



**VILLAGE COUNCIL REGULAR MEETING AGENDA
MEETING TO BE HELD VIA ZOOM TELECONFERENCE
TAOS SKI VALLEY, NEW MEXICO
TUESDAY, JUNE 9, 2020 2:00 P.M.**

- 1. CALL TO ORDER AND NOTICE OF MEETING**
- 2. ROLL CALL**
- 3. APPROVAL OF THE AGENDA**
- 4. APPROVAL OF THE MINUTES OF THE MAY 5, 2020 VILLAGE COUNCIL SPECIAL MEETING, the MAY 12, 2020 REGULAR COUNCIL MEETING, and the MAY 15, 2020 SPECIAL COUNCIL MEETING**
- 5. CITIZEN'S FORUM** –for non-agenda items only. Limit to 5 minutes per person (please email awooldridge@vtsv.org to sign up)
- 6. COMMITTEE REPORTS**
 - A. Planning & Zoning Commission
 - B. Public Safety Committee
 - C. Firewise Community Board
 - D. Parks & Recreation Committee
 - E. Lodger's Tax Advisory Board
- 7. REGIONAL REPORTS**
- 8. MAYOR'S REPORT**
 - A. Consideration to Approve the Appointment of a Lodgers Tax Board Member
- 9. STAFF REPORTS**
 - A. Administrator Avila
 - B. Finance Director Grabowski
 - C. Police Chief Trujillo
 - D. Fire Chief Molina
 - E. Building Official Bowden
 - F. Planning Director Nicholson
 - G. Public Works Director Martinez
 - H. Clerk Wooldridge
 - I. Attorney Baker
- 10. OLD BUSINESS**
 - A. Review and Decision to extend Resolution 2020-428, Declaration of an Emergency for COVID-19 Pandemic
 - B. Discussion and Direction for updating the Village Wildland Interface Ordinance
- 11. NEW BUSINESS**
 - A. Consideration to Approve a Donation Agreement for Pattison Lands
 - B. Consideration to Approve **Resolution No. 2020-435** Requesting a Permanent Budget Adjustment to the FY2020 Budget (BAR) to Increase the Transfer Out from the Lodger's Tax Fund (15) and Increase the Transfer in to the General Fund (03) for Administrative Fees based on Revenue Collections for FY2020
 - C. Consideration to Approve **Resolution No. 2020-436** Requesting a Permanent Budget Adjustment to the FY2020 Budget (BAR) to Create a Transfer Out from the General Fund (03) to the Village Apartments Enterprise Fund (70) to Cover Deficits from Startup and Maintenance Expenses
- 12. MISCELLANEOUS**
- 13. CLOSED SESSION**
 - A. Discussion of Limited Personnel Matters
This matter may be discussed in closed session under Open Meetings Act exemption 0-15-1(H) (2)

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

15. ADJOURNMENT

-- Providing infrastructure & services to a World Class Ski Resort Community --



Village of Taos Ski Valley
PO Box 100, 7 Firehouse Road, Taos Ski Valley, NM 87525
(575) 776-8220 (575) 776-1145 Fax
E-mail: vtsv@vtsv.org Website: www.vtsv.org

**VILLAGE COUNCIL SPECIAL MEETING
DRAFT MINUTES
VIA ZOOM
TAOS SKI VALLEY, NEW MEXICO
TUESDAY, MAY 5, 2020 2:00 P.M**

1. CALL TO ORDER & NOTICE OF MEETING

The Special 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 Special 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 Neal King
Councilor Chris Stagg
Councilor Tom Wittman, Mayor Pro Tem

Village Staff Present

Administrator John Avila
Clerk Ann Wooldridge
Finance Director Nancy Grabowski
Attorney Susan Baker

3. APPROVAL OF THE AGENDA

MOTION: To approve the agenda as presented

Motion: Councilor King

Second: Councilor Wittman

Passed: 4-0

4. OLD BUSINESS

A. PUBLIC HEARING: Consideration to Approve **Ordinance 2020-64** CONCERNING THE MUNICIPAL JOINT WATER AND SEWER SYSTEM OF THE VILLAGE OF TAOS SKI VALLEY, NEW MEXICO; PROVIDING FOR THE PERMANENT FINANCING OF THE EXTENSION, ENLARGEMENT, BETTERMENT, REPAIR AND OTHER IMPROVEMENT OF SUCH SYSTEM, AS PREVIOUSLY FINANCED BY INTERIM REVENUE BONDS (INTERIM BONDS) ISSUED TO A CONSTRUCTION LENDER, THROUGH THE ISSUANCE TO (OR ASSIGNMENT TO, AND AMENDMENT AND RESTATEMENT OF) THE UNITED STATES OF AMERICA ACTING THROUGH THE UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) OF REVENUE BONDS IN THE AGGREGATE MAXIMUM AMOUNT OF \$8,500,000 CONSISTING OF THE VILLAGE'S JOINT WATER AND SEWER REVENUE BOND, IN THE MAXIMUM PRINCIPAL AMOUNT OF \$3,500,000, AND ITS GROSS RECEIPTS TAX REVENUE BOND IN THE MAXIMUM PRINCIPAL AMOUNT OF \$5,000,000; DECLARING THE NECESSITY FOR ISSUING (OR PERMITTING THE ASSIGNMENT, AMENDMENT AND RESTATEMENT OF) SUCH BONDS WHICH SHALL BE PAYABLE SOLELY OUT OF THE NET REVENUES TO BE

DERIVED FROM THE OPERATION OF SUCH SYSTEM (AS TO THE SYSTEM REVENUE BOND) AND CERTAIN GROSS RECEIPTS TAX RECEIPTS PLEDGED FOR SUCH PURPOSE (AS TO THE GRT REVENUE BOND), RESPECTIVELY, AS PROVIDED HEREIN; APPROVING THE DELEGATION OF AUTHORITY TO MAKE CERTAIN DETERMINATIONS REGARDING THE SALE OF THE BONDS PURSUANT TO THE SUPPLEMENTAL PUBLIC SECURITIES ACT; PROVIDING FOR THE COLLECTION AND DISPOSITION OF THE REVENUES TO BE DERIVED FROM THE OPERATION OF SUCH SYSTEM AND THE COLLECTION AND DISPOSITION OF SUCH GROSS RECEIPTS TAX, RESPECTIVELY; PROVIDING THE FORM, TERMS AND CONDITIONS OF SUCH REVENUE BONDS, THE METHOD OF PAYING SUCH AND THE SECURITY THEREFOR; AUTHORIZING THE USE OF A SINGLE REGISTERED BOND FOR EACH SUCH SERIES; PRESCRIBING OTHER DETAILS CONCERNING SUCH SYSTEM REVENUES, GROSS RECEIPTS TAX, BONDS AND SYSTEM, INCLUDING BUT NOT LIMITED TO COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AUTHORIZING THE REDEMPTION AND REPAYMENT (OR ACQUISITION BY WAY OF ASSIGNMENT) OF THE INTERIM BONDS; RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH; AND REPEALING ALL ORDINANCES IN CONFLICT HERewith

Administrator Avila explained that this Ordinance outlines the mechanism for the Village to obtain permanent financing for the Village's upgraded wastewater treatment plant, through the USDA Rural Development. The Ordinance was introduced for first reading at the Village's regularly scheduled April 14, 2020 Council meeting. The Village's financial advisor from Stifel Financial Corporation, Mr. Brad Angst, explained that the loan would be for a 40-year term at 2.375% interest. This rate is conditioned on completing the transaction by June 30, 2020. The Ordinance lays out the ability for the Village to enter into such a bond agreement. Parker Schenken from Sherman & Howard, the Village's bond attorney, said that this step is the continuation and completion of the process which began in 2017 for financing WWTP improvements. The repayment of the bond proceeds will be pledged from Hold Harmless GRT funds and system revenue funds. The construction loan that was used for financing the WWTP improvements will come due in October 2020. Using this method will save the Village \$60,000 a year savings in interest from the construction loan.

Adoption of the Ordinance will be advertised as required.

PUBLIC HEARING: The Public Hearing was opened. No one spoke for or against adoption of the Ordinance. The Public Hearing was closed.

MOTION: To approve Ordinance 2020-64 CONCERNING THE MUNICIPAL JOINT WATER AND SEWER SYSTEM OF THE VILLAGE OF TAOS SKI VALLEY, NEW MEXICO; PROVIDING FOR THE PERMANENT FINANCING OF THE EXTENSION, ENLARGEMENT, BETTERMENT, REPAIR AND OTHER IMPROVEMENT OF SUCH SYSTEM, AS PREVIOUSLY FINANCED BY INTERIM REVENUE BONDS (INTERIM BONDS) ISSUED TO A CONSTRUCTION LENDER, THROUGH THE ISSUANCE TO (OR ASSIGNMENT TO, AND AMENDMENT AND RESTATEMENT OF) THE UNITED STATES OF AMERICA ACTING THROUGH THE UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) OF REVENUE BONDS IN THE AGGREGATE MAXIMUM AMOUNT OF \$8,500,000 CONSISTING OF THE VILLAGE'S JOINT WATER AND SEWER REVENUE BOND, IN THE MAXIMUM PRINCIPAL AMOUNT OF \$3,500,000, AND ITS GROSS RECEIPTS TAX REVENUE BOND IN THE MAXIMUM PRINCIPAL AMOUNT OF \$5,000,000; DECLARING THE NECESSITY FOR ISSUING (OR PERMITTING THE ASSIGNMENT, AMENDMENT AND RESTATEMENT OF) SUCH BONDS WHICH SHALL BE PAYABLE SOLELY OUT OF THE NET REVENUES TO BE DERIVED FROM THE OPERATION OF SUCH SYSTEM (AS TO THE SYSTEM REVENUE BOND) AND

CERTAIN GROSS RECEIPTS TAX RECEIPTS PLEDGED FOR SUCH PURPOSE (AS TO THE GRT REVENUE BOND), RESPECTIVELY, AS PROVIDED HEREIN; APPROVING THE DELEGATION OF AUTHORITY TO MAKE CERTAIN DETERMINATIONS REGARDING THE SALE OF THE BONDS PURSUANT TO THE SUPPLEMENTAL PUBLIC SECURITIES ACT; PROVIDING FOR THE COLLECTION AND DISPOSITION OF THE REVENUES TO BE DERIVED FROM THE OPERATION OF SUCH SYSTEM AND THE COLLECTION AND DISPOSITION OF SUCH GROSS RECEIPTS TAX, RESPECTIVELY; PROVIDING THE FORM, TERMS AND CONDITIONS OF SUCH REVENUE BONDS, THE METHOD OF PAYING SUCH AND THE SECURITY THEREFOR; AUTHORIZING THE USE OF A SINGLE REGISTERED BOND FOR EACH SUCH SERIES; PRESCRIBING OTHER DETAILS CONCERNING SUCH SYSTEM REVENUES, GROSS RECEIPTS TAX, BONDS AND SYSTEM, INCLUDING BUT NOT LIMITED TO COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AUTHORIZING THE REDEMPTION AND REPAYMENT (OR ACQUISITION BY WAY OF ASSIGNMENT) OF THE INTERIM BONDS; RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH; AND REPEALING ALL ORDINANCES IN CONFLICT HERewith

Motion: Councilor Wittman

Second: Councilor Kern

Passed: 4-0

5. MISCELLANEOUS

A. Attorney Baker said that there are some items under consideration that will need to be addressed at the next Council meeting, namely personnel matters and possible acquisition of property.

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

The next meeting of the Village Council will be the Council Regular Meeting on May 12, 2020 at 2:00 p.m. via Zoom Teleconference.

7. ADJOURNMENT

MOTION: To Adjourn

Motion: Councilor King

Second: Councilor Kern

Passed: 4-0

The meeting was adjourned at 2:30 p.m.

Mayor Christof Brownell

ATTEST:

Ann M. Wooldridge, Village Clerk



Village of Taos Ski Valley
PO Box 100, 7 Firehouse Road, Taos Ski Valley, NM 87525
(575) 776-8220 (575) 776-1145 Fax
E-mail: vtsv@vtsv.org Website: www.vtsv.org

**VILLAGE COUNCIL REGULAR MEETING
DRAFT MINUTES
VIA ZOOM TELE CONFERENCE
TAOS SKI VALLEY, NEW MEXICO
TUESDAY, MAY 12, 2020 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. 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 Neal King
Councilor Chris Stagg
Councilor Tom Wittman, Mayor Pro Tem

Staff present:

Village Administrator John Avila
Village Clerk Ann Wooldridge
Finance Director Nancy Grabowski
Building Official Jalmar Bowden
Public Works Director Anthony Martinez
Police Chief Sam Trujillo
Planning Director Patrick Nicholson
Village Attorney Susan Baker

3. APPROVAL OF THE AGENDA

MOTION: To approve the agenda as presented

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

4. ELECTION OF MAYOR PRO TEM AND CONFIRMATION OF THE PERSONS WHO SHALL BE EMPLOYED BY THE MUNICIPALITY INCLUDING THE APPOINTED OFFICES

Clerk Wooldridge said that after an election, the governing body must hold an organizational meeting. One of the items requiring approval is confirmation of a Mayor Pro Tem to act on the Mayor's behalf in his absence. In addition, after each election the new governing body should appoint and affirm staff to the offices of Clerk, Police Chief, and Manager. These are Ann Wooldridge, Sammy Trujillo, and John Avila.

NMSA 3-11-5A, in part states "the mayor shall submit for confirmation by the governing body, the names of persons who shall fill the appointive offices of the municipality and the names of persons who shall be employed by the municipality." The roster of Village employees was presented to the Council.

MOTION: To approve Councilor Tom Wittman as Mayor Pro Tem

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

MOTION: To appoint and approve the officers and the roster of employees of the Village of Taos Ski Valley

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

5. **APPROVAL OF THE MINUTES OF THE APRIL 14, 2020 VILLAGE COUNCIL REGULAR MEETING, the APRIL 28, 2020 SPECIAL COUNCIL MEETING, and the APRIL 28, 2020 BUDGET WORKSHOP**
MOTION: To approve the 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. TSVI CEO David Norden addressed the Council saying that the Village of Taos Ski Valley fundraising effort spearheaded by TSVI for funds being directed to the Taos Community Foundation were at a \$91,000 level. The fundraising effort was closing on Friday with a goal of fundraising \$100,000 for local COVID relief efforts. TSVI staff is mostly working from home, he said, and would begin coming in around Memorial Day, with a goal to slowly begin opening operations around July 1. TSVI is conducting resiliency planning to work with the Village and the Enchanted Circle for alignment on similar protocols and parameters. A task force may be formed for planning of protocols for opening safely.
B. Homeowner Mike Fitzpatrick spoke about the need for a plan for undergrounding electric lines. He recommended a two-fold approach by first adopting a Resolution for NMDOT approval to cut across Highway 150, and then secondly for hiring a contractor to work on an implementation plan.
C. Chamber Director Courtney Tucker said that the Chamber was there to help the community with anything and everything, including applying for PPP loans. Chamber staff has completed an audit of all businesses and their Google listings. She said that the Chamber is hoping to hold the Up & Over in August with COVID precautions and distancing standards in place. She wished everyone well during this stressful time.
7. **COMMITTEE REPORTS**
A. Planning and Zoning Commission –Commission Chair Wittman reported that the P&Z Commission met on May 4, 2020. Agenda items included a variance request for a front and side yard setback which was approved, and a discussion of draft revised Ordinance 2007-64 for Wildland Fire Interface. The Commission did not recommend sending to Council but asked Building Official Bowden to make revisions and bring it back to P&Z at the following meeting
The next meeting of the P&Z Commission is scheduled for June 1, 2020 via Zoom for discussion and approval of the Source Water Protection Plan.
B. Public Safety Committee –Committee Chair Pattison reported that the Committee met via Zoom and discussed the draft Wildland Interface Ordinance. The next meeting will take place on June 1, 2020 at 10:00 a.m. via Zoom.
C. Firewise Community Board of Directors – Committee Chair Pattison said that the meeting had been combined with the Public Safety Committee. The next meeting will take place on June 1, 2020 at 10:00 a.m. via Zoom.
D. Parks & Recreation Committee – Committee Chair Katherine Kett said that the Committee members were standing by waiting to see whether visitors would be arriving and businesses opening. They will proceed with installing the hanging flower baskets on a limited budget and will be conducting trail maintenance in June. Committee members are planning for trails in the Village's newly acquired 7.5 acres in Kachina, working with the Village, Red Tail Surveying, and Ben Cook. She recommended that citizens get out and pick up trash on their walks around the Village
The next meeting has not been scheduled.
E. Lodger's Tax Advisory Board – Councilor Stagg said that the Board had not met. The Board is figuring out which items will still be funded due to cancellations and closures. Board Member Susie Geilenfeldt has resigned, and they are asking that Brent Knox be appointed as her replacement.
8. **REGIONAL REPORTS**
Planning Director Nicholson said that there had not been any meetings.
9. **MAYOR'S REPORT**
A. Consideration to Approve the Appointment of a Planning & Zoning Commissioner

Mayor Brownell reported there had been four applicants for the open P&Z Commissioner spot. He recommended appointing Yvette Klinkmann to fill the vacancy.

MOTION: To approve the appointment of Yvette Klinkmann to the P&Z Commission

Motion: Councilor Wittman

Second: Councilor Kern

Passed: 4-0

The Mayor thanked the applicants and said that he would keep the letters of interest on file for possible future use.

Mayor Brownell reported that the NCRTD had purchased land in Taos for maintenance facilities and offices. Bus service has been limited during the COVID period. The NCRTD is planning for placement of solar-powered signs at bus stops, including in Taos Ski Valley. The Landfill Board meeting reported heavy usage at the landfill with long lines, partly because of limited hours of operation, but also because citizens seemed to be taking the time to thin trees and brush around their properties.

The Enchanted Circle Mayors had met, expressing economic impact concerns, especially in Red River.

10. STAFF REPORTS

Administrator Avila reported on ongoing projects:

- **WWTP** – Change orders are being completed.
- **Kachina Water Tank** – Planning for spring completion of the tank requires that Kit Carson fiber be included for a cost review of connection to existing facilities versus installation of tank-specific fiber and electric.
- **Village Hall Complex** – Improvements for Public Safety Department use of the property have been impeded because of various concerns, including parking.
- **Underground electric**- Submittals for the trenching RFP are due at the end of May, after which a contract can be awarded. The Village will fund the public portion of the project using KCEC franchise fees. KCEC has drawn up a preliminary plan for placement of lines in Amizette. The steps for connecting to underground are for the owner to engage an electrician and contact KCEC with the meter number and request an upgrade to underground service. KCEC and the electrician will contact the Village for underground permitting and start a credit request for any portion of the work that would need to be completed in the public right-of-way. The owner can start the work and connect to underground service, submit the credit application for the portion of work done in the public right of way. If the property is undeveloped, this will be a request for new service.
- **COVID-19**- Beyond the impact to health and safety, the looming financial impact is of immediate concern. A draft budget will be submitted to DFA, but additional consideration of the economic realities is needed before final budget submittal. The State is predicting at least a 50% decrease in revenues and the Village will need to adjust planning to weather the likely probabilities. Even an improved operational readiness will not be sufficient to maintain full-service levels without help from Federal resources. Village facilities, besides having a decontamination schedule, will need upgrades for protecting public health, including protective gear and equipment for any public employee that may be in the presence of the public, a public drop-off location for FedEx and UPS packages, appointment hours for visits to Village facilities, and changing and cleaning clothing and other surfaces with a disinfectant to reduce potential viral particles.
- **TIDD**-Financial information for pending TIDD project dedication is to be available soon for review. The Thunderbird/Ernie Blake Road project has begun, and regular meetings are to be held with TSVI and the contractors. Recent review by NMED resulted in a commendation of the efforts and precautions of current construction on Thunderbird Road.

Department Briefs

- Finance Director Grabowski reported that GRT remitted to the Village in April for February filings was \$274,561 compared to \$252,341 for last year. Year-to-date is \$1,351,236 versus \$1,799,529 for last year. The TIDD received GRT in April of \$293,090. Hold Harmless GRT for the month was \$46,099. Lodger's tax collections in April for March were \$68,226 versus \$122,892 for last year. Fiscal year-to-date total is \$493,199 versus \$506,854 for last year. Property tax collections for FY2020 are up by 10% from last year.
- The April Public Safety report: 911 Hang Up (0), Abandoned Vehicle (0), Animal calls (0), Arrests (0), Assists to other Agencies (5), B&E (0), Battery or Assault (0), Business Alarms (3), Civil Stand-by (0), Citizen Assists (71), Disorderly (0), Domestic Calls (0), Embezzlement (0), Foot Patrol Hours (42), Found/Lost Property (0), Harassment (0), Larceny (1), Lost/Found property (2), Missing Person (0), MVCs (2), Narcotics Adult (0), Parking Citations (0), Private Property Crash (0), Property Damage (0), Reckless Driver (0), Residential Alarms (2), Shots Fired (0), Suspicious Persons/Vehicles (7), Theft (1), Traffic Enforcement Hours (62), Traffic Hazard (0), Traffic Stops (8), Trespass Warnings

(0), Trespassing (0), Unattended Death (0), Vehicle Alarm (0), Vehicle Theft (0), Verbal Warnings (8), Welfare Check (0), Written Citations (0), Written Warnings (0), Fire Calls (4), Fire Alarms (0), EMS Calls (1), SAR Calls (0). Chief Trujillo announced placement of new stop signs on Twining Road for drivers in either direction, at the top of Ernie Blake Road.

