regular microphone like everyone else, and not a hand-held mike, he argued.

McQuarie knows that his persistence is not always welcome. But that doesn't deter him. "It's the type of thing everybody should get involved with," he said. "So what if you get told you are causing too much trouble?"

Mayor David Coss, who grew up on the same street as McQuarie, called him a "hardworking advocate for the disabled." McQuarie looks at almost every city project to see if it takes the disabled into consideration, he said. "We have a lot of respect for him, and we always listen," Coss added, because, "When we don't, or if there's a question if we did or didn't, we know we'll hear from Dave."

Lois Simms, who succeeded McQuarie as chairman of the Mayor's Committee on Disability, said, "If David had not been David, things would not have gotten done as much as they have gotten done. He has been a godsend."

Over the years, McQuarie's speech has grown more labored and he has become less mobile himself — moving from a cane, to a walker, to a wheelchair.

"Most people who have a disability, what they really want is independence. One of the hardest

things I did was quit driving," he said.

But that hasn't stopped his advocacy. For nearly a decade, he's served on the mayor's committee, part of that time as chairman. Recently he has been helping with the search for a contractor who will examine all city buildings for accessibility.

"I saw that people are not really treating the disabled person as well as they could be, and I think it was because they don't realize it," he said in an interview earlier this year. "So I went on, I say, a personal quest to wake them up."

Sometimes officials and staff are like ostriches, he said. They think, "This is the way we've been doing it for 30 years. We don't want to change. It's easier to do nothing."

McQuarie, a lifelong Santa Fean, fought long and hard for curb cuts, particularly in the downtown area, that make it easier for the disabled — and parents with baby strollers — to cross the street.

There are now about 500 intersections in the city with curb cuts and many with new tactile yellow pads that let those with impaired vision know they are approaching a crosswalk — and make crossing the street safer for everyone. McQuarie said that there are a half-dozen intersections that still present serious challenges for the disabled, including Cathedral Place and Sandoval Street, and Water and Sandoval streets.

"If you include curb cuts when you do the project, it may cost \$500 extra," he said. "But if you wait three or four years, it runs \$9,000 each. Then they holler about (the cost)," McQuarie said.

As to how council and staff really feel about him, McQuarie replies, "good and bad" — a response he provides to many questions. "I'm just pointing out something that's obvious, and they haven't snapped to it."

Sometimes McQuarie, who has lived most of his life with his mother and sister on the south side, comes downtown, but not to attend a city meeting. "I'm like everybody else," he said. "I like to go down to the Plaza and tourist watch."

Contact Julie Ann Grimm at 986-3017
or jgrimm@sfnwmexican.com.

Dave McQuarie Watchdog for the disabled



For nearly a decade, **Dave McQuarie** has served on the Mayor's Committee on Disability, part of that time as chairman

Would-Be Riders

Disabled community wants better bus access. Jane Littlefield-Bendt wants to attend the April 19 meeting of the Mayor's Committee on Disability so she can discuss accessibility problems with the city's public transportation system.



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By None | April 18, 2007

Disabled community wants better bus access.

Jane Littlefield-Bendt wants to attend the April 19 meeting of the Mayor's Committee on Disability so she can discuss accessibility problems with the city's public transit system. Problem is, she has to use public transportation to get to the meeting at the Genoveva Chavez Community Center.

The native Santa Fean hasn't driven a car since she suffered a stroke two years ago. Since then, she has been forced to rely on public transportation. Littlefield-Bendt has

image1

been stranded in the rain waiting for a bus on Museum Hill and was forced to eke her

way down a steep grade from the bus stop at DeVargas Center. She was an hour late to a recent city Transit Advisory Board meeting-where she hoped to address accessibility issues-because she was relying on public transportation.

"The buses themselves are accessible, but you can't ride the bus if you can't actually get to the bus," Littlefield-Bendt says. "Most of the bus stops are disasters. But it's not just a problem for people with disabilities. It's very difficult for elderly people to access those stops as well."

The city has escalated efforts to bolster passenger numbers and improve chronic punctuality and mechanical problems within Santa Fe Trails [Cover story, April 11: "

Ride On

"]. But advocates for the disabled community are increasingly concerned that the system's lack of handicap access and adequate shelter at bus stops have become an afterthought.



Dave McQuarie, chairman of the Mayor's Committee on Disability, says the city has failed to fully comply with Americans with Disabilities Act (ADA) since Santa Fe Trails began service in 1993.

"The ADA regulations were on the books prior to the city's bus system," McQuarie says, "but, unfortunately, nobody really ever paid attention to them. Now I think there's a breakdown between how people interpret those regulations."

ADA requires city governments to install wheelchair-accessible curb ramps whenever streets are built or significantly altered. Curb ramps are discretionary, however, on existing streets.

"Ultimately, if you had all the buses accessible like many cities do, people would learn how to use them and gain some independence," Chris Werhane, executive director of the Santa Fe nonprofit Challenge New Mexico, says.

Cities with fixed-route public transportation (like Santa Fe Trails) also are required to provide alternate transit means for people with disabilities. The city has heretofore met that requirement by contracting with Capital City Cab for the Santa Fe Ride program. But on April 11, the City Council passed a proposal to transition away from the Capital City Cab contract (which expires June 30) and use city staff and vans to operate the program, which officials say will be more economical.

Jon Bulthuis, director of Santa Fe Trails, says the city's bus fleet is "100 percent ADA-accessible" but acknowledges bus stop accessibility needs improvement. Over the last two years, the city's transit division has surveyed stops along the system's nine routes. Some access problems have been resolved. Others remain.

"These kind of projects take a fair amount of money to implement," Bulthuis says. "But the first step is identifying where the needs are. We did the easy stuff first and now we're going back to take a second look at improving access to some of those high-priority stops."

City Councilor Chris Calvert co-sponsored a resolution focused on improving handicap access to bus stops. The resolution passed the Transit Advisory Board and will be voted on by the Mayor's Committee on Disability on April 19. If passed, it will be sent to the City Council for a vote.

"We're really trying to make the bus stops accessible, which in Santa Fe is an unheard-of situation," McQuarie says. "Out of 425 bus stops, I'd say almost half are inaccessible, which is atrocious."

