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**VILLAGE COUNCIL REGULAR MEETING
DRAFT MINUTES
SNAKEDANCE CONDOMINIUMS
HONDO RESTAURANT
TAOS SKI VALLEY, NEW MEXICO
TUESDAY, AUGUST 9, 2016, 2:00 P.M.**

1. CALL TO ORDER & NOTICE OF MEETING

The regular meeting of the Village of Taos Ski Valley Council was called to order by Mayor King at 2:00 p.m. The notice of the meeting was properly posted.

2. ROLL CALL

Ann Wooldridge, Village Clerk, called the role and a quorum was present.

Governing body present:

Mayor Neal King
Councilor Kathy Bennett
Councilor Christof Brownell
Councilor Chris Stagg
Councilor Tom Wittman, Mayor Pro Tem

Staff present:

Village Administrator Mark Fratrack
Village Finance Director Nancy Grabowski
Village Clerk Ann Wooldridge
Public Works Director Ray Keen
Interim Public Safety Director Sam Trujillo
Village Planner Matthew Foster
Village Attorney Dennis Romero

3. APPROVAL OF THE AGENDA

MOTION: To approve the agenda as written

Motion: Councilor Wittman **Second:** Councilor Bennett **Passed:** 4-0

4. APPROVAL OF THE MINUTES OF THE JULY 12, 2016 REGULAR VILLAGE COUNCIL MEETING and the JULY 26, 2016 SPECIAL COUNCIL MEETING

MOTION: To approve the minutes as presented

Motion: Councilor Wittman **Second:** Councilor Stagg **Passed:** 4-0

5. CITIZEN'S FORUM

Mike Fitzpatrick, resident, asked that more of the financial information of the Tax Increment Development District (TIDD) be available for review on the Village web site. He expressed concern that the existence of the TIDD would put pressure on the Village's finances.

Peter Talty with TSV Inc. introduced the new CEO, David Norton. Mr. Norton told the Council that he was excited to be a part of the redevelopment occurring in Taos Ski Valley.

6. FINANCIAL REPORTS

Director Grabowski reported that GRT remitted to the Village in July was \$119,909 compared to \$37,891 for July last year. Totals year to date are \$119,909 versus last year's \$37,891. The TIDD received a distribution in July for May GRT of \$404,386.

Lodger's tax collections were \$3,312, versus \$3,159 for last year. Totals for the year are up by 6%. Building permit fees and plan review fees were collected in July for the Blake Hotel. Impact fees and system development fees are still being negotiated. The new auditors will start work in the Village office on August 23, 2016. Andy Bilardello, the new Police Chief, will start work on August 15, 2016. Bill Jones, the new Building and Construction director, will start work around August 30, 2016. Advertising for the positions of laborer/equipment operator, public works administrative assistant, and lead mechanic are under way.

7. COMMITTEE REPORTS

A. Planning and Zoning Commission – P&Z met on Monday, August 1, 2016 at 1:00 p.m. Commission Chair Wittman reported on the following agenda items:

- Comprehensive plan list of priorities for objectives outlined in the eight elements
- Plan to ask Council to move forward with request for qualifications for a contractor to prepare a Kachina master plan. \$50,000 is in the Village budget for this project.

The next P&Z meeting is scheduled for Monday, September 12, 2016 at 1:00 p.m. This meeting will be held at the Columbine Inn due to renovations at the Snakedance Condominiums.

B. Public Safety Committee – The Public Safety Committee met on Monday, August 1, 2016 at 9:00 a.m. at the Village Office. Chair Kathy Bennett reported on the following agenda items:

- Continued consideration of a firearms ordinance
- The necessity of requiring bear-proof trash cans throughout the Village. The committee recommends buying two more bear-proof dumpsters for Thunderbird Road.
- Continued consideration of allowing off-road vehicles on Village roads

The next meeting will take place on Monday, October 3, 2016 at 9:00 a.m. at the Village Office.

C. Firewise Community Board of Directors - The Firewise Community Board of Directors met on Monday, August 1, 2016 at 10:00 a.m. at the Village Office. Chair Kathy Bennett reported on the following agenda items:

- A second siren is being purchased to be installed on the roof of the Edelweiss Condominiums in the Village core.

The next meeting will take place on Monday, October 3, 2016 at 10:00 a.m. at the Village Office.

D. Parks & Recreation Committee

The Committee has tables and benches ready to place in the Kachina wetlands park to create a picnic area. They are interested in placing a community billboard in the Kachina area also. The Committee will be sponsoring a community barbeque again this October. Next meeting is scheduled for September 7, 2016 at 4:30 p.m. at the Stray Dog Cantina

E. Lodgers' Tax Advisory Board

The Board will meet on August 17, 2016 at 10:00 a.m. to review funding proposals.

8. REGIONAL REPORTS

Councilor Bennett reported on the following items:

- The Landfill Board did not meet
- The IGC Board meeting did not have a quorum, but the council members relayed their current issues, such as consideration to banning plastic bags and eliminating use of pesticides.

