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VILLAGE COUNCIL REGULAR MEETING
DRAFT MINUTES
EDELWEISS LODGE CLUB ROOM
106 SUTTON PLACE
TAOS SKI VALLEY, NEW MEXICO
TUESDAY, JULY 16, 2019, 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 Brownell 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 Christof Brownell
Councilor Jeff Kern
Councilor Roger Pattison
Councilor Chris Stagg
Councilor Tom Wittman, Mayor Pro Tem

Staff present:

Village Administrator John Avila
Village Clerk Ann Wooldridge
Finance Director Nancy Grabowski
Police Chief Sam Trujillo
Community Development Director Patrick Nicholson
Building Official Jalmar Bowden
Project Manager Rich Willson
Public Works Director Anthony Martinez
Administrative Assistant Renee Romero
Administrative Assistant Christina Wilder
Village Attorney Susan Baker

3. APPROVAL OF THE AGENDA

Councilor Wittman asked to add Quigley Peterson under Miscellaneous.

MOTION: To approve the agenda as amended

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

4. APPROVAL OF THE MINUTES OF THE MAY 29, 2019 VILLAGE COUNCIL SPECIAL MEETING and the JUNE 11, 2019 VILLAGE COUNCIL REGULAR MEETING

MOTION: To approve both minutes as presented

Motion: Councilor Wittman Second: Councilor Kern Passed: 4-0

5. CITIZENS' FORUM – Limit to 5 minutes per person (please sign in)

A. Homeowner Neal King asked whether the Village could pick up slash near properties if the property owner put the slash in the road instead of leaving it on their property. Or, he suggested, could the Village add on to the trash fee which could pay to have Village staff pick up slash at private properties.

B. TSVI CEO David Norden said that he would like to propose a relationship between the Village of Taos Ski Valley and TSV Inc. He said that at the Community Meeting that took place on June 29th, he had been asked about

natural gas distribution in the Village. Mr. Norden said that he had told the property owners that the natural gas distribution and progress towards completion of Thunderbird Road were being held back by the Village. Mr. Norden said that at the recent P&Z meeting, a Council member had said that the relationship had “gone south”. Mr. Norden said that communication is not good. He said that notices are being sent by registered mail, instead of by phone or email. Legal expenses for both parties are going sky-high, he said. When both parties are aligned, great things could happen. Otherwise, everyone struggles and suffers. Mr. Norden suggested that everyone make an assessment of the situation and think about whether all of this felt right.

C. TIDD Board Chair Neal King invited the public to attend the July 17, 2019 VTSV TIDD Board meeting, taking place at the Edelweiss Lodge Club Room at 2:00 p.m. He said that the discussion may address some of the ongoing TIDD projects, including Thunderbird Road and others.

D. Homeowner Francie Parker addressed the Council saying that during recent Council and P&Z Meetings, she had publically expressed the concerns of many Village homeowners and herself about a TSV Inc. proposal to construct an employee dormitory at the corner of Twining Road and O.E. Pattison Loop. She said that she had received a nice letter from Peter Talty stating that TSV Inc. had not submitted an application for staff housing on O.E. Pattison Loop. Given the concerns voiced by the immediate community, TSV Inc. did not intend to advance an application. Ms. Parker thanked TSV Inc. and Mr. Talty in particular, for listening to the concerns expressed by the surrounding homeowners about the proposed dormitory project and for being committed to seeking community consensus during this period of growth and change within the Village.

Ms. Parker went on to say that change can be difficult at times, but that it could also be incredibly exciting and beneficial. She said that she thought there had been some wonderful recent additions within the Village and that she looked forward to the future as neighbors as the Village grows in a shared and sustainable fashion. She also thanked the Mayor, Village Councilors, and P&Z Commissioners for listening to their constituents’ concerns in this matter. Ms. Parker said that the Village homeowners rely heavily on the elected and appointed officials’ commitment to responsibly regulate change within the Village while simultaneously retaining the vibrancy and character of the community as it grows. She also noted that reliance upon the elected Village representatives was amplified because many homeowners are only present within the Village for a small fraction of the year. She also thanked the Village Staff, whom she said the homeowners turn to for information when there is a problem, issue, or even a simple misunderstanding. Ms. Parker said that she understood that Village Staff was constantly dealing with a lot of short- and long-term issues within the Village and that she appreciated the time dedicated to answering questions, listening to concerns, and sending out requested information.

