

**MINUTES OF THE**  
**SANTA FE COUNTY**  
**DWI PLANNING COUNCIL**

**April 28, 2011**

**Santa Fe, New Mexico**

The Santa Fe County DWI Planning Council meeting was called to order by Yvonne Ortiz, Acting Chair at approximately 8:30 a.m. on the above-cited date at 2052 S. Galisteo, Santa Fe, New Mexico.

The following individuals were present:

**Members Present:**

Yvonne Ortiz, Acting Chair  
Juan Blea  
Ken Coleman  
James Jackson  
Vivian Nelson  
Grace Quintana-Trujillo  
Michael Sisneros  
Allen Steele  
Lisa Wooldridge

**Member(s) Excused:**

Donna Morris  
Sgt. Louis Carlos  
Richard De Mella

**Staff Present:**

Steve Shepherd, Health & Human Services Division Director  
Becky Beardsley, DWI Program Department Administrator  
Diolinda Roybal, DWI Program Prevention Specialist  
Frank Magourilos, DWI Program Senior Certified Prevention Specialist Supervisor  
Monica Acevedo, DWI Program Compliance Monitor  
Renee Sandoval, DWI Program Compliance Monitor  
Joyce Varela, DWI Program Accountant

**Others Presents:**

Cynthia Delgado, Santa Fe Underage Drinking Prevention Alliance, Community Liaison  
Shelley Mann-Lev, Santa Fe Public Schools – Underage Drinking Prevention Alliance  
Sgt. Alan Mascareñas, Santa Fe Police Department  
Sgt. William Pacheco, County Sheriff's Department  
Billie Blair, Santa Fe Community Foundation

Members and staff present introduced themselves. Ms. Beardsley said staff members Christina Gomez and Joanne De Baca were not here.

### **APPROVAL OF THE AGENDA**

Upon motion by Member Jackson and second by Member Sisneros the agenda was unanimously approved

### **MATTERS FROM THE PUBLIC**

None were presented.

### **MATTERS FROM THE COUNCIL**

Member Steele suggested that this item and Matters from the Public would be more effective if it appeared at the end of the meeting. Ms. Beardsley said the agenda follows the County template but she would look into modifying it.

### **INFORMATION ITEMS (Information/Discussion)**

- A. **DWI Program Overview (Overview of Components Funded, Funding Sources, Budget Process, Goals and Accomplishments)**
- B. **DWI Planning Council Overview (Roles and Responsibilities of the Members, Organizational Structure and Relationship of the Council to the Board of County Commissioners)** *[Packet on File with DWI Program Coordinator]*

Ms. Beardsley explained that the activities of the program are funded through the LDWI, the Local DWI Grant Program from the state, and through CDWI, the Community DWI funding. The LDWI fund consists of money from excise tax and the distribution portion is allocated according to a formula which takes into account liquor sales, gross receipts tax and crash data. In 2006 the County received \$1.054 million and in 2011 received \$1,461,809. Next year's funding is estimated to be around \$1.049 million.

CDWI monies come from fees collected by the courts from DWI offenders. These are filtered to the counties through the Department of Transportation's Traffic Safety Bureau. In addition the program collects screening fees from DWI offenders convicted in Magistrate Court.

In order to secure funding from these organizations the State Department of Finance and Administration has guidelines, including the formation of a planning or advisory council or citizen task force. Ms. Beardsley referred to the guidelines in the packet (pages 1 and 2). Packet page 4 shows the County's original enabling resolution, 1997-87. A task force had been established in 1993 and this was modified to a planning council in 1997. The County recently

went through a process of streamlining all of its committees and task forces resulting in a DWI PC of five members, which due to term expirations went down to three: Yvonne Ortiz, Sgt. Louis Carlos, and Donna Morris. New members were solicited through advertisements resulting in 37 applicants. Ms. Beardsley stated she and the BCC strove for a council from a variety of disciplines and districts in order to meet the requirements of funding sources and the wishes of the Commissioners that each district have representation. The terms are for two years with the possibility for reappointment. Member Ortiz' term expires the end of June at which point a new chair and vice chair will be elected.

