



-538-

City of Las Cruces[®]

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 8

Ordinance/Resolution# 18-116

For Meeting of _____
(Ordinance First Reading Date)

For Meeting of March 19, 2018
(Adoption Date)

Please check box that applies to this item:

☐ QUASI JUDICIAL

☐ LEGISLATIVE

☒ ADMINISTRATIVE

TITLE: A RESOLUTION TO BETTER ENSURE THE SAFETY OF STUDENTS IN LAS CRUCES SCHOOLS.

PURPOSE(S) OF ACTION:

Support safety of students in Las Cruces schools.

COUNCIL DISTRICT: All		
<u>Drafter/Staff Contact:</u> Elizabeth Teeters	<u>Department/Section:</u> Administration/City Manager's Office	<u>Phone:</u> 541-2181
<u>City Manager Signature:</u>		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The Las Cruces City Council carries the duty and authority to act in the best interest of the health, welfare, and safety of the residents they represent. Recently deadly attacks at schools and in other public places in our nation have brought to them numerous calls to better ensure the community's safety, particularly that of the young people. Article II, Section 6 of the New Mexico State Constitution prohibits municipalities from making any laws regarding the possession of any firearms within their city's jurisdiction, except as to prohibiting their discharge.

Recent threats made against the lives of students in Las Cruces schools have resulted in school lockdowns, police searches of schools, early releases of students, students fearing for their lives at school, and students staying home from school. The education of young people is a critical element in the successes they can hope to achieve in their lives, but too easy access to semi-automatic weapons, primarily designed to replicate weapons of war, is a strongly contributing factor to students staying out of school and being in fear for their lives when at school.

The proposed Resolution, if approved, would request that the New Mexico Legislature and Governor act to better secure the safety and education of young people by restricting the sale and possession of semi-automatic weapons and any devices intended to convert another weapon into or simulate an automatic or semi-automatic weapon in New Mexico.

(Continue on additional sheets as required)

SUPPORT INFORMATION:

1. Resolution.

SOURCE OF FUNDING:

Is this action already budgeted? N/A			
	Yes	☐	See fund summary below
	No	☐	If No, then check one below:
	Budget Adjustment Attached	☐	Expense reallocated from:
	☐	Proposed funding is from a new revenue source (i.e. grant; see details below)	
	☐	Proposed funding is from fund balance in the (# and Fund Name) Fund.	
Does this action create any revenue? N/A			
	Yes	☐	Funds will be deposited into this fund: (Fund #) in the amount of \$_____ for FY_____.
	No	☐	There is no new revenue generated by this action.

BUDGET NARRATIVE

N/A

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

OPTIONS / ALTERNATIVES:

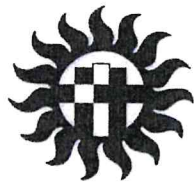
1. Vote "Yes"; this will adopt the Resolution to support the safety of students in Las Cruces schools.
2. Vote "No"; this will not adopt the Resolution to support the safety of students in Las Cruces schools.
3. Vote to "Amend"; this could amend the Resolution to support the safety of students in Las Cruces schools.
4. Vote to "Table"; this could delay the adoption of the Resolution to support the safety of students in Las Cruces schools.

(Continue on additional sheets as required)

REFERENCE INFORMATION:

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

N/A



City of Las Cruces[®]

PEOPLE HELPING PEOPLE

COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of _____
(Ordinance First Reading Date)

For Meeting of March 19, 2018
(Adoption Date)

TITLE:

A RESOLUTION TO BETTER ENSURE THE SAFETY OF STUDENTS IN LAS CRUCES SCHOOLS.

Purchasing Manager's Request to Contract (PMRC) {Required?} Yes ☐ No ☒

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Elizabeth Teeters Policy Analyst/Administration	<i>Elizabeth Teeters</i>	541-2181	3/14/18
Department Director	<i>William F. Studer, Jr.</i>	2642	3/14/18
Budget	N/A		
Assistant City Manager /William F. Studer, Jr.	<i>David P. Dollahan for W.F.S.</i>	—	—
Assistant City Manager/David P. Dollahan	<i>David P. Dollahan</i>	X-2078	3/14/2018
City Attorney	<i>Jason</i>	2010	3/14/18
City Clerk	<i>[Signature]</i>	2115	3/14/18

RESOLUTION NO. 18-116

A RESOLUTION TO BETTER ENSURE THE SAFETY OF THE STUDENTS IN LAS CRUCES SCHOOLS.

The City Council is informed that:

WHEREAS, we, as the elected representatives of the residents of Las Cruces, do carry the duty and authority to act in the best interests of the health, welfare, and safety of those residents we represent; and

WHEREAS, recent deadly attacks at schools and in other public places in our nation have brought to us numerous calls to better ensure our community's safety, particularly that of our young people; and

WHEREAS, Article II, Section 6 of our New Mexico State Constitution prohibits municipalities from making any laws regarding the possession of any firearms within our jurisdictions, except as to prohibiting their discharge; and

WHEREAS, recent threats made against the lives of students in Las Cruces schools have resulted in school lockdowns, police searches of schools, early releases of students, students fearing for their lives at school, and students staying home from school; and

WHEREAS, the education of our young people is a critical element in the successes they can hope to achieve in their lives, but too easy access to semi-automatic weapons, primarily designed to replicate weapons of war, is a strongly contributing factor to students staying out of school and being in fear for their lives when at school.

NOW, THEREFORE, We, the members of the governing body of the City of Las Cruces, do hereby request that our New Mexico Legislature and our Governor act to better secure the safety and education of our young people by restricting the sale and

possession of semi-automatic weapons and any devices intended to convert another weapon into or simulate an automatic or semi-automatic weapon in New Mexico, and in order to convey that message, be it Resolved by the Governing Body of the City of Las Cruces:

(I)

THAT the City Manager send a letter and an email to each member of our state legislative delegation with this request and a copy of this resolution as ultimately approved by the City Council of Las Cruces.

(II)

THAT the City Manager ensure that this request is included in our legislative requests for the 2019 Legislative Session.

(III)

THAT the City Manager direct staff to do all that is necessary to ensure this is accurately conveyed to our state legislators with adequate time to submit and consider appropriate legislation.

(IV)

THAT City staff is hereby authorized to do all deeds as necessary in the accomplishment of the herein above.

DONE AND APPROVED this ____ day of _____, 20__.

APPROVED:

Mayor

ATTEST:

City Clerk

(SEAL)

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:



City Attorney

VOTE:

Mayor Miyagishima: _____

Councillor Gandara: _____

Councillor Smith: _____

Councillor Vasquez: _____

Councillor Eakman: _____

Councillor Sorg: _____

Councillor Flores: _____