- Building Official Bowden reviewed his written report noting that 10 multi-family and commercial inspections had been conducted, 2 permits issued, 4 permits in process, and 3 permit inquiries. He has been successful in installing a portal on the Village web site for submittal of construction documents. This modernizes the process to meet the digital age, reducing the need for paper submissions, reducing the need for personal visits by local contractors and design professionals, and all without additional cost from an additional vendor. He has been advising on completions of renovations at the wastewater treatment plant and at the Village Complex.
- Planning Director Nicholson submitted his written report which noted that the Source Water Protection Plan has been completed and will be presented for adoption at the June 1, 2020 P&Z meeting. The Shopoff development will be considered during a Public Hearing at the July 13, 2020 P&Z Commission meeting. Negotiations are ongoing on the road improvement agreement, water access fees, and conservation easements for this development. Technical review of proposed infrastructure is nearly complete. Spring location and site infrastructure survey for the Gunsite Springs will occur in early June. Site acquisition and utility easements conveyance to the Village is in negotiation. Twining Road preliminary engineering services RFP has submittals due at the end of May. Conducting community outreach and survey work is included in the RFP submittals. Thunderbird and Ernie Blake Roads reconstruction project has permitting and inspection ongoing. Full mobilization and site work to begin mid-May. Road closures and restrictions will be posted at road entries and will be emailed to the community.
- Public Works Director Martinez submitted his written report noting that there were no issues in water to report but some exceedances in wastewater as the new treatment plant gets sorted out. Dust control applications should begin in late May. Cardboard will continue to be accepted in a recycling bin designated for that purpose near the treatment plant, but the glass and aluminum bin will be removed since these items are no longer being accepted by the Recycling Center. A slash pile location has been designated just above the new treatment plant.
- Attorney Baker reported on work for meetings with Shopoff, and on conveyances of land from the Pattisons and from Twining Associates adjacent to the Firehouse.

11. OLD BUSINESS

A. Review and Discussion of Resolution No. 2020-428, Declaration of an Emergency for COVID-19 Pandemic Administrator

Staff recommends continuation of the emergency status and authority provided in Resolution No. 2020-428 for COVID-19 emergency declaration. Staff also recommends that there be a review at the June 9, 2020 Council Meeting.

MOTION: To continue the emergency status and authority provided in Resolution No. 2020-428 for COVID-19 emergency declaration until June 9, 2020

Motion: Councilor Stagg

Second: Councilor Wittman

Passed: 4-0

B. Review and Discussion of the FY2021 Draft Budget

Administrator Avila said that the entire budget was reviewed fund by fund at the budget workshop and the process, rationale and recommendations were discussed. Council advice was requested for some changes that they wanted to see in the FY21 Draft budget, and those changes were made and documented in the Summary of Changes document presented. Staff recommends that any direction to make changes to the FY21 Draft Budget be included this week so that the report can be submitted to DFA.

12. NEW BUSINESS

A. Consideration to Acknowledge and Approve Professional Services Contract VTSV-2020-16 between Southwest Accounting Solutions and the Village of Taos Ski Valley

The Village procured an audit firm in FY2016 for a 3-year contract, renewable annually for up to 6 consecutive years. This past spring auditor Burt & Company CPA's LLC notified the Village that they did not have the capacity to continue to do the Village audit. Village staff requested bids and received several responses. Staff reviewed the responses and has now selected Southwest Accounting Solutions as the Village auditors. The contract was submitted on April 30, 2020 to the Office of the State Auditor (OSA) and was approved at that time. However, after discussion with the USDA regarding the upcoming financing of the Wastewater Treatment Plant, it was determined that the Village would need an additional single audit for this federal financing. Single audits are required by federal law for federal funds received in the amount of \$750,000 or more. Therefore, the auditor was contacted, and they submitted an additional proposal for the

single audit. The amendment was sent to the OSA on May 5, 2020 and has now been approved. Audit costs are as follows:

Village Audit	\$16,000.00
Village Financials	\$ 7,000.00
Single Audit USDA	\$ 8,000.00
<u>GRT @ 8%</u>	<u>\$ 2,480.00</u>
TOTAL:	\$33,480.00

MOTION: To Approve Professional Services Contract VTSV-2020-16 between Southwest Accounting Solutions and the Village of Taos Ski Valley

Motion: Councilor Stagg

Second: Councilor Wittman

Passed: 4-0

B. Consideration to Approve Resolution No. 2020-433 Pertaining to the Combination and Renaming of the Village of Taos Ski Valley Fire Department and the Village of Taos Ski Valley EMS Department

The Village Council met on March 10, 2020 for discussion and direction by Village Council and agreed to combine Taos Ski Valley Fire and Taos Ski Valley EMS Departments as one department. Fire Chief Molina asked that the Village Council agree under this Resolution for the combination of Fire/EMS Departments' and renaming these departments as Taos Ski Valley Fire Rescue.

MOTION: To Approve Resolution No. 2020-433 Pertaining to the Combination and Renaming of the Village of Taos Ski Valley Fire Department and the Village of Taos Ski Valley EMS Department

Motion: Councilor King

Second: Councilor Wittman

Passed: 4-0

13. MISCELLANEOUS

A. Henry Caldwell asked about funds expended to date at the Village Complex, including pumping of the holding tanks. He also asked that the Village study the amount of parking possible and needed for various uses and asked about a dumpster that he saw on-site recently.

B. TSVI David Norden asked who would be coordinating the Village coordination for opening procedures going forward.

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

The next Regular Village Council Meeting will be on Tuesday, June 9, 2020 at 2:00 p.m. via Zoom. A Council Special Meeting will take place on Friday, May 15, 2020 at 2:00 p.m. via Zoom.

15. ADJOURNMENT

MOTION: To Adjourn

Motion: Councilor Wittman

Second: Councilor Stagg

Passed: 4-0

The meeting adjourned at 4:00 p.m.

Christof Brownell, Mayor

ATTEST: _____
Ann M. Wooldridge, Village Clerk



Village of Taos Ski Valley
PO Box 100, 7 Firehouse Road, Taos Ski Valley, NM 87525
(575) 776-8220 (575) 776-1145 Fax
E-mail: vtsv@vtsv.org Website: www.vtsv.org

**VILLAGE COUNCIL SPECIAL MEETING
DRAFT MINUTES
VIA ZOOM
TAOS SKI VALLEY, NEW MEXICO
FRIDAY, MAY 15, 2020 2:00 P.M**

1. CALL TO ORDER & NOTICE OF MEETING

The Special 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 Special 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 Neal King
Councilor Chris Stagg
Councilor Tom Wittman, Mayor Pro Tem

Village Staff Present

Administrator John Avila
Clerk Ann Wooldridge
Attorney Susan Baker

3. APPROVAL OF THE AGENDA

MOTION: To approve the agenda as presented

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

4. NEW BUSINESS

A. CLOSED SESSION

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 King Passed: 4-0

MOTION: To return to Open Session

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

No decisions or motions were made during closed session. Attorney Deb Moulton was in attendance for the Closed Session.

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

The next meeting of the Village Council will be the Regular Meeting on June 9, 2020 at 2:00 p.m. via Zoom Teleconference.

6. ADJOURNMENT

MOTION: To Adjourn

Motion: Councilor Wittman

Second: Councilor King

Passed: 4-0

The meeting was adjourned at 3:50 p.m.

Mayor Christof Brownell

ATTEST:

Ann M. Wooldridge, Village Clerk

John Avila
Village Administrator
Village of Taos Ski Valley Council
Monthly Briefing
June 9, 2020



*** Ongoing & Past Projects ***

WWTP –

Project management for the Waste Water Treatment Plant includes scheduling a month end regular progress meetings with USDA but site review is now planned now for Final Completion the week of the 18th and includes a punch list of items to finish. USDA project refinancing was an agenda item passed at the Special Meeting of May 5th.

Current punch list as of Taos visit 6/1/2020, include:

HMI was found to have multiply fasteners broken. Ovivo is scheduled to replace no later than 6/9/2020

Desktop HMI

Out of range reading Overview located on desktop - on or before 6/12/2020

- Drum screen level value

- Post Anoxic 1 level value

- Post Anoxic 2 level value (assumed)

- Wasting Flow value

Input value limitation needing range increase on or before 6/12/2020

- PA3 Hi Level Alarm (0-0.5)

- PA3 Low Level Alarm (0-0.5)

Flow Totals on or before 6/12/2020

- Prescreen totalizer to be added to Flow Total screen

Splashguards – need to follow up with PM to provide estimated completion date

- Need to add guard to the back of the MBR tanks.

- Re-evaluate valve access on splashguards

- Add/Replace seal on bottom of splashguard

Process – on or before 7/31/2020

- Location of DO probes in Pre Air needs to re-evaluated

- Run BioWin with all no aeration/only mixing.

- Consider mixing in all three pump wells

- DO probe location in MBRs

Hydraulics- on or before 6/12/2020

- Pre air 3 pump outrunning Pre air 1 pump causing low level

- *maintain non latching alarm

- Auto override on Pre Air 1, Pump 3 does not shut down when we get a high level in Pre Air 3 (investigate Pre Air 2 as well)

Review quick sheet, documentation to be complete once all punch list item are resolved

Permeability related issues – on or before 6/12/2020

- Permeability needs to be non-latching alarm

- Need to add Permeability control enable/disable set point

Power outage fail safe – by others

Find out why the EQ supply (pinch) valve does not close with power outage.

The Village will take C/O credit and offset costs of roof repair on the old building

Anthony Martinez, Director of Public Works (field report)

Kachina Water Tank –

Fiber and power conduit extension includes fiber wire

Rock excavation done by TSVI

Import of fill revised quantity to include trenching from the transfer to vault item #3 \$3,120

Booster pump station upgrades #4 \$54,382

Geotech allowance overrun # 5 \$7,583

Add Geotech fund revised \$4,500

Additional project overhead to 38 days Vs 40 #8 \$38,173

Base course roadway Credit #9 + \$26,053

Credit for CMP install #10 + \$11,725

Credit for hauling excess #7 + \$9,000

Schedule: June 15 – August 15

Closing project funding documentation was completed with the Water Trust Board but they will continue to monitor the project until final completion. The Tank construction portion is substantially complete. The final sealant, back fill, revegetation, and connection of the mechanical equipment yet remains for final completion. Also, to be completed are; the Temporary Pumping Station and completion of pipe testing after the station is operational. The RMCI contract Change Order for Temporary Pumping Station work is an agenda item approved at the Council meeting in April but may require a BAR for the work.

The project planning calls have included Kit Carson Fiber and KCEC and the connection of service is the next critical path. The Village participation in trenching for Electricity and Fiber connections as well as installation of a hydrant and road preparations are key to controlling the final price of installation. An agreement for assignment and removal of extra material from the site by TSVI upon completion of construction still needs to be completed. However, TSVI has provided a letter to that affect.

Anthony Martinez, Director of Public Works (field report)

Village Hall Complex –

The size of the property currently hinders planning for some public uses. We intend to take the extra step for public review and recommendation of facilities at a future Planning and Zoning Commission Work Study. A Work Study is anticipated for June 29 at 1pm. Challenges such as parking for all the previously anticipated activities at the site will need to be examined, as well as cost/resources for improvements before presenting the options.

Much of the effort and investment on the property was for site improvements of retaining walls, driveway and parking. Utility installation and some building remodeling also was finished. Still to accomplish before the units are 100%: CID Final permit after the review of the red line permit set with list of repairs to be completed by Contractor. CID has been on site to review repair work and have

passed fire wall repair to remove unit common doors and have issued a Temporary Certificate of Occupancy. Completion of tasks including; external rails, snow diverters, fire alarm conduit installation, pipe repair, water booster repair are required, if the Village Complex Apartments are to be rentable after inspection. Other completed tasks include:

Kit Carson installed fiber and connection between the Village Office server, site cameras and other Village facilities are now possible. Pending payment invoices for final permitting, 100% of readiness budget will be expended. Observation of LM construction progress by Building Official Bowden is important as repairs progress. Attached

An emergency solution for a temporary building at the Village Complex will not be needed if the Temporary Ambulance garage is sited at FD1. The Fire Board had reviewed and recommended a site for the ambulance temporary shelter on the leased property, west of the Fire Station. However there may be a need to permit the temporary placement of the old police trailer at the Village Complex,

Impediments to improvements for Public Safety have been raised recently, so that opportunities to move forward wait until next fiscal year. In FY2021 budget process we treat the apartment portion of the project as an enterprise fund (70) since we require revenue and expense accounting. Landseer Management had rental agreement of 5 units under contract. Since the COVID emergency they have lost all but 2 renters. The market survey by LM shows long term rental rates in the area ranging from \$1,000 – \$1,500. The Village reserve units remain in service after repairs and cleaning by LM and Village preparation for EMS.

The Porta Pots and Temporary Fire Shed are scheduled for removal.

Facility Undergrounding

The RFP 2020 – 06 for a trenching pricing agreement is scheduled for award at the Village Council meeting in July and the ongoing plan to underground electricity along NM 150 in the Amizette area will be able to start. Kit Carson surveying of the project area has started and two permits for excavation with NMDOT are being processed. One permit is for road crossings and the other is for running underground lines along the highway.

The preliminary route for installation has been planned with KCEC in anticipation of the next steps. An information and interest survey was provided to Amizette owners with samples of utility request forms and some have participated in conversation with the Village. The owner participation in connecting their properties is important as the rate payers in the Village are paying for service of two lines (overhead and underground) until 100% connection to the underground line allows the de-energization of the overhead line in a neighborhood.

Once the underground service is available near a property, the five steps to connecting underground are;
The Owner to engage a contract electrician for work on their property,

Then together contact KCEC with the meter number and request an upgrade to an underground service, KCEC and the electrician will contact the Village for underground permitting and start credit request for public ROW work,

Proceed with underground work and connect to the underground service,

Make the credit application for the portion of work done in the public ROW. If the property is undeveloped the request is for a new service.

KCEC is concerned for safety, service and cost reasons, that not all the properties within the service area of an underground supply line are connected. There are over a dozen properties that still could be connected to underground service within the Village. We will be reaching out to those owners to inform them of opportunity to connect while KCEC is working on underground projects in the Village. The

Village is planning to fund the public portion of the project in coordination with Kit Carson Electric Corporation installation of facilities. The Village intends to contract the required trenching by using Franchise Fee proceeds. Also anticipated is providing a credit program for the portion of owner costs in the public Right of Way. **TBD:** Scope of Work description for "PM" if desired?

A KCEC informational meeting is anticipated before the July Council meeting so that the public can be further informed as to the projects at hand and the potential for futures underground electric projects.

COVID -19 - Pandemic Emergency:

Village Facilities besides having a decontamination schedule, will also need upgrades for protecting public health including; full protective gear and equipment for any public employee that may be in the presence of the public, appointment hour for any visits to Village facilities, changing and cleaning clothing and outer surfaces of shoes with a disinfectant to reduce potential viral particles, touchless temperature readings, continued protection by vaccination to not increase vulnerability to other diseases.

On Thursday, May 28, Governor Michelle Lujan Grisham announced the details of the amended public health order that is set to take effect June 1. Along with eased restrictions that will allow more public traffic, some precautions are even more important:

Mass gatherings are still prohibited (distance at least 6ft., less than 6 people together). Face coverings must be worn in public settings

For visitors and residents in the Village of Taos Ski Valley that need a temporary face mask, can get one through the Village Fire, or Police Departments. You can also ask for a noncontact temperature reading. If you have been in proximity with anyone in a high contamination area or scenario, or you have symptoms; Cough, Fever, Fatigue, Shortness of Breath, or Loss of taste/smell, please contact: Corona Virus hotline 855-600-3453

"Reopening our economy is not an invitation to forget about the risks of this virus – it is a mandate that we be more cautious and careful about our choices and decisions than ever before," Gov. Lujan Grisham said. "Just because you can go doesn't mean you should. Ask yourself: Is this business operating with safe practices? When in doubt, err on the side of safety and stay home."

"As we move forward in reopening our economy in a COVID-positive New Mexico, it's critically important that everyone in our state keeps up the good work we've been doing by adopting COVID-19 Safe Practices as a new normal way of life. You know the drill: wear a mask in public, wash your hands often, keep a 6-foot distance from others, and STAY HOME if you are sick or have risk factors," said Dr. David Scrase, secretary of the Human Services Department.

"If we do too much all at once, we'll see a rate of spread that will create problems," the governor added. "Slow but methodical and practical is the best way to hold where we are and build. We don't want to have to go backward and shut down a business or a geographic area. This is working. I think it's tied largely to mask-wearing and staying home. It's very behavior dependent."

"Not following COVID safe practices, has meant reporting under: NM Stat § 24-1-1 (2018) within a business, a violation of the mass gatherings ban, or other violations of the public order, you may report to covid.enforcement@state.nm.us or contact your local police or sheriff's department on their non-emergency phone lines. Workers can make reports about suspected unsafe work environments in the state to nmenv-osh@state.nm.us."

The Village of Taos Ski Valley is working with local business, lodging and residents to make our Village the COVID safe place to visit. **Thank you for helping to protect your Village.**

VTSV Public Safety, Police and Fire Departments

TIDD – Progress of the TIDD project - Thunderbird/Ernie Blake Roads has started with regular meetings with TSVI and contractors anticipated. Staff has reached out to assist with the permitting process including; excavation, ROW and utility requirements. Meetings with TSVI, Kit Carson and NM Gas have provided project updates. NM Gas Public information meeting held 6/5 at 3pm. Recent review by NMED resulted in a clean bill of health and commendation of the efforts and precautions of current construction projects on Thunderbird Road. Dry utilities are scheduled for June – September.

We understand that the financial information for pending TIDD project dedication is to be available for review soon. Along with the project review required of the Village by the MDA, audit requirements also need to be met so that the full value of a project can be accounted for by the Village. After review of all the TIDD dedication documents, the Village Staff will be able to make a recommendation for dedication of the projects. With the economic impact of the COVID pandemic, Base Line GRT revenues are unlikely to be met in the immediate future.

Items

- Strategies for reopening as the safest place to visit: How does the Village Community act to have a safe season? Meeting with Chamber/Local business: coordinate to keep Residents, Staff and Visitors safe and confident in our commitment. Yes, compliance can be enforced, NMML form.
- Procurement policies have been reviewed for effectiveness and procedures as well as policy are being updated. The last update to procurement policy was 7/1/96. We would like to have an update ready for FY2021
- NCRTD news for the winter season includes: The NCRTD will be receiving Coronavirus Aid, Relief, and Economic Security (CARES) Act funds for FY 2021. These funds will be covering the 50% match requirement that is normally required for Section 5311 Rural funds that are utilized to cover a portion of the costs related to providing the Taos Ski Valley winter service. In addition, these funds are also intended to pay for the expenses that any lost revenue would have covered under this traditional match ratios for NCRTD provide transit services. The Village match of approximately \$80,000 will not be required in FY21. Also the Town of Taos and the County have followed through on their FY20 commitment to for \$20,000 and \$10,000 contribution respectively.
- The rescheduled NM Gas informational meeting was held on 6/4/20 at 3pm to clarify programs, policy and projects within the Village of Taos Ski Valley. PRC regulation controls how NM Gas is able to fund projects and they are community, grant of customer funded to avoid loading the costs on customers state wide. Attached is address mapping/build out design Conceptual Map



STATE OF NEW MEXICO
REGULATION AND LICENSING DEPARTMENT
CONSTRUCTION INDUSTRIES DIVISION
GENERAL CONSTRUCTION BUREAU

No 25780

THIS BUILDING HAS BEEN OCCUPIED BEFORE A FINAL INSPECTION HAS BEEN CONDUCTED.
PERMANENT ☒ TEMPORARY, 6-19-20 EXPIRATION DATE

~ CERTIFICATE OF OCCUPANCY ~

THE FOLLOWING BUILDING OR PORTION THEREOF HAS BEEN INSPECTED FOR COMPLIANCE WITH THE REQUIREMENTS OF
OCCUPANCY GROUP R-2 AS SPECIFIED BY THE NEW MEXICO BUILDING CODE.

