



AGENDA

REGULAR MEETING OF
THE PUBLIC SAFETY
COMMITTEE
OCTOBER 19, 2021
4:00 PM
ATTEND VIRTUALLY

SPECIAL PROCEDURES FOR PUBLIC SAFETY COMMITTEE 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, and the need to incorporate technology and practices to re-institute in-person meetings consistent with the limitations established by the Order, the Public Safety Committee meeting will be conducted virtually.

Viewing: Members of the public may join the Zoom meeting by internet or phone, as follows:

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/89265963727?pwd=b3lCMEVqRWpYT0Qrb3dzOXVlSTMwZz09>.

Passcode: 955774

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: 892 6596 3727 - Passcode: 955774**
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**



AGENDA

REGULAR MEETING OF
THE PUBLIC SAFETY
COMMITTEE
OCTOBER 19, 2021
4:00 PM
ATTEND VIRTUALLY

4. **APPROVAL OF MINUTES**

- a. Minutes from August 17, 2021

5. **ACTION ITEMS**

- a. Approval of 2022 Public Safety Committee Meetings
- b. CONSIDERATION OF BILL NO. 2021-___. (Councilor Lindell and Councilor Abeyta)
An Ordinance Relating to the City of Santa Fe Uniform Traffic Ordinance (“UTO”); Amending Section 12-10-1.10 to Insert a Clause Stating That a Person Who Violates a Provision of Section 12-10-1.10 of the UTO is Guilty of a Penalty Assessment Misdemeanor; and to Add and Increase Penalties in Schedule A, the Traffic Violation Penalty Assessment Schedule. (Kyle Hiber, City Prosecutor: kjhibner@santafenm.gov, 955-

Committee Review:

Introduced: 09/29/21

Quality of Life Committee: 10/06/21

Governing Body (request to publish): 10/13/21

Finance Committee: 10/18/21

Public Safety Committee: 10/19/21

Governing Body (public hearing): 11/10/21

6. **MATTERS FROM POLICE, CHIEF ANDREW PADILLA**

- a. September 2021 Crime Stats

7. **MATTERS FROM FIRE, CHIEF PAUL BABCOCK**

8. **MATTERS FROM RECC, VANESSA MARQUEZ**

9. **MUNICIPAL COURT REPORT**

- a. August / September 2021 Court Report
- b. Municipal Court Update



City of Santa Fe

AGENDA

REGULAR MEETING OF
THE PUBLIC SAFETY
COMMITTEE
OCTOBER 19, 2021
4:00 PM
ATTEND VIRTUALLY

10. **COMMUNICATIONS FROM THE PUBLIC**
11. **MATTERS FROM THE COMMITTEE**
12. **NEXT MEETING: Tuesday, December 21, 2021**
13. **ADJOURN**



MINUTES

REGULAR MEETING OF
THE PUBLIC SAFETY
COMMITTEE
AUGUST 17, 2021

1. **CALL TO ORDER**

Start time: 4:05 PM

2. **ROLL CALL**

Members Present:

Councilor Chris Rivera
Member Nancy Lewis
Member Bruce Finger
Member Herbert Harris

Members Excused:

Member Mike Mier
Member Gerald Joyce

Others Attending:

Andrew Padilla, Police Chief
Paul Babcock, Fire Chief
Vanessa Marquez, Attendee
Tara King, Clerk

Other Attendees:

Phil Martinez, SFFD
Brian Moya, SFFD
AnnaMarie Bowen, SFPD Fiscal Administrator
Kyle Hibner, City Attorney
Krya Ochoa, Community Health & Safety Director

No quorum present.

3. **APPROVAL OF AGENDA**

4. **APPROVAL OF MINUTES**

a. June 21, 2021 Minutes

5. **ACTION ITEMS**



MINUTES

REGULAR MEETING OF
THE PUBLIC SAFETY
COMMITTEE
AUGUST 17, 2021

- a. CONSIDERATION OF BILL NO. 2021-18. ADOPTION OF ORDINANCE NO. 2021-____. (Mayor Webber)
An Ordinance Removing Section 20-6 Relating to Marijuana and Marijuana Paraphernalia Possession. (Kyle Hibner, City Prosecutor: kjhibner@santafenm.gov, 955-5195)

Committee Review:

Introduced: 07/28/21

Governing Body (Request to Publish): 08/11/21

Finance Committee: 08/16/21

Public Safety Committee: 08/17/21

Quality of Life Committee: 08/18/21

Governing Body (Public Hearing): 09/08/21

6. **MATTERS FROM POLICE, CHIEF ANDREW PADILLA**

- a. July 2021 Crime Stats

7. **MATTERS FROM FIRE, CHIEF PAUL BABCOCK**

8. **MATTERS FROM RECC, VANESSA MARQUEZ**

9. **MUNICIPAL COURT REPORT**

- a. June/ July 2021 Court Report

10. **COMMUNICATIONS FROM THE PUBLIC**

11. **MATTERS FROM THE COMMITTEE**

12. **NEXT MEETING: October 19 2021**

13. **ADJOURN**

End Time: 4:59 PM

Liaison

Chair



City of Santa Fe

MINUTES

REGULAR MEETING OF
THE PUBLIC SAFETY
COMMITTEE
AUGUST 17, 2021

PUBLIC SAFETY COMMITTEE
2022 MEETING DATES
CITY COUNCIL CHAMBERS
4:00 p.m.