Ms. Parker said that in conversations with her neighbors, she noted that they have been watching recent developments and changes within the Village more closely and were concerned about getting information. She also noted that she was not alone in feeling that this is truly an amazing place and that many people feel more spiritually connected to the ski valley than they do their own hometowns. Ms. Parker said that apparently, whether people have been a part of this community for several generations or have just recently discovered Taos Ski Valley, it completely captures people’s hearts. She asked that everyone look to the future together and strive to make this an even stronger community.

E. Courtney Tucker, Village of Taos Ski Valley Chamber of Commerce Director, expressed her thanks to all of the participating entities for their cooperation on the July 4th event and for the upcoming Up & Over event. She noted that the Chamber, TSVI, and the Village were all joining together to make these special events a success. Mayor Brownell thanked the Fire and EMS volunteers for their cooperation in providing emergency services.

F. Dr. Quigley Peterson said that the Village of Taos Ski Valley volunteer EMS service started in 2001, but now volunteers have moved away or are getting elderly. He would like to make the program more robust, and have paid staff for at least a designated 26 days each year. He said that he estimates that an administrative position would require about 20 hours a week, to work on grants and complete administrative work. He has drafted a preliminary job description, which he provided.

G. Ski Patroller and EMS Instructor Carl Gilmore said that the EMS staffing situation needed to be figured out, in large part because the Village is in such a remote location.

H. Homeowner Kathy Bennett asked the Village Staff to make an effort to find funds for EMS staffing.

I. Parks & Recreation Committee Chair Katherine Kett pointed out that as the Village grows more infrastructure is needed to support services such as EMS, the Fire Department, and also Parks and Recreation.

6. FINANCIAL REPORTS

Finance Director Nancy Grabowski reported that GRT remitted to the Village in June was \$86,838 compared to \$35,925 for June last year. Year-to-date GRT total is \$2,206,062 versus \$1,558,719 for last year, a 42% increase of

previous year's collections. The TIDD received GRT of \$117,181 in June for April collections. Hold Harmless GRT for the month was \$15,719.

Lodger's tax collections in June were \$5,097 versus \$3,332 for last year. Year-to-date total is \$524,378 for this year, compared to \$349,519 for last year. Total Lodger's tax collections finished the fiscal year at a 50% increase over the previous year.

Water and sewer revenues are up 10% from the previous year.

Two new Public Works laborer/equipment operators have been hired, and the new accountant's contract signed.

7. COMMITTEE REPORTS

A. Planning and Zoning Commission –Commission Chair Wittman reported that the Commission met on July 1, 2019 at the Edelweiss Lodge Club Room. Agenda items included:

- Review and discussion of the ICIP for 2021-2025. Much discussion took place and finally the Commission voted 5-2 to recommend approval by Council. The two votes against were not because of the ICIP itself, but because some Commissioners wanted to discuss the ICIP further at the August P&Z meeting.
- The Shopoff preliminary plat will be brought to the P&Z Commission in early fall.
- Village Planning Staff met with the new owner of the 1,200-acre parcel sold by the Pattison Trust.

The next meeting is scheduled for August 5, 2019 at 1:00 p.m. at the Edelweiss Lodge Club Room.

B. Public Safety Committee –Committee Chair Pattison reported that the Committee met on July 1, 2019. Discussion took place on housing for emergency vehicles. Chair Pattison thanked Committee member Sheila Duffy for staffing the July 4th booth ~~by herself~~with other community members. He announced a Public Safety/Firewise Board Community Forum meeting to take place on Saturday, August 10, 2019 at 2:00 p.m. at the Edelweiss Lodge Club Room. The proposed Firewise Ordinance draft will be reviewed, and light refreshments will be served. The community is welcome and encouraged to attend. He said that revised and updated ordinance language would be submitted to Village Staff to be posted on the Village web site and distributed by email. Chair Pattison said that the most important item is to address dead fuel. He commended TSV Inc. for ~~conducting this type of thinning~~making a huge effort.

The next meeting will take place on August 5, 2019 at 10:00 a.m. at the Inn at Taos Valley.