1346 New Mexico 150 1205 S. Valley 87525
BUILDING ADDRESS

Village of 1205 S. Valley, P.O. Box 90 1205 S. Valley 87525
NAME AND ADDRESS OF OWNER

1205 S. Valley Builders
NAME(S) OF LICENSED NEW MEXICO CONTRACTOR(S)

SEP-2019037523
BUILDING PERMIT NUMBER

David Looles
INSPECTOR'S NAME

30 City Temp. C.O. NR.
COMMENTS

IF NO LICENSED CONTRACTOR, NAME(S) OF OWNER-BUILDER(S)

100%
PORTION OF BUILDING

5-19-20
DATE

**** NOTICE ****

**THIS BUSINESS IS OPERATING IN VIOLATION OF
EXECUTIVE ORDER 2020-004, NM DEPARTMENT OF HEALTH
PUBLIC HEALTH ORDERS, AND/OR VILLAGE OF TAOS SKI
VALLEY DECLARATION OF LOCAL STATE OF EMERGENCY**

**I, _____ (print name), manager or owner (circle one) of
the below named business, acknowledge receipt of this notice of a First
Violation of Executive Order 2020-004, New Mexico Department of Health
Public Health Orders, and/or Village of Taos Ski Valley Declaration of a Local
State of Emergency. I understand that additional violations are subject to
citation and fines as described below.**

Signature & Title

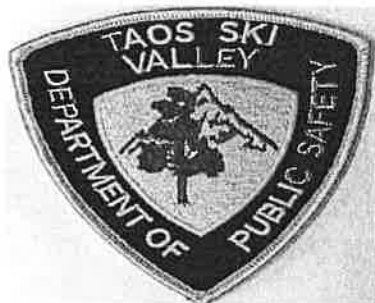
Date & Time

Business Name

Address

**A Second Violation may be cited as a petty misdemeanor for violating a
Department of Health Public Health Order under New Mexico's Public Health
Act (NMSA 1978 § 24-1-21) and is punishable by a fine of up to \$100 and/or up
to six months in jail.**

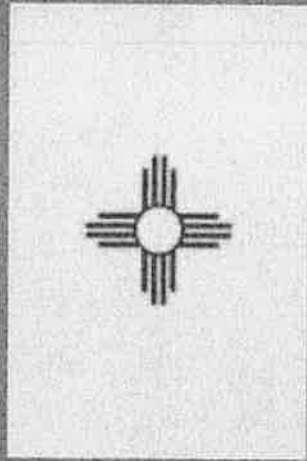
**A Third Violation, and each following violation, may be referred to the New
Mexico Department of Health, the New Mexico State Police, and/or the New
Mexico Attorney General's Office for violating New Mexico's Public Health
Emergency Response Act and each violation is punishable by a civil
administrative penalty of up to \$5,000.**



New Mexico's Reopening Depends on
Every New Mexican

New Mexico Reopening Plan Preview

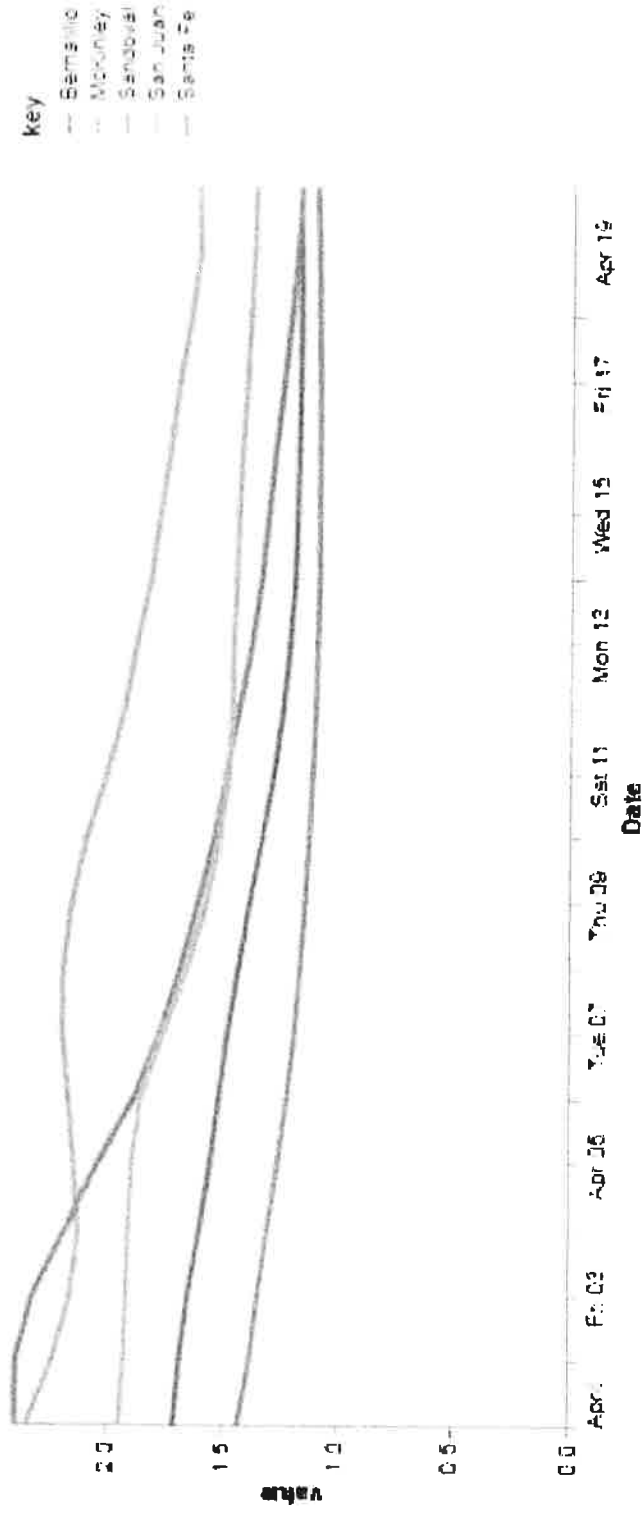
April 30, 2020



Our Actions are Working

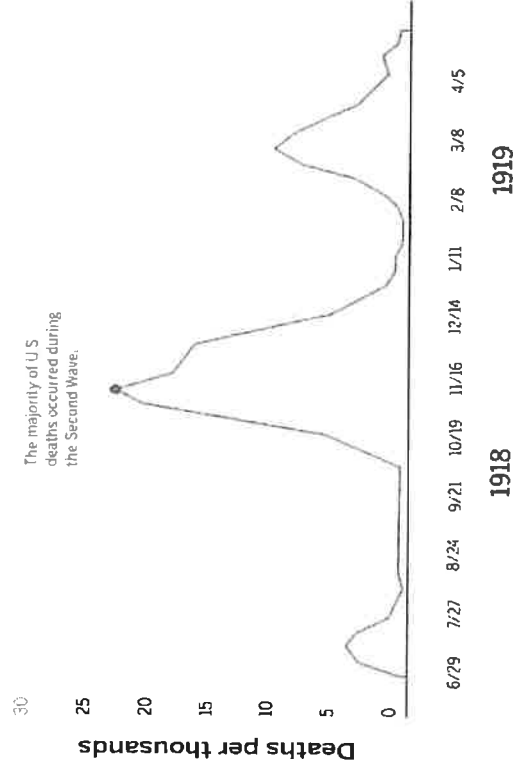
Statewide Effective Rate of Transmission = 1.24

R_{eff} over time, specific counties

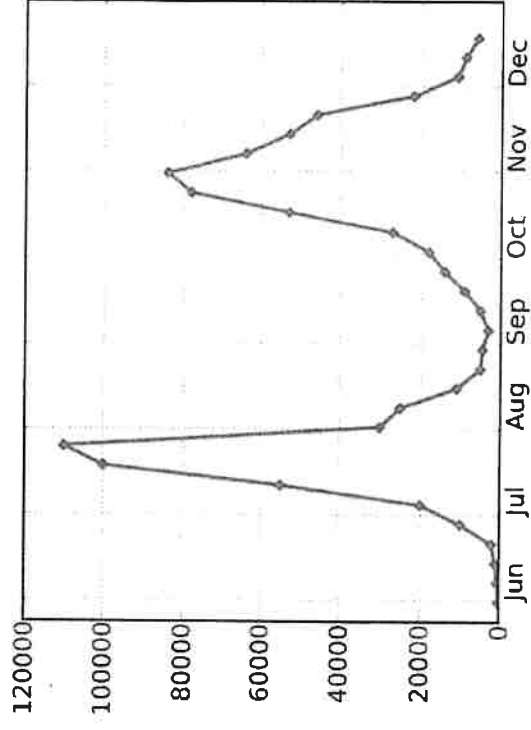


Lessons from Prior Pandemics

Spanish Flu Deaths 1918-1919



2009 Swine Flu Cases in London



Statewide Public Health Gating Criteria

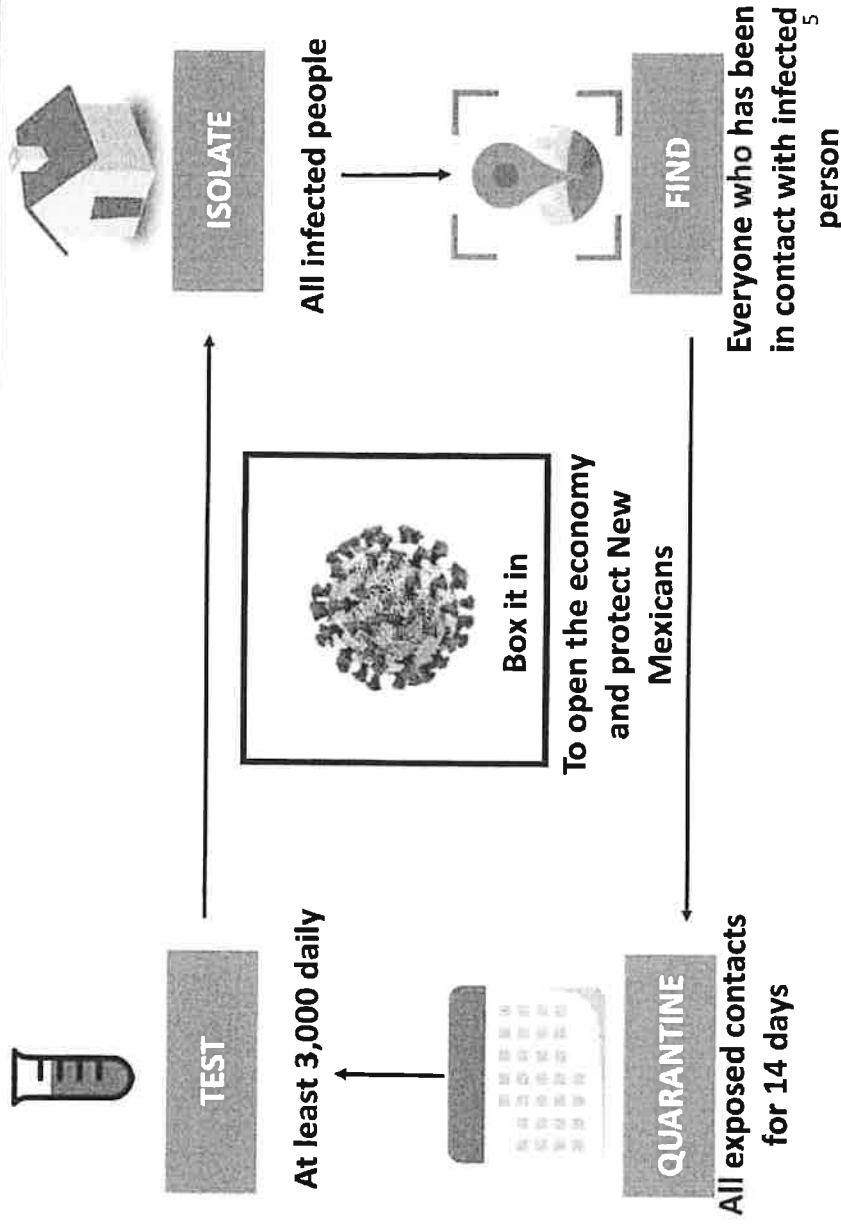
Criterion	Measure	Initial Gating Value	Predicted Status in 2 Weeks (assuming current social distancing)
Spread of COVID-19	Rate of COVID-19 Transmission	1.15 or less	Approximately 1.15
Testing Capacity: general and targeted populations*	Number of tests per day	3,000 / day	Achievable
Contact Tracing and Isolation Capacity	Time from: -positive test result to isolation recommendation for case -quarantine rec. for case contacts	24 hours 36 hours	Both achievable with expansion of contact tracers
Statewide Health Care System Capacity	Availability of scarce resources: -general beds -ICU beds -ventilators -PPE	All 3 sufficient based on modeling 14-day supply	Sufficient 28-day supply

*asymptomatic employees at high-risk sites, vulnerable populations, essential workers, congregate settings

ALL CRITERIA DRIVEN BY SOCIAL DISTANCING BEHAVIORS OF NEW MEXICANS

Box It In: Testing and Contact Tracing

- Adequate testing and contact tracing resources are critical to reopening the economy
- Research shows that rapid and effective contact tracing slows the spread of the virus
- New Mexico has rapidly expanded its testing, contact tracing, and case isolation capabilities in recent weeks



This Photo by Unknown Author is licensed under [CC BY-SA](#)

This Photo by Unknown Author is licensed under [CC BY](#)

This Photo by Unknown Author is licensed under [CC BY-SA](#)

Source: Adapted from Association of State and Territorial Health Officials material and Open Texas report dated April 27, 2020

COVID-Safe Practices (CSPs) for All New Mexicans

Stay Home

- In general, stay at home: avoid unnecessary travel, and always stay at home when you are sick (except for medical emergencies)
- Wash your hands frequently
- Avoid touching your eyes, nose, and mouth with unwashed hands
- Cover your cough or sneeze with a tissue, then throw the tissue in the trash
- Clean and disinfect frequently touched objects and surfaces
- Watch for symptoms of COVID-19

If you must go out:

- Wear a multilayer cloth face covering in public settings except when eating, drinking, or exercising outdoors
- Maintain a 6 foot distance from others
- Avoid gatherings
- Protect vulnerable populations by finding ways to connect without face-to-face contact

CSPs for All Employers

1. Limit operations to remote work to the greatest extent possible
2. Arrange workplace to provide for 6 feet of distance between individuals wherever possible
3. Close common areas where personnel are likely to congregate wherever possible, or modify them to minimize contact
4. Provide for all meetings to take place remotely whenever possible
5. Provide all employees with face coverings and require their use in the workplace
6. Train all employees on daily cleaning and disinfecting protocol, hygiene, and respiratory etiquette (e.g., covering coughs)
7. Make handwashing, sanitizer, and other hygiene support available to employees
8. Screen employees before they enter the workplace each day (verbally or with a written form or text/app). Send employees home who are experiencing the following COVID-19 symptoms related to COVID-19 and direct them to obtain free testing through DOH
 - Fever, cough, shortness of breath, chills, repeated shaking with chills, muscle pain, headache, sore throat and/or loss of taste or smell
9. Prohibit employees with known close contact to a person who is lab-confirmed to have COVID-19 to return to work until the end of the 14-day self-isolation period
10. Minimize non-essential travel. Adhere to CDC guidelines and state orders regarding isolation following out-of-state travel
11. Adhere to all CDC and OSHA guidelines

Additional CSPs for Retailers

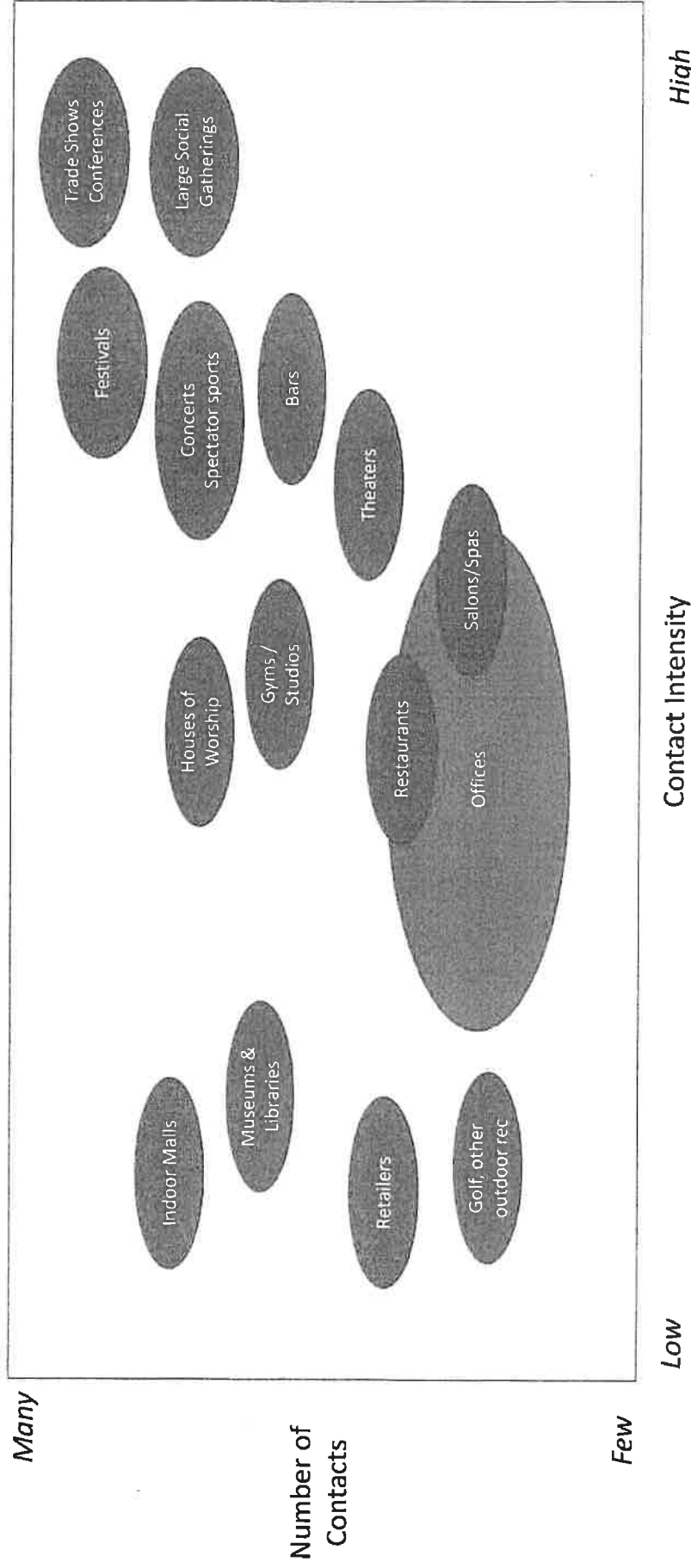
Required

1. Adhere to COVID-Safe Practices for All Employers
2. Adhere to maximum occupancy limits per the State's Public Health Order
3. Utilize signs, stanchions and/or floor decals to support 6-foot social distancing, including one-way aisle traffic and separate entry/exit wherever possible
4. Utilize signage to communicate occupancy limits and encourage customers to wear face coverings
5. Maintain a schedule of stringent daily cleaning and sanitizing
6. Once every two hours (or more frequently), clean and disinfect high-touch items such as doors, fitting rooms and credit card terminals
7. Establish safety protocols to allow for contactless curbside pickup and home delivery wherever possible

Best practice

1. Install large plexiglass sneeze guards at cash registers wherever possible
2. Arrange for contactless payment and receipt options to the greatest extent possible
3. Screen employees and customers with a no-contact thermometer; individuals with a temperature reading above 100.4°F should be denied entry
4. Offer face coverings, handwashing, and hand sanitation to customers

Simple Framework for Assessing Risk



Source: Adapted from Johns Hopkins University, Bloomberg School of Public Health, Center for Health Security. Public Health Principles for a Phased Reopening During COVID-19: Guidance for Governors. April 7, 2020

Process of Moving Into and Through Stages

- Frequency of Decisions re Movement UP to a New Stage: Every 2-3 weeks
- Who Measures Gating Criteria
 - Spread: MAT Modeling Workgroup
 - Testing: DOH Testing Team
 - Isolation and Outbreak Containment: DOH Epi
 - Healthcare System Capacity: MAT Operations Team/DOC
- Who has input and who decides?
 - Economic Recovery Council gives input
 - Mayors' Council, other state and local leaders, businesses and constituents give input
 - DOH/DOC + MAT provide input and recommendations
 - Governor decides

100

-
- The map shows the Los Angeles area divided into four quadrants: Northeast, Northwest, Southeast, and Southwest. The map is oriented with North at the top. Major highways and city boundaries are indicated. A central inset labeled 'METRO' shows the Los Angeles city limits. The map is oriented with North at the top.

Preparation Phase

Start	May 1
Estimated End if New Mexicans Practice Social Distancing	Mid-May

What Opens? How Does it Open?

- Non-essential retailers can operate via curbside pickup and delivery service only where permitted by their license
- State parks to reopen on a modified basis, as staff is available. Day use only, no camping or visitor centers
- Golf Courses allowed to open for golf only. No dine-in food service or retail
- Pet humane adoption/groomers/daycare/boarding permitted to operate
- Veterinarians permitted to operate
- Gun stores can operate by appointment only
- Restrictions on certain medical procedures lifted, but only for those hospitals and providers that can meet capacity requirements and show adherence to DOH emergency requirements

What Remains Closed or Restricted?

- Instruction to Stay Home remains in place for all individuals
- Non-essential retailers and workplaces
- Dine-in service at restaurants and bars
- Indoor malls, gyms, salons, theaters, casinos
- Mass Gatherings restricted as per the current PHO
- 14-day quarantine order remains in place for out-of-state airport arrivals
- Vacation rentals prohibited to out-of-state residents

Phase One

Estimated Start if New Mexicans Practice Social Distancing

Mid-May

What Opens? How Does it Open?

- All retailers may operate according to Retail COVID-Safe Practices at 20% fire code occupancy
- Non-essential businesses generally may operate according to CSPs at up to 50% of pre-crisis staffing levels
- Dine-in service at restaurants and bars permitted according to CSPs (in development) at up to 50% occupancy, no barstool or standing service. No live music
- Gyms and salons can operate according to CSPs
- Hotels permitted to operate according to CSPs at up to full capacity
- Houses of worship can operate according to CSPs at capacity to-be-determined

What Remains Closed or Restricted?

- Theaters
- Casinos
- Instruction to Stay Home remains in place for Vulnerable Individuals⁽¹⁾
- Visits to long-term care and other congregate care facilities restricted as per current PHO
- Mass Gatherings restricted (includes concerts, events, and social gatherings)
- 14-day quarantine order remains in place for out-of-state airport arrivals
- Vacation rentals prohibited to out-of-state residents

(1) Vulnerable Individuals: older (>64) adults, people with asthma, chronic lung conditions, immune deficiency and those receiving cancer treatment, serious heart disease, diabetes, on dialysis, severe obesity, chronic liver disease, people living in nursing facilities and other congregate settings

Phase Two

Estimated Start if New Mexicans Practice Social Distancing

Early June

What Opens? How Does it Open?