2022
January 18 th
February 15 th
March 15 th
April 19 th
May 17 th
June 21 st
July 19 th
August 16 th
September 20 th
October 18 th
November 15 th
December 20 th



City of Santa Fe

VOTE SUMMARY

Meeting Name - Quality of Life Committee

Meeting State - Final

Meeting Start Date - 06/10/2021

Meeting End Date - 07/10/2021

Meeting Committee - Quality of Life Committee

Meeting Custom Tracking Number -

Item Title - CONSIDERATION OF BILL NO. 2021-___. (Councilor Lindell and Councilor Abeyta)
An Ordinance Relating to the City of Santa Fe Uniform Traffic Ordinance (“UTO”); Amending Section 12-10-1.10 to Insert a Clause Stating That a Person Who Violates a Provision of Section 12-10-1.10 of the UTO is Guilty of a Penalty Assessment Misdemeanor; and to Add and Increase Penalties in Schedule A, the Traffic Violation Penalty Assessment Schedule. (Kyle Hiber, City Prosecutor: kjhibner@santafenm.gov, 955-

Committee Review:

Introduced: 09/29/21

Quality of Life Committee: 10/06/21

Governing Body (request to publish): 10/13/21

Finance Committee: 10/18/21

Public Safety Committee: 10/19/21

Governing Body (public hearing): 11/10/21

Item Type - bill

Item Owner -

Item Background -

Item Sponsor - Signe Lindell

Item Tracking Number - 21-12435

Motion Type - Postpone

Motion Mover - Chris Rivera

Motion Seconder - Jamie Cassutt

Motion Status -

Motion Time Stamp - 06/10/2021

Vote For Count - 5

Vote Against Count - 0

Vote Abstain Count - 0

Vote Absent Count - 0

Vote For Names - Jamie Cassutt, Michael Garcia, Chris Rivera, Renee Villarreal, Carol Romero-Wirth

Vote Against Names -

Vote Abstain Names -

Vote Absent Names -

Voting Date Time = 06/10/2021 17:49:22

User First Name - Jamie-Rae

User Last Name- Diaz

User Middle Name-

User Full Name - Jamie-Rae Diaz

User Email - jldiaz@santafenm.gov




City of Santa Fe, New Mexico


Memorandum



Date: September 29, 2021

To: Public Safety Committee, Quality of Life Committee, Finance Committee, and Governing Body

Via: Erin K. McSherry, City Attorney 

From: Kyle Hibner, Assistant City Attorney/City Prosecutor 

RE: Noise Violation Penalties

EXECUTIVE SUMMARY:

The proposed bill adds to the Muffler Ordinance, Santa Fe Uniform Traffic Ordinance (“UTO”) 12-10-1.10, the clarification that a violation of the section is a penalty assessment misdemeanor. The primary purpose of the proposed bill is to amend the penalty assessment section with respect to violation of the Muffler Ordinance to increase the fine from \$25 to \$100 for a first-time offense. Also increases the fine to \$200 for a second offense and \$300 for a third or subsequent offense.

BACKGROUND:

The City of Santa Fe has a similar provision to state statute (NMSA 1978, Section 66-3-844) requiring vehicles to be equipped with a muffler. The City’s Ordinance is Section 12-10-1.10 of the UTO. Section 12-10-1.10 requires mufflers to prevent excessive or unusual noise, and to prevent the escape of excessive fumes or smoke. This proposed bill changes the fine structure for violation of this ordinance. First, a provision is entered specifying that violation of Ordinance 12-10-1.10 is a penalty assessment misdemeanor.

The second change modifies the penalty assessment section of the City’s Uniform Traffic Ordinance. This proposed bill also creates an increase in fines for subsequent violations. For a first offense, the fine is increased to \$100. A second offense will increase the fine to \$200. Finally, a third or subsequent offense will increase the fine to \$300.

ACTION REQUESTED:

Adopt the Bill as presented.