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POLITICS - GOVERNMENT

Albuquerque city councilors hoping to waive bus fares

by: [Brady Wakayama](#)

Posted: Jun 7, 2021 / 07:09 PM MDT / Updated: Jun 8, 2021 / 04:30 PM MDT

[ALBUQUERQUE, N.M. \(KRQE\)](#) – Starting July 1, everyone can ride the bus for free in Albuquerque for a year. City councilors want to give low-income riders a break and try to recruit some new passengers.

Poll: Should Albuquerque offer free fares on City buses?

The money to cover the lost fares was set aside in the budget when it was passed last month and the city's transit director said the department will follow their lead in making it happen. "Starting [in] July, we have paid for everyone's fares through that \$3 million, so it should occur in July, however, we're just reaffirming through this ordinance that we won't be collecting fares," said Albuquerque City Councilor Lan Sena.

"We're going to make it work, if city council gives us the money to operate free fares on the pilot program that they're going to give to us for, then we're going to do our best to make it

run as smoothly and efficiently as we can,” said Danny Holcomb, Transit Director with CABQ.

Albuquerque city council to finalize projects for upcoming bond election

NEXT READ

Fourth stimulus check: Biden administration ‘happy to listen’ but focused on jobs
Government UFO report: No evidence of alien spacecraft, but can’t rule it out
Albuquerque businesses offer pass that makes local entertainment affordable

The city’s transit department said it costs about \$32.5 million to run the bus system. Pre-COVID, the city only collected about \$3.5 million in fares a year.

City Councilor Sena said she wants better access for all, especially in lower-income communities. The four councilors behind the idea also want to convince people to give the bus a try.

People had mixed reactions about the free fares and about ditching their cars for the bus. “Awesome, let’s do it! We need more people on the ARTs and less people driving. I think it’s a wonderful idea,” said Veiga Osicky.

Albuquerque City Council set to give final approval to repeal voter ID requirement

“I’ll actually go electric before I start using public transit, it’s just one of those things. I want to be environmentally conscious, I want to be aware of that type of thing and at the same time I’m kind of independent,” said Max Pruden.

According to the ordinance, people will be charged fares for special events like Balloon Fiesta. Even though the money is already set aside to cover the lost fares, city council needs to pass a law to establish this free fare pilot program.

They should vote on this later this month. The city’s Sun Vans, which cater to the elderly and disabled, will also be free for a year.

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https://www.santafenewmexican.com/news/briefs/rio-metro-providing-free-train-bus-passes-to-low-income-households/article_c21a77f4-90ac-11eb-9f3d-97ce43bccd33.html

Rio Metro providing free train, bus passes to low-income households

The New Mexican

Apr 2, 2021

New Mexicans receiving social services from state agencies soon will be eligible for free transportation on the New Mexico Rail Runner Express.

The Rio Metro Regional Transit District, which operates the Rail Runner as well as bus routes in Albuquerque, Sandoval and Valencia counties and Isleta Pueblo, will provide free transportation to New Mexicans living in households with income at or below 150 percent of federal poverty guidelines — meaning a family of four making \$39,750 would qualify — starting April 5.

Instead of an open application, state agencies, local nonprofits and governments, including the Children, Youth and Families Department in Santa Fe County, will refer people to the program.

"A disproportionate amount of families involved with CYFD rely on public transportation for everyday trips like work or doctor's appointments," department spokesman Charlie Pabst-Moore said. "By opening up Rio Metro transportation, we give many New Mexican families another option for accessing transportation."

While CYFD in Santa Fe County is currently the only local entity set to provide free train tickets next month, Rio Metro Regional Transit District spokeswoman Augusta Meyers said the program could be expanded to other agencies.

Dillon Mullan

Reporter

Seattle's Source of Income Protection Ordinance



Seattle
Office for Civil Rights

Opening doors to opportunity.

For over 25 years it has been illegal to discriminate against a person who uses a Section 8 voucher to pay for rental housing. On **September 19th**, 2016, new legislation will go into effect that expands fair housing protections based on their source of income to all renters and creates new requirements for landlords.

THE SOURCE OF INCOME PROTECTION ORDINANCE:

- **Prohibits discrimination against renters who use subsidies or alternative sources of income**, such as Social Security or child support to pay for their housing costs. The following actions cannot be taken against a renter based on the renter's use of a subsidy or alternative source of income:
 - ✓ Denying an application for housing
 - ✓ Refusing to show a unit to a prospective tenant
 - ✓ Expelling or evicting a tenant
 - ✓ Applying different terms and conditions
 - ✓ Harassing or retaliating against a tenant
 - ✓ Using preferences or limitations in advertising
- **Sets new requirements when a tenant uses a subsidy to pay for housing costs.**

Requires landlords to:

- ✓ Cooperate with a potential or current occupant in completing and submitting required information and documentation for the renter to be eligible for or to receive rental assistance from Section 8 or another subsidy program.
- ✓ Accept a written pledge of payment within 5 days from a Section 8 or other subsidy program, when individuals and families are working to settle their bills and stay in their home. The pledge must be received by the owner prior to the issuance of a "pay or vacate" notice served under RCW 59.12.030(3) or (4) or 59.04.040 or prior to the end of the time period allowed for compliance in the notice served.

- **Sets new requirements when a landlord uses income to rent ratios.**

If a landlord is using an income screening requirement, such as an income to rent ratio:

- ✓ Any payment from a Section 8 or other subsidy program that reduces the amount of rent for which the tenant is responsible must be subtracted from the total monthly rent.
- ✓ All sources of income must be included as a part of the tenant's total income except when the unit is subject to income and/or rent restrictions as part of a housing regulatory or subsidy agreement.

- **Prohibits preferred employer programs** that give move-in discounts or other favorable terms or conditions to potential or current occupants who work for specific employers.

- **Sets a new "First-in-time" rule. (*"First-in-time" goes into effect January 1, 2017*)**

Requires landlords to:

- ✓ Provide notice in writing, or by posting in the leasing office or building, and if existing, on the website advertising rental of the unit, in addition to the information required by the Fair Tenant Screening Act (RCW 59.18.257(1)) of:
 - The criteria the landlord will use to screen prospective occupants and the minimum threshold the occupant must meet
 - All information and documentation the tenant must provide to be screened per the landlord's criteria
 - Information explaining how to request additional time to complete an application to either ensure meaningful access to the application or a reasonable accommodation and how fulfilling the request impacts the application receipt date

- ✓ Note the date and time of when the owner receives a completed rental application, whether submitted through the mail, electronically, or in person.