- Theaters may operate according to CSPs and capacity restrictions
- Bars may operate according to CSPs and capacity restrictions
- Casinos may operate according to CSPs and capacity restrictions

What Remains Closed or Restricted?

- Instruction to Stay Home remains in place for Vulnerable Individuals⁽¹⁾
- Visits to long-term care and other congregate care facilities restricted as per current PHO
- Mass Gatherings restricted (includes concerts, events, and large social gatherings)
- 14-day quarantine order remains in place for out-of-state airport arrivals

(1) Vulnerable Individuals: older (>64) adults, people with asthma, chronic lung conditions, immune deficiency and those receiving cancer treatment, serious heart disease, diabetes, on dialysis, severe obesity, chronic liver disease, people living in nursing facilities and other congregate settings

Phase Three

Estimated Start if New Mexicans Practice Social Distancing	Early July
Estimated End	Unknown

What Opens? How Does it Open?

- Vulnerable Individuals⁽¹⁾ instructed to practice social distancing
- Aim to reopen schools in August with modified schedules and procedures to protect students, faculty, and staff

What Remains Closed or Restricted?

- Mass Gatherings larger than 100 people still prohibited. No large festivals or fairs
- Some concerts and spectator sports may be permitted on a modified basis with capacity restrictions
- Visits to long-term care and other congregate care facilities restricted to some extent
- Reassess quarantine order for out-of-state airport arrivals

(1) Vulnerable Individuals: older (>64) adults, people with asthma, chronic lung conditions, immune deficiency and those receiving cancer treatment, serious heart disease, diabetes, on dialysis, severe obesity, chronic liver disease, people living in nursing facilities and other congregate settings

On Thursday, May 28, Governor Michelle Lujan Grisham announced the details of the amended public health order that is set to take effect June 1. Along with eased restrictions that will allow more public traffic, some precautions are even more important:

Mass gatherings are still prohibited (distance at least 6ft., less than 6 people together). Face coverings must be worn in public settings

For visitors and residents in the Village of Taos Ski Valley that need a temporary face mask, can get one through the Village Fire, or Police Departments. They can also be asked for a noncontact temperature reading. If you have been in proximity with anyone in a high contamination area or scenario, or you have symptoms; Cough, Fever, Fatigue, Shortness of breath, or Loss of taste/smell, please contact: Corona Virus hotline 855-600-3453

“Reopening our economy is not an invitation to forget about the risks of this virus – it is a mandate that we be more cautious and careful about our choices and decisions than ever before,” Gov. Lujan Grisham said. “Just because you can go doesn’t mean you should. Ask yourself: Is this business operating with safe practices? When in doubt, err on the side of safety and stay home.”

“As we move forward in reopening our economy in a COVID-positive New Mexico, it’s critically important that everyone in our state keeps up the good work we’ve been doing by adopting COVID-19 Safe Practices as a new normal way of life. You know the drill: wear a mask in public, wash your hands often, keep a 6-foot distance from others, and STAY HOME if you are sick or have risk factors,” said Dr. David Scrase, secretary of the Human Services Department.

“If we do too much all at once, we’ll see a rate of spread that will create problems,” the governor added. “Slow but methodical and practical is the best way to hold where we are and build. We don’t want to have to go backward and shut down a business or a geographic area. This is working. I think it’s tied largely to mask-wearing and staying home. It’s very behavior dependent.”

“Not following COVID safe practices, has meant reporting under: NM Stat § 24-1-1 (2018) within a business, a violation of the mass gatherings ban, or other violations of the public order, you may report to covid.enforcement@state.nm.us or contact your local police or sheriff’s department on their non-emergency phone lines. Workers can make reports about suspected unsafe work environments in the state to nmenv-osh@state.nm.us.”

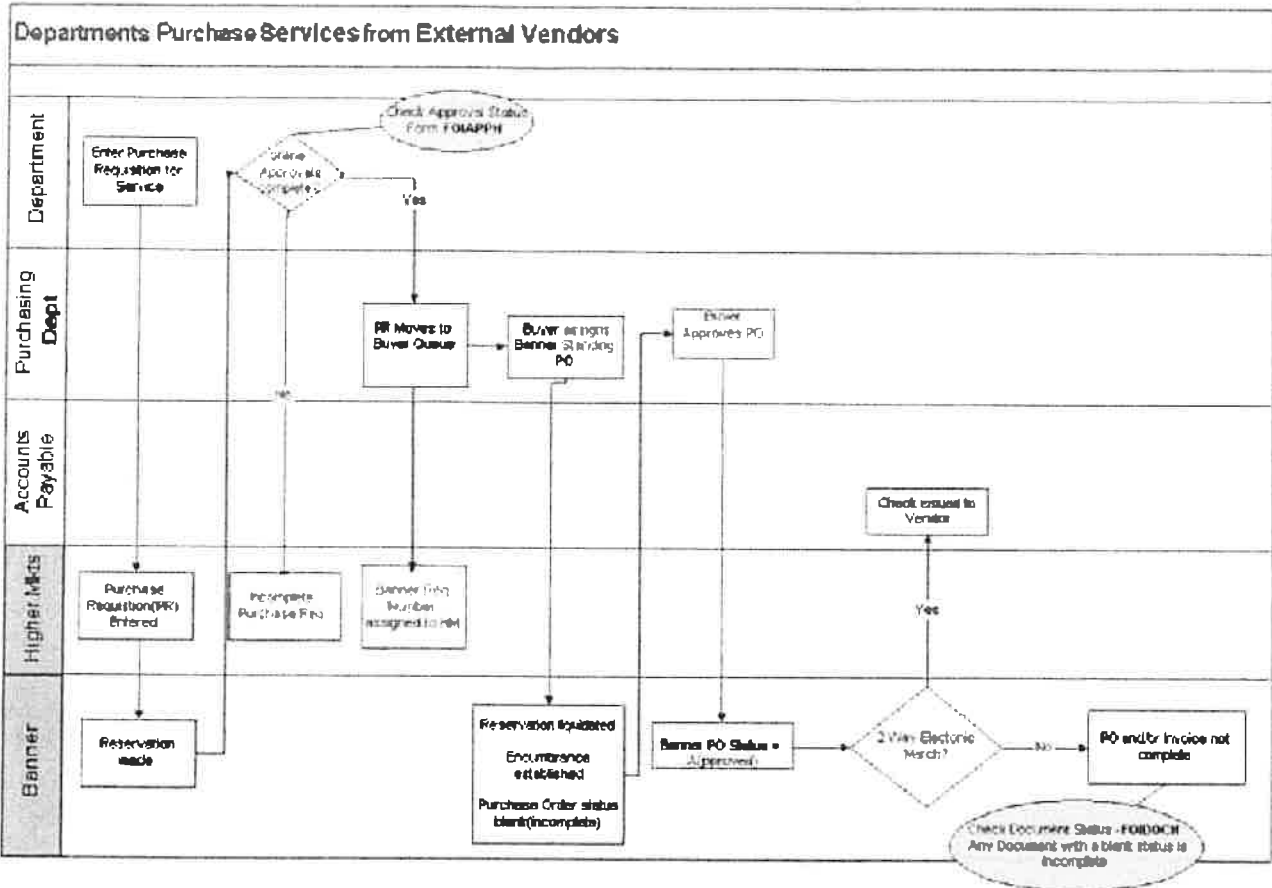
The Village of Taos Ski Valley is working with local business, lodging and residents to make our Village the COVID safe place to visit. **Thank you for helping to protect your Village.**

Best,

VTSV Public Safety, Police and Fire Departments

Flow Chart - Purchase of Services: External Vendor

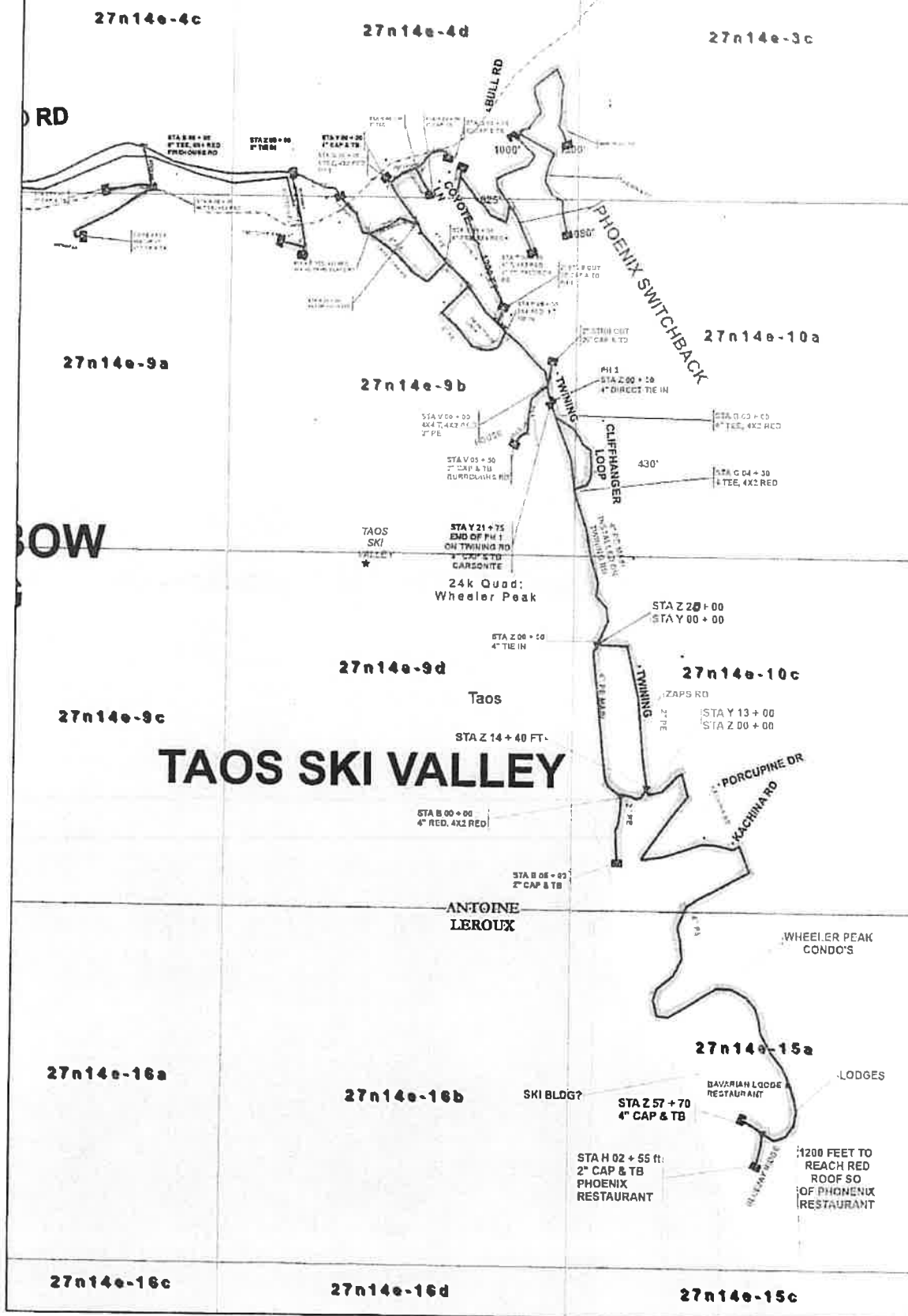
This diagram illustrates what occurs when a Department makes a purchase for Services from an external vendor. It is a 'map' of what application is used and where a process occurs. The diagram notes how to check approval status and how to check Budget status.



VTSV Purchase Flow example the with current system:

Need>
 Budget Forecast>
 Scope>
 RFP/RFB>
 Estimate/Contract TO>
 POR>
 Budget confirmation>
 PO>
 Invoice>
 Services verified >
 PMT

2009.03.23
2009.03.23



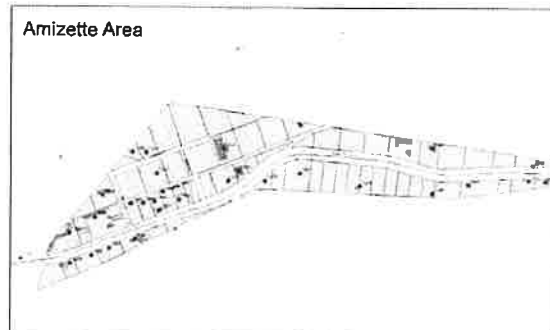
Village of Taos Ski Valley Street Address Map



Kachina Area



Amizette Area



Council Notes for June 9, 2020 Meeting:

Revenues:

GRT :

This month last year: \$319,694 This month this Year: 264,594

Last Year YTD: \$2,119,224 This Year YTD: \$1,615,830

The TIDD did not receive a distribution in May

Lodgers Tax:

This month last year: Last year \$12,426 This Month this year: \$472.24

YTD Last year: \$ 519,280 YTD This year YTD: \$493,671

REVENUES:

- Water/sewer revenue is up 3% from last fiscal year...
- We received \$25,126 in hold harmless GRT revenue.
- Lodger's tax collections are down 4.9% from last fiscal year.
- Finally seeing some rental revenues for the TML Village Complex
- We received \$42,183 in May for property tax. Up 9% However we would need to collect \$60K in June to hit our targeted budget amount. Last year in June we received \$58K.

EXPENSES:

- Advertising is down since the Village has not been posting ads for employment
 - Fuel for TSVI was paid in June last year for Sept-April. So fuel expense will catch up when June is presented in July.
- All other items have been discussed previously....

OTHER: The Village interim budget which was due on 6/1/20 was submitted to DFA on Friday 5/29 with all required supplemental documents. The TIDD budget was also submitted and has already been approved.

The new auditors will be in the office June 23rd & 24th to start preliminary audit of FY2020

Fiscal year end processes will be starting shortly and continue through end of July. We will need to have a special council meeting later in July to finalize budget and 4th Q FY2020.

USDA Closing in scheduled for 6/10/20 and is proceeding as planned.

VILLAGE OF TAOS SKI VALLEY
Profit & Loss Prev Year Comparison
July 2019 through May 2020

	Jul '19 - May 20	Jul '18 - May 19	\$ Change	% Change
Ordinary Income/Expense				
Income				
4012 · REVENUE -Water Sales	181,358.87	214,722.58	-33,363.71	-15.5%
4013 · Revenue - Sewer	725,297.15	665,001.54	60,295.61	9.1%
4018 · REVENUE- GRT HB 6	506.64	0.00	506.64	100.0%
4019 · REVENUE-Hold Harmless GRT	254,900.07	256,013.20	-1,113.13	-0.4%
4020 · REVENUE - GRT MUNICIPAL	653,881.29	864,883.18	-211,001.89	-24.4%
4021 · REVENUE - GRT- STATE	548,341.84	714,132.32	-165,790.48	-23.2%
4022 · REVENUE - GRT - ENVIRONMENT	27,967.62	35,418.48	-7,450.86	-21.0%
4023 · REVENUE - GRT - INFRASTRUCTURE	111,873.46	141,676.50	-29,803.04	-21.0%
4025 · REVENUE -LIQUOR LICENSES	250.00	250.00	0.00	0.0%
4026 · REVENUE - BUSINESS LICENSE	805.00	1,170.00	-365.00	-31.2%
4027 · REVENUE - OTHER	96,997.12	80,743.38	16,253.74	20.1%
4028 · REVENUE - GASOLINE TAX	5,013.29	4,998.97	14.32	0.3%
4029 · REVENUE - LODGER'S TAX	493,671.14	519,280.70	-25,609.56	-4.9%
4031 · REVENUE - PARKING FINES	725.00	450.00	275.00	61.1%
4034 · REVENUE - MOTOR VEHICLE FEES	14,741.21	15,564.73	-823.52	-5.3%
4035 · REVENUE - BUILDING PERMITS	22,076.23	64,312.50	-42,236.27	-65.7%
4036 · REVENUE -Licenses/Permits Other	220.00	6,349.43	-6,129.43	-96.5%
4037 · REVENUE - GENERAL GRANTS	111,800.00	146,296.33	-34,496.33	-23.6%
4040 · REVENUE - WATER CONNECTION FEES	12,155.29	136,086.61	-123,931.32	-91.1%
4041 · REVENUE - SEWER CONNECTION FEES	9,787.89	122,439.18	-112,651.29	-92.0%
4046 · REVENUE - SOLID WASTE FEE	66,243.27	61,457.13	4,786.14	7.8%
4047 · REVENUE - OTHER OPERATING	5,976.59	4,298.25	1,678.34	39.1%
4049 · REVENUE - FIRE GRANTS	122,171.00	116,402.00	5,769.00	5.0%
4050 · REVENUE - IMPACT FEES	14,442.04	253,863.20	-239,421.16	-94.3%
4053 · REVENUE - GRT MUN CAP OUTLAY1/4	111,873.46	141,676.34	-29,802.88	-21.0%
4056 · REVENUE - LEGISLATIVE APPROPRI.	1,316,022.16	0.00	1,316,022.16	100.0%
4058 · Plan Review Fees	7,078.41	34,692.87	-27,614.46	-79.6%
4060 · WTB FY2016 revenue	461,437.95	967,362.85	-505,924.90	-52.3%
4061 · Bond Proceeds	0.00	5,100,000.00	-5,100,000.00	-100.0%
4100 · Miscellaneous Revenues				
4101 · Sale of Fixed Assets	26,591.00	0.00	26,591.00	100.0%
4110 · Misc Revenue- TIDD reimburse	11,061.38	6,163.06	4,898.32	79.5%
Total 4100 · Miscellaneous Revenues	37,652.38	6,163.06	31,489.32	510.9%
4190 · Rental Fees	5,303.22	0.00	5,303.22	100.0%
7004 · REVENUE - FINANCE CHARGE ON W/S	2,401.40	1,189.64	1,211.76	101.9%
7005 · REVENUE - INTEREST INCOME	84,169.37	96,692.30	-12,522.93	-13.0%
7006 · REVENUE -INVESTMENT INTEREST	3,501.46	13,820.72	-10,319.26	-74.7%
7007 · REVENUE - INTEREST IMPACT FEES	267.74	194.95	72.79	37.3%
7010 · REVENUE - AD VALOREM TAX	418,797.02	383,046.35	35,750.67	9.3%
7090 · REVENUE - SALE OF ASSETS	0.00	16,100.00	-16,100.00	-100.0%
9000 · BEG. BALANCE	0.00	0.00	0.00	0.0%
Total Income	5,929,706.58	11,186,749.29	-5,257,042.71	-47.0%
Gross Profit	5,929,706.58	11,186,749.29	-5,257,042.71	-47.0%
Expense				
4082 · DEBT SERV - 2007 WWTP LOAN PRIN	93,173.13	90,976.59	2,196.54	2.4%
4083 · DEBT SERV. - 2007 WWTP LOAN INT	8,114.00	10,310.54	-2,196.54	-21.3%
6100 · Salary and Benefits				
6112 · SALARIES - STAFF	1,000,561.69	1,045,653.18	-45,091.49	-4.3%
6113 · SALARIES - ELECTED	31,513.68	31,513.68	0.00	0.0%
6115 · Overtime salaries	14,004.56	7,460.51	6,544.05	87.7%
6121 · WORKER'S COMP INSURANCE	18,724.00	28,661.12	-9,937.12	-34.7%
6122 · HEALTH INSURANCE	188,189.44	174,551.33	13,638.11	7.8%
6125 · FICA EMPLOYER'S SHARE	78,789.83	81,292.01	-2,502.18	-3.1%
6126 · WORKMAN'S COMP PERSONAL ASSESS	279.50	275.20	4.30	1.6%
6127 · SUTA STATE UNEMPLOYMENT	1,676.58	1,874.80	-198.22	-10.6%
6128 · PERA Employer Portion	86,699.72	80,261.73	6,437.99	8.0%
6130 · HEALTH INCENTIVE - SKI PASS/GYM	1,551.88	1,341.05	210.83	15.7%
6133 · Life Insurance	911.17	833.70	77.47	9.3%
6134 · Dental Insurance	11,968.26	10,970.28	997.98	9.1%
6135 · Vision Insurance	2,034.89	1,934.13	100.76	5.2%
Total 6100 · Salary and Benefits	1,436,905.20	1,466,622.72	-29,717.52	-2.0%
6220 · OUTSIDE CONTRACTORS	7,064,850.48	1,569,900.17	5,494,950.31	350.0%
6225 · ENGINEERING	354,741.30	224,709.11	130,032.19	57.9%
6230 · LEGAL SERVICES	100,360.14	47,423.92	52,936.22	111.6%
6242 · ACCOUNTING	13,749.47	5,248.71	8,500.76	162.0%
6244 · AUDIT	26,143.45	22,114.38	4,029.07	18.2%
6251 · WATER PURCHASE, STORAGE	377.69	359.64	18.05	5.0%
6252 · INTERNET	314.34	0.00	314.34	100.0%
6253 · ELECTRICITY	44,281.88	27,775.21	16,506.67	59.4%
6254 · PROPANE	1,373.46	29,186.36	-27,812.90	-95.3%
6256 · TELEPHONE	17,036.66	15,546.91	1,489.75	9.6%
6257 · RENT PAID	4,631.70	4,178.89	452.81	10.8%
6258 · WATER CONSERVATION FEE	464.46	356.31	108.15	30.4%
6259 · Natural Gas	8,882.58	1,740.18	7,142.40	410.4%
6270 · LIABILITY & LOSS INSURANCE	65,816.56	66,734.75	-918.19	-1.4%
6310 · Advertising	1,271.07	5,674.45	-4,403.38	-77.6%
6312 · CHEMICALS & NON DURABLES	12,472.55	22,140.63	-9,668.08	-43.7%
6313 · MATERIAL & SUPPLIES	71,178.25	98,078.09	-26,899.84	-27.4%
6314 · Dues/fees/registration/renewals	5,881.68	8,082.13	-2,200.45	-27.2%
6315 · BANK CHARGES	1,803.56	2,774.98	-971.42	-35.0%