ATTACHMENTS:

Bill
Fiscal Impact Report

underscored material = new
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CITY OF SANTA FE, NEW MEXICO

BILL NO. 2020-__

INTRODUCED BY:

Councilor Signe I. Lindell
Councilor Roman “Tiger” Abeyta

AN ORDINANCE

**RELATING TO THE CITY OF SANTA FE UNIFORM TRAFFIC ORDINANCE (“UTO”);
AMENDING SECTION 12-10-1.10 TO INSERT A CLAUSE STATING THAT A PERSON
WHO VIOLATES A PROVISION OF SECTION 12-10-1.10 OF THE UTO IS GUILTY OF
A PENALTY ASSESSMENT MISDEMEANOR AND TO ADD AND INCREASE
PENALTIES IN SCHEDULE A OF THE TRAFFIC VIOLATION PENALTY
ASSESSMENT SCHEDULE.**

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

**Section 1. Section 12-10-1.10 of SFCC 1987 (being Ord. No. 2011-4, as amended)
is amended to read:**

**12-10-1.10 MUFFLERS--PREVENTION OF NOISE--EMISSION CONTROL
DEVICES.**

A. Every motor vehicle shall at all times be equipped with a muffler in good
working order and in constant operation to prevent excessive or unusual noise, and no
person shall use a muffler cutout, bypass, or similar device upon a motor vehicle on a street

1 in this municipality; and

2 B. The muffler, emission control equipment or device, engine and power
3 mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the
4 escape of excessive fumes or smoke; and

5 C. Every registered gasoline-fueled motor vehicle manufactured or assembled,
6 commencing with the 1968 models, shall at all times be equipped and maintained in good
7 working order with the factory-installed devices and equipment or their replacements
8 designed to prevent, reduce or control exhaust emissions or air pollution. (66-3-844 NMSA
9 1978)

10 D. A person who violates the provisions of this section is guilty of a penalty
11 assessment misdemeanor.

12 **Section 2. Section 2 of Schedule A of the Uniform Traffic Ordinance (being**
13 **Ord. No. 2011-4, as amended) is amended to read:**

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25 **SCHEDULE A**

1 **TRAFFIC VIOLATION PENALTY ASSESSMENT SCHEDULE**

2 **SECTION 2.**

3 "Penalty assessment misdemeanor" means violation of the following listed sections of the city of
4 Santa Fe Uniform Traffic Code for which the listed penalty assessment is established. The term
5 "penalty assessment misdemeanor" does not include any violation which has caused or contributed
6 to the cause of an accident resulting in injury or death to any person. When an alleged violator of a
7 penalty assessment misdemeanor elects to accept a notice to appear in lieu of a notice of penalty
8 assessment, the fine imposed upon later conviction shall not exceed the penalty assessment
9 established for the particular penalty assessment misdemeanor and probation imposed upon a
10 suspended or deferred sentence shall not exceed ninety days.

11

12 COMMON NAME OF OFFENSE	13 SECTION VIOLATED	14 PENALTY ASSESSMENT
15 Obedience To Traffic–Control Devices/Failure To Stop	12-5-3	\$25.00
16 Red Light	12-5-6	\$25.00
17 Pedestrian Controls	12-5-7	\$25.00
18 Flashing Signals	12-5-8	\$25.00
19 Display of Unauthorized Signs, Signals, or Markings	12-5-10	\$25.00
20 Basic (Speeding) Rule	12-6-1.1	\$25.00
21 Speed Limits	12-6-1.2	
22 <i>A. The following apply outside a school zone:</i>		
Up to and including 10 miles an hour over speed limit		\$15.00
From 11 up to and including 15 miles an hour over speed limit		\$30.00

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From 16 up to and including 20 miles an hour over speed limit		\$65.00
From 21 up to and including 25 miles an hour over speed limit		\$100.00
From 26 up to and including 30 miles an hour over the speed limit		\$125.00
From 31 up to and including 35 miles an hour over the speed limit		\$150.00
More than 35 miles an hour over the speed limit		\$200.00
<i>B. In a school zone</i>	12-6-1.2A	\$171.00
<i>C. In a construction zone:</i> The penalty assessment for speeding in violation of Section 12-6-1.2 (4) of the city of Santa Fe traffic ordinance is twice the penalty assessment established in subsection A above for the equivalent miles per hour over the speed limit		
<i>D. In a pedestrian zone.</i> The penalty assessment for speeding in violation of the posted speed limit in a designated pedestrian zone is twice the penalty assessment established in subsection A. above for the equivalent miles per hour over the speed limit.		
Minimum Speed Regulations	12-6-1.5	\$25.00
Driving On Right Side Of Street	12-6-2.1	\$25.00
Overtaking A Vehicle On The Left	12-6-2.3	\$25.00
Limitations On Overtaking On The Left	12-6-2.4	\$25.00
Overtaking A Vehicle On The Right	12-6-2.6	\$25.00
No Passing Zones/Restrictions On Passing	12-6-2.7	\$25.00
Streets Laned For Traffic	12-6-2.12	\$25.00
Following Too Closely	12-6-2.13	\$25.00
Driving On Divided Streets	12-6-2.14	\$25.00
Driving Vehicle On Or Across Bicycle Lane Or Path.	12-6-2.17	\$25.00
Turning Left At Intersection	12-6-4.2	\$25.00
Entering Stop/Yield Intersection/Failure To Yield	12-6-4.3	\$25.00
Required Position/Method of Turning/Improper Turn	12-6-5.1	\$25.00
Obedience To No-Turn Signs	12-6-5.4	\$25.00
Limitations On Turning Around/Illegal U-Turn	12-6-5.5	\$25.00
Starting A Parked Vehicle	12-6-5.7	\$25.00
Turn/Stop Movements	12-6-5.8	\$25.00
Failure To Signal	12-6-5.9	\$25.00
Motorist Turning Across Bicycle Lane.	12-6-5.11	\$25.00
Stopping, Standing, Parking	12-6-6	See Exhibit B
Special Stops Required	12-6-7 (Excluding 12-6-7.3, 12-6-7.4, 12-6-7.5 and 12-6-7.7)	\$25.00
Stopping For School Bus	12-6-7.3	\$100.00
Failure To Stop At Railroad Crossing	12-6-7.5 and 12-6-7.7	\$150.00