- ✓ Screen completed rental applications in chronological order to determine whether the applicant meets all the screening criteria necessary for approval.

- ✓ Offer tenancy to the first applicant who meets all the screening criteria necessary for approval.

- ✓ Those who require additional time to submit a complete rental application because of the need to ensure meaningful access to the application (for example, in situations where a person needs to get the application translated into another language) or for a reasonable accommodation (for example, requesting the application in a different format by a person with a disability), may make the request and the date of the request will serve as the date and time of receipt when the landlord is determining applications received in chronological order.

- ✓ Landlords will not need to offer tenancy to the first prospective occupant meeting all the screening criteria if the owner is obligated to set aside the available unit to serve specific vulnerable populations or voluntarily agrees to set aside the available unit to serve specific vulnerable populations.

OUR SERVICES

- Investigation of complaints.
- Outreach to the public.
- Technical assistance for landlords and property managers.
- Resources and referrals.

Accommodations for people with disabilities and language interpretation provided upon request.

To learn more contact the Seattle Office for Civil Rights

(206) 684-4500

seattle.gov/civilrights

810 Third Ave, Suite 750, Seattle, WA 98104

Hours: 8 am – 5 pm (Mon-Fri)

Mobile Health Alerts

Persons with serious health problems sometimes need to alert public safety responders about special needs. There has been an alert system for homes: a sticker in the upper corner of the front door tells responders there is an information sheet in a plastic envelope on the refrigerator door that will give specific instructions for medical problems the resident has, as well as the medications they take.

There is currently no alert system for people who ride in family vehicles. If the person with medical needs is nonverbal for any reason, critical information could be provided if there were an alert system.

With an eye to being movable, a prototype has been developed based on a “Baby on Board” sign with a suction cup. The Mayor’s Committee on Disability would like to ask public safety responders and potential users for feedback on the prototypes: thoughts, improvements, concerns, feasibility, usefulness, etc.

Points to consider:

- Where should the alert sign be placed on the window closest to the person who needs it? Some riders might be distracted or try to remove the sign if it is in their line of sight. The driver needs clear lines of sight when turning or changing lanes. The placement should allow the window to be rolled down.
- There could be more than one person with health issues in the vehicle, for instance, a senior couple or a family with children. There are physical characteristics listed on the alert sheet, but perhaps a picture attached to the inside surface would further identify the person who has the medical alert.
- What questions or information should be added to or deleted from the “Emergency Medical Information” form?
- Will public responders or good Samaritans notice the alert and use the information sheet tucked inside?



EMERGENCY MEDICAL INFORMATION

FIRST NAME INITIAL LAST NAME

STREET ADDRESS CITY STATE ZIP TELEPHONE

BIRTH DATE GENDER HEIGHT WEIGHT HAIR EYES BLOOD TYPE

NATIVE LANGUAGE RELIGION DATE COMPLETED (update at least annually)

COMPANION ANIMALS: NAME AND BREED/COLOR

SMOKER: YES/NO PACEMAKER MODEL #: DEFIBRILLATOR MODEL #:

HEARING AID: LEFT/RIGHT DEAF: LEFT/RIGHT DENTURES: UPPER/LOWER

ABLE TO SPEAK: YES/NO GLASSES/CONTACTS/BLIND ARTIFICIAL EYE: YES/NO

IDENTIFYING MARKS:

CIRCLE CONDITIONS YOU HAVE BEEN TREATED FOR IN THE PAST

AIDS	BLOOD PRESSURE	INSULIN	HEPATITIS	STROKE
ANEMIA	CANCER	EPILEPSY	HEART	TUBERCULOSIS
ARTHRITIS	DIABETES	GLAUCOMA	JAUNDICE	OTHER:
ASTHMA	DEPRESSION/ANXIETY	HAY FEVER	SINUS	

CURRENTLY BEING TREATED FOR:

NAME OF DOCTOR	TYPE OF DOCTOR	DOCTOR'S PHONE #
----------------	----------------	------------------

NAME OF DOCTOR	TYPE OF DOCTOR	DOCTOR'S PHONE #
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NAME OF DOCTOR	TYPE OF DOCTOR	DOCTOR'S PHONE #
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MEDICATIONS	DOSAGE	FREQUENCY	ANY IN VEHICLE/BAG/WHERE?
-------------	--------	-----------	---------------------------

ALLERGIES TO MEDICATIONS:

OTHER ALLERGIES:

OTHER IMPORTANT INFORMATION A MEDICAL TECHNICIAN MIGHT NEED:

EMERGENCY CONTACTS:

MEDICARE/MEDICAID/INSURANCE CARRIER:

Mayor's Committee on Disability

City of Santa Fe

August 19, 2021

To: Assistant Chief Brian Moya, Santa Fe Fire Department, and Deputy Chief Paul Joye, Santa Fe Police Department

From: Kathlyne Gish, Chair, Mayor's Committee on Disability

Re: Mobile Health Alerts: medical alert system for travelers and their passengers with important medical needs

Persons with serious health problems sometimes need to alert public safety responders about special needs. There has been an alert system for homes: a sticker in the upper corner of the front door tells responders there is an information sheet in a plastic envelope on the refrigerator door that will give specific instructions for medical problems the resident has, as well as the medications they take.

There is currently no alert system for people who ride in family vehicles. If the person with medical needs is nonverbal for any reason, critical information could be provided if there were an alert system.

With an eye to being movable, two prototypes have been developed based on a "Baby on Board" sign with a suction cup. The Mayor's Committee on Disability would like to ask public safety responders and potential users for feedback on the prototypes: thoughts, improvements, concerns, feasibility, usefulness, etc.

Points to consider:

- Where should the alert sign be placed on the window closest to the person who needs it? Some riders might be distracted or try to remove the sign if it is in their line of sight. The driver needs clear lines of sight when turning or changing lanes. The placement should allow the window to be rolled down.

- There could be more than one person with health issues in the vehicle, for instance, a senior couple or a family with children. There are physical characteristics listed on the alert sheet, but perhaps a picture attached to the inside surface would further identify the person who has the medical alert.
- What questions or information should be added to or deleted from the “Emergency Medical Information” form?
- Will public responders or good Samaritans notice the alert and use the information sheet tucked inside?