VILLAGE OF TAOS SKI VALLEY
Profit & Loss Prev Year Comparison
July 2019 through May 2020

	Jul '19 - May 20	Jul '18 - May 19	\$ Change	% Change
6316 - Software	14,218.33	17,320.73	-3,102.40	-17.9%
6317 - Personal Protective Equipment	5,413.90	23,020.26	-17,606.36	-76.5%
6318 - Postage	1,865.50	1,495.90	369.60	24.7%
6319 - Election Expense	3,717.00	0.00	3,717.00	100.0%
6320 - EQUIPMENT REPAIR & PARTS	44,184.51	12,136.68	32,047.83	264.1%
6321 - BUILDING MAINTENANCE	435.88	1,436.81	-1,000.93	-69.7%
6322 - SMALL EQUIP & TOOL PURCHASES	12,335.84	18,426.64	-6,090.80	-33.1%
6323 - SYSTEM REPAIR & PARTS	748.82	38,826.41	-38,077.59	-98.1%
6331 - OUTSIDE TESTING SERVICES	67.65	91.00	-23.35	-25.7%
6332 - EQUIPMENT RENTALS	0.00	7,370.35	-7,370.35	-100.0%
6417 - VEHICLE MAINTENANCE	27,134.22	9,850.22	17,284.00	175.5%
6418 - FUEL EXPENSE	23,374.87	9,469.17	13,905.70	146.9%
6432 - TRAVEL & PER DIEM	3,767.32	18,553.14	-14,785.82	-79.7%
6433 - Travel & PD Elected Officials	478.43	3,632.75	-3,154.32	-86.8%
6434 - TRAINING	3,347.64	9,829.94	-6,482.30	-65.9%
6435 - Training Elected Officials	350.00	1,065.00	-715.00	-67.1%
6560 - Payroll Expenses	1.64	0.00	1.64	100.0%
6570 - Other Operations Expenses	28,658.96	5,758.30	22,900.66	397.7%
6580 - Rental Management Expense	1,049.33	0.00	1,049.33	100.0%
6712 - LAB CHEMICALS & SUPPLIES	6,112.06	1,795.53	4,316.53	240.4%
6714 - LAB EQUIPMENT REPAIR & PARTS	334.00	0.00	334.00	100.0%
6715 - LAB SMALL EQUIP & TOOL PURCHASE	1,162.94	596.25	566.69	95.0%
6716 - LAB TESTING SERVICES	10,931.79	13,005.12	-2,073.33	-15.9%
6720 - LAB OUTSIDE CONTRACTORS	1,171.00	0.00	1,171.00	100.0%
8322 - CAPITAL EXPENDITURES	3,487,585.45	608,096.86	2,879,488.59	473.5%
8323 - Capital Assets \$1000-\$4999	15,873.11	4,852.83	11,020.28	227.1%
8325 - EQUIPMENT & TOOL PURCHASE	33,291.08	321,314.24	-288,023.16	-89.6%
8415 - DEBT SERV-NMFA WTB#176 Principa	0.00	25,472.00	-25,472.00	-100.0%
8416 - DEBT SERV-NMFA WTB#176 Interest	0.00	774.76	-774.76	-100.0%
8418 - Debt Service-Principal WTB 0351	0.00	8,368.00	-8,368.00	-100.0%
8419 - Debt Service -Interest WTB 0351	0.00	362.82	-362.82	-100.0%
8420 - NMFA -Principal TML #TAOS55	0.00	28,821.00	-28,821.00	-100.0%
8421 - NMFA Interest TML #TAOS55	19,965.28	40,339.82	-20,374.54	-50.5%
8422 - CWSRF 052 Principal	69,160.12	68,340.04	820.08	1.2%
8423 - CWSRF 052 Interest	3,379.92	4,200.00	-820.08	-19.5%
8425 - Hold Harmless Bond Interest pay	126,000.00	34,109.17	91,890.83	269.4%
8427 - Net Revenue Bond Interest pay	84,000.00	22,740.83	61,259.17	269.4%
Total Expense	13,363,940.20	5,081,407.24	8,282,532.96	163.0%
Net Ordinary Income	-7,434,233.62	6,105,342.05	-13,539,575.67	-221.8%
Other Income/Expense				
Other Expense				
9001 - TRANSFER TO FUND	-1,626,348.62	-1,088,693.81	-537,654.81	-49.4%
9002 - TRANSFER FROM FUND	1,626,348.62	1,088,693.81	537,654.81	49.4%
Total Other Expense	0.00	0.00	0.00	0.0%
Net Other Income	0.00	0.00	0.00	0.0%
Net Income	-7,434,233.62	6,105,342.05	-13,539,575.67	-221.8%

VILLAGE OF TAOS SKI VALLEY

GROSS RECEIPTS & LODGER'S TAX COLLECTION SUMMARY

Gross Receipts Tax

CURRENT RATE = 9.25%

GROSS RECEIPTS

	July	August	September	October	November	December	January	February	March	April	May	June
FY 2009	\$5,978.98	\$31,604.97	\$36,411.72	\$34,168.28	\$36,755.21	\$36,869.62	\$81,443.70	\$194,410.32	\$178,012.59	\$176,315.78	\$191,892.82	\$36,332.99
YTD	\$5,978.98	\$37,583.95	\$73,995.67	\$108,163.95	\$144,919.16	\$181,788.78	\$263,232.48	\$457,642.80	\$635,655.39	\$811,971.17	\$1,003,863.99	\$1,040,196.98
FY 2010	\$32,800.00	\$38,773.70	\$39,381.43	\$61,759.08	\$56,887.02	\$54,858.12	\$42,174.35	\$223,797.16	\$189,376.01	\$176,576.34	\$221,448.63	\$59,190.36
YTD	\$32,800.00	\$71,573.70	\$110,955.13	\$172,714.21	\$229,601.23	\$284,459.35	\$326,633.70	\$550,430.86	\$739,806.87	\$916,383.21	\$1,137,831.84	\$1,197,022.20
FY 2011	\$31,002.86	\$62,982.96	\$26,127.83	\$33,610.96	\$60,913.74	\$74,949.02	\$42,282.39	\$171,246.82	\$139,053.09	\$142,336.03	\$154,287.41	\$27,928.23
YTD	\$31,002.86	\$93,985.82	\$120,113.65	\$153,724.61	\$214,638.35	\$289,587.37	\$331,869.76	\$503,116.58	\$642,169.67	\$784,505.70	\$938,793.11	\$966,721.34
FY 2012	\$64,073.01	\$26,203.38	\$23,181.89	\$42,430.30	\$60,186.45	\$32,954.89	\$47,797.29	\$207,267.40	\$162,805.78	\$182,358.83	\$200,924.87	\$42,673.54
YTD	\$64,073.01	\$90,276.39	\$113,458.28	\$155,888.58	\$216,075.03	\$249,029.92	\$296,827.21	\$504,094.61	\$666,900.39	\$849,259.22	\$1,050,184.09	\$1,092,857.63
FY 2013	\$36,835.14	\$20,863.12	\$45,705.38	\$27,699.69	\$66,674.98	\$48,677.59	\$50,727.81	\$178,549.60	\$163,125.28	\$166,032.40	\$203,817.88	\$21,818.85
YTD	\$36,835.14	\$57,698.26	\$103,403.64	\$131,103.33	\$197,778.31	\$246,455.90	\$297,183.71	\$475,733.31	\$638,858.59	\$804,890.99	\$1,008,708.87	\$1,030,527.72
FY 2014	\$32,785.51	\$20,399.76	\$33,382.63	\$32,521.83	\$42,153.17	\$47,625.85	\$41,859.55	\$187,697.06	\$165,940.26	\$157,119.60	\$217,538.39	\$33,070.40
YTD	\$32,785.51	\$53,185.27	\$86,567.90	\$119,089.73	\$161,242.90	\$208,868.75	\$250,728.30	\$438,425.36	\$604,365.62	\$761,485.22	\$979,023.61	\$1,012,094.01
FY 2015	\$50,101.37	\$20,302.81	\$45,180.40	\$67,963.83	\$54,978.94	\$102,903.79	\$88,137.83	\$228,895.80	\$200,123.07	\$208,944.00	\$231,566.84	\$70,845.96
YTD	\$50,101.37	\$70,404.18	\$115,584.58	\$183,548.41	\$238,527.35	\$341,431.14	\$429,568.97	\$658,464.77	\$858,587.84	\$1,067,531.84	\$1,299,098.68	\$1,369,944.64
FY 2016	\$37,891.82	\$20,239.04	\$97,742.38	\$25,839.07	\$197,397.64	\$95,985.99	\$224,614.99	\$103,161.00	\$166,682.00	\$180,838.00	\$201,624.53	\$38,366.93
YTD	\$37,891.82	\$58,130.86	\$155,873.24	\$181,712.31	\$379,109.95	\$475,095.94	\$699,710.93	\$802,871.93	\$969,553.93	\$1,150,391.93	\$1,352,016.46	\$1,390,383.39
FY 2017	\$119,909.94	\$55,423.48	\$87,873.13	\$142,357.47	\$41,995.22	\$148,618.10	\$142,636.32	\$187,613.18	\$204,129.97	\$155,451.68	\$208,890.93	\$76,774.96
YTD	\$119,909.94	\$175,333.42	\$263,206.55	\$405,564.02	\$447,559.24	\$596,177.34	\$738,813.66	\$926,426.84	\$1,130,556.81	\$1,296,008.49	\$1,504,899.42	\$1,581,674.38
FY 2018	\$29,864.17	\$48,702.07	\$58,630.68	\$75,354.62	\$89,599.77	\$118,550.59	\$207,717.57	\$250,972.85	\$212,959.98	\$187,022.24	\$243,419.70	\$35,925.42
YTD	\$29,864.17	\$78,566.24	\$137,196.92	\$212,551.54	\$302,151.31	\$420,701.90	\$628,419.47	\$879,392.32	\$1,092,352.30	\$1,279,374.54	\$1,522,794.24	\$1,558,719.66
FY 2019	\$54,483.94	\$55,106.22	\$86,640.50	\$136,554.40	\$141,644.03	\$189,464.82	\$258,317.57	\$323,305.93	\$301,671.26	\$252,340.78	\$319,694.92	\$86,838.09
YTD	\$54,483.94	\$109,590.16	\$196,230.66	\$332,785.06	\$474,429.09	\$663,893.91	\$922,211.48	\$1,245,517.41	\$1,547,188.67	\$1,799,529.45	\$2,119,224.37	\$2,206,062.46
FY 2020	\$73,181.77		\$83,775.61		\$88,409.53	\$146,106.99	\$125,934.38	\$319,335.98	\$239,931.17	\$274,561.13	\$264,594.35	
YTD	\$73,181.77	\$73,181.77	\$156,957.38	\$156,957.38	\$245,366.91	\$391,473.90	\$517,408.28	\$836,744.26	\$1,076,675.43	\$1,351,236.56	\$1,615,830.91	

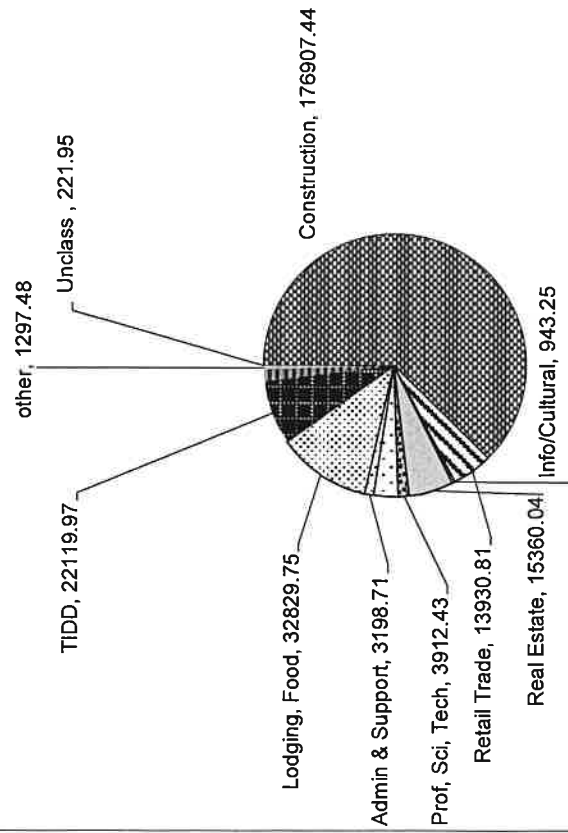
Lodger's Tax

CURRENT RATE = 5% 7/01/04 thru Current the tax rate is 5%; 2/97 thru 6/04 tax rate was 4.5%

LODGERS' TAX

	July	August	September	October	November	December	January	February	March	April	May	June
FY 2009	\$2,308.21	\$17,029.81	\$4,613.37	\$1,998.89	\$2,683.42	\$2,329.41	\$69,821.07	\$48,658.30	\$64,074.56	\$63,514.05	\$2,163.00	\$1,019.51
YTD	\$2,308.21	\$19,338.02	\$23,951.39	\$25,950.28	\$28,633.70	\$30,963.11	\$100,784.18	\$149,442.48	\$213,517.04	\$277,031.09	\$279,194.09	\$280,213.60
FY 2010	\$6,555.17	\$6,692.88	\$6,626.34	\$2,464.04	\$3,071.98	\$3,065.62	\$58,358.23	\$53,226.27	\$63,632.42	\$73,788.32	\$5,154.71	\$2,591.00
YTD	\$6,555.17	\$13,248.05	\$19,874.39	\$22,338.43	\$25,410.41	\$28,476.03	\$86,834.26	\$140,060.53	\$203,692.95	\$277,481.27	\$282,635.98	\$285,226.98
FY 2011	\$3,799.08	\$5,779.40	\$4,203.94	\$4,540.58	\$826.80	\$4,048.19	\$48,139.08	\$38,771.02	\$56,737.62	\$53,736.46	\$1,376.99	\$1,907.76
YTD	\$3,799.08	\$9,578.48	\$13,782.42	\$18,323.00	\$19,149.80	\$23,197.99	\$71,337.07	\$110,108.09	\$166,845.71	\$220,582.17	\$221,959.16	\$223,866.92
FY 2012	\$5,123.77	\$5,559.34	\$7,292.78	\$3,573.23	\$2,125.17	\$25,832.86	\$57,242.46	\$54,829.42	\$66,115.91	\$72,972.48	\$6,978.88	\$4,665.17
YTD	\$5,123.77	\$10,683.11	\$17,975.89	\$21,549.12	\$23,674.29	\$49,507.15	\$106,749.61	\$161,579.03	\$227,694.94	\$300,667.42	\$307,646.10	\$312,311.27
FY 2013	\$3,611.20	\$6,647.21	\$6,382.49	\$6,914.30	\$3,587.06	\$4,412.71	\$41,548.72	\$58,051.35	\$69,819.08	\$65,779.34	\$2,387.53	\$1,223.37
YTD	\$3,611.20	\$10,258.41	\$16,620.90	\$23,535.20	\$27,122.26	\$31,534.97	\$73,083.69	\$131,135.04	\$200,954.12	\$266,733.46	\$269,120.99	\$270,344.36
FY 2014	\$2,832.98	\$7,754.90	\$7,045.56	\$19,777.25	\$4,319.60	\$4,888.83	\$54,643.19	\$58,342.34	\$68,032.70	\$67,580.97	\$4,688.03	\$1,953.28
YTD	\$2,832.98	\$10,587.88	\$17,633.44	\$37,410.69	\$41,730.29	\$46,619.12	\$101,262.31	\$159,604.65	\$227,637.35	\$295,218.32	\$299,906.35	\$301,859.63
FY 2015	\$2,492.93	\$6,804.83	\$15,377.68	\$9,451.74	\$6,196.45	\$7,739.68	\$48,605.50	\$66,074.56	\$67,834.16	\$75,221.00	\$5,450.60	\$1,138.28
YTD	\$2,492.93	\$9,297.76	\$24,675.44	\$34,127.18	\$40,323.63	\$48,063.31	\$96,668.81	\$162,743.37	\$230,577.53	\$305,798.53	\$311,249.13	\$312,387.41
FY 2016	\$3,159.70	\$22,368.20	\$9,450.74	\$5,746.17	\$4,197.87	\$9,297.58	\$53,807.00	\$72,513.85	\$76,593.23	\$71,244.05	\$3,250.86	\$2,501.47
YTD	\$3,159.70	\$25,527.90	\$34,978.64	\$40,724.81	\$44,922.68	\$54,220.26	\$108,027.26	\$180,541.11	\$257,134.34	\$328,378.39	\$331,629.25	\$334,130.72
FY 2017	\$3,312.79	\$6,428.45	\$20,520.20	\$6,104.38	\$4,731.31	\$5,975.60	\$52,006.45	\$57,922.20	\$70,032.91	\$81,036.07	\$5,683.84	\$3,145.21
YTD	\$3,312.79	\$9,741.24	\$30,261.44	\$36,365.82	\$41,097.13	\$47,072.73	\$99,079.18	\$157,001.38	\$227,034.29	\$308,070.36	\$313,754.20	\$316,899.41
FY 2018	\$26,463.06	\$13,960.76	\$11,225.88	\$8,960.06	\$6,207.19	\$6,521.15	\$71,990.70	\$56,655.53	\$68,454.45	\$74,080.27	\$1,667.88	\$3,332.25
YTD	\$26,463.06	\$40,423.82	\$51,649.70	\$60,609.76	\$66,816.95	\$73,338.10	\$145,328.80	\$201,984.33	\$270,438.78	\$344,519.05	\$346,186.93	\$349,519.18
FY2019	\$8,692.23	\$17,791.85	\$15,936.00	\$15,977.48	\$11,905.77	\$18,255.86	\$89,403.18	\$100,794.38	\$105,205.05	\$122,892.45	\$12,426.36	\$5,097.57
YTD	\$8,692.23	\$26,484.08	\$42,420.08	\$58,397.56	\$70,303.33	\$88,559.19	\$177,962.37	\$278,756.75	\$383,961.80	\$506,854.25	\$519,280.61	\$524,378.18
FY2020	\$9,107.40	\$23,176.76	\$18,926.00	\$18,538.79	\$15,121.36	\$16,682.78	\$100,415.47	\$111,589.79	\$111,413.82	\$68,226.73	\$472.24	
YTD	\$9,107.40	\$32,284.16	\$51,210.16	\$69,748.95	\$84,870.31	\$101,553.09	\$201,968.56	\$313,558.35	\$424,972.17	\$493,198.90	\$493,671.14	

Village of Taos Ski Valley Gross Receipts Distribution May 2020



Construction	Real Estate	Info/Cultural	other	Unclass
Prof, Sci, Tech	Retail Trade	Admin & Support	Building / Food	
Real Estate	other	Unclass		

FY2020 TIDD GRT Distribution

Date	VTSV Increment	State Increment	Admin Fees	Pay Backs	Total TIDD	NMFA Offset	Hold Harmless GRT	VTSV Cash	
								Received/with HH GRT (NOT offset)	HH GRT (NOT offset)
1/24/2019	85,423.85	67,532.82	452.03		153,408.70	5,763.47	37,977.11	258,317.57	
2/21/2019	65,952.73	52,160.25	(1,018.75)		117,094.23	5,763.47	38,688.65	317,542.46	
3/21/2019	68,670.32	54,309.62	(1,060.74)		121,919.20	5,763.47	37,624.44	295,907.79	
4/15/2019	80,788.06	63,893.32	(1,247.93)		143,433.45	5,763.47	33,803.25	246,577.31	
5/15/2019	39,083.17	30,909.84	(603.70)		69,389.31	5,763.47	36,362.37	313,931.45	
6/15/2019	66,441.34	51,740.62	(1,019.53)		117,162.43	5,763.47	15,719.76	86,838.09	
TOTAL FY19	473,500.25	373,646.41	(5,535.72)		841,610.94	69,161.64	270,511.47	2,148,427.76	
7/15/2019						5,763.47	5,858.88	73,181.77	removed negative/show 0
8/15/2019	272,687.44	215,661.55	(4,212.13)	(36,366.03)	447,770.83	0	8,105.89	83,775.61	removed negative/show 0
9/15/2019	30,265.12	23,995.84	(431.54)		53,769.42	5,763.47	12,253.08		
10/15/2019	141,503.60	111,911.70	(2,017.63)		251,397.67		12,227.32		
11/15/2019	108,856.25	86,091.61	(1,552.12)		193,395.74	5,763.47	22,260.26	88,409.53	
12/15/2019	128,456.56	101,593.02	(1,831.61)		228,217.97	5,763.47	28,259.38	146,106.99	
1/15/2020	42,657.99	33,737.63	(608.24)		75,787.38	5,763.47	17,729.60	125,934.38	
2/15/2020	173,971.75	137,687.40	(2,479.55)		309,179.60	5,763.47	50,171.94	319,335.98	
3/15/2020	161,252.97	127,558.09	(2,298.94)		286,512.12	5,763.47	40,865.62	239,931.17	
4/15/2020	164,971.45	130,471.77	(2,352.25)		293,090.97	5,763.47	46,099.11	274,561.00	
5/16/2020						5,763.47	25,126.64	264,594.35	
TOTAL FY20	1,224,623.13	968,648.61	(17,784.01)	(36,366.03)	2,139,121.70	51,871.23	268,957.72	1,615,830.78	Actual cash
TOTAL FY16, FY17, FY18 & FY19	3,888,697.82	3,058,858.20	(57,283.77)		6,853,906.22	269,291.38	695,998.73	7,703,986.88	

