

MINUTES OF THE
SANTA FE COUNTY
DWI PLANNING COUNCIL

June 13 2013

Santa Fe, New Mexico

This meeting of the Santa Fe County DWI Planning Council was called to order by Acting Chair Lisa Wooldridge at approximately 9:05 a.m. on the above-cited date at 2052 S. Galisteo, Santa Fe, New Mexico.

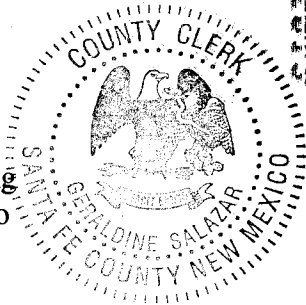
The following individuals were present:

Members Present:

Lisa Wooldridge
Richard De Mella
Glenn Levant
Tom Starke
Leah Tafoya

Member(s) Excused:

Donna Bevacqua-Young
Grace Quintana-Trujillo



Staff Present:

Lupe Sanchez, DWI Program Coordinator
Peter Olson, DWI Program

Others Present:

Bernard S. Velasquez, Tesuque PD
Nathan Segura, SFSO
Nico Butler, SFPD
Ted Collins, NMSP
Alan Mascareñas, SFPD
Mark Lewandowski, SFPD

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss DWI MINUTES
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I Hereby Certify That This Instrument Was Filed for
Record On The 15TH Day Of October, 2013 at 11:41:51 AM
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Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Deputy Marcella Salazar Geraldine Salazar
County Clerk, Santa Fe, NM

Mr. Sanchez introduced Leah Tafoya, who was recently appointed to the Council by the Board of County Commissioners. Ms. Tafoya stated she works for the Adult Probation and Parole Department.

III. Approval of the Minutes: May 9, 2013

Upon motion by Mr. Levant and second by Mr. Starke the minutes of both the April and May meeting minutes were approved unanimously.

IV. Approval of the Agenda

Mr. De Mella moved approval of the agenda as published and Mr. Starke seconded. The motion carried unanimously.

V. Matters from the Council

A. Follow-up from Previous Meetings

Mr. Levant moved to name Ms. Wooldridge as vice chair. Mr. Starke seconded and the motion passed by unanimous voice vote.

B. Other Matters from the Council

None were raised.

VI. Information Items

A. Nico Butler, Santa Fe Police Department – Breath Testing Challenges

Officer Butler introduced himself noting he had been with the department for about ten years and is an IR 8000 instructor and has taught local officers how to use the intoxilyzer. He frequently testifies in court. He showed a short video on drunk driving.

Mr. Levant referred to the previous meeting's speaker, Jason Avery, who mentioned a lack of uniformity on using gas standards to calibrate the equipment. He suggested the DWI program could help fund the gas canisters. Officer Butler said they have adequate funding but could look to the program for back up. He said each of the canisters lasts about two years or 300 tests. The current issue is educating the judges and public defenders on the use of this new model, since it does not have the problems the older models had. It is simpler, more reliable and gives error codes for potential contaminants. He pointed out the read outs are rounded down to give the defendant the benefit of the doubt.

Officer Butler said it would be optimum for either he or Mr. Avery to give the judges an orientation on the machine at one of their continuing education conferences. He has given classes to the district attorneys. The new regulations specify how often calibrations must be done, something seized upon by defense attorneys. With the new equipment there is a calibration with every test. He said the gas standard simplifies everything.

Mr. Levant suggested that the makers of the machine give a presentation to the judges and public defenders on how the IR 8000 works.

Mr. De Mella initiated a discussion on whether wealthy defendants with good lawyers were more likely to be acquitted. Officer Butler said it was possible, but Officer Lewanowski disagreed, stating the most important factor is the officer having a solid case. By the same token a good public defender has as good a chance as a high-priced attorney. However, getting convictions on cases involving drugs are more problematic. Colorado is establishing a standard for TCH. A further issue in getting a conviction is establishing probable cause.

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There was further discussion on the problems involving the state laboratory.

VI. B. Glenn Levant – Creation of Orientation Manual for Council Members

Mr. Levant indicated the Finance Committee was recommending providing funding for a contract to put together an orientation manual for new members, touching on state legislation, the County's enabling resolution, the flow of funding, in and out, and the composition of the membership.

Mr. Sanchez suggested this be done at the start of the fiscal year, and he mentioned a potential contractor.

Mr. Levant moved to create the appropriate funding. Mr. De Mella seconded and the motion carried unanimously.

Mr. Sanchez said he would bring the dollar amount back to the council.

Mr. Levant said the Finance Committee also recommended that the non-law enforcement contractors make presentations to the council on a quarterly basis. He suggested the September meeting would serve. Mr. Sanchez said most of the non-law enforcement contracts involve prevention. Additionally, there is the CADDy contract.