Please provide any feedback to the ADA Coordinator, Thomas Graham, 505-955-6654, P.O. Box 909, Santa Fe, NM 87504-0909, tmgraham@santafenm.gov

2019 Priorities

Mayor's Committee on Disability

- ❖ Recruit and hire a new ADA Coordinator: The MCD is very pleased to have Dave Chapman assigned to support the Committee and serve as the temporary ADA Coordinator, but it is unfair to have any employee try to fulfill the requirements for two jobs.

- ❖ Housing Subcommittee
 - Housing discrimination: Landlords currently do not have to accept all legitimate types of income to evaluate potential tenants. This is particularly a problem for people who are disabled, veterans, and seniors. Other cities have fixed this with an ordinance.
 - Housing affordability: The housing shortage adversely affects all Santa Feans.
 - Housing accessibility: It's easier to incorporate accessibility features into new construction. Ensuring that new multi-unit housing has accessibility features and a certain number of wheelchair friendly units would help. Funds are currently available to help retrofit older housing so that people can adapt to health changes and/or age in place.
 - Homelessness: Persons with physical and mental health problems are disproportionately represented in the homeless population. Housing first can help put these folks on the road to getting better health care and an enormously improved quality of life.

- ❖ Transportation Subcommittee
 - Inaccessible bus stop in front of Indian Hospital: The last update was that the project to fix the bus stop was awaiting BIA approval of the land use.
 - Sidewalk repair: The stretch of Pacheco between the Ventana de Vida senior center and St. Michael's Drive has no existing sidewalk, thus impeding access to the local shopping. This is a high priority and expected to be addressed next after some work on Agua Fria, but the city has a huge prioritized list of sidewalk repairs that could benefit from a share of a gas tax or other funding mechanism.
 - 24/7 public transportation: This is needed for safety and medical reasons. Poor people and abuse victims are most vulnerable to transportation challenges. A poor person with a sick child might delay medical care because there is no transportation. City of Santa Fe activities and SFCC classes end at 10:00pm, but Transit has ended operations.
 - Bus accessibility: Older residents and those who can't stand long have difficulty using bus stops without benches.
 - Help with transportation costs for paratransit users: Economical bus passes are available to all Santa Feans, but for persons who must use paratransit for all transportation, there are no programs that would help income-qualified people with these expenses.

- Explore possible permanent dashboard display of disability parking placard for those with memory issues.

❖ Post-Traumatic Stress Subcommittee

- The PTS Spectrum: The Subcommittee on Post-Traumatic Stress (PTS) wants to introduce a new framework—the PTS Spectrum—to facilitate a more civil, inclusive, and productive discourse around PTS issues. PTS is not considered a disorder in current parlance, and it's counterproductive to refer to it that way. PTS is a condition that exists on a spectrum. On one end of the spectrum exists a state of being that afflicts us all, by virtue of our births—PTS. On the other end of the spectrum exists a disabling state of being that afflicts some, by virtue of the intensity, frequency, and/or duration of exposure to trauma inducing events—disabling PTS. In between these two ends of the spectrum exists another state of being, where functionality may be impaired or limited, and aspects of personal and professional life may be adversely affected—problematic PTS.
- Susceptibility to problematic and disabling PTS: Certain populations in our community are more susceptible to problematic and disabling PTS by virtue of their circumstances. Populations highly susceptible to problematic and disabling PTS include, but are not limited to: food insecure; homeless; immigrant; incarcerated; LGBTQ+; minority; physically, sexually, and/or psychologically abused; substance abuse; unemployed; and veterans. The subcommittee on PTS will conduct research and gather data to better understand problematic and disabling PTS in these and other highly susceptible populations, and report our findings to the City of Santa Fe.
- Services available to those with problematic and disabling PTS: There are a multitude of local services available to those with problematic or disabling PTS; the Subcommittee will compile and maintain a comprehensive list of these services, conduct an assessment to determine the efficacy of these services in addressing problematic and disabling PTS, and research other effective treatment solutions not currently offered that would be of benefit to our community in order to reduce negative individual, social and economic consequences of problematic and disabling PTS in Santa Fe. These findings will be reported to the City.
- PTS Spectrum Public Hearing: The Subcommittee on PTS will organize a public hearing to introduce the PTS Spectrum framework, invite all relevant stakeholders to attend and offer comments, and report our findings to the City of Santa Fe.
- PTS Spectrum Research Funding. The Subcommittee on PTS will complete and submit a SBIR grant request to fund PTS Spectrum research operations.

❖ Plan Review Subcommittee

- The MCD Plan Review Subcommittee has been reviewing city plans since 1985. The Subcommittee provides ADA accessibility review of public works project for new or remodeled public use projects such as; buildings, streets/sidewalks, parks, transportation stations/stops, and similar facilities. Through the use of required federal,

state, and local accessibility laws and codes, as well as existing guidelines and best practices, the Subcommittee seeks the best solution to serve the greatest number of people with disabilities. In addition, the Subcommittee is also available to provide accessibility recommendations to other entities upon their request.

❖ Integrated Pest Management


- The City of Santa Fe can be a model city for the entire State of New Mexico by banning the use of pesticides and herbicides on all city owned and managed parks, recreation sites, road medians, and buildings.
- This can be accomplished by hiring an Integrated Pest Management coordinator and strictly following the Integrated Pest Management Resolution adopted by the City Council in 2001.

Mayor's Committee on Disability

City of Santa Fe

November 26, 2019

To: Mayor Alan Webber, City Councilors, and City Manager

From: Mayor's Committee on Disability 

Subject: 2020 Priorities and Action List

Attached are a 2020 City Action List, which has projects that are within the purview of various city agencies, and a 2020 Priorities List, which incorporates additional projects that need to be further developed by the Committee.

The Committee hopes to coordinate its priority lists with the city budget cycle, and we welcome suggestions on the best timing to point out the needs of residents with disabilities.