Village Baseline

Month GRT is Generated	Month GRT is Reported to State	Mth GRT is distributed fr State to Entities	Total	State	Village
December	January	February	371,622.37	201,645.53	169,976.84
January	February	March	328,741.64	178,378.07	150,363.57
February	March	April	310,404.18	168,428.01	141,976.17
March	April	May	429,910.95	233,273.42	196,637.53
April	May	June	64,234.89	34,854.41	29,380.48
May	June	July	93,353.53	50,654.43	42,699.09
June	July	August	40,142.02	21,781.41	18,360.61
July	August	September	89,560.14	48,596.11	40,964.03
August	September	October	134,697.23	73,087.89	61,609.34
September	October	November	108,590.92	58,922.38	49,668.54
October	November	December	204,035.98	110,711.70	93,324.28
November	December	January	174,517.70	94,694.82	79,822.88
Total	Total	Total	2,349,811.54	1,275,028.17	1,074,783.36

Monthly Public Safety Report

May-20

Law Enforcement	Hutter	Vigil	Trujillo	Cooper	Totals
911 Hang Up			1		1
Abandoned Vehicle					
Alcohol Offense - Adult			2		2
Animal Calls					
Arrests					
Assists to other Agencies	7	6	5	1	19
B & E / Burglary					
Battery or Assault					
Business Alarm		1			1
Citizen Assists/Contacts	40	30	20	2	92
Civil Stand-by/Civil Complaint					
Criminal damage	1				1
Disorderly		2			2
Domestic Calls		1			1
Embezzlement					
Foot Patrol Hours	45	38		5	88
Found/Lost Property					
Harassment					
Larceny					
MVC's					
Narcotics Adult		1			1
Parking Citations					
Private Property Crash	1				1
Property Damage					
Reckless Driver					
Residential Alarm		3			3
Shots Fired					
Suspicious Persons/Vehicles	2	3			5
Theft					
Traffic Enforcement Hours	24	20	6	4	54
Traffic Hazard	2	3			5
Traffic Stops	6	6	2	2	16
Tresspass Warnings					
Unattended Death					
Vehicle Alarm					
Vehicle Theft					
Verbal Warnings		6	2	2	10
Welfare Check	2	3			5
Written Citations					
Written Warnings					
Fire/EMS					
Fire Calls	6	5	3	1	15
EMS Calls/Assist					
Fire Alarm					

Report for Taos Ski Valley Fire Rescue

Month of May

Calls

- 8 Fire Calls
 - 7 Camp fire
- EMS
 - 1 EMS calls

Community Outreach

- The department continues supply information and PPE for COVID-19

Building Department Council Report 6-09-20

Inspections performed residential 3

Inspections performed multi-family and commercial 12

Permits issued since last meeting; 4

Permits in process; 3

Permit inquiries; 3

Construction starts 2 pending 3

No enforcement actions

Various activities around VWUIC drafting and adoption;

1. Presentation materials for Firewise Committee and Planning and Zoning
2. Review and adaptation of administrative portions of International Wildland Code for Village use in VWIO.
3. Completed Village Ordinance submitted for review and vetting by Village Counsel Baker.

Temporary Certificate of Occupancy secured for Village Apartments pending Microtek completions set back by winter snow pack.

Preparing a request for bids for roof repair to the existing Waste-Water Treatment Plant.

Jalmar Bowden

Planning & Community Development Department
Monthly Report to Village Council
June 2020

Key Initiatives and a Few Projects of Interest:

Twining Road Improvement Project – RFP proposals reviewed on June 3rd. Contractor finalist interviews and selection scheduled for the week of June 15th. Contract consideration/approval at July Council meeting. Project anticipated to begin July 15 and includes preliminary engineering and design, community outreach and consultation, surveying, and ROW acquisition.

VTSV Region SWPP - Village Master Plan amended by the P&Z Commission June 1 to incorporate the Village's Source Water Protection Plan, which culminated three years of persistent effort and commitment by numerous community groups, property owners, developers, and Village staff.

Resort at TSV (Shopoff) - A Public Hearing before the P&Z Commission on the Preliminary Plat and Zoning Change request is scheduled for July 13. Discussions continue for several issues including the Road Improvement Agreement, water access fees, and proposed land dedications/conservation easements. Technical review and Staff Report expected to be completed within the next few weeks.

Thunderbird and Ernie Blake Roads Reconstruction Project - Project commenced mid-May. Road closures and restrictions posted at road entries and e-blasted to the community. Project permitting and inspection ongoing.

Gunsite Springs Development Project - Land survey of the precise Spring location and necessary conveyance infrastructure delayed until July. Property acquisition and utility easements transfer to VTSV related to pending RTSV development proposal.

Certificate of Compatibility Review - Three new residential homes granted certificates of conformity to Village development regulations.

PUBLIC WORKS UPDATE

June 5, 2020

- Water:
 - No issues to report
 - Installing Fire Hydrant South East of Phoenix Grill
- WWTP:
 - Compliance report for May 2020

Date	BOD Data		pH	TSS		NH ₃ (Ammonia)		Total P		Flow, MGD	E.Coli	Fecal	Total N: mg/L	Total N: lb/d
	mg/L	lb/d		mg/L	lb/d	mg/L	lb/d	mg/L	lb/d	Daily	CFU	CFU	TKN + NO ₃ + NO ₂	TKN + NO ₃ + NO ₂
11			7.03							0.048	1.00	1.00	0.00	0.00
19	2.00	1.07	7.07	0.55	0.29	0.41	0.22	1.30	0.69	0.064			14.82	7.91
26			7.35							0.052	1.00	1.00	0.00	0.00
Total		1.07			0.29		0.22		0.69	0.164			Total Nitrogen	
7 Day Avg (MAX)	2.00	1.07	7.35	0.55	0.29	0.41	0.22	1.30	0.69	0.064	1.00	1.00	14.82	7.91
Min	2.00	1.07	7.03	0.55	0.29	0.41	0.22	1.30	0.69	0.048	1.00	1.00	mg/L	lb/d
30 Day Avg (AVG)	2.00	1.07		0.55	0.29	0.41	0.22	1.30	0.69	0.055			14.82	7.91

- Total Phosphorus
 - 30-day Average for concentration was out of compliance
 - Made changes to aeration system to improve the Bio-Phosphorus process due to lack of influent loading
 - Construction Update
 - Main contractor is continuing to do site cleanup and managing sub-contractors
 - Electrical work is complete and approved by the State inspector
 - New parshall flume installed and sealed which will allow the completion of the Non-Potable water system to be tested, Ovivo working on a couple of issues (splash guards being redesigned, troubleshooting plant issues)
 - Final Inspection has taken place and there are a couple of little items that are being addressed.
- Roads:
 - Continue to maintain roadways
 - Drop inlet maintenance for spring runoff (blade roads, unplug DI's, maintain ditches)
 - Finalized Dust control price and availability after awarding of the project by State of New Mexico funding source
 - Scheduled for June 16, 2020
- Equipment
 - Routine equipment maintenance
- Kachina Tank
 - Working with the existing contractor to finish the work.
 - Communication and power (Kit Carson and RMCI)
 - Upgrade booster station to supply water to tank (RMCI and Plummer)
 - Finish water testing and backfilling of tank (RMCI)
 - Village staff installing new fire hydrant and will be installing electrical line from the transformer to the existing conduit installed by RMCI.

DMR Copy of Record

Permit #: NM0022101 Major: Yes		Permittee: TAOS SKI VALLEY, VILLAGE OF Permittee Address: 7 FIREHOUSE RD. 38 OCEAN BLVD. TAOS SKI VALLEY, NM 87525		Facility: TAOS SKI VALLEY, VILLAGE OF Facility Location: 7 FIREHOUSE RD. TAOS SKI VALLEY, NM 87525	
Permitted Feature: 001 External Outfall		Discharge: 001-A TREATED MUNICIPAL WASTEWATER TO THE RIO HONDO			
Report Dates & Status Monitoring Period: From 04/01/20 to 04/30/20 Considerations for Form Completion		DMR Due Date: 05/15/20		Status: NetDMR Validated	
Principal Executive Officer First Name: Anthony Last Name: Martinez		Title: Public Works Director		Telephone: 575-776-8220	
Form NOD: No Data Indicator (NOD)					

Code	Parameter Name	Monitoring Location	Season #	Param. NOD	Qualifier 1	Value 1	Qualifier 2	Value 2	Units	Qualifier 1	Value 1	Qualifier 2	Value 2	Qualifier 3	Value 3	Units	# of Ex.	Frequency of Analyze	Sample Type
00310	BOD, 5-day, 20 deg. C	1 - Effluent Gross	0	-	Sample = 0.63 Permit Req. Value NOD	23.8 30DA AVG <=	0.73	35.77 DA AVG	26 - lb/d	26 - lb/d	20	30.0 30DA AVG <=	45.0 7 DA AVG	19 - mg/L	19 - mg/L	0	02/30 - Twice Per Month	24 - COMP24	
00400	pH	1 - Effluent Gross	0	-	Sample = 6.63 Permit Req. Value NOD	6.6 MINIMUM	6.6	7.63	12 - SU	12 - SU	0	05/01 - 5 Days Every Week	05/01 - 5 Days Every Week	12 - SU	12 - SU	0	05/01 - 5 Days Every Week	GR - GRAB	
00530	Solids, total suspended	1 - Effluent Gross	0	-	Sample = 1.64 Permit Req. Value NOD	23.8 30DA AVG <=	2.58	35.77 DA AVG	26 - lb/d	26 - lb/d	0.56	30.0 30DA AVG <=	45.0 7 DA AVG	19 - mg/L	19 - mg/L	0	02/30 - Twice Per Month	24 - COMP24	
X 00600	Nitrogen, total [as N]	1 - Effluent Gross	0	-	Sample = 5.3 Permit Req. Value NOD	13.65 30DA AVG <=	6.12	20.57 DA AVG	26 - lb/d	26 - lb/d	15.7	8.2 30DA AVG <=	12.3 7 DA AVG	19 - mg/L	19 - mg/L	5	01/07 - Weekly	24 - COMP24	
00610	Nitrogen, ammonia total [as N]	1 - Effluent Gross	0	-	Sample = 0.14 Permit Req. Value NOD	5.34 30DA AVG <=	0.18	5.34 7 DA AVG	26 - lb/d	26 - lb/d	0.41	3.2 30DA AVG <=	3.2 7 DA AVG	19 - mg/L	19 - mg/L	0	02/30 - Twice Per Month	24 - COMP24	
X 00665	Phosphorus, total [as P]	1 - Effluent Gross	0	-	Sample = 0.11 Permit Req. Value NOD	0.8 30DA AVG <=	0.27	1.27 DA AVG	26 - lb/d	26 - lb/d	0.34	0.5 30DA AVG <=	0.75 7 DA AVG	19 - mg/L	19 - mg/L	2	02/30 - Twice Per Month	24 - COMP24	
50050	Flow, in conduit or thru treatment plant	1 - Effluent Gross	0	-	Sample = 0.035 Permit Req. Value NOD	0.035	0.035	0.035	03 - MGD	03 - MGD	0	01/01 - Daily	01/01 - Daily	03 - MGD	03 - MGD	0	01/01 - Daily	TM - TOTALZ	
50060	Chlorine, total residual	1 - Effluent Gross	0	-	Sample = 19.0 Permit Req. Value NOD	19.0 INST MAX	19.0	19.0	28 - ug/L	28 - ug/L	0	05/01 - 5 Days Every Week	05/01 - 5 Days Every Week	28 - ug/L	28 - ug/L	0	05/01 - 5 Days Every Week	GR - GRAB	
51040	E. coli	1 - Effluent Gross	0	-	Sample = 32 Permit Req. Value NOD	32	32	32	CFU/100mL	CFU/100mL	0	02/30 - Twice Per Month	02/30 - Twice Per Month	32	32	0	02/30 - Twice Per Month	GR - GRAB	

74055	Coliform, fecal general	1 - Effluent Gross	0	=	4.0	=	5.0	CFU/100mL	0230 - Twice Per Month	GR - GRAB
				<=	200.0	30DANGE0	<=	400.0	DAILY MX	GR - GRAB
81010	BOD, 5-day, percent removal	1 - Effluent Gross	0	=	95.01			23.1 %	0130 - Monthly	CA - CALCTD
				>=	85.0	MG AV MN		23.1 %	0130 - Monthly	CA - CALCTD
81011	Solids, suspended percent removal	1 - Effluent Gross	0	=	97.87			23.1 %	0130 - Monthly	CA - CALCTD
				>=	85.0	MG AV MN		23.1 %	0130 - Monthly	CA - CALCTD

Submission Note

If a parameter row does not contain any values for the Sample nor Effluent Trading, then none of the following fields will be submitted for that row: Units, Number of Excursions, Frequency of Analysis, and Sample Type

Edit Check Errors

Parameter		Monitoring Location	Field	Type	Description	Acknowledge
Code	Name					
00600	Nitrogen, total [as N]	1 - Effluent Gross	Quality or Concentration Sample Value 2	Soft	The provided sample value is outside the permit limit. Please verify that the value you have provided is correct. (Error Code 1)	Yes
00600	Nitrogen, total [as N]	1 - Effluent Gross	Quality or Concentration Sample Value 3	Soft	The provided sample value is outside the permit limit. Please verify that the value you have provided is correct. (Error Code 1)	Yes
00665	Phosphorus, total [as P]	1 - Effluent Gross	Quality or Concentration Sample Value 3	Soft	The provided sample value is outside the permit limit. Please verify that the value you have provided is correct. (Error Code 1)	Yes
Comments						
Found faulty O-rings and a broken membrane plate in MBR Train #1 allowing solids to enter effluent flow which may have caused the issue.						
Attachments						
No attachments						
Report Last Saved By						
TAOS SKI VALLEY, VILLAGE OF						
User:						
Name: AMARTINEZ@VTSV.ORG						
E-Mail: Anthony Martinez						
Date/Time: amartinez@vtsv.org						
2020-05-18 11:07 (Time Zone: -05:00)						
Report Last Signed By						
User:						
Name: AMARTINEZ@VTSV.ORG						
E-Mail: Anthony Martinez						
Date/Time: amartinez@vtsv.org						
2020-05-18 11:07 (Time Zone: -05:00)						

VILLAGE OF TAOS SKI VALLEY
Village Council
Agenda Item

AGENDA ITEM TITLE: Review and Decision to extend Resolution 2020-428, Declaration of an Emergency for COVID-19 Pandemic

DATE: June 9, 2020

PRESENTED BY: John Avila

STATUS OF AGENDA ITEM: Old Business

CAN THIS ITEM BE RESCHEDULED: Not Recommended

BACKGROUND INFORMATION:

On March 16, 2020 the Village Council passed Resolution 2020-428, a declaration of an emergency in order to protect the public for the COVID-19 Pandemic and the Village's ability to participate in recovery provisions. The flexibility of the Village to react to the emergency is allowed under the declaration for financial, regulatory and enforcement actions including:

That all Village public events, trainings and meetings and any events, trainings and meetings planned to be held in or on Village property are hereby cancelled until further notice, with the status to be reviewed **every 30 days**.

That all out-of-state travel or trainings for Village business are hereby suspended, with the status of this prohibition to be reviewed **every 30 days** and any requests for exceptions for public safety or other essential services to be reviewed on a case by case basis by the Village Administrator.

That all non-essential programs of the Village that involve significant interaction with residents or groups from outside the state or region that might increase staff or local residents to an increased threat of exposure to the virus shall be suspended, with this prohibition to be reviewed **every 30 days**, and with no exceptions.

That all non-essential facilities of the Village that involve significant interaction with residents or groups from outside the state or region that might increase staff or local residents to an increased threat of exposure to the virus shall be suspended, with this prohibition to be reviewed **every 30 days**, with any requests for exceptions for public health, welfare and safety to be reviewed by the Village Administrator and the Public Safety Team.

Additionally, continuation of the status under emergency declaration is critical during the summer months to protect against a continuation of infection later in the year. A secondary surge is expected, possibly in the late summer-fall timeframe. Complacency, relaxing

precautions and irresponsible behavior may lead to a secondary surge that could be more severe than the initial surge. The World Health Organization comments on acquired immunity and recent results confirm that there is no evidence that SARS-CoV-2 antibodies confer immunity since antibodies last 35-49 days. The emergency status allows the Village flexibility to coordinate reopening of the Village with the rest of the community. The continued emergency status under the declaration allows the Village to participate in recovery actions and some protection against rescission of grants. It allows flexibility with staffing and policy decisions.

RECOMMENDATION: Staff recommends the continuation of the emergency status and authority provided in Resolution No. 2020-428 for COVID-19 emergency declaration. Staff recommends also that there be a review again at the July 14, 2020 Council Meeting.

VILLAGE OF TAOS SKI VALLEY
Village Council June 9, 2020
Agenda Item: Village Wildland Interface Ordinance

AGENDA ITEM TITLE: Review and Discussion of 2007-44 Ordinance Adopting the International Urban-Wildland Interface Code, and possible Village update from the 2003 edition to the 2015

DATE: June 9, 2020

PRESENTED BY: Jalmar Bowden

STATUS OF AGENDA ITEM: Old business

CAN THIS ITEM BE RESCHEDULED: Not recommended

BACKGROUND INFORMATION:

The Village Ordinance 2007-44 was adopted in 2007 an adoption of the 2003 ICC model code. ICC codes are publicly vetted codes that are drafted or updated by stakeholders that include homeowners, contractors, material suppliers, design professionals, fire and building officials. It is recommended that jurisdictions and municipalities readopt model codes with that 3-year cycle. The State of New Mexico updates their codes in that three-year cycle. It is however three years behind the ICC code cycle. They now operate under the 2015 code but are working toward amending and adopting the 2018 version in 2021, which will be effective until 2024.

There was likely careful Village consideration at the time regarding the merits of this International Code Council Code (2003 International Urban-Wildland Interface Code) and its value toward mitigating our risk. A published copy of that code has been obtained from Ebay for Village reference. There was only a scanned copy of the code body, lacking important appendix chapters. The Firewise Committee was working out the Firewise Ordinance for adoption with similar goals at the time. Staff has also obtained ICC's 2015 International Wildland-Urban Interface Code for research and potential adoption. [see Village Wildland Interface Ordinance, Appendix A, Appendix B]

Community Wildfire Protection Plan was approved by Village Council as Resolution 2016-310 on June 14, 2016. The CWPP is a very extensive document, providing much of the research and justification for updating the 2007-44 Ordinance. When placing more restrictive measures to building codes and property treatment good justification is valuable. The CWPP also provides much information about our forest and its health in and around our community. This information informs our community input to the appendixes of the IWUIC which assist property owners in treatment decisions and staff in administration of vegetation management. Attached is a mapping of the Village with identified risk areas. This map was extracted from data used to create the Fire Risk Assessment Map of the 2016 CWPP. It is a good beginning for Village-wide mapping to inform appendixes C, D, H, valuable to administration of the Code. [see VWIO Excerpts 2106 CWPP, Sage CWPP Base Map]

The code is designed to be administered with issuance of building permits. However, there is provision for addressing existing premises and structures, evidenced by Section 601 [see Chapter 6 Section 601]. Presentation of the draft Village adopting ordinance was made to both Firewise and Planning and Zoning

Commission recent meetings. Firewise Committee expressed commitment to informing the appendices and other portions of the code that are location specific with learned lessons from and about our forest. This would be very beneficial to the administration and effectiveness of The Village Wildland Interface Ordinance.

The Village has applied for an NFL grant for assistance in mitigation of our fire risk while results are unknown at this time effective oversight can be better established with an enforceable code. With award of the grant brings the potential for a contract forester to participate in administration of the Ordinance.

Advantages of this Ordinance:

- **Reduction of wildfire risk to homes and businesses.**
- **Progressive reduction of neglected properties as they are encouraged to participate.**
- **Improved community appearance as properties are mitigated.**
- **Increased knowledge of local fire-resistant vegetation that can be encouraged.**
- **Healthier forest canopy for the Village and surrounding properties.**
- **Encouraging local economic activity and responsible use of firewood resources.**
- **Possible model community for other communities facing our challenges.**

STAFF RECOMMENDATION:

Direction from Council is requested:

1. Bring the Ordinance as presented today before Council for first reading in July and possible adoption in August. Continue participation with Firewise Committee and interested Village residents to examine and make recommendations for administrative suggestions and recommendations.
2. Continue participation with Firewise Committee and interested Village residents to examine, amend and modify Ordinance prior to returning to Council.