Ms. Beardsley explained that a quorum consists of 51 percent or more of the members present, which in this case would be seven out of the twelve members necessary for conducting business. In addition there are standing and ad hoc subcommittees including Prevention and Law Enforcement, and any others as the need arises. Treatment used to have a subcommittee but that area is now under the purview of the CARE Connection. She indicated that the Galisteo Street location also houses the CARE Connection and the Sobering Center which is now run by Christus St. Vincent Hospital. The Sobering Center offers three to seven days of social detox.

Member Jackson asked about the capacity of the Sobering Center and was told there was room for 15 males and 7 females. Member Steele asked if it would be possible to hear from folks in the facilities and Ms. Beardsley said she would see if she could arrange it and put it on the agenda.

The Planning Council meets the second Thursday of the month excepting the months of April, June and August unless there are pressing concerns. Page 5 of the packet outlines the members' duties which include development of a community plan outlining the needs of the community. In the past consultants have undertaken this work. The PC also helps develop grant and funding applications and is advisory to the Board of County Commissioners who occasionally ask for recommendations on issues.

The packet contains a copy of the Open Meetings Act which governs noticing provisions, and County Resolution 2009-02 which outlines the rules of order, which are similar to Robert's Rules. Member Wooldridge asked if the public was allowed to attend and Ms. Beardsley said all County meetings are open to the public. Member Wooldridge asked if issues were to be limited to these meetings and Ms. Beardsley stated she can be contacted by email or phone between the meetings. She then stated that communication between the BCC and the DWI PC goes both ways.

Member Coleman asked if the Council's recommendations were acted upon and Ms. Beardsley said issues specific to this field were and she read the mission statement on page 23, which also lists websites of interest.

Turning to page 24, Ms. Beardsley said the previous strategic plan was adopted in 2001 and updated in 2006.

Ms. Delgado mentioned the Youth Risk and Resiliency Survey (YRRS) that is valuable in studying the trends in underage use of alcohol.

Member Steele asked if the City had a separate committee and Ms. Beardsley said there is only one pot of money and this committee encompasses the city.

Member Coleman asked about the use of the terms DWI and DUI, and Ms. Beardsley explained that driving while impaired and driving under the influence are used interchangeably. Member Jackson asked if drug use was also touched upon and Ms. Beardsley stated the focus is on alcohol, but poly-abuse figures prominently. Member Blea noted that there is no precise measurement for drugs in the field. Ms. Beardsley said there are not “per se” limits for drugs where impairment is “undeniable” whereas alcohol impairment is set at .08 blood alcohol content. However, there are DREs – drug recognition experts who can cite for drug-related DWI.

Mr. Magourilos noted that in Prevention everything is addressed. Member Blea said most poly-user mix and match and checking for alcohol casts a wide net.

Ms. Beardsley explained that they use statistical means to measure trends – arrests, convictions, repeat offenders, screening and treatment percentages, etc. There are multiple variables.

Ms. Beardsley outlined the LDWI funding which is defined by statute. The distribution formula takes into account the volume of liquor sales done by wholesalers with 41 percent going to the counties. Santa Fe County receives \$300,000 for detox services, which is deemed “social” rather than “medical.” The service is free to the individual participants.

She spoke of the interlock program which is currently in limbo.

Turning to the subject of the program budget, Ms. Beardsley stated that a projection is given by DFA for the upcoming fiscal year. Quarterly distributions are received by the counties based on actual revenue so the final revenue amount is not known until the first week in June. She spoke of the difficulty of trying to budget while not knowing what the distribution is going to be and stated that if actuals are less than budget, any expended funds are to be covered by the county. Previously any excess funds previously had to be spent prior to the end of the fiscal year or were reverted to the state. This practice changed a couple of years ago so there is now an opportunity for reapplying for the use of the funds. Because of legislative action, Counties have been encouraged to revert money this year in order to reapply for them in an effort to compensate for the impending shortfall. She stressed that Santa Fe County is looked at as a model program in the state.