Attachments

cc: Regina Wheeler,

John Romero

Carol Johnson

Kyle Mason

Richard Thompson

John Munoz

Keith Wilson

Thomas Martinez

Kyra Ochoa

Alexandra Ladd

Michael Rodriguez

Greg Gurule

Greg Smith

City of Santa Fe

Mayor's Committee on Disability

2020 CITY ACTION LIST

■ Public Safety

- Safe relationships with authorities for community members with special needs, including alert systems such as window and door stickers and phone apps that can aid in communication with non-verbal residents
- 24/7 public transportation resources for residents without access to private transportation
- Emergency evacuation plans for paratransit users and seniors
- During Sheridan bus station revision, have an accessible route from the temporary bus station to the Plaza, clearly marked with Signage in both directions
- Have an accessible wheelchair route between Santa Fe Place and the new Southside bus station
- Maintain pathways between parking lots and city property entrances

■ Public Accommodation

- New bus stop at Cerillos and Second Street (service to Indian Hospital)
- Availability of hearing loops in all locations where the City Council meets and a new city ordinance that requires loop installation in new construction and remodels of public venues
- Update play areas in city parks to allow wheelchair access (phase out and replace wood chips and add inclusive play equipment)
- Add benches where possible to bus stops that serve the elderly and mobility challenged, such as outside of medical service providers
- Transition housing for people coming out of jail
- Assistance with transportation costs for income-qualified paratransit users (low-cost and free bus transportation is already available for people able to use the bus)
- Ongoing sidewalk improvements in all four districts, including sidewalks from Ventana de Vida along Pacheco to St. Michael's and Henry Lynch between Agua Fria and Rufina, and update of PROW list as projects are completed (20-year time frame unless more funding obtained)
- Explain process and benefits of accepting housing vouchers on the City website and include PSA by Ms. Ochoa, who has had housing-voucher tenants and had a good experience (other cities have examples we can examine)
- Continue budgeting for spring labor force to control weeds to obviate need for toxic pesticides and enforce ordinances that require land owners to control weeds (with assistance to the elderly and poor as needed)
- Fix pedestrian bridge and pathways in Fort Marcy Park to make them accessible to wheelchairs and scooters; install temporary Signage with directions to accessible route until repairs done
- Review the Transition Plan to see what outstanding upgrades are needed to public buildings

City of Santa Fe

Mayor's Committee on Disability

2020 PRIORITIES

- **Public Safety**

- Safe relationships with authorities for community members with special needs, including alert systems such as window and door stickers and phone apps that can aid in communication with non-verbal residents
- 24/7 public transportation resources for residents without access to private transportation
- Emergency evacuation plans for paratransit users and seniors
- During Sheridan bus station revision, have an accessible route from the temporary bus station to the Plaza, clearly marked with Signage in both directions
- Have an accessible wheelchair route between Santa Fe Place and the new Southside bus station
- "Captions Always On" ordinance for TV and information screens in public places
- Maintain pathways between parking lots and city property entrances

- **Public Accommodation**

- New bus stop at Cerillos and Second Street (service to Indian Hospital)
- Availability of hearing loops in all locations where the City Council meets and a new city ordinance that requires loop installation in new construction and remodels of public venues
- Educational campaign to encourage installation of adult changing tables in public and commercial facilities. Ask Chamber of Commerce and City to recognize these efforts and produce a map/app of available facilities.
- Review of city construction and remodeling projects by plan Review Subcommittee for adherence to ADA guidelines
- Revision of the ordinance governing noise levels during outside events in the Plaza and public parks
- Update play areas in city parks to allow wheelchair access (phase out and replace wood chips and add inclusive play equipment)
- Add benches where possible to bus stops that serve the elderly and mobility challenged, such as outside of medical service providers
- Transition housing for people coming out of jail
- Assistance with transportation costs for income-qualified paratransit users (low-cost and free bus transportation is already available for people able to use the bus)
- Ongoing sidewalk improvements in all four districts, including sidewalks from Ventana de Vida along Pacheco to St. Michael's and Henry Lynch between Agua Fria and Rufina, and update of PROW list as projects are completed (20-year time frame unless more funding obtained)
- Encourage city policies that promote multi-unit housing construction with some accessible apartments and condos

- o Promote updated city ordinance that requires landlords to accept legitimate income sources from potential tenants (but the landlord still has discretion when someone has a bad history of on-time payment, etc.)
 - o Explain process and benefits of accepting housing vouchers on the City website and include PSA by Ms. Ochoa, who has had housing-voucher tenants and had a good experience (other cities have examples we can examine)
 - o Continue budgeting for spring labor force to control weeds to obviate need for toxic pesticides and enforce ordinances that require land owners to control weeds (with assistance to the elderly and poor as needed)
 - o Fix pedestrian bridge and pathways in Fort Marcy Park to make them accessible to wheelchairs and scooters; install temporary Signage with directions to accessible route until repairs done
 - o Review the Transition Plan to see what outstanding upgrades are needed to public buildings
- **Culture of Kindness**
- o Business Brochure
 - o Best of Santa Fe categories
 - o Santa Fe Public Schools cartoon contest for website
- **Information Sharing**
- o Committee representative to participate on new Community Health Council
 - o Local social services brochure, with PTS resources added
 - o Educational and career development resources brochure

Mayor's Committee on Disability

Mayor's Committee on Disability

The Mayor's Committee on Disability's purpose is to work with and for people with and without disabilities to ensure access for all by eliminating physical and attitudinal barriers and improving participation in the Santa Fe community for the enrichment of all. As clarified in [City Resolution 2006-151](#) this advisory committee:

- Studies issues of disability in regards to City programs, including but not limited to, those in the areas of housing, human rights, employment, recreation, and transportation;
- Advises the Governing Body regarding City programs that provide services to persons with disabilities, including, without limitation, those in the areas of housing, human rights, employment, recreation, and transportation services and access;
- Recommends short-range and long-range priorities in those areas of housing, human rights, employment, recreation, and transportation services relating to persons with disabilities;
- Appoints subcommittees to review and comment on preliminary plans of City public works projects such as any new building, any building repair or remodeling that costs more than \$25,000, any new park or recreational facility, any improvement to a park or recreational facility that costs more than \$25,000, and any new pedestrian construction that costs more than \$10,000;
- Assists the City in community outreach and education and staff training regarding issues of disability; and
- Cooperates with other City boards and committees, including, without limitation, those in the areas of housing, human rights, employment, recreation, and transportation.