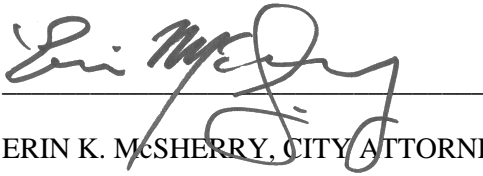
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Operators and Chauffeurs Must Be Licensed	12-6-12.5	\$25.00
Driving While License Suspended/Administratively Suspended	12-6-12.6 and 12-6-12.6A	\$25.00
Driving While License Revoked	12-6-12.6B	\$300-\$500
Unattended Motor Vehicle	12-6-12.8	\$25.00
Limitations On Backing	12-6-12.9	\$25.00
Restriction On Use of Video In Motor Vehicles	12-6-12.11	\$25.00
Coasting Prohibited	12-6-12.12	\$25.00
Prohibited Activities While Driving (including hand held mobile communication device use)	12-6-12.18	\$200.00
Mobile communication device use while driving in a school zone	12-6-12.18	\$300.00
Permitting Unauthorized Persons To Drive	12-6-12.23	\$25.00
Destructive Material On Roadway/Failure To Secure Load	12-6-13.5	\$100.00
Improper Opening Of Doors	12-6-13.8	\$25.00
Child Restraint Device Or Safety Belt	12-6-13.12	\$100.00
Mandatory Use Of Seat Belts	12-6-13.13	\$100.00
Open Container, 1 st Offense	12-6-13.14	\$100.00
For Subsequent Violations		mandatory court appearance
Littering	12-6-13.15	\$300.00
Jaywalking	12-6-14.1 through 12-6-14.8	\$25.00
Windshield	12-10-1.12	\$25.00
When Lighted Lamps Are Required	12-10-1.3	\$25.00
Headlamps On Vehicles	12-10-1.5	\$25.00
Dimming Of Lights	12-10-1.6	\$25.00
Tail Lamps	12-10-1.7, except 12-10-1.7C	\$25.00
Plate Light Required	12-10-1.7C.	\$10.00
Stop Lamps/Brake Lamps	12-10-1.9	\$25.00
Mufflers, Prevention of Noise, 1 st offense	12-10-1.10	[\$25.00] \$100.00
2 nd Offense		\$200.00
For Subsequent Offenses		\$300.00
Lamp Or Flag On Projecting Load	12-10-1.11	\$25.00
Windshield Must Be Unobstructed and Equipped with Wipers and Windows Must Be Transparent	12-10-1.12	\$25.00
Tinted Windows	12-10-1.12A	\$25.00
Unsafe Equipment (Brakes)	12-10-1.16	\$25.00
Display of Current Valid Registration Plate	12-10-4	\$25.00

1 APPROVED AS TO FORM:

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A handwritten signature in black ink, appearing to read "Erin K. McSherry", is written over a horizontal line. The signature is cursive and somewhat stylized.

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ERIN K. MCSHERRY, CITY ATTORNEY

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Legislation/2020/Bills/Noise Violation Penalties

FISCAL IMPACT REPORT**General Information:**(Check) Bill: X Resolution: _____Short Title(s): Noise Violation PenaltiesSponsor(s): Councilors Lindell and AbeytaReviewing Department(s): City Attorney's OfficeStaff Completing FIR: Kyle Hibner Date: 09/13/2021 Phone: 955-5195Reviewed by City Attorney:  Date: Sep 29, 2021Reviewed by Finance Director:  Date: Sep 30, 2021**Summary:**

The proposed Bill increases the penalty for violation of the muffler ordinance from \$25 to \$100 for a first offense. This proposed Bill would also increase the fine amount based on subsequent offenses. A second offense would be punishable by a fine of \$200, and a third or subsequent offense would be punishable by a fine of \$300. The Bill also specifies that violation of the muffler ordinance, Section 12-10-1.10 of the Uniform Traffic Ordinance ("UTO") is a penalty assessment misdemeanor.

Departments Affected:City Attorney's Office, Police Department, Municipal Court.**Consequences of Not Enacting Legislation:**

The fine for violation of the muffler ordinance will remain at \$25, and there will not be increases in fines for subsequent violations.