C. Firewise Community Board of Directors – Committee Chair Pattison reported that the Committee met on July 1, 2019.

Meeting discussions included the need for slash management, including investigating a method to pay for services. ~~The Board is looking into the possibility of~~the ordinance calls for hiring a consultant to engage with property owners at their properties. He said that a written and signed agreement was needed for each property. The other main objective of the ordinance is to have signed agreements from every property owner on file, committing to an agreed-upon treatment plan within a timeframe they have agreed to.The ~~Board wants to~~Village would get started with these assessments. The Board would like to work in a community spirit with property owners, and not in an adversarial way.

Chairman Pattison said that some funds would be needed, but not that much. He said that property owners needed to be incentivized to conduct thinning. A list of contractors that conduct tree thinning is posted on the Village web site. The Board is proposing to add a small fee to the solid waste fees to cover this expense. Farmers Insurance presented at the Firewise Board meeting. Some homes in wooded areas are having trouble obtaining homeowners insurance. The next meeting will take place on August 5, 2019 at 11:00 a.m. at the Inn at Taos Valley.

D. Parks & Recreation Committee – Committee Chair Katherine Kett reported on recent Parks & Recreation Committee activities:

- The disc golf course has been installed going up the Rubezahl Trail and coming down Snakedance. The design will suffice for at least several years, and the Committee worked with TSVI's John Kelly for a design that would work well. Some disc golf sets are available at the Chamber Visitor Center, along with maps of the course.
- The hanging flower baskets are installed and looking beautiful, she said. Watering shifts have been scheduled.
- Council approval of allowing Kachina Road to become Kachina Vista Park is up for renewal, as the first approval was for a period of two years, in 2017. The Parks & Recreation Committee is hoping that the park will be able to stay in place for several years to come. The signage has been updated and other upkeep

conducted after the snowy winter. Committee Chair Kett thanked Kelly Grosstette for her work in painting the gates, and thanked Mayor Brownell for building wooden benches with wood donated by the Pattison Trust. She encouraged the community to go explore the Kachina Vista Park.

- The Committee is working with TSVI's Mike Bower to install a volleyball court.
- They are working in conjunction with the Field Institute of Taos to update and install new JR Trail flora and fauna signs. The campers are frequently on the trail, and part of the camp's activity includes having the campers draw and write up signs.
- Committee Chair Kett thanked the Lodgers Tax Board for the additional funds granted this year for updating the hanging flower baskets.

The next meeting is scheduled for July 17, 2019 at 4:30 p.m. at the Edelweiss Lodge.

Some questions were posed concerning possible improvements to Hiker Parking, and also about a possible intra-Village shuttle.

E. Lodger's Tax Advisory Board - Councilor Stagg reported that the Board met on June 12, 2019 at 11:00 a.m. at the Snakedance to review lodger's tax collections and outstanding grant distributions. He said that the summer Taos Air grant had not been distributed because of the cancellation of Taos Air summer service. These funds will be set aside until next summer. No grant is required for Taos Air winter service. It is uncertain whether the summer RTD Blue Bus service will be operational due to a lack of drivers, but if drivers are found, there still may be service from mid-August to mid-September. The next Lodger's Tax Board meeting has not yet been scheduled.

8. REGIONAL REPORTS

Planning Director Nicholson reported that the Northern Regional Transportation Planning Organization (NRTPO) met on July 9, 2019 at the Taos Tent on Thunderbird Road. He thanked the Village Chamber of Commerce for purchasing coffee and a light breakfast for the attendees.

Director Nicholson said that indications from the NM Department of Transportation are positive for a funding grant for Twining Road improvement engineering. The NMDOT will meet on August 15, 2019 to prioritize the road improvement list State-wide. The next Source Water Protection Plan meeting is scheduled for August 1, 2019 at 10:00 a.m.

9. MAYOR'S REPORT

Administrator Avila reported on the Enchanted Circle of Governments, the Inter-Governmental Council and the Landfill Board meetings, as Mayor Brownell had been unable to attend. The Town of Taos remains concerned about the cost of operating the Recycle Center. A joint meeting will be planned to get all entities involved with reviewing different ideas for recycling, with associated costs, opportunities, and drawbacks. At the IGC meeting, the Enchanted Circle Trails Association made a presentation; there was discussion of solar charging station agreements, shared Planning & Zoning training opportunities, and a presentation by the Northeast Council of Governments.