**THE VILLAGE OF TAOS SKI VALLEY
ORDINANCE NO. 2020-44**

**AN ORDINANCE OF THE VILLAGE OF TAOS SKI VALLEY KNOWN AS
VILLAGE WILDLAND INTERFACE ORDINANCE,
ADOPTING THE ICC'S
INTERNATIONAL WILDLAND-URBAN INTERFACE CODE, 2015 EDITION, AND
ESTABLISHING AMENDMENTS THERETO**

WHEREAS, the Village of Taos Ski Valley (the Village) is surrounded by alpine forests and wildlands that can be prone to wildfires, especially in times of drought; and

WHEREAS, the Village Council wishes to support the mitigation of wildfire hazards within the Village and surrounding wildland areas through appropriate mitigation techniques and management; and

WHEREAS, the International Code Council (ICC) has created a model Code known as the *International Wildland-Urban Interface Code*, which regulates and governs the mitigation of hazard to life and property from the intrusion of wildfire from adjacent wildlands, as well as the prevention of structure fires from unmitigated wildland fuels; and

WHEREAS, the Village believes that adoption of the *International Wildland-Urban Interface Code*, is in the best interest of Village citizens in order to protect the health, safety, and welfare of the public from devastating wildfires; and

WHEREAS, this Ordinance, in adopting the *International Wildland-Urban Interface Code*, provides a system of guidelines and regulations aimed at preventing wildfires from spreading and threatening the Village, and contains supporting provisions for the issuance of permits and collection of fees; and

WHEREAS, in adopting the *International Wildland-Urban Interface Code*, the Village repeals all previous ordinances specifically regulating wildfire hazards, including Ordinance No. 2007-44 of the Village of Taos Ski Valley and all other ordinances and parts of laws in conflict therewith.

**NOW THEREFORE BE IT ORDAINED BY THE VILLAGE OF TAOS SKI VALLEY
AS FOLLOWS:**

Section 1. Adoption.

The Village of Taos Ski Valley hereby adopts the *International Wildland-Urban Interface Code*, 2015 Edition, as established by the International Code Council (ICC), and repeals all previous Village Ordinances and laws in conflict therewith, including Village Ordinance No. 2007-44.

The adoption of the *VILLAGE WILDLAND INTERFACE ORDINANCE* includes only the following provisions:

- Appendix A, General Requirements.
- Appendix B, Vegetation Management Plan;

The *International Wildland-Urban Interface Code*, 2015 Edition, is hereby made a part of this Ordinance as though fully set forth herein, but with the additions, insertions, deletions and changes, specifically prescribed in *Section 3* below.

Section 2. Enforcement by Village of Taos Ski Valley Building Code Official.

This Ordinance shall be implemented and enforced by the Village's Building Code Official.

Section 3. Revised Provisions.

For Village purposes, the following sections of the *International Wildland-Urban Interface Code*, are hereby revised and adopted as set forth herein:

Section 101.1 Title. These regulations shall be known as the *Wildland-Urban Interface Code* of the Village of Taos Ski Valley, hereinafter referred to as "this Code".

Section 102.6. Grandfathering. The pre-existing legal occupancy or use of any structure or condition existing on the date of the formal passage of this Code shall be permitted to continue without change, except as is specifically covered in this Code's legally adopted predecessor, Village Ordinance No. 2007-44, or as is deemed necessary by the Village Building Code official for the general safety and welfare of the occupants or general public.

Section 103.1 Establishment of Enforcement Agency. The Building Department and the Village's Building Code Official shall bear responsibility for enforcement of this Code.

Section 106.1 Appeal of Building Code Official's Final Decision. If the Building Code Official's interpretation or implementation of this Ordinance is subject to dispute, a formal appeal of the Building Code Official's final decision may be brought before the Village Planning and Zoning Commission within thirty (30) days of such decision. Any appeal must be presented to the Village in writing and shall be placed immediately on the Commission's next available public meeting agenda for a full public hearing to address the appeal.

Section 109.4.7 Violation/Penalties. Persons who violate this Code or fail to comply with any of the requirements thereof, or who erect, install, alter, repair or do work in violation of the approved construction documents or directives of the Building Code Official, or of a permit or certificate used under the provisions of this Code, shall be guilty of a misdemeanor, punishable by a fine of not more than three hundred (\$300) dollars or by imprisonment not exceeding fifteen (15) days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 114.4 Failure to Comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable for a fine of up to three hundred (\$300) dollars.

Section 4. Administrative Findings of Fact.

In enacting this Ordinance, the Village adopts requirements for certain findings of fact to be implemented by the Village Building Official pursuant to requirements established by the ICC. These findings of fact are set forth in Exhibit A, attached hereto, and shall be implemented upon adoption of this Ordinance through the Village's administrative process.

Section 5. Mapping of Wildland Urban Interface Areas.

Specific boundaries of natural or man-made features of wildland-urban interface areas shall be as shown on the Village of Taos Ski Valley's "Wildland-Urban Interface Area Map", as previously adopted by the Village. The legal description of such areas is as described as follows: Village of Taos Ski Valley.

Section 6. Copies Available to General Public.

The public may access an official copy of the fully published *International Wildland-Urban Interface Code*, 2015 Edition, at the Village Clerk's Office, Village of Taos Ski Valley. The Village shall keep three (3) copies on file for review by members of the public upon request.

Section 7. Severability.

If any section, subsection, sentence, clause or phrase of this Ordinance is held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 8. Adoption and Implementation.

This Ordinance and the rules, regulations, provisions, requirements, orders and matters established herein shall be in full force and effect from the date of this Ordinance's final passage, adoption, and publication.

PASSED, APPROVED AND ADOPTED THIS _____ DAY OF JUNE, 2020.

Vote: For____, Against _____

Christof Brownell, Mayor

ATTEST:

Ann Wooldridge, Village Clerk

EXHIBIT A / ADMINISTRATIVE FINDINGS OF FACT.

Introduction.

The Village of Taos Ski Valley Building Official, (insert here name of public bodies), makes the following findings of fact that certain climatic, topographic or geological features exist in the Village of Taos Ski Valley, and that those features can, under certain circumstances, affect emergency services. Those features are enumerated in the Village of Taos Ski Valley Community "Wildfire Protection Plan" adopted June 14, 2016. Further, certain Code amendments are made to the New Mexico Administrative Code, International Residential Code, International Building Code and International Fire Code that are aimed at mitigating, to the extent possible, the impact of those features in order to mitigate the dangers of wildfire.

Finding 1:

That the Village of Taos Ski Valley is situated within the slopes of and at the base of Wheeler Peak and Columbine Hondo Wilderness Areas, and the Upper Rio Hondo Watershed.

State Road 150 is the single evacuation route for residents and visitors to Taos Ski Valley in the event of a catastrophic wildfire, and this highway is the single access route for assistance from neighboring fire-fighting agencies. This Highway passes through a narrow canyon of difficult geographic features, one side a river and the other steep, rocky and forested slopes. Landslide, vehicle accident or fire-fighting activities could make evacuation or access to the Village difficult or impossible. Any of these events coupled with a wildfire threatening Village homes or businesses would likely cause the firefighting capabilities of the Village to be overwhelmed.

Finding 2:

Seasonal climatic conditions in surrounding forest and Village private properties during late summer and fall create higher risk of fires in those forests and Village properties and homes. Forested areas within the Village could spread canopy fire to surrounding forest canopy, creating a potential for degradation of the Watershed and Wilderness Areas. Village canopy cover could be ignited by structure or property fire. Although some code requirements, such as fire-resistive roof classifications and siding materials have a direct bearing on building survival in wildland fire situations, others, such as residential automatic sprinklers, may also have a positive effect.

In dry climate on low humidity days, many materials are much more easily ignited. Fires are more likely to occur and any fire once started can expand rapidly. Residential automatic sprinklers can arrest a fire within or on a structure before the fire is able to spread to adjacent vegetation and structures.

Seasonal winds also have the potential for interfering with emergency vehicle access, delaying or making impossible emergency access. Spruce and Fir trees, which are common in the Village's surrounding Conifer forests, as well as in the Village, are subject to uprooting in strong winds, due to the relatively small root bases compared to the tree itself.

Finding 3:

The Village is located in a mountainous region and derives its water supply from Phoenix Spring pumped to water storage and fed to the Village by gravity. These tanks are designed to supply water to satisfy Village needs. Seasonal fluctuations of the spring determine the rate of refill of the tanks. A catastrophic wildfire could consume water in the tanks beyond reserve and leave the Village without water pressure for fire-fighting.

Fires starting in sprinkled buildings are typically controlled by one or two sprinkler heads, flowing as little as 13 gallons per minute each.

Hose streams used by engine companies on well-established structure fires typically use about 250 gallons per minute each, and the estimated water usage for a typical residential fire is 1,250 to 1,500 gallons per minute, according to the Insurance Services Office.

Under circumstances such as a wildfire advancing into the community when multiple fires are starting within the community, the limited water demands of residential sprinklers could protect structures from loss preserving much of the water demands for conflagration fire-fighting.

Finding 4;

The Village of Taos Ski Valley's topography presents problems in the delivery of emergency services, including fire protection. Mountainous terrain with narrow winding roads lacking circulation, that prevents rapid access especially in times requiring evacuation. There is also non-fire-resistive vegetation on this difficult terrain. In addition to these access and evacuation problems delivery of water for fire-fighting is extremely difficult. The most remote of these areas are served by residential wells lacking capacity for fire-fighting.

Finding 5:

The Upper Rio Hondo watershed contributes to Village water supply and surface water irrigation for downstream neighborhoods of Valdez and other communities. It is a contributor to the Rio Grande Watershed. Structure or private property fires could spread to this valuable resource, especially from the Kachina Village neighborhood, which borders this identified watershed but also potentially other areas of the Village. Forest fire in this watershed could affect the quality of water at the Phoenix Infiltration Gallery, the sole source of Village water supply. Ash and debris could also affect quality of water in the Rio Hondo for downstream irrigation.

Summary

The aforementioned problems support the imposition of fire protection requirements greater than those set forth in the New Mexico Administrative Code, International Residential Code, International Building Code and International Fire Code.

Further, these findings support the Village's adoption and immediate implementation of the ICC *International Wildland-Urban Interface Code*, 2015 Edition.

APPENDIX A

GENERAL REQUIREMENTS

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

SECTION A101 GENERAL

A101.1 Scope. The provisions of this appendix establish general requirements applicable to new and existing properties located within *wildland-urban interface areas*.

A101.2 Objective. The objective of this appendix is to provide necessary fire protection measures to reduce the threat of wildfire in a *wildland-urban interface area* and improve the capability of controlling such fires.

SECTION A102 VEGETATION CONTROL

A102.1 General. Vegetation control shall comply with Sections A102.2 through A102.4.

A102.2 Clearance of brush or vegetative growth from roadways. The code official is authorized to require areas within 10 feet (3048 mm) on each side of portions of fire apparatus access roads and driveways to be cleared of non-fire-resistive vegetation growth.

Exception: Single specimens of trees, ornamental vegetative fuels or cultivated ground cover, such as green grass, ivy, succulents or similar plants used as ground cover, provided they do not form a means of readily transmitting fire.

A102.3 Clearance of brush and vegetative growth from electrical transmission and distribution lines. Clearance of brush and vegetative growth from electrical transmission and distribution lines shall be in accordance with Sections A102.3.1 through A102.3.2.3.

Exception: Sections A102.3.1 through A102.3.2.3 do not authorize persons not having legal right of entry to enter on or damage the property of others without consent of the owner.

A102.3.1 Support clearance. Persons owning, controlling, operating or maintaining electrical transmission or distribution lines shall have an *approved* program in place that identifies poles or towers with equipment and hardware types that have a history of becoming an ignition source, and provides a combustible free space consisting of a clearing of not less than 10 feet (3048 mm) in each direction from the outer circumference of such pole or tower during such periods of time as designated by the code official.

Exception: Lines used exclusively as telephone, telegraph, messenger call, alarm transmission or other lines classed as communication circuits by a public utility.

A102.3.2 Electrical distribution and transmission line clearances. Clearances between vegetation and electrical

lines shall be in accordance with Sections A102.3.2.1 through A102.3.2.3.

A102.3.2.1 Trimming clearance. At the time of trimming, clearances not less than those established by Table A102.3.2.1 shall be provided. The radial clearances shown are minimum clearances that shall be established, at time of trimming, between the vegetation and the energized conductors and associated live parts.

Exception: The code official is authorized to establish minimum clearances different than those specified by Table A102.3.2.1 when evidence substantiating such other clearances is submitted to and *approved* by the code official.

TABLE A102.3.2.1
MINIMUM CLEARANCES BETWEEN VEGETATION AND
ELECTRICAL LINES AT TIME OF TRIMMING

LINE VOLTAGE	MINIMUM RADIAL CLEARANCE FROM CONDUCTOR (feet)
2,400 - 72,000	4
72,001 - 110,000	6
110,001 - 300,000	10
300,001 or more	15

For SI: 1 foot = 304.8 mm.

A102.3.2.2 Minimum clearance to be maintained. Clearances not less than those established by Table A102.3.2.2 shall be maintained during such periods of time as designated by the code official. The site-specific clearance achieved, at time of pruning, shall vary based on species growth rates, the utility company-specific trim cycle, the potential line sway due to wind, line sag due to electrical loading and ambient temperature and the tree's location in proximity to the high voltage lines.

Exception: The code official is authorized to establish minimum clearances different than those specified by Table A102.3.2.2 when evidence substantiating such other clearances is submitted to and *approved* by the code official.

TABLE A102.3.2.2
MINIMUM CLEARANCES BETWEEN VEGETATION AND
ELECTRICAL LINES TO BE MAINTAINED

LINE VOLTAGE	MINIMUM CLEARANCE (inches)
750 - 35,000	6
35,001 - 60,000	12
60,001 - 115,000	19
115,001 - 230,000	30.5
230,001 - 500,000	115

For SI: 1 inch = 25.4 mm.

A102.3.2.3 Electrical power line emergencies. During emergencies, the utility shall perform the required work to the extent necessary to clear the hazard. An emergency can include situations such as trees falling into power lines, or trees in violation of Table A102.3.2.2.

A102.4 Correction of condition. The code official is authorized to give notice to the owner of the property on which conditions regulated by Section A102 exist to correct such conditions. If the owner fails to correct such conditions, the legislative body of the jurisdiction is authorized to cause the same to be done and make the expense of such correction a lien on the property where such condition exists.

SECTION A103 ACCESS RESTRICTIONS

A103.1 Restricted entry to public lands. The code official is authorized to determine and publicly announce when wildland-urban interface areas shall be closed to entry and when such areas shall again be opened to entry. Entry on and occupation of *wildland-urban interface areas*, except public roadways, inhabited areas or established trails and campsites that have not been closed during such time when the *wildland-urban interface area* is closed to entry, is prohibited.

Exceptions:

1. Residents and owners of private property within *wildland-urban interface areas* and their invitees and guests going to or being on their lands.
2. Entry, in the course of duty, by peace or police officers, and other duly authorized public officers, members of a fire department and members of the Wildland Firefighting Service.

A103.2 Trespassing on posted private property. Where the code official determines that a specific area within a *wildland-urban interface area* presents an exceptional and continuing fire danger because of the density of natural growth, difficulty of terrain, proximity to structures or accessibility to the public, such areas shall be restricted or closed until changed conditions warrant termination of such restriction or closure. Such areas shall be posted in accordance with Section A103.2.1.

A103.2.1 Signs. *Approved* signs prohibiting entry by unauthorized persons and referring to this code shall be placed on every closed area.

A103.2.2 Trespassing. Entering and remaining within areas closed and posted is prohibited.

Exception: Owners and occupiers of private or public property within closed and posted areas; their guests or invitees; authorized persons engaged in the operation and maintenance of necessary utilities such as electrical power, gas, telephone, water and sewer; and local, state and federal public officers and their authorized agents acting in the course of duty.

A103.3 Use of fire roads and defensible space. Motorcycles, motor scooters and motor vehicles shall not be driven or parked on, and trespassing is prohibited on, fire roads or

defensible space beyond the point where travel is restricted by a cable, gate or sign, without the permission of the property owners. Vehicles shall not be parked in a manner that obstructs the entrance to a fire road or *defensible space*.

Exception: Public officers acting within their scope of duty.

A103.3.1 Obstructions. Radio and television aerials, guy wires thereto, and other obstructions shall not be installed or maintained on fire roads or *defensible spaces*, unless located 16 feet (4877 mm) or more above such fire road or *defensible space*.

A103.4 Use of motorcycles, motor scooters, ultralight aircraft and motor vehicles. Motorcycles, motor scooters, ultralight aircraft and motor vehicles shall not be operated within *wildland-urban interface areas*, without a permit by the code official, except on clearly established public or private roads. Permission from the property owner shall be presented when requesting a permit.

A103.5 Tampering with locks, barricades, signs and address markers. Locks, barricades, seals, cables, signs and address markers installed within *wildland-urban interface areas*, by or under the control of the code official, shall not be tampered with, mutilated, destroyed or removed.

A103.5.1 Gates, doors, barriers and locks. Gates, doors, barriers and locks installed by or under the control of the code official shall not be unlocked.

SECTION A104 IGNITION SOURCE CONTROL

A104.1 General. Ignition sources shall be controlled in accordance with Sections A104.2 through A104.10.

A104.2 Objective. Regulations in this section are intended to provide the minimum requirements to prevent the occurrence of wildfires.

A104.3 Clearance from ignition sources. Clearance between ignition sources and grass, brush or other combustible materials shall be maintained at not less than 30 feet (9144 mm).

A104.4 Smoking. Where required by the code official, signs shall be posted stating NO SMOKING. Persons shall not smoke within 15 feet (4572 mm) of combustible materials or nonfire-resistive vegetation.

Exception: Places of habitation or in the boundaries of established smoking areas or campsites as designated by the code official.

A104.5 Equipment and devices generating heat, sparks or open flames. Equipment and devices generating heat, sparks or open flames capable of igniting nearby combustibles shall not be used in *wildland-urban interface areas* without a permit from the code official.

Exception: Use of *approved* equipment within inhabited premises or designated campsites that are not less than 30 feet (9144 mm) from grass-, grain-, brush- or forest-covered areas.

A104.6 Fireworks. Fireworks shall not be used or possessed in *wildland-urban interface areas*.

Exception: Fireworks allowed by the code official under permit in accordance with the *International Fire Code* where not prohibited by applicable local or state laws, ordinances and regulations.

A104.6.1 Authority to seize. The code official is authorized to seize, take, remove or cause to be removed fireworks in violation of this section.

A104.7 Outdoor fires. Outdoor fires in wildland-urban interface areas shall comply with Sections A104.7.1 through A104.7.3.

A104.7.1 General. Persons shall not build, ignite or maintain any outdoor fire of any kind for any purpose in or on any *wildland-urban interface area*, except by the authority of a written permit from the code official.

Exception: Outdoor fires within inhabited premises or designated campsites where such fires are in a permanent barbecue, portable barbecue, outdoor fireplace, incinerator or grill and are not less than 30 feet (9144 mm) from any combustible material or nonfire-resistive vegetation.

A104.7.2 Permits. Permits shall incorporate such terms and conditions that will reasonably safeguard public safety and property. Outdoor fires shall not be built, ignited or maintained in or on hazardous fire areas under the following conditions:

1. When high winds are blowing;
2. When a person 17 years old or over is not present at all times to watch and tend such fire; or
3. When a public announcement is made that open burning is prohibited.

A104.7.3 Restrictions. Persons shall not use a permanent barbecue, portable barbecue, outdoor fireplace or grill for the disposal of rubbish, trash or combustible waste material.

A104.8 Incinerators, outdoor fireplaces, permanent barbecues and grills. Incinerators, outdoor fireplaces, permanent barbecues and grills shall not be built, installed or maintained in *wildland-urban interface areas* without approval of the code official.

A104.8.1 Maintenance. Incinerators, outdoor fireplaces, permanent barbecues and grills shall be maintained in good repair and in a safe condition at all times. Openings in such appliances shall be provided with an *approved* spark arrestor, screen or door.

Exception: Where *approved* by the code official, unprotected openings in barbecues and grills necessary for proper functioning.

A104.9 Reckless behavior. The code official is authorized to stop any actions of a person or persons if the official determines that the action is reckless and could result in an ignition of fire or spread of fire.

A104.10 Planting vegetation under or adjacent to energized electrical lines. Vegetation that, at maturity, would

grow to within 10 feet (3048 mm) of the energized conductors shall not be planted under or adjacent to energized power lines.

SECTION A105 CONTROL OF STORAGE

A105.1 General. In addition to the requirements of the *International Fire Code*, storage and use of the materials shall be in accordance with Sections A105.2 through A105.4.2.

A105.2 Hazardous materials. Hazardous materials in excess of 10 gallons (37.8 L) of liquid, 200 cubic feet (5.66 m³) of gas, or 10 pounds (4.54 kg) of solids require a permit and shall comply with nationally recognized standards for storage and use.

A105.3 Explosives. Explosives shall not be possessed, kept, stored, sold, offered for sale, given away, used, discharged, transported or disposed of within *wildland-urban interface areas*, except by permit from the code official.

A105.4 Combustible materials. Outside storage of combustible materials such as, but not limited to, wood, rubber tires, building materials or paper products shall comply with the other applicable sections of this code and this section.

A105.4.1 Individual piles. Individual piles shall not exceed 5,000 square feet (465 m²) of contiguous area. Piles shall not exceed 50,000 cubic feet (1416 m³) in volume or 10 feet (3048 mm) in height.

A105.4.2 Separation. A clear space of not less than 40 feet (12 192 mm) shall be provided between piles. The clear space shall not contain combustible material or nonfire-resistive vegetation.