Of the possible eight areas that can be funded the Santa Fe program works on seven, excluding only domestic violence, which is overseen by other organizations. The program funds two law enforcement positions as well as training.

Referring to page 28, Ms. Beardsley explained the flow chart of what happens when a person is arrested for DWI, pointing out possible glitches in the process. She noted the role of administrative screening, which aids in data collection, adding 680 people are screened per year. Treatment is no longer funded, that money is now going into prevention with the exception of \$10,000 earmarked for youth. County indigent funds as well as federal vouchers are used to cover treatment options. Ms. Beardsley mentioned compliance mechanisms, pointing out that

there are 1300 active offenders being monitored and stated that these components are state-mandated.

Other programs include those geared towards underage drinking, such as teen court. There are programs planned in conjunction with the Underage Drinking Prevention Alliance, including campaigns focusing on prom and graduation night. Ads have been placed in theaters urging parents to talk to their kids. Sgt. Mascareñas noted some venues will use PBT (preliminary breath test) devices.

## **Prevention**

Mr. Magourilos distributed a schematic [*Exhibit 1*] demonstrating the work and philosophy of the Prevention Department. He said it is a science and evidence based program involving complex human systems, which makes the results hard to evaluate. The program involved two categories: a) environmental strategies; and b) direct services to individuals using a continuum of care model. Both universal and selective strategies are used. The more closely geared to high-risk individuals the more expensive the tactic. He said he was hoping to solicit input from the members at subcommittee meetings with an eye to developing a strategic plan, objectives, goals, mission statement and vision statement. There is a plan to hire an outside evaluation which will lend credibility to the analysis.

Ms. Beardsley indicated they will be going over the program at the next meeting, which will be in two weeks. Ms. Mann-Lev suggested meeting in June as well, given the amount of material that needs to be covered. Ms. Delgado asked that the Underage Drinking Prevention Alliance be put on the agenda at some point and invited the PC members to attend their meetings.

Ms. Beardsley stated the next meeting will be devoted to the budget, coordinating the plan with evaluation components, grants, reports and fiscal aspects. She noted next year's budget will be lower since money was lost during the legislative session. She applied for grant money for law enforcement but was turned down. The CDWI funds can be used for overtime for law enforcement, underage drinking compliance, saturation patrols, equipment and training, and that application is due April 29<sup>th</sup>. She outlined the progress the County has made as shown by statistics, including some attributable to the CADDy program and promotion of designated drivers. She stressed that the key was changing the culture.

### **C. Legislative Update**

Ms. Beardsley stated she would give a summary at the next meeting. Eighty-nine bills were introduced and only three were acted upon.

## **ANNOUNCEMENTS**

**Next PC meeting – May 12, 2011 – 8:30 to 10:30**

**ADJOURNMENT**

This meeting was declared adjourned at approximately 10:40 a.m.

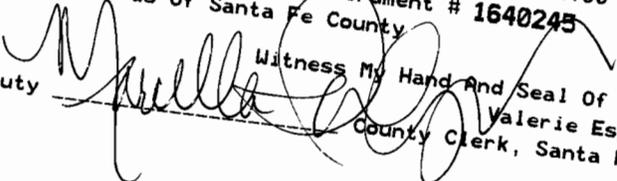
Approved by:

  
Yvonne Ortiz, Acting Chair  
DWI Planning Council

Submitted by:

Debbie Doyle, Wordswork



COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss DWI MINUTES  
PAGES: 6  
I Hereby Certify That This Instrument Was Filed for  
Record On The 15TH Day Of July, 2011 at 02:54:00 PM  
And Was Duly Recorded as Instrument # 1640245  
Of The Records Of Santa Fe County  
Deputy  Witness My Hand And Seal Of Office  
Valerie Espinoza  
County Clerk, Santa Fe, NM

SFC CLERK RECORDED 07/15/2011