A. Selection of a Voting Delegate and Alternate for the NMML Annual Meeting to be held on Thursday, August 29, 2019 in Las Cruces, NM

Mayor Brownell volunteered to be the voting delegate, and Councilor Wittman agreed to be the alternate voting member, if needed.

Mayor Brownell said that recycling solutions need to be sought, both in the Village and County-wide. TSVI has a good recycling program that's doing well, but the Village's program is broken, he said. There is consideration to charge Taos County residents for use of the Town of Taos' Recycle Center. The Town of Taos is concerned about additional waste going to the landfill if the Recycle Center closes.

Mayor Brownell attended a conference call meeting with NM Workforce Solutions. The Director will remain in his position for another term, and a \$5.5 million allocation has been made towards training, development, and other workforce resources.

Councilor Stagg announced that TSVI would be hiring 400-450 people for the winter season. They are very interested in hiring locals when they meet the qualifications.

Mayor Brownell said that he had had a positive meeting with TSVI CEO David Norden.

There are 10 new electric bikes for rent at the TSVI rental shop.

10. STAFF REPORTS

Administrator Avila reported on ongoing projects:

- **WWTP** – The Waste Water Treatment Plant expansion project is underway with the Engineer Project Manager on-site. The contractor’s Supervisor is working with Village Staff in preparation for construction. Final building design drawings have been reviewed by the Village’s engineers and returned to the manufacturer. The Project Manager is coordinating with NM Gas for installation of lines as well as fiber optic and telephone lines. In coordination with Ovivo, the delivery of the temporary plant will occur around July 24, 2019. Operations manuals will be delivered this week to start training and setting up maintenance practices for Staff during the next month. Plant expansion is on schedule to be completed before December. Project management for the plant requires a minimum of month-end progress meetings with the USDA to coincide with the Village’s pay application process.
- **Kachina Water Tank** – RMCI is making progress preparing the tank site earth work. They have been challenged by the limited construction site area but have a plan for material removal and replacement. Unauthorized persons are reminded to not interfere with the construction process. One project complication is keeping the concrete pours free of excess water during the monsoon season. The requirements for project funding through the Water Trust Board are that the project be completed, invoiced and closed by November 30, 2019 to meet obligations of the amended funding agreement. The anticipated total current cost of \$2,835,923 leaves a funding gap of \$867,923 over the planned budget of \$1,968,000. System Development Fees are not expected to cover the Village share of the total cost of the project; another request to the Water Trust Board may be considered in the coming weeks. Dump trucks have been going fast up and down Twining Road, especially down, it was reported, and the Police will do their best to mitigate this.
- **Village Hall Complex** – The Village Complex office space is being prepared for use by the Village Police Department with relatively inexpensive construction costs. The facility will be an improvement to trailer housing and will provide a Village presence along the NM 150 corridor, as well as provide additional safety at the Complex. As a municipal building, CID permitting is needed. The Village Complex has been put to use this fiscal year and has offset some housing costs by serving as the Temporary Housing of Emergency Medical Technicians (EMT) and other Village professionals. It is anticipated to continue to serve this purpose in the near future but the permanent status of the housing changes needs to meet CID permitting.
- The Village’s Sewer Use Ordinance No. 15-37 and Water Use Ordinance No. 15-38 require full review. Permitting in the past was not in compliance with these ordinances. Staff has begun to correct this deficiency and has had to overcome expectations of contractors with past practices. Staff has performed well under pressure, completing requirements and taking ownership to investigate improvements to ordinance language. A continued effort is ongoing to guide contractors to a successful application process.
- A review of the solid waste cost structure is anticipated to assist with the demands for handling green waste, including slash, as well as to provide efficient recycling. The economic and environmental recycling issues have been a growing concern for entities in the region and they are predicted to impact Village services and the cost of operations.
- Work is ongoing, by the community and the Public Safety Committee and Public Safety Departments, to address staffing issues with the EMS and Fire Departments. TSVI Development Director Peter Johnson expressed his thanks to Village Staff for forwarding their concerns to the Kachina Tank contractor. He asked what sort of guarantee there was that the Treatment Plant would be completed by ski season. Public Works Director Martinez said that he is working hard to oversee the construction process. Even though there have been some delays, the construction of the metal building should not take very long. The new treatment processing equipment is already on-site. Councilor Wittman said that the Village Engineers had explained that the temporary plant could function for the ski season, at a higher capacity than the previous treatment plant.
- **Department Briefs**
- Chief Trujillo reported on recent activity: Arrests (2), Residential Alarms (3), Business Alarms (1), Vehicle Alarm (1), Suspicious Persons/Vehicles (3), Citizen Assists (90), Embezzlement (0), Traffic Enforcement Hours (55), Traffic Stops (13), Traffic Hazard (4), Theft (1), Vehicle Theft (0), Larceny (0), Property Damage (0), Verbal Warnings (20), Written Warnings (5), Parking Citations (6), Written Citations (0), Assists to other Agencies (9), Foot Patrol Hours (32), Welfare Check (1), Animal calls (1), MVCs (1), B&E (1), Trespass Warnings (1), Found/Lost Property (1), Disorderly (0), Reckless Driver (2), Private Property Crash (1), 911 Hang Up (0), Trespassing (0), Battery or Assault (0), Domestic Calls (0), Civil Stand-by (1), Fire Calls (3), EMS Calls (1), SAR Calls (1).
- Planning Director Nicholson reported that the NRTPO meeting had been successful. The Village’s Twining Road project has come in within the top ten of regional road and bridge improvement projects. The Shopoff Group’s preliminary plat should go to P&Z in the early fall. The Design Review Team will meet on Thursday to go over the Parcel D building permit set. The GIS contractor has begun mapping trails and possible trail development areas within the Village,