9. MAYOR'S REPORT

Mayor King participated in a County meeting amongst Mayors and Administrators. Additional tax money will be needed for the E911 program. The Village is paying less now to the County than it did previously to the Town for the program. Red River is experiencing trouble with obtaining land for their treatment plant from the Forest Service through the Townsite Act program, very similarly to the Village. The US Forest Service has stopped Village Staff from using the BurnBoss until certain regulations have been met. A voting delegate is needed for the annual Municipal League conference later in August. Mayor King will serve as the delegate, with Councilor Bennett serving as alternate.

10. STAFF REPORTS

A. Mark Fratrack, Village Administrator reported on ongoing projects:

- Townsite Act – Monument markers are now being required at each survey point. The cost of a marker is between \$6,000 and \$10,000, with a total of 23 needed. Red Tail Surveying is working with the Forest Service on this.
- Communication Tiger Team – There has been limited response to join the team.
- Taos Mountain Lodge – The RFPs for replacing the septic tank are due this Friday. The next step required will be advertising an RFP for a property manager.
- The Blake/ TSVI – Staff is having discussions with TSVI in regards to the system development fees and the maintenance agreement for upkeep of the public areas.
- Ernie Blake Road – A workshop to discuss alternatives for the design of the road will take place on August 20, 2016 from 12 noon to 3:00 at the Looking Glass in the Resort Center.
- RTD – Staff is reviewing the agreement, schedule, and funding requirements. The Town of Taos will commit to \$12,000 for the upcoming ski season.
- Natural Gas line – Staff continues to meet and to work with NM Gas to assure that credits are maximized towards trunk line installation.
- Kachina Water Tank – Grubbing and clearing for site preparation are being accomplished this year. The tank will be installed next year. FEI Engineers and Staff continue to work with TSVI on minimizing visual and construction impact of the tank project.
- Taos County Executive meeting – The meeting including discussion of a possible tax increment for E911 services, regional economic development and tourism efforts, and the Association of County conference to be held in Taos in June 2017.
- City Mangers meeting – Administrator Fratrack attended the recent NMML conference. Items of interest were updates on GRT, Airbnb and VRBO presentations, and panels on managing in difficult political environments.

Department Briefs

- **Department of Public Safety Update. Interim Public Safety Director Trujillo reported on July activity:**
- Law Enforcement: (2) Citizen Assists, (27) Hours of Traffic Enforcement, (3) Traffic Stops, (2) Verbal Warnings, (1) Written Warnings, (5) Parking Citations
- Fire/EMS: (0) Fire Responses, (1) EMS Response – Respiratory Distress
- SAR: (0) Search and Rescue Missions
- **Village Clerk:** Clerk Wooldridge reported that in the final rendition of the spreadsheet used to calculate the water and sewer EQRs for monthly fixed rate utility billing, the count went to 606 EQRs from the original 636, due to some new accounts being represented in duplicate. Wooldridge will continue to work with Mayor King on the spreadsheet. The change will hopefully not impact water and sewer revenues severely.
- **Public Works Department:** Director Keen reported that the application of magnesium chloride is ongoing on Twining Road starting in front of the St. Bernard Condominiums. Keen is working with the USFS to get proper authorization to use the BurnBoss.
- **Legal Update:** Attorney Romero reported on ongoing work on the firearms ordinance, the Sutton Place dedication, Ernie Blake Road improvements, and human resources items.

11. OLD BUSINESS

12. NEW BUSINESS

A. Enchanted Circle Trails Association Presentation and Discussion

Mr. Carl Colonius made a presentation to the Council about the Trails Association's efforts to coordinate the implementation of new trails, improve upkeep of existing trails, and to provide recommendations on implementing a network of trails throughout the County. The Association is working with local governments and other stakeholders on creating a master plan. The Association may become a non-profit organization, or a multi-agency or regional committee. There are economic benefits, as well as health benefits to the community,

from the creation of a trails system, he pointed out. Mr. Colonius reported the he is working currently with the Pueblo to implement a trail along Highway 150 from KTAO to Arroyo Seco. There may be a possibility of enhancing the shoulder of Highway 150 from Arroyo Seco to Taos Ski Valley when the highway gets re-paved.

B. Presentation by Emilie Zalfini, Utility Service Partners, Inc., National League of Cities Service Line Warranty Program

Ms. Zalfini represents a business that partners with communities to work with homeowners to insure their underground water and sewer lines. The program would have no cost to the Village, and could create some revenue in the form of a royalty on each line insured. The company would mail letters to the homeowners to offer the service. If a homeowner takes advantage of the insurance and has a problem, the company's call center sends out a local, licensed plumber to repair the line. Three mailings would be conducted each year, one product offered with each campaign. Coverage is available for external water lines, external sewer lines, and for internal plumbing.

C. Consideration to Approve Allowing Village Administrator to enter into an Agreement with Utility Service Partners, Inc.

Several Councilors wanted to gather more information on the program, including asking the other four towns in New Mexico in the program how this was working out for them. The company requested the use of the Village logo to put on their letters, which was a concern for the Council.