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

State statutes contain a similar provision in NMSA 1987, Section 66-3-844. However, the fines would be an increase from the fines in State statute. Additionally, the changes would enact an increase in fines for subsequent offenses, which is also different from the State statute.

Performance and Administrative Implications:

The substantive text of the UTO will not change. This amendment should not change how the Police Department would enforce this section. Still, all of the affected Departments will need to be aware of the changes if they are approved. Municipal Court especially will need to be aware of the changes as it will process the citations.

Fiscal Implications:

From 2018 to 2021 there have been 79 citations issued by police officers. In 2018, one citation was issued. In 2019, one citation was issued. There were 54 citations issued in 2020. Finally, there have been 23 citations issued so far in 2021. There have been 53 convictions and 20 dismissals processed through Municipal Court. Six citations are still pending. During this time, the Municipal Court has collected \$750 in fines and \$1837 in fees for a total of \$2587. That means that the average total fines and fees per conviction under this ordinance is \$48.81 per conviction. There have been an average of about 20 citations per year. Assuming similar numbers, the average fine would come closer to at least \$100. Currently, the City Ordinance does not distinguish between first or subsequent offenses. Therefore, with these changes, the average fines may surpass \$100. The fees would not be expected to change as they are set at \$56.

Fiscal Impact

_____ 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
Personnel and	\$ _____	\$ _____	\$ _____	_____	_____	_____	
Benefits*							
Capital Outlay	\$ _____	\$ _____	\$ _____	_____	_____	_____	
Contractual/	\$ _____	\$ _____	\$ _____		_____	_____	
Professional Services							
Operating	\$ _____	\$ _____	\$ _____		_____	_____	\$ _____
Total:	\$ _____	\$ _____	\$ _____				\$ _____

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

Expenditure Narrative:

No additional expenditure associated with this Bill.

Revenue

Revenue Type	FYE __	FYE 23	FYE 24	Recurring (R) or Non-recurring (NR)	Fund
General Fund	\$ _____	\$ _____	\$ _____	_____	_____
Special Revenue	\$ _____	\$ _____	\$ _____	_____	_____
CIP	\$ _____	\$ _____	\$ _____	_____	_____
Enterprise	\$ _____	\$ _____	\$ _____	_____	_____
Internal Service	\$ _____	\$ _____	\$ _____	_____	_____
Trust and Agency	\$ _____	\$ _____	\$ _____	_____	_____
Federal	\$ _____	\$ _____	\$ _____	_____	_____
Other	\$1560	\$3120	\$3120	R	_____
Total	\$1560	\$3120	\$3120		

Revenue Narrative:

Assuming an average of 20 citations a year, expected revenue from the fines (\$2000) and associated court fees (\$1120) would be \$3120. This estimate is assuming all citations are first offenses and don't trigger an escalation in the fines associated with a second, third, or subsequent fine.

Signature:  _____

Email: kjhibner@santafenm.gov

**ACTION SHEET
QUALITY OF LIFE MEETING OF 10/06/2021**

ISSUE NO. 7e

CONSIDERATION OF BILL NO. 2021-___. (Councilor Lindell and Councilor Abeyta)

An Ordinance Relating to the City of Santa Fe Uniform Traffic Ordinance ("UTO"); Amending Section 12-10-1.10 to Insert a Clause Stating That a Person Who Violates a Provision of Section 12-10-1.10 of the UTO is Guilty of a Penalty Assessment Misdemeanor; and to Add and Increase Penalties in Schedule A, the Traffic Violation Penalty Assessment Schedule. (Kyle Hiber, City Prosecutor: khibner@santafenm.gov, 955-

Committee Review:

Introduced: 09/29/21

Quality of Life Committee: 10/06/21

Governing Body (request to publish): 10/13/21

Finance Committee: 10/18/21

Public Safety Committee: 10/19/21

Governing Body (public hearing): 11/10/21

PUBLIC WORKS AND UTILITES COMMITTEE ACTION: Pulled by Councilwomen Cassutt and Councilwomen Villarreal discussion. Item postponed to come back to the 10.20.21 Quality of Life Committee before moving forward

SPECIAL CONDITIONS OR AMENDMENTS:

STAFF FOLLOW UP:

VOTE:	FOR	AGAINST	ABSTAIN
COUNCILOR RIVERA	X		
COUNCILOR GARICA	X		
COUNCILOR CASSUTT	X		
COUNCILOR VILLARREAL	X		
COUNCILOR ROMERO-WIRTH, CHAIR	X		