Members

The nine members of the Mayor's Committee on Disability are appointed by the Mayor with the approval of the City Council. The Chair and Vice-Chair are elected by the members. The Chair appoints sub-committees and sub-committee chairs, as needed. The Committee is also served by one Citizen Advocate. Our members are:

- Aurore Bleck
- Hope Reed
- Kendra Garcia, Vice-Chair
- Eli Fresquez
- Kathlyne Gish, Chair
- Meriam Jawhar
- Victor Hughes
- Angelique Montoya-Chavez
- Pam J. Parfitt

Meetings

The Committee's monthly meetings are open to the public and are currently held via Zoom Webinar on the third Thursday of every other month (even numbered) from 10:00 a.m. to 12:00 noon. Meeting dates, agenda and information can be accessed at <https://santafe.primeregov.com/public/portal>. There is always fifteen minutes of every meeting reserved for public comment. Individuals planning to make comments are encouraged to notify the ADA Coordinator by phone (505) 955-6654 or by email at: tmgraham@santafenm.gov in advance.

Mayor's Committee on Disability meeting minutes can be found at the following page:

http://www.santafenm.gov/archive_center#cat-220

CommUNITY Day at Santa Fe Plaza May 14, 2016



(Guest Larry Lujan), Aurore Bleck, Mary McGinnis, Meriam Jawhar and Dave McQuarie

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. 2006-151

3 INTRODUCED BY:

4 *David Cox*
5 *Chris Abbott*
6 *Russell*
7 *Cathy J. Bunker*
8
9

10 A RESOLUTION

11 **RESCINDING RESOLUTIONS NO. 2002-20 AND 2005-9 REGARDING THE MAYOR'S**
12 **COMMITTEE ON THE CONCERNS OF PERSONS WITH DISABILITIES AND**
13 **ADOPTING A REVISED MAYOR'S COMMITTEE ON DISABILITY IN ORDER TO**
14 **CLARIFY THE DUTIES AND OPERATION OF THE COMMITTEE.**

15
16 **WHEREAS**, since 1983, the Governing Body has adopted various resolutions regarding
17 the Mayor's Committee on Concerns of Persons with Disabilities; and

18 **WHEREAS**, these resolutions have not included all the basic provisions for operation of
19 the Committee according to the city of Santa Fe rules and procedures for city committees; and

20 **WHEREAS**, the Mayor's Committee on Concerns of Persons with Disabilities has
21 reviewed the current resolutions (No. 2002-20 and 2005-9) and have recommended changes to
22 these resolutions which have been incorporated into the body of this resolution.

23 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
24 **CITY OF SANTA FE** that Resolutions No. 2002-20 and 2005-9 are rescinded.

25 **AND BE IT FURTHER RESOLVED** that:

1 Section 1. NAME. The Mayor's Committee on Disability.

2 Section 2. PURPOSE. The purpose of the Committee is to work with and for
3 people with and without disabilities to ensure access for all by eliminating physical, and
4 attitudinal barriers, improving participation in the Santa Fe community for enrichment of all.

5 Section 3. DUTIES AND RESPONSIBILITIES.

6 (1) The Committee shall study issues of disability in regards to city programs
7 including, but not limited to, those in the areas of housing, human rights, employment, recreation
8 and transportation.

9 (2) The Committee shall advise the Governing Body of city programs providing
10 services to persons with disabilities including, without limitation, those in the areas of housing,
11 human rights, employment, recreation, transportation services and access.

12 (3) The Committee shall make recommendations regarding short-range and long-
13 range priorities in those areas of housing, human rights, employment, recreation and
14 transportation services relating to persons with disabilities.

15 (4) The chairman shall appoint a subcommittee to review and comment on
16 preliminary plans of the following types of city public works projects:

17 A. Any new building;

18 B. Any building repair or remodeling that costs more than \$25,000;

19 C. Any new park or recreational facility;

20 D. Any improvement to a park or recreational facility that costs more than
21 \$25,000; and

22 E. Any new pedestrian structure that costs more than \$10,000.

23 (5) The Committee shall assist the city in community outreach and education and
24 staff training regarding issues of disabilities.

25 (6) The Committee shall cooperate with other city boards and committees, including,

1 without limitation, those in the areas of housing, human rights, employment, recreation and
2 transportation.

3 Section 4. **MEMBERSHIP; OFFICERS.** The Committee shall consist of nine
4 members appointed by the Mayor with the approval of the City Council. Members may be a
5 person with disabilities or may include persons who have expressed an interest in serving on the
6 Committee. The Committee shall elect a chairperson and vice chairperson. The chairperson shall
7 appoint sub-committees and sub-committee chairpersons as needed.

8 Section 5. **TERMS.** Of the initial appointments, four of the members shall be
9 appointed for two year terms and five shall be appointed for four year terms. Subsequent terms
10 shall be for four years to maintain staggering of terms. There shall be no limitation to the number
11 of consecutive terms a member may serve. The chairman shall serve for a two year term. After
12 three consecutive unexcused absences a committee member shall be automatically removed and
13 notified thereof by the chairman. Vacancies shall be filled in the same manner as initial
14 appointments and shall be for the remainder of the unexpired term. Any member of the
15 Committee may be removed by the Mayor with the approval of the City Council, with or without
16 cause.

17 Section 6. **MEETINGS.**

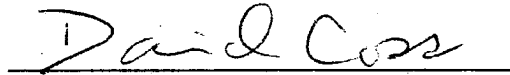
18 (1) Because of the special considerations of persons with disabilities due to health or
19 logistical problems the following shall apply:

- 20 (a) A quorum shall consist of four members of the Committee; and
21 (b) A member of the Committee may participate in the meeting by means of
22 a conference telephone or other similar communications equipment when it is otherwise
23 difficult or impossible for the member to attend the meeting in person, provided that each
24 member participating by conference telephone can be identified when speaking, all
25 participants are able to hear each other at the same time and members of the public

1 attending the meeting are able to hear any member of the Committee who speaks during
2 the meeting.

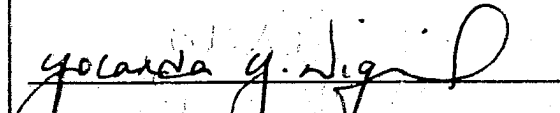
3 (2) The Committee shall comply with all applicable policies, ordinances, resolutions,
4 rules and regulations of the city.