MOTION: To table until the next meeting

Motion: Councilor Stagg **Second:** Councilor Wittman **Passed:** 4-0

D. Discussion and Acknowledgement of Out-of-State Travel by Four Fire Department Volunteer Personnel to San Antonio, Texas, for Leadership Training

Fire Chief Mitch Daniels reported that with the departure of Chief Wallace, many more duties have fallen on the rest of the firefighters. There is a need for leadership training so that the volunteers can work to recruit and retain firefighters, as well as run an efficient department. This training is not available in New Mexico. The Mayor and Council are in favor of sending the volunteers to this training.

E. Consideration to Approve Variance to the Revenue Collection Policy for Kandahar Condominiums

The Kandahar experienced high water usage through the meter during June 2016 when the condominium units were occupied by students. After the students left, the manager found that several toilets had been running, apparently for some time. Since the Kandahar had made a concerted effort three years ago to reduce the water usage, Staff had recommended, in this case, that a variance to the revenue collection policy be made so that only the last three years were considered for a credit instead of the usual five years.

MOTION: To Approve Variance to the Revenue Collection Policy for Kandahar Condominiums as presented

Motion: Councilor Wittman **Second:** Councilor Stagg **Passed:** 4-0

F. Consideration to Approve Resolution 2017-317 Requesting the Acceptance of Capital Outlay Funds From the New Mexico Environment Department Special Appropriation Project 16-A2318-STB Taos Ski Valley Wastewater Treatment Plant for \$50,000

The purpose of this resolution is to designate an official representative who will act as the point of contact and who is authorized to sign the reimbursement requests and other documents requiring submittal to the NMED for the special appropriations funding awarded to the Village from state capital outlay funds in the amount of \$50,000.

MOTION: To Approve Resolution 2017-317 Requesting the Acceptance of Capital Outlay Funds from the New Mexico Environment Department Special Appropriation Project 16-A2318-STB Taos Ski Valley Wastewater Treatment Plant for \$50,000

Motion: Councilor Wittman **Second:** Councilor Bennett **Passed:** 4-0

G. Consideration to Approve Resolution 2017-318 Adopting the 2018-2022 Infrastructure Capital Improvements Plan

The draft plan was presented for review.

MOTION: To Approve Resolution 2017-318 Adopting the 2018-2022 Infrastructure Capital Improvements Plan, switching items number 3. Purchase backhoe and number 4. Block N water and sewer line extension

Motion: Councilor Stagg

Second: Councilor Wittman

Passed: 4-0

H. Consideration to Approve Amendment #2 for Contract VTSV-14-0002, A One-Year Extension to Contract with FEI Engineers

FEI was selected in May 2014 for a four-year term with the professional services contract requiring to be approved each year.

MOTION: To Approve Amendment #2 for Contract VTSV-14-0002, A One-Year Extension to Contract with FEI Engineers

Motion: Councilor Stagg

Second: Councilor Wittman

Passed: 4-0

13. MISCELLANEOUS

A. Mr. Roger Pattison asked whether any progress was being made towards Council approving the expenditure of hiring an appraiser. Attorney Romero will meet with Mr. Pattison about what level of information will be needed.

B. For the open house workshop on August 20, 2016, Russell Engineering will be providing 60% engineering mock-ups for presentation and discussion. Council would have to vote to make a change to their previous decision if an alternate proposal were favored.

C. Property owners are responsible for snow falling off of the roof of their buildings. This would also be true for the new hotel in Sutton Place.

D. Councilor Brownell asked Mr. Fitzpatrick what his other concern was that he hadn't had time to ask. Mr. Fitzpatrick responded that he was concerned about the Village being liable for conducting building inspections, if a building wasn't being built properly.

14. CLOSED SESSION

A. Discussion of Pending or Threatened Litigation Concerning a Service Provider

This matter may be discussed in closed session under Open Meetings Act exemption 10-15-1(H)(7)

B. Discussion of Limited Personnel Matters

This matter may be discussed in closed session under Open Meetings Act exemption 10-15-1(H)(2)

MOTION: To go to Closed Executive Session

Motion: Councilor Bennett

Second: Councilor Wittman

Passed: 4-0

MOTION: To return to Open Session

No decisions or motions were made during closed session.

Motion: Councilor Stagg

Second: Councilor Wittman

Passed: 4-0

15. ANNOUNCEMENT OF THE DATE, TIME AND PLACE OF THE NEXT MEETING OF THE VILLAGE COUNCIL.

The next regular meeting of the Village Council is scheduled for Tuesday, September 13, 2016, at 2:00 p.m., at the Snakedance Condominiums Hondo Restaurant. (This was later changed to the Columbine Inn Conference Center due to renovations at the Snakedance.)

15. ADJOURNMENT

MOTION: To Adjourn.

Motion: Councilor Wittman **Second:** Councilor Bennett

Passed: 4-0

The meeting was adjourned at 5:05 p.m.

Neal King, Mayor

ATTEST:

Ann M. Wooldridge, Village Clerk