primarily in the Kachina area. The ICIP will be revised according to the P&Z's comments and will be brought to the Council for approval in August. An RFP for a contractor to review the Development Impact Fee schedule will be released soon. The fees need to be in line with the true cost to develop new public infrastructure to service new development. Any changes in the fees will need to be incorporated into Village ordinances and must comply with the NM Development Impact Fee Act.

- Building Official Bowden reported that he had conducted 23 inspections during the last month, 9 of which were for the Parcel D foundations. Permits issued since the last Council meeting include those for the Kachina cell tower, the Edelweiss façade upgrade, the Austing Haus remediation of below-grade wooden piers, a Kandahar deck, and the Lake Fork pedestrian bridge. Review is being completed for the Blake Residences (Parcel D) for imminent issuance of the remaining portion of the building permit. The Village's Public Works Director has proposed a process for garage drainage and will be presenting it to Studio Southwest Architects for their participation later this week. Building Official Bowden met with Kit Carson Engineer Rick Leon to gain a better understanding of residential participation in placing the private electrical services underground.
- Public Works Director Martinez reported that Staff had fixed a water leak on Phoenix Switchback, and had removed an old fire hydrant on Upper Twining Road. A new hydrant will be installed midway between the existing hydrants. Sampling is underway for the Gunsite Spring, including monitoring for basic potability and flow. The Treatment Plant facility grounds are being prepped for the upcoming construction. Many man hours have been devoted to moving and organizing items throughout the plant grounds. A new lab location has been set up. Staff is working to insure that construction starts on time to prevent cost over-runs. Director Martinez is working on the necessary paperwork to begin hauling the sludge to the Taos Regional Landfill instead of hauling it to Rio Rancho. Staff is working on re-establishing the Twining Road grade. A demo grader is being secured. Annual jet-rodding of the main sewer lines is being conducted. Homeowner Francie Parker asked that dust control occur in June every year, before the monsoons start and when it is the dustiest, she said.
- Project Manager Rich Willson reported on activity at the Village Complex in Amizette. He said that the front wall, made of large blocks, had moved slightly in sections, because the grading of the dirt behind the wall hadn't been completed adequately before the snow came last fall. With the spring thaw, the dirt became wet and soft, and gravel trucks driving into the property exerted pressure on the wall blocks. Kit Carson Electric caused a 6-week delay. In addition, Kit Carson told Project Manager Willson that the wall had been installed on top of a Kit Carson vault. There are several options for re-doing the wall, the most reasonable of which may involve using a geogrid synthetic fabric in with the block to stabilize the wall, said Willson.
- Clerk Wooldridge reported that the 2019 Legislation changing the Local Election Act requires that the TIDD Board election be conducted in November, by the Taos County Clerk. Board members will be elected by qualified registered electors. Property ownership is no longer a basis for qualification to vote in a TIDD Board Member election. Eligible candidates are registered voters who are registered to vote in the area to be elected on the date the proclamation calling a local election is filed in the office of the secretary of state, which is August 7, 2019. Candidate filing day is one day only, August 27, 2019 at the Taos County Clerk's office. Election date is November 5, 2019, and the Village's polling place will be the Inn at Taos Valley, at 1314A NM 150, in Amizette. Application for an absentee ballot can be requested from the Taos County Clerk beginning in October. The last day to register to vote in this election is October 8, 2019. The NM Self Insurers Fund safety training requirements were met for FY19 by Village Staff, which resulted in a discount of \$11,835 off of the Village's FY20 Liability and Workers Comp insurance premiums. Staff is considering adopting a new Records Retention Schedule, one that was adopted by the NM Clerks and Finance Officers Association.
- Attorney Baker said that the mediation between the Village and TSVI would be taking place on July 28-29, 2019. One Councilor and the Mayor will attend, as well as Administrator Avila and Attorney Baker. The mediation will not be open to the public.