5 PASSED, APPROVED and ADOPTED this 13th day of December, 2006.

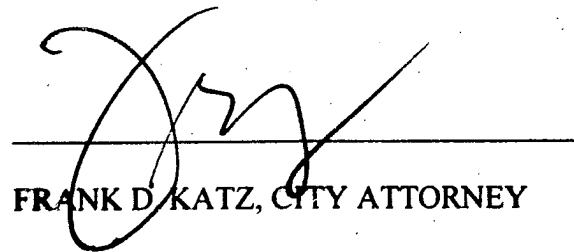
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8 DAVID COSS, MAYOR

9
10 ATTEST:

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12 
13 YOLANDA Y. VIGIL, CITY CLERK

14
15 APPROVED AS TO FORM:

16
17 
18 FRANK D. KATZ, CITY ATTORNEY

CITY OF SANTA FE, NEW MEXICO

PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2006 - 151
(Mayor's Committee on Disability)

Mayor and Members of the City Council:

I propose the following amendment(s) to Resolution No. 2006 - 151:

- 1. On page 2, line 1, delete "Concerns of Persons with Disabilities" and substitute "Disability"**

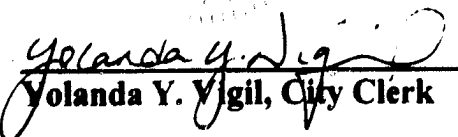
Respectfully submitted,


Public Works Committee

ADOPTED: X

NOT ADOPTED: _____

DATE: 12/13/06


Yolanda Y. Vigil, City Clerk

FIR No. _____

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: 2006-151
(A single FIR may be used for related bills and/or resolutions)

Short Title(s): Recinding resolutions No. 2002-20 and 2005-9 regarding the Mayor's Committee on the Concerns of persons with disabilities and adopting a revised Mayor's Committee on Disability in order to clarify the duties and operation of the committee.

Sponsor(s): Mayor David Coss

Reviewing Department(s): Division/Property Control

Person Completing FIR: Joseph L. Lujan
Phone: 955-5743

Date: 11/22/06

Reviewed by City Attorney: _____
(Signature)

Date: 11/27/06

Reviewed by Finance Director: _____
(Signature)

Date: 11/29/06

Section B. Summary

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

Outlining the Committee's purpose, duties, responsibilities, membership, terms and meeting criteria.

Section C. Fiscal Impact

Notes: 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 Resources 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




City of Santa Fe, New Mexico


Memorandum



Date: August 11, 2021

To: Mayor's Committee on Disability, Quality of Life Committee, Finance Committee, and Governing Body

From: Jesse Guillen, Legislative Liaison
Jennifer Faubion, Council Liaison 

Via: Erin K. McSherry, City Attorney 

RE: Requiring closed captions on publically accessible televisions

EXECUTIVE SUMMARY:

The proposed Bill requires “places of public accommodation” to have closed captions activated on any television that is available to the public. There is an exception if the television is not capable of displaying closed captions.

BACKGROUND:

The Mayor's Committee on Disability (“MCD”) unanimously supported a letter of support for this bill and requested that Councilor Villarreal carry it as the sponsor. The letter from MCD states that requiring closed captions will allow those who are deaf or hard of hearing to be informed of what is being said on the television. The proposed bill is modeled after an ordinance the City of Albuquerque adopted in 2019.

ACTION REQUESTED:

Staff recommends approval of the bill as presented

ATTACHMENTS:

Bill
Fiscal Impact Report

[bracketed material] = delete

underscored material = new

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CITY OF SANTA FE, NEW MEXICO

BILL NO. 2021-__

INTRODUCED BY:

Councilwoman Renee Villarreal

AN ORDINANCE

RELATING TO CLOSED CAPTIONS; CREATING A NEW SECTION 7.5 SFCC 1987 TO REQUIRE PLACES OF PUBLIC ACCOMMODATION TO ACTIVATE CLOSED CAPTIONING ON TELEVISION RECEIVERS.

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

Section 1. [NEW MATERIAL] A new Section 7.5 of SFCC 1987 is ordained to read:

7.5 CLOSED CAPTIONING IN PLACES OF PUBLIC ACCOMODATION

7.5-1 Purpose.

The purposes of this section are the following:

- A. To provide inclusion to those members of the public who are deaf or hard of hearing in places of public accommodation;
- B. To prevent the exclusion, segregation, or denial of service for those who are deaf or hard of hearing; and
- C. To provide a benefit to all members of the public who are viewing televised or

1 streamed media in situations in which it is difficult to hear audio.

2 **7.5-2 Definitions.**

3 For purposes of this Section:

4 *Closed Captioning* means a user-activated transcript or dialog of the audio portion of a
5 television program that is displayed on a television receiver screen.

6 *Closed-Captioned Television Receiver* means a receiver of television or streamed
7 programming that has the ability to display closed captioning, including but not limited to, a
8 television, display screen, digital set top box, and other technology capable of displaying closed
9 captioning for television or streamed programming.

10 *Department* means the relevant city department as assigned by the city manager.

11 *Place of Public Accommodation* means the following locations:

12 (1) An inn, hotel, motel, or other place of lodging, except for an establishment
13 located within a building that contains not more than five rooms for rent or hire and that is
14 actually occupied by the proprietor of such establishment as the residence of such
15 proprietor;

16 (2) A restaurant, bar, or other establishment serving food and/or drink;

17 (3) A place of exhibition of entertainment such as a motion picture house,
18 theater, concert hall, or stadium;

19 (4) A place of public gathering such as an auditorium, convention center, or
20 lecture hall;

21 (5) A sales or retail establishment such as a bakery, grocery store, clothing
22 store, hardware store, a shopping center;

23 (6) Any retail or service establishment such as a department store, laundromat,
24 dry-cleaner, bank, barber shop, beauty shop, travel service, shoe repair service, funeral
25 parlor, gas station, office of an accountant or lawyer, pharmacy, insurance office,

1 professional office of a health care provider, or hospital;

2 (7) A terminal, depot, or other station used for specified public transportation;

3 (8) A place of public display or collection such as a museum, library, or
4 gallery;

5 (9) A place of recreation or exercise such as a park, zoo, amusement park,
6 swimming pool, gym, health spa, bowling alley, or golf course;

7 (10) A place of education such as a day care, preschool, elementary, secondary,
8 undergraduate, or postgraduate private school; and

9 (11) A social service center establishment such as a day care center, senior
10 citizen center, homeless shelter, food bank, or adoption agency.