Base Occurrences

2021	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Murder (Homicide)	3	1	0	1	1	0	0	0	1				7
Robbery	4	3	1	5	1	7	6	12	7				46
Motor Vehicle Theft	23	28	19	23	43	33	34	40	43				286
Arson	0	1	4	1	1	4	2	4	4				21
Rape													
Criminal Sexual Penetration (Adult)	2	2	3	4	1	5	4	0	5				26
Criminal Sexual Penetration (Minor)	1	4	0	3	1	3	2	4	1				19
Burglary													
Burglary-Commercial	11	18	13	11	12	18	18	10	25				136
Breaking & Entering-Commercial	4	1	0	0	0	0	2	2	0				9
Burglary-Residential	13	7	16	7	9	40	27	30	36				185
Breaking & Entering-Residential	4	1	0	2	0	0	1	0	1				9
Larceny													
Larceny-All	98	89	96	98	144	134	135	155	149				1098
Burglary-Auto	58	72	61	38	55	63	61	55	54				517
Assault/Battery													
Assault/Battery (Simple)	45	47	52	58	56	62	40	87	84	0	0	0	531
Assault/Battery (Aggravated)	37	42	35	48	55	90	65	45	50	0	0	0	467

**Above 2021 overall Monthly Average

	Prior Month Changes		
	AUGUST	SEPTEMBER	Changes
Murder (Homicide)	0	1	100.00%
Robbery	12	7	-41.67%
Motor Vehicle Theft	40	43	7.50%
Arson	4	4	0.00%
Rape	4	6	50.00%
Criminal Sexual Penetration (Adult)	0	5	500.00%
Criminal Sexual Penetration (Minor)	4	1	-75.00%
Burglary	42	62	47.62%
Burglary-Commercial	10	25	150.00%
Breaking & Entering-Commercial	2	0	-200.00%
Burglary-Residential	30	36	20.00%
Breaking & Entering-Residential	0	1	100.00%
Larceny	210	203	3.00%
Larceny-All	155	149	-3.87%
Burglary-Auto	55	54	-1.82%
Assault/Battery	132	134	1.52%
Assault/Battery (Simple)	87	84	-3.45%
Assault/Battery (Aggravated)	45	50	11.11%

	YTD - Year to Year Changes		
	2020	2021	Changes
Murder (Homicide)	3	7	133.33%
Robbery	48	46	-4.17%
Motor Vehicle Theft	203	286	40.89%
Arson	22	21	-4.55%
Rape	28	45	60.71%
Criminal Sexual Penetration (Adult)	19	26	36.84%
Criminal Sexual Penetration (Minor)	9	19	111.11%
Burglary	378	339	-10.32%
Burglary-Commercial	130	136	4.62%
Breaking & Entering-Commercial	15	9	-40.00%
Burglary-Residential	188	185	-1.60%
Breaking & Entering-Residential	45	9	-80.00%
Larceny	1427	1615	13.17%
Larceny-All	899	1098	22.14%
Burglary-Auto	528	517	-2.08%
Assault/Battery	698	998	42.98%
Assault/Battery (Simple)	447	531	18.79%
Assault/Battery (Aggravated)	251	467	86.06%

RESPONSE TIMES - Monthly Changes			
Median Time - Call Start to Dispatch			
	August	September	Changes
Priority 1	0:16:54	0:08:27	-50.00%
Priority 2	0:31:57	0:24:52	-22.17%
Priority 3	0:42:41	0:21:28	-49.71%

RESPONSE TIMES - Monthly Changes			
Median Time - Dispatch to Arrival			
	August	September	Changes
Priority 1	0:07:44	0:08:47	13.58%
Priority 2	0:09:25	0:10:07	7.43%
Priority 3	0:08:57	0:08:00	-10.61%

CALLS FOR SERVICE			
Monthly Changes			
	August	September	Changes
Dispatched	6136	5284	-13.89%
Self Initiated	1786	1576	-11.76%
Total	7922	6860	-13.41%

**denotes an increase

	2020	2021	Changes
Overall Total	2807	3357	19.59%



City of Santa Fe, New Mexico

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

MUNICIPAL COURT

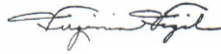
Virginia Vigil, Municipal Judge

Phone: (505) 955-5070

Fax: (505) 955-5159

Memo- Amended

To: Public Safety Committee Katherine Christner, Tara Rico

From: Virginia Vigil 
Municipal Court Judge

Date: 10/12/2021

Re: Packet from the Santa Fe Municipal Court

Enclosed please find the September 2021 monthly report, including the statistics for the last 6 months, and community service information.

Starting July 12, 2021, all trials and evidentiary hearings are conducted in-person, in accordance with the protocols approved from the Administrative Office of the Courts Emergency Response Team. Masks are required in the courtroom and common areas. Social distancing remains in place, along with a stringent sanitizing procedure.

Municipal Court previously secured funding from the State Legislature. Work will be starting soon to include a new roof, air conditioning to replace our evaporative coolers and securing the employee parking lot to provide additional safety for staff.