11. OLD BUSINESS

12. NEW BUSINESS

A. Consideration to Approve **Resolution No. 2020-399** Requesting a Permanent Budget Adjustment to the FY2019 Budget to Increase Expenses and to Increase the Transfer from Lodgers Tax Fund (15) to the Parks and Recreation Fund (10) to cover the Additional Expense

The Village submitted its fiscal year 2018-19 budget in July of 2018. At that time the Lodger's Tax committee had approved a \$10,000 budget to transfer funds in support of Parks and Recreation. The Parks and Recreation Committee plans a Village beautification program every year, supplying flower baskets on Sutton Place and the Plaza area. This summer many of the basket shells needed replacement and some baskets were added, making the flower purchase

expense above the anticipated amount. The Parks and Recreation Committee requested an additional transfer of \$650.00 from the Lodger's Tax Board to cover this expense overage and it was unanimously approved by the Board.

MOTION: To Approve Resolution No. 2020-399 Requesting a Permanent Budget Adjustment to the FY2019 Budget to Increase Expenses and to Increase the Transfer from Lodgers Tax Fund (15) to the Parks and Recreation Fund (10) to cover the Additional Expense

Motion: Councilor Stagg Second: Councilor Kern Passed: 4-0

B. Consideration to Approve Resolution No. 2020-400 Approving the 4th quarter FY 2019 Financial Report for the Year Ending June 30, 2019

As per State Statute, the Village is required to submit the final fiscal year 2019 4th quarter report along with the corresponding profit and loss statement no later than July 31, 2019 to the Department of Finance and Administration Local Government Division. This report is a recap of the financial events of fiscal year 2019 beginning July 1, 2018 and ending June 30, 2019, and verifies the ending fund balances for all Village funds. The accurate ending fund balances are an integral part of the next fiscal year 2020 budget.

MOTION: To Approve Resolution No. 2020-400 Approving the 4th quarter FY 2019 Financial Report for the Year Ending June 30, 2019

Motion: Councilor Wittman Second: Councilor Pattison Passed: 4-0

C. Consideration to approve Resolution No. 2020-401, FY2020 Final Budget Adoption

As per State Statute and the Department of Finance and Administration, the Village Council must review and approve the final fiscal year budget for FY2019-2020 prior to submission. The original budget was presented to the Council at a budget workshop held on May 14, 2019. The budget includes a 4% rate increase for water and sewer for both the fixed and the usage rates and a 5% increase for trash. See Ordinance No. 2019-68 for rate amounts.

Since Council's review of the budget, all actual numbers have been entered into the Council working budget spreadsheet as of June 30, 2019 and fund balances are now final. The Department of Finance and Administration Local Government Division has a new policy to not allow any changes to the revenue and expense categories without its approval. Only cash balances can be changed at this time unless the Village has a reason to request that the Local Government Division open other object codes within the budget.