11 *Public Area.* Any part of a place of public accommodation that is open to the general public.

12 *Regular Hours.* The hours of any day in which a place of public accommodation is
13 generally open to members of the general public.

14 *Respondent.* Any person who is alleged or found to have committed a violation of
15 regulations established in this section.

16 **7.5-3 Closed Captioning in Places of Public Accommodation.**

17 A. Any place of public accommodation must activate closed captioning, with a yellow
18 text color, or if yellow is not available, white text on a black background, or black text in the largest
19 font style available, on all closed-captioned television receivers that are turned on and operating in
20 any public area during regular hours, except in the following circumstances:

21 (1) When no receiver of televised or streamed programming of any kind is
22 available in a public area of the place of public accommodations;

23 (2) The only source or receiver of the televised or streamed programming
24 available in a public area of the place of public accommodation is technically incapable of
25 displaying closed captioning; or

1 (3) If multiple television models are in use and displayed together for sale in
2 a public area and at least one closed-captioned television is available for viewing.

3 B. Powers and duties of the department.

4 (1) The department shall investigate alleged violations of this section and shall
5 have such powers and duties as are necessary and proper for the administration and
6 enforcement of this ordinance.

7 (2) The department shall assess a civil penalty of up to two hundred and fifty
8 dollars (\$250.00) for the initial offense, and five hundred dollars (\$500.00) for each
9 subsequent offense to any respondent who fails to demonstrate compliance within thirty
10 (30) days of a notice of such violation.

11 F. Exclusions.

12 (1) This section shall not be interpreted or applied to diminish or conflict with
13 any requirements of state or federal law. In the event of any conflict, state and federal
14 requirements shall supersede the requirements of this section.

15 (2) This section does not apply to programming that is exempt from closed
16 captioning requirements under state or federal law.

17 APPROVED AS TO FORM:

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20 ERIN K. McSHERRY, CITY ATTORNEY

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Legislation/2021/Bills/Requiring Closed Captions

Mayor's Committee on Disability

C/O ADA Coordinator, City of Santa Fe

P.O. Box 909, Santa Fe, New Mexico 87504-0909

Re: Captions Always On

June 17, 2021

Dear Mayor Webber, City Council Members and City Manager:

Hearing loss is a significant problem in the United States. Approximately one in five Americans have some type of hearing loss in one or both ears that affects their ability to communicate and receive information. Television receivers are increasingly used in facilities open to the general public including hospital waiting rooms, bars and restaurants, health clubs, bus stations, airport lounges and appliance stores. Television receivers in these and other locations enable members of the general public to obtain the latest news reports in an emergency, watch sports events and pass the time while waiting for an appointment or service to be completed.

People with hearing disabilities should not be excluded from these activities and need to be able to understand emergency messaging while in public areas via closed captioning. The on-going pandemic has shown how important up to date information is for all segments of our society. It is too late to turn on captions in an emergency situation as there may not be an owner, manager or anyone around with the foresight or knowhow to turn on the captions.

Captions Always On will provide inclusion of those members of the general public who are deaf or hard of hearing in places of public accommodation and would prevent the effect of excluding, denying service, segregating or otherwise treating those with hearing disabilities differently from the hearing community. The activation of closed captioning will also provide a benefit to all consumers of televised or streamed media in situations where it is difficult to hear because of background noise.

We request that any person owning or managing a place of public accommodation must activate closed captioning on all closed-captioned television receivers that are turned on and operating in any public area during regular business hours where the televised event is technically capable of displaying closed captioning. If multiple television models are in use and displayed together for sale in a public area, at least one closed-captioned television must be available for viewing.

Thank you for your consideration in this matter.

Sincerely,



Aurore Bleck

Chair

Mayor's Committee on Disability

FISCAL IMPACT REPORT

General Information:

(Check) Bill: X Resolution: _____

Short Title(s): Requiring Closed Captions

Sponsor(s): Councilor Villarreal

Reviewing Department(s): Legislative Services Office/City Attorney's Office

Staff Completing FIR: Jesse Guillen Date: 8/4/21 Phone: 955-6518

Reviewed by City Attorney: *Eri Mejia* Date: Aug 11, 2021

Reviewed by Finance Director: *Mary McCay* Date: Aug 13, 2021

Summary:

The proposed Bill requires that "places of public accommodation" activate closed captions on all televisions that are available to the public, unless the television is not technically capable of displaying closed captions.

Departments Affected:

City Manager/assigned enforcement department

Consequences of Not Enacting Legislation:

There will be no requirement to activate closed captions. The Mayor's Committee on Disability has endorsed this Bill as a necessary measure for those that are deaf or hard of hearing.

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

None identified.

Performance and Administrative Implications:

The City Manager would need to assign investigatory powers to the appropriate department to respond to non-compliance reports.

Fiscal Implications:

Staff time would be needed to respond to non-compliance reports. It is unknown at this time how many non-compliance reports the department would receive. Staff at various City facilities would need to ensure all publicly-accessible televisions have closed captions activated.

Fiscal Impact

 X Check here if no fiscal impact

Expenditures

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

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

Expenditure Narrative:

Revenue

Revenue Type	FYE __	FYE __	FYE __	Recurring (R) or Non-recurring (NR)	Fund
General Fund	\$ _____	\$ _____	\$ _____	_____	_____
Special Revenue	\$ _____	\$ _____	\$ _____	_____	_____
CIP	\$ _____	\$ _____	\$ _____	_____	_____
Enterprise	\$ _____	\$ _____	\$ _____	_____	_____
Internal Service	\$ _____	\$ _____	\$ _____	_____	_____
Trust and Agency	\$ _____	\$ _____	\$ _____	_____	_____
Federal	\$ _____	\$ _____	\$ _____	_____	_____
Other	\$ _____	\$ _____	\$ _____	_____	_____
Total	\$ _____	\$ _____	\$ _____		

Revenue Narrative:

Signature: 

Email: jbg Guillen@ci.santa-fe.nm.us

Signature: 
Jennifer Faubion (Aug 11, 2021 21:05 MDT)

Email: jrfaubion@santafenm.gov