MUNICIPAL COURT MONTHLY STATISTICS REPORT FOR SEPTEMBER 2021		SEPT 2021	AUGUST 2021	JULY 2021	JUNE 2021	MAY 2021	APRIL 2021
1. NUMBER OF CASES FILED FOR MONTH		TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL
Traffic Violations		283	281	311	275	241	235
Traffic Citations (court appearance)		209	219	228	210	174	199
Penalty Assessments (court only collects money)		74	62	83	65	67	36
* Cell phone violation 12-6-12.18(6) (included in both court appearance & penalty assessments)		27	16	39	32	10	7
Criminal Cases		82	64	68	70	64	58
DUIs		18	16	12	9	17	8
Shoplifting		10	20	16	21	15	16
Petty Misdemeanors		44	19	36	34	22	28
Revoked		10	9	4	6	10	6
Code Enforcement		0	1	0	0	1	1
Animal Control		2	10	7	7	3	2
2. ARRAIGNMENTS (many arraignments result in pleas)							
Traffic Arraignments		101	117	97	101	102	96
Criminal arraignments		88	76	72	84	60	72
DUIs		15	15	15	13	11	9
Shoplifting		26	22	24	26	12	18
Petty Misdemeanors		38	25	24	38	27	36
Revoked		9	14	9	7	10	9
Animal		7	4	5	1	1	1
Code Enforcement		2	0	0	1	0	4
3. TRIALS		1	1	0	1	5	7
1) with attorney(s)		0	0	0	1	5	4
2) with police officers		1	1	0	0	0	3
1) Animal		0	0	0	0	0	0
2) Traffic		1	1	0	0	0	5
3) Misdemeanor/shoplifting		0	0	0	0	2	1
4) Code Enforcement		0	0	0	1	1	0
5) DUI		0	0	0	0	2	1
6) Revoked		0	0	0	0	0	0
4. BENCH WARRANTS ISSUED		273	212	220	152	184	172
5. HOMELESS COURT		0	0	0	0	0	0
6. COMMUNITY SERVICE - TOTAL		191	262	205	247	203	100
1) Community service hours – penalties		191	262	37	247	203	100
2) Community service hours – in lieu of fines		0	0	168	0	0	0

MUNICIPAL COURT FINES AND FEES DISTRIBUTION REPORT
September 2021

Animal Control	11001.451200	\$50.00
Court Fines	11001.450200	\$12,146.00
Parking	51150.450610	\$0.00
Traffic Violations	11001.450900	\$126.00
	TOTAL FINES:	\$12,322.00

Automation Fee (AOC)	21202.432100	\$ 1,740.00
Bench Warrants (City)	21224.432150	\$ 480.00
Calming Fees (City)	31775.450850	\$ 3,287.00
Copies/Misc. (City)	11001.471400	\$ 4.50
Corrections Fees (City) - PD	21201.432300	\$ 5,829.81
Corrections Fees (City) - Muni. Court	21225.432300	\$ 2,914.95
Court Admin. Fee (City)	21225.432310	\$ 2,911.00
DWI Lab Fees (AOC)	21202.432200	\$ 441.00
Muni. Court DWI (Screening & Tracking Fee) (Old line item - 21228.432000)	11001.432000	\$ 1,044.00
Home Detention (City) (Old line item 21225.43213)	21201.432130	\$ 207.42
In House Automation (City)	21130.432100	\$ 580.00
Judicial Education Fees (JEC)	21202.431800	\$ 855.00
Police Safety Fees (City)	21224.432120	\$ 1,404.00
Prevention Fees (AOC)	21202.450400	\$ 542.00
Substance Abuse Fee (AOC)	21202.432350	
	TOTAL FEES:	\$ 22,240.68

City	AOC	JEC
\$50.00		
\$12,146.00		
\$0.00		
\$126.00		
	\$ 1,740.00	
\$ 480.00		
\$ 3,287.00		
\$ 4.50		
\$ 5,829.81		
\$ 2,914.95		
\$ 2,911.00		
\$ 441.00	\$ 441.00	
\$ 1,044.00		\$ -
\$ 207.42		
\$ 580.00		
\$ 855.00		\$ 855.00
\$ 1,404.00		
\$ 542.00	\$ 542.00	
\$ -	\$ -	
\$32,822.68	\$2,723.00	\$855.00

\$36,400.68

TOTAL FINES AND FEES: \$34,562.68
City: Money remains with the City of Santa Fe: \$32,822.68
AOC: Money is submitted to the State of NM, Admin. Office of the Courts: \$2,723.00
JEC: Money is submitted to the NM Judicial Education Center: \$855.00