Mr. De Mella recommended the presentations be done over the course of two meetings, and that outcomes be emphasized. Mr. Starke noted that the health needs report makes clear DWI is only a portion of the problems that arise from alcohol and drugs, so it is good to hear progress reports from the CARE Connection as well.

B. Tom Starke – Victim Impact Panel Survey and DWI Dashboard

Mr. Starke said he would email the statistical study done from 2005 to 2012 analyzing which courts are most successful in reducing DWI recidivism. They looked at several hundred magistrate, municipal, etc. and created a recidivism within one rate year number. This ranged from one percent to 7 ½ percent, depending on the court. Reviewing the practices of the most successful courts, Mr. Starke stressed the importance of the offender understanding the conditions of probation and the consequence of re-offending; imposing unambiguous sanctions under supervised probation; and treatment for those failing UA's. He said interlocks do influence behavior. TADS or SCRAM are also effective.

Mr. Starke suggested going to the local judges with the results of the survey. Mr. Sanchez recommended inviting judges to a meeting. Mr. De Mella asked about the role of caseload and funding and Mr. Starke said it was a factor. Mr. Starke again emphasized the necessity of clear, certain and swift sanctions. Mr. Levant indicated the analysis should be included in the report to the BCC.

D. Coordinator's Report.

Regarding membership, Mr. Sanchez stated David Saldivar is up next for appointment. Ms. Quintana-Trujillo has been asked to submit a résumé. He said he has been busy closing out the fiscal year, collecting invoices from providers. Some money will be reverted but that can be

DWI PLANNING COUNCIL MEETING

DATE: June 13, 2013

PLACE: 2052 South Galisteo

MEMBER'S NAME

SIGNATURE

Donna M. Bevacqua-Young

Richard De Mella

Glenn Levant

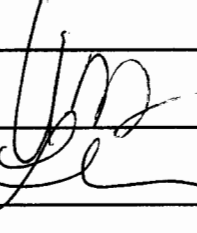
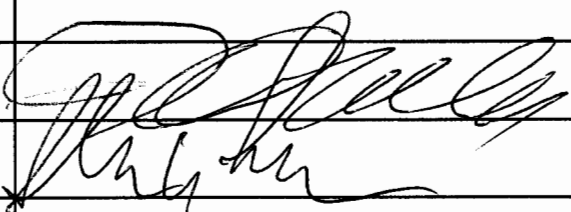
Grace Quintana-Trujillo

Tom Stark

Allen Steele

Lisa Wooldridge

Leah Tafoya



Leah.Tafoya@gmail.com

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DWI PLANNING COUNCIL MEETING

DATE: June 13, 2013

PLACE: 2052 South Galisteo

GUEST NAME	REPRESENTING	PHONE/E-MAIL
Lupe Sanchez	DWI Program	
Joyce Varela		
Diolinda Roybal		
Peter Olson	DWI Program	
BERNARD S. VELAZQUEZ	TESQUIERO PD.	505-989-9119
Nathan Segura	SFSO	505-231-9179
Nico Butler	SFPD	(505) 955-2753
Ted Gillias	NMSP	827-5302
ALAN MASCARENA	SEM	2503649
MARK LEWANDOWSKI	SANTA FE PD	(505) 660-0261

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reapplied for. He's been gathering data from the County health report as well as epidemiology studies.

Mr. Sanchez indicated CADDy hours of operation have been changed in order to avoid going over budget. It will now be running from 10:00 to 2:30 Friday and Saturday. There has been a slight drop in ridership and average cost is around \$3,000 per weekend. There may have to be a weekend cut at the year-end.

A public awareness campaign is in the works and the Hundred Days of Summer is coming up. He congratulated the Santa Fe Police Department for being number one in the state for DWI arrests.

The memorial to DWI fatalities in Tarrant County was discussed. Mr. Sanchez noted the feelings of the families need to be taken into consideration.

VII. Miscellaneous

A. Agenda Items for New Meeting

The next meeting was scheduled for July 11th. Mr. Starke asked that subcommittee reports be included again and that the health report be discussed.

Mr. Levant asked if the "worst bar" list has been updated lately. Mr. Sanchez said he has been too busy with year-end issues. He mentioned SID is currently short-handed.

Officer Lewandowski indicated the SFPD's funding for checkpoints and saturation patrols is running low and they may seek bridge funding. Mr. Sanchez said they would figure out a way to provide that.

It was announced that Officer Mascareñas was retiring and he was given a round of applause.

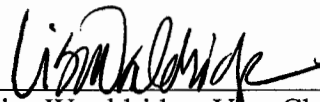
VIII. Matters from the Public

None was presented.

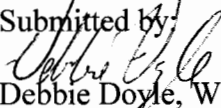
IX. Adjournment

This meeting was declared adjourned at approximately 10:30 a.m.

Approved by:



Lisa Wooldridge, Vice Chair
DWI Planning Council

Submitted by:

Debbie Doyle, Wordswork