At the end of fiscal year 2019 the Village was awarded two capital outlay amounts. The first is for the construction of the waste water treatment plant and the second is for the engineering and development of Gunsite Springs. In addition, the Parks and Recreation Committee requested additional funding from lodger's tax which was approved. Here are the changes to the FY2020 budget:

FUND	ACCOUNT	AMOUNT
42 Sewer (53400)	4056(47300)-Cap Outlay/Revenue	(\$1,300,000.00)
42 Sewer (53400)	6220 (55030) Contractor Expense	\$ 800,000.00
42 Sewer (53400)	8322 (58040) Capital WWTP	150,000.00
41 Water (53400)	4056 (47300) Cap Outlay/Revenue	(\$ 315,000.00)
41 Water (53400)	6220 (55030) Contractor Expense	\$ 315,000.00
10 Parks (21700)	6220 (55030) Outside contractor	\$ 5,000.00
10 Parks (21700)	9002 (61100) Transfer in	(\$ 5,000.00)
15 Lodgers Tax (21400)	9001 (61200) Transfer out	\$ 5,000.00

These amounts will be added to the final FY2020 budget. The capital outlay awards are official and lodger's tax committee has approved the increase to Parks and Recreation. The expenses have been increased in the Sewer Depreciation fund to better address the actual expenses of the treatment plant. Any further changes to the budget will need to be accomplished through Budget Adjustment Requests (BARS). All other items originally presented to Council at the May workshop remain the same.

MOTION: To Approve Resolution No. 2020-401, FY2020 Final Budget Adoption

Motion: Councilor Wittman Second: Councilor Kern Passed: 4-0

The Council expressed its thanks to Director Grabowski.

D. Consideration to Approve Resolution No. 2020-402 A Resolution Approving the Disposal of the Wastewater Treatment Plant Propane Tank, a Capital Asset Owned by the Village of Taos Ski Valley

The Village has determined that the WWTP Propane Tank will no longer be used and should be disposed of. The Plant will be hooked onto the natural gas lines during the 2019 summer construction for the upgrades. The tank holds 3,000 gallons and was purchased in 1993. The tank will either be donated to another municipality or will be sold by surplus auction.

MOTION: To Approve Resolution No. 2020-402 A Resolution Approving the Disposal of the Wastewater Treatment Plant Propane Tank, a Capital Asset Owned by the Village of Taos Ski Valley

Motion: Councilor Kern Second: Councilor Wittman Passed: 4-0

E. Consideration to Approve Resolution No. 2020-403 A Resolution Designating the Location of an Election Polling Place for the Municipal Officer Election Day to be Conducted in 2020

The NM Legislature passed House Bill 407 in 2019 which changed the NM State Statutes for election codes for municipalities. In January 2019 the Village Council adopted Resolution 2019-380 which was submitted to the NM Secretary of State's office for the Village of Taos Ski Valley to be on record as continuing to conduct Municipal Elections in March of even-numbered years.

As part of the new election code, it is required that the Council adopt a resolution before July 31, 2019 designating the polling place of the precinct that shall provide individuals with physical mobility limitations an unobstructed access to at least one voting machine. Taos County uses the Inn at Taos Valley for the polling place for the Village's precinct when the County conducts elections. This location has been deemed to be the most accessible to voters.

MOTION: To Approve Resolution No. 2020-403 A Resolution Designating the Location of an Election Polling Place for the Municipal Officer Election Day to be Conducted in 2020

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

F. Consideration to Approve the Annual Contract with the Village of Taos Ski Valley Chamber of Commerce for Fiscal Year 2020

The Village has supported the Taos Ski Valley Chamber of Commerce with lodger's tax collections for many years. The Chamber in turn supports the community of Village businesses with digital marketing of the Chamber website, TaosSkiValley.com, which hosts more than 300 pages promoting the area along with a monthly blog featuring member businesses. The Chamber additionally posts daily Facebook and Instagram stories featuring businesses and events. The Chamber collaborates with the Town of Taos and the Taos Ski Valley, Inc. to produce a yearly Vacation Guide that is distributed to Texas and New Mexico hotels, Phoenix and San Diego airports, and ski industry trade shows. The TSV Chamber also supports Member events by covering the costs of the bands, and will host almost 300 runners for the 14th annual Up & Over 10K trail run coming up August 3rd.

Chamber Director Courtney Tucker said the Chamber has been working more closely with TSVI on special events, which she said has proved to be advantageous for everyone.