MUNICIPAL COURT MONTHLY STATISTICS REPORT FOR AUGUST 2021	AUGUST 2021	JULY 2021	JUNE 2021	MAY 2021	APRIL 2021	MARCH 2021
1. NUMBER OF CASES FILED FOR MONTH	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL
Traffic Violations	281	311	275	241	235	263
Traffic Citations (court appearance)	219	228	210	174	199	217
Penalty Assessments (court only collects money)	62	83	65	67	36	46
* Cell phone violation 12-6-12.18(6) (included in both court appearance & penalty assessments)	16	39	32	10	7	8
Criminal Cases	64	68	70	64	58	42
DUIs	16	12	9	17	8	5
Shoplifting	20	16	21	15	16	9
Petty Misdemeanors	19	36	34	22	28	21
Revoked	9	4	6	10	6	7
Code Enforcement	1	0	0	1	1	1
Animal Control	10	7	7	3	2	2
2. ARRAIGNMENTS (many arraignments result in pleas)						
Traffic Arraignments	117	97	101	102	96	105
Criminal arraignments	76	72	84	60	72	94
DUIs	15	15	13	11	9	7
Shoplifting	22	24	26	12	18	28
Petty Misdemeanors	25	24	38	27	36	44
Revoked	14	9	7	10	9	15
Animal	4	5	1	1	1	2
Code Enforcement	0	0	1	0	4	3
3. TRIALS	1	0	1	5	7	6
1) with attorney(s)	0	0	1	5	4	2
2) with police officers	1	0	0	0	3	4
1) Animal	0	0	0	0	0	0
2) Traffic	1	0	0	0	5	5
3) Misdemeanor/shoplifting	0	0	0	2	1	0
4) Code Enforcement	0	0	1	1	0	0
5) DUI	0	0	0	2	1	1
6) Revoked	0	0	0	0	0	0
4. BENCH WARRANTS ISSUED	212	220	152	184	172	202
5. HOMELESS COURT	0	0	0	0	0	0
6. COMMUNITY SERVICE - TOTAL	262	205	247	203	100	170
1) Community service hours – penalties	262	37	247	203	100	160
2) Community service hours – in lieu of fines	0	168	0	0	0	10

MUNICIPAL COURT FINES AND FEES DISTRIBUTION REPORT
August 2021

Animal Control	11001.451200	\$50.00
Court Fines	11001.450200	\$12,937.50
Parking	51150.450610	\$1,630.00
Traffic Violations	11001.450900	\$37.00
	TOTAL FINES:	\$14,654.50

Automation Fee (AOC)	21202.432100	\$ 1,700.00
Bench Warrants (City)	21224.432150	\$ 1,242.61
Calming Fees (City)	31775.450850	\$ 3,261.41
Copies/Misc. (City)	11001.471400	\$ 10.25
Corrections Fees (City) - PD	21201.432300	\$ 5,549.99
Corrections Fees (City) - Muni. Court	21225.432300	\$ 2,775.01
Court Admin. Fee (City)	21225.432310	\$ 2,876.00
DWI Lab Fees (AOC)	21202.432200	\$ 393.00
Muni. Court DWI (Screening & Tracking Fee) (Old line item - 21228.432000)	11001.432000	\$ 634.00
Home Detention (City) (Old line item 21225.43213)	21201.432130	\$ 160.00
In House Automation (City)	21130.432100	\$ 572.00
Judicial Education Fees (JEC)	21202.431800	\$ 852.00
Police Safety Fees (City)	21224.432120	\$ 1,385.00
Prevention Fees (AOC)	21202.450400	\$ 364.00
Substance Abuse Fee (AOC)	21202.432350	
	TOTAL FEES:	\$ 21,775.27

City	AOC	JEC
\$50.00		
\$12,937.50		
\$1,630.00		
\$37.00		
	\$ 1,700.00	
\$ 1,242.61		
\$ 3,261.41		
\$ 10.25		
\$ 5,549.99		
\$ 2,775.01		
\$ 2,876.00		
\$ 393.00	\$ 393.00	
\$ 634.00		\$ -
\$ 160.00		
\$ 572.00		
\$ 852.00		\$ 852.00
\$ 1,385.00		
\$ 364.00	\$ 364.00	
\$ -	\$ -	
\$34,729.77	\$2,457.00	\$852.00

\$38,038.77

TOTAL FINES AND FEES: \$36,429.77
City: Money remains with the City of Santa Fe: \$34,729.77
AOC: Money is submitted to the State of NM, Admin. Office of the Courts: \$2,457.00
JEC: Money is submitted to the NM Judicial Education Center: \$852.00

Administrative Office of the Courts

Supreme Court of New Mexico

Arthur W. Pepin, Director



237 Don Gaspar, Room 25
Santa Fe, NM 87501
(505) 827-4802
(505) 827-4824 (fax)

MEMORANDUM

TO: Judge Virginia Vigil and Chad Chittum, Staff Attorney, Santa Fe
Municipal Court
FROM: Emergency Response Team
DATE: June 19, 2020
RE: SANTA FE MUNICIPAL COURT REOPENING PLAN

Thank you for submitting Santa Fe Municipal Court's June 12th Reply to the ERT's Response raising a number of issues in the court's original reopening plan. The Reply answers the issues raised by the ERT. The court has provided for appropriate screening, distancing, sanitization, language access services, and docket management consistent with COVID-19 best practices. ERT especially appreciates the court's efforts to maximize online processes in both this document and your earlier changes to court practices. Although a diagram of the courtroom is not provided, you have described blocking off alternate rows, marking six-foot distances, and cleaning between uses in a manner that accommodates proper distancing and COVID-19 best practices. You have also addressed the ERT's concerns with maximizing the safety of court staff. The court is approved to reopen under the plan as modified in your Reply of June 12, 2020.