MOTION: To Approve the Annual Contract with the Village of Taos Ski Valley Chamber of Commerce for Fiscal Year 2020

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

G. Consideration to Approve Awarding Contract for Village Trail Development, Maintenance, and Promotion Services to the Enchanted Circle Trails Association

Administrator Avila said that the Enchanted Circle Trails Association (ECTA) Director Carl Colonius presented at the June 11, 2019 Village Council meeting about getting a contract with the Village for trail services, and the lack of financial support from the ECCOG for his proposed service. Reference was made to the Village Council vote of support for a regional trails plan and service at the June 10, 2018 Council meeting.

Direction was given to the Village Administrator at the June 11, 2019 meeting to negotiate a contract for services with ECTA for Council review. The contract for Village services and actions that also benefits the region is for \$4,500 to be made in quarterly payments, after acceptance of the project quarterly report.

A funding source for the contract is not yet identified but can be included in future budget adjustment resolutions. For example, Lodgers Tax as enacted by the state may be used for:

- collecting and administering the tax;
- establishing, operating, purchasing, constructing, otherwise acquiring real property or any interest in real property for the site of tourist-related facilities, attractions or transportation systems;
- advertising, publicizing and promoting tourist-related attractions, facilities and events;
- providing police and fire protection and sanitation service for tourist-related events, facilities and attractions;
- principal and interest on certain premiums due in connection with lodgers' tax revenue bonds;
- and other administrative functions

Administrator Avila said that the Staff recommends approval of the negotiated contract and payments of \$1,125 after acceptance of the quarterly reports, and to seek funding for the contract from the Lodgers Tax Board.

MOTION: To Approve Awarding Contract for Village Trail Development, Maintenance, and Promotion Services to the Enchanted Circle Trails Association

Motion: Councilor Pattison Second: Councilor Wittman

Councilor Pattison said that this is a very worthwhile effort and that much of the work is already being done by the Enchanted Circle Trails Association. Homeowner Kathy Bennett asked about a budget for the contract. The scope of work is in the contract, and the Village would approve the work before making the quarterly payment.

The Mayor called for a vote.

Passed: 4-0

H. Consideration to Approve Signature of North Central Regional Transit District Amended Intergovernmental Agreement

The North Central Regional Transit District (District) Board of Directors at their June 14, 2019 meeting voted to add the Village of Questa as a new member of the Board of Directors and amend Appendix "B" (Voting Strengths Analysis) of the Intergovernmental Contract (IGC). The modified IGC is changed to include the Village of Questa, and attached is updated Voting Strengths Analysis showing the change due to the addition of the new member. All other provisions of the IGC remain unchanged. In order for the modification of the IGC to become effective, the District will need each member entity to execute their signature page and to return it to the NCRTD.

MOTION: To Approve Signature of North Central Regional Transit District Amended Intergovernmental Agreement Motion: Councilor Stagg Second: Councilor Wittman Passed: 4-0

13. MISCELLANEOUS

A. Councilor Wittman recommended to the Mayor to consider seeking professional mediation to resolve problems occurring between the Village and TSVI.

14. CLOSED SESSION

A. Discussion of Possible or Pending Litigation

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

B. Discussion of the Acquisition of Real Property

This matter may be discussed in closed session under Open Meetings Act exemption 10-15-1(H) (8)

C. 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 Wittman Second: Councilor Kern Passed: 4-0

MOTION: To return to Open Session

Motion: Councilor Stagg Second: Councilor Kern Passed: 4-0

No decisions or motions were made during closed session.

12. I. Direction to Request of the TIDD Board Professional Expenses Required for Intended Thunderbird Road Alignment (item to follow closed session)

MOTION: To Request of the TIDD Board Professional Expenses Required for Intended Thunderbird Road Alignment

Motion: Councilor Wittman Second: Councilor Kern Passed: 4-0

J. Consideration to Appoint Elected Officials to Attend Mediation with TSVI on July 29, 2019 (item to follow closed session)

MOTION: To Appoint Mayor Brownell and Councilor Wittman to Attend Mediation with TSVI on July 29, 2019

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

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

The next Regular Village Council Meeting will be held on Tuesday, August 13, 2019 at 2:00 p.m. at the Edelweiss Lodge Club Room.

16. ADJOURNMENT

MOTION: To Adjourn

Motion: Councilor Wittman

The meeting adjourned at 5:45 p.m.

Second: Councilor Pattison

Passed: 4-0

Christof Brownell, Mayor

ATTEST: _____
Ann M. Wooldridge, Village Clerk