SECTION A106 DUMPING

A106.1 Waste material. Waste material shall not be placed, deposited or dumped in wildland-urban interface areas, or in, on or along trails, roadways or highways or against structures in *wildland-urban interface areas*.

Exception: *Approved* public and *approved* private dumping areas.

A106.2 Ashes and coals. Ashes and coals shall not be placed, deposited or dumped in or on wildland-urban interface areas.

Exceptions:

1. In the hearth of an established fire pit, camp stove or fireplace.
2. In a noncombustible container with a tightfitting lid, which is kept or maintained in a safe location not less than 10 feet (3048 mm) from nonfire-resistive vegetation or structures.
3. Where such ashes or coals are buried and covered with 1 foot (305 mm) of mineral earth not less than 25 feet (7620 mm) from nonfire-resistive vegetation or structures.

SECTION A107 PROTECTION OF PUMPS AND WATER STORAGE FACILITIES

A107.1 General. The reliability of the water supply shall be in accordance with Sections A107.2 through A107.5.

A107.2 Objective. The intent of this section is to increase the reliability of water storage and pumping facilities and to protect such systems against loss from intrusion by fire.

A107.3 Fuel modification area. Water storage and pumping facilities shall be provided with a *defensible space* of not less than 30 feet (9144 mm) clear of nonfire-resistive vegetation or growth around and adjacent to such facilities.

Persons owning, controlling, operating or maintaining water storage and pumping systems requiring this *defensible space* are responsible for clearing and removing nonfire-resistive vegetation and maintaining the *defensible space* on the property owned, leased or controlled by said person.

A107.4 Trees. Portions of trees that extend to within 30 feet (9144 mm) of combustible portions of water storage and pumping facilities shall be removed.

A107.5 Protection of electrical power supplies. Where electrical pumps are used to provide the required water supply, such pumps shall be connected to a standby power source to automatically maintain electrical power in the event of power loss. The standby power source shall be capable of providing power for not less than 2 hours in accordance with Chapter 27 of the *International Building Code*, Section 604 of the *International Fire Code* and NFPA 70.

Exception: A standby power source is not required where the primary power service to pumps is underground as *approved* by the code official.

SECTION A108 LAND USE LIMITATIONS

A108.1 General. Temporary fairs, carnivals, public exhibitions and similar uses must comply with all other provisions of this code in addition to enhanced ingress and egress requirements.

A108.2 Objective. The increased public use of land or structures in wildland-urban interface areas also increases the potential threat to life safety. The provisions of this section are intended to reduce that threat.

A108.3 Permits. Temporary fairs, carnivals, public exhibitions or similar uses shall not be allowed in a designated *wildland-urban interface area*, except by permit from the code official.

Permits shall incorporate such terms and conditions that will reasonably safeguard public safety and property.

A108.4 Access roadways. In addition to the requirements in Section 403, access roadways shall be not less than 24 feet (7315 mm) wide and posted NO PARKING. Two access roadways shall be provided to serve the permitted use area.

Where required by the code official to facilitate emergency operations, *approved* emergency vehicle operating areas shall be provided.

SECTION A109 REFERENCED STANDARDS

IBC—15	International Building Code®	A107.5
IFC—15	International Fire Code®	A104.6, A105.1, A107.5
NFPA 70—14	National Electrical Code	A107.5

APPENDIX B

VEGETATION MANAGEMENT PLAN

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

SECTION B101 GENERAL

B101.1 Scope. Vegetation management plans shall be submitted to the code official for review and approval as part of the plans required for a permit.

B101.2 Plan content. Vegetation management plans shall describe all actions that will be taken to prevent a fire from being carried toward or away from the building. A vegetation management plan shall include at least the following information:

1. A copy of the site plan.
2. Methods and timetables for controlling, changing or modifying areas on the property. Elements of the plan shall include removal of slash, snags, vegetation that may grow into overhead electrical lines, other ground fuels, ladder fuels and dead trees, and the thinning of live trees.
3. A plan for maintaining the proposed fuel-reduction measures.

B101.3 Fuel modification. To be considered a *fuel modification* for purposes of this code, continuous maintenance of the clearance is required.



COMMUNITY WILDFIRE PROTECTION PLAN



FINAL DRAFT

JULY 2016



RESOLUTION 2016-310

ADOPTING THE VILLAGE OF TAOS SKI VALLEY COMMUNITY WILDFIRE PROTECTION PLAN

WHEREAS, the Village of Taos Ski Valley is at considerable risk from the impacts of a devastating wildfire; and

WHEREAS, the Village Council recognizes the impacts a wildfire could have on the natural resources, people, property, and economy of the Village; and

WHEREAS, the Village Council understands that preparing and implementing a Community Wildfire Protection Plan is a critical step in anticipating and avoiding the possible impacts of a wildfire; and

NOW, THEREFORE, BE IT RESOLVED, that the Village Council adopts the Community Wildfire Protection Plan; and

BE IT FURTHER RESOLVED, that the Village Council directs the Firewise Board of Directors to work in collaboration with the Village staff, property owners, businesses, government agencies, and community organizations in implementing the objectives of the Community Wildfire Protection Plan.

PASSED, ADOPTED AND APPROVED this 14th day of June, 2016.

THE VILLAGE OF TAOS SKI VALLEY

Neal King
Mayor

Attest:

Ann M. Wooldridge
Village Clerk

Vote: For 4 Against 0



Planning and Zoning Commission

Resolution 2016-309

**ENDORISING THE COMMUNITY WILDFIRE PROTECTION PLAN
AND ENCOURAING THE VILLAGE COUNCIL TO ADOPT THE COMMUNITY
WILDFIRE PROTECTION PLAN**

WHEREAS, the Village of Taos Ski Valley is at considerable risk from the impacts of a devastating wildfire; and

WHEREAS, the Planning & Zoning Commission recognizes the impacts a wildfire could have on the natural resources, people, property, and economy of the Village; and

WHEREAS, the Planning & Zoning Commission understands that preparing and implementing a Community Wildfire Protection Plan (CWPP) is a critical step in anticipating and avoiding the possible impacts of a wildfire; and

WHEREAS, the Firewise Board of Directors endorsed the first draft of the CWPP on April 5, 2016 and encouraged the Planning & Zoning Commission to endorse the CWPP for approval by the Village Council; and

NOW, BE IT RESOPLVED, that the Planning & Zoning Commission endorses the CWPP and encourages the Village Council to adopt the CWPP.

Adopted by the Planning & Zoning Commission this 6th day of June, 2016.

Planning and Zoning Commission

Tom Wittman, Chair

ATTEST:

Village Clerk

Vote: For 5 Against 0 Abstain 0

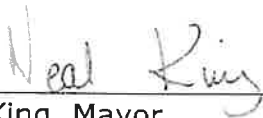
APPROVALS & SIGNATURES

The Healthy Forest Restoration Act requires that the Community Wildfire Protection Plan is approved by the Village Council, the Taos Ski Valley Volunteer Fire Department, and the New Mexico State Forestry Division.

The following representatives have reviewed and approve the Village of Taos Ski Valley Community Wildfire Protection Plan:

BY:

VILLAGE OF TAOS SKI VALLEY:




Neal King, Mayor

VILLAGE OF TAOS SKI VALLEY VOLUNTEER FIRE DEPARTMENT:



Mitch Daniels, Chief

**NEW MEXICO ENERGY, MINERALS & NATURAL RESOURCES DEPARTMENT
FORESTRY DIVISION :**



Ernie Lopez, Cimarron District Forester

ACKNOWLEDGEMENTS

The Village of Taos Ski Valley and the members of the Firewise Board of Directors would like to thank the following individuals for their contributions to the CWPP:

- *Ray Corral, US Forest Service, Questa Ranger District*
- *Laura McCarthy, The Nature Conservancy*
- *Steven Bassett, The Nature Conservancy*
- *Eytan Kasilovski, The Forest Guild*
- *Shannon Roemelling, Amigos Bravos*
- *Dawn Boulware, Taos Ski Valley, Inc.*
- *Ernie Lopez, NM State Forestry*

VILLAGE COUNCIL & MAYOR

- *Neal King, Mayor*
- *Kathy Bennett*
- *Christof Brownell*
- *J. Christopher Stagg*
- *Thomas P. Wittman*

PLANNING & ZONING COMMISSION

- *Thomas P. Wittman, Chair*
- *April Bender*
- *Henry Caldwell*
- *Richard Duffy*
- *Susan Nichols*
- *J. Christopher Stagg*
- *Jim Woodard*

Firewise Board of Directors

- *Kathy Bennet, Chair*
- *Sheila Duffy*
- *April Bender*
- *Jim Woodard*
- *Roger Pattison*

VILLAGE STAFF

- *Mark Fratrack, Village Administrator*
- *Matthew Foster, Planner (Principal Author)*
- *Anne Marie Wooldridge, Village Clerk*
- *Renee Romero, Administrative Assistant*

OBJECTIVES:

1. Adopt a Community Wildfire Protection Plan

The CWPP will provide specific strategies and objectives for government agencies, community organizations, and landowners about the types and specific locations of treatments necessary to reduce wildfire hazards within the upper Rio Hondo watershed. It will also include specific recommendations for public education, improving the capacity of the Village's Public Safety and Volunteer Fire Departments. The CWPP will be consistent with the Taos County CWPP update and the Landscape Restoration Strategy described by the Taos Valley Watershed Coalition.

2. Implement Forest Treatments

The Village will work with the US Forest Service, private property owners, TSV Inc., State Forestry, and community organizations in funding the recommended forest treatments within the upper Rio Hondo watershed. Potential funding sources include the US Forest Service Non Federal Lands grants, Community Forestry Restoration Projects, and the Rio Grande Water Fund.

3. Adopt the 2012 International Code Council Wildland-Urban Interface Code.

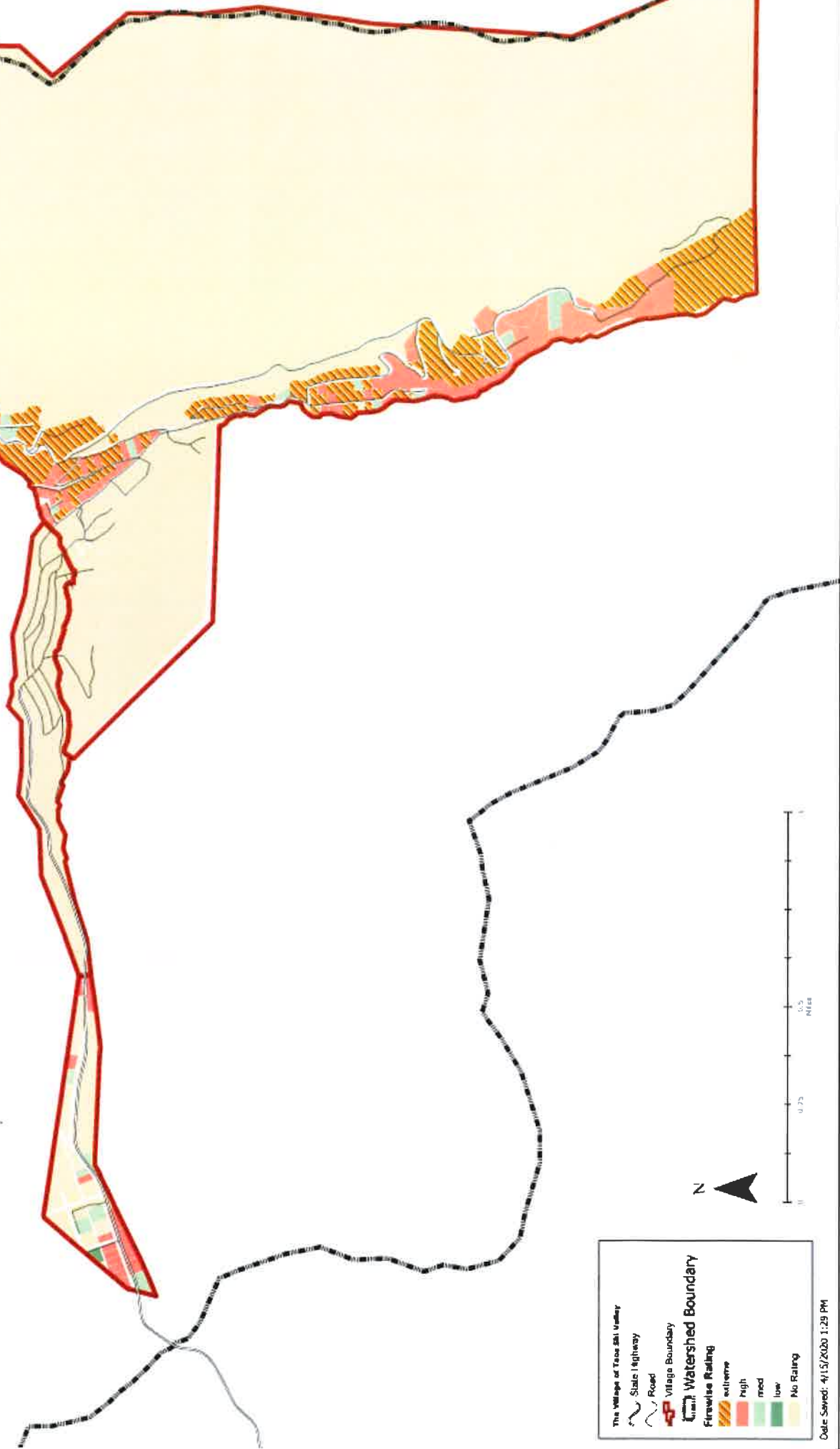
The Village Council adopted the 2003 code; however, adopting the 2013 code will improve the fire prevention requirements for new construction.

The Village must consider fire protection and access for emergency vehicles in the design and construction of new infrastructure. Roads should be wide enough with the minimal slope possible to provide adequate access for emergency vehicles; road signage, including street addresses, should be clear and visible at all times and during all seasons; fire hydrants should be located for easy access and clear visibility; fire lanes must be clearly marked and signed; overhead power lines should be buried.

The Roadway Improvements Element, the Utility Improvements Element, and the Community Services Element of the Village Comprehensive Plan identify specific infrastructure projects and programs that benefit fire protection and emergency response capabilities.

2016 Fire Risk Assessment Data (Draft)

Fire risk assessment map was recreated from 2016 data, by Sage GIS from VTSV data.



CHAPTER 6

FIRE PROTECTION REQUIREMENTS

SECTION 601 GENERAL

601.1 Scope. The provisions of this chapter establish general requirements for new and existing buildings, structures and premises located within *wildland-urban interface areas*.

601.2 Objective. The objective of this chapter is to establish minimum requirements to mitigate the risk to life and property from wildland fire exposures, exposures from adjacent structures and to mitigate structure fires from spreading to wildland fuels.

SECTION 602 AUTOMATIC SPRINKLER SYSTEMS

602.1 General. An *approved* automatic sprinkler system shall be installed in all occupancies in new buildings required to meet the requirements for Class 1 ignition-resistant construction in Chapter 5. The installation of the automatic sprinkler systems shall be in accordance with nationally recognized standards.

SECTION 603 DEFENSIBLE SPACE

603.1 Objective. Provisions of this section are intended to modify the fuel load in areas adjacent to structures to create a *defensible space*.

603.2 Fuel modification. Buildings or structures, constructed in compliance with the conforming *defensible space* category of Table 503.1, shall comply with the *fuel modification* dis-

tances contained in Table 603.2. For all other purposes the *fuel modification* distance shall not be less than 30 feet (9144 mm) or to the lot line, whichever is less. Distances specified in Table 603.2 shall be measured on a horizontal plane from the perimeter or projection of the building or structure as shown in Figure 603.2. Distances specified in Table 603.2 are allowed to be increased by the code official because of a site-specific analysis based on local conditions and the fire protection plan.

**TABLE 603.2
REQUIRED DEFENSIBLE SPACE**

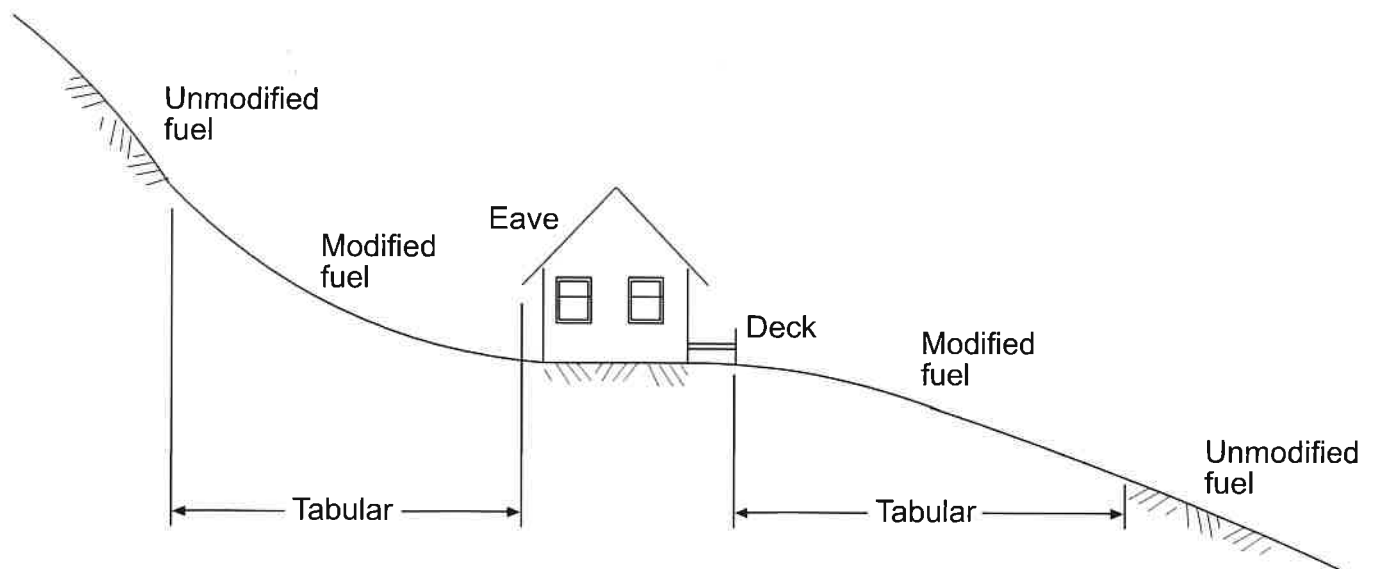
WILDLAND-URBAN INTERFACE AREA	FUEL MODIFICATION DISTANCE (feet)*
Moderate hazard	30
High hazard	50
Extreme hazard	100

For SI: 1 foot = 304.8 mm.

- a. Distances are allowed to be increased due to site-specific analysis based on local conditions and the fire protection plan.

603.2.1 Responsible party. Persons owning, leasing, controlling, operating or maintaining buildings or structures requiring defensible spaces are responsible for modifying or removing nonfire-resistive vegetation on the property owned, leased or controlled by said person.

603.2.2 Trees. Trees are allowed within the *defensible space*, provided the horizontal distance between crowns of adjacent trees and crowns of trees and structures, overhead electrical facilities or unmodified fuel is not less than 10 feet (3048 mm).



**FIGURE 603.2
MEASUREMENTS OF FUEL MODIFICATION DISTANCE**

VILLAGE OF TAOS SKI VALLEY
Village Council
Agenda Item

AGENDA ITEM TITLE: Consideration to Approve Donation of Pattison Trust Properties and Donation Agreement

DATE: June 9, 2020

PRESENTED BY: Susan C. Baker, Village Attorney

STATUS OF AGENDA ITEM: New Business

CAN THIS ITEM BE RESCHEDULED: No

BACKGROUND INFORMATION:

Roger Pattison, as a representative of the Pattison Trust, has presented a Donation Agreement related to donation of the following parcels to the Village (these parcels are outlined in Exhibits to the proposed Agreement):

- Bull of the Woods Road Tract 3, Parcel 1, Lot 8, Block F, Boundary Survey Plat for Pattison Trust, LLC
- Bull of the Woods Road Tract 4, Lots 4 and 5, Block F, Boundary Survey Plat for Pattison Trust, LLC
- North Lake Fork Stream Bank, Tracts Gap, Parcel P1, LFS A and LFS B, Boundary Survey Plat for the Pattison Trust Lake Fork Stream Riparian Areas
- South Lake Fork Stream Bank, Tracks LFS 5 and LFS 6, Plat of Survey for Lake Fork Greenbelt
- Kachina Road Tract, Open Space Tract, Boundary Survey Plat for Pattison Trust Kachina Road Open Space

Mr. Pattison is seeking approval of the donation agreement. Once approved, the Village will acquire title work and conduct any necessary due diligence related to acceptance of the property. As part of this due diligence, we may wish to understand the extent to which the property was used for historic mining or mine exploration, or whether soils studies have previously been done on the property to identify any potential mine waste. Staff should also discuss any drainage issues before acceptance of the donation.

RECOMMENDATION: Staff recommends Approval of the Donation Agreement, subject to final review by the Village Attorney.

DONATION AGREEMENT

THIS DONATION AGREEMENT (the "Agreement") is entered into as of the _____ day of _____, 2020 (the "Effective Date") by and between Pattison Trust, LLC, a New Mexico limited liability company ("Donor") and the Village of Taos Ski Valley, a New Mexico municipality ("Recipient").

RECITALS

A. Donor and the Pattison Family Trust u/t/a dated 12/31/1966 and 11/18/1970 are the current owners of certain lands located in Taos Ski Valley, New Mexico, more fully described in Exhibit A attached hereto and incorporated herein by reference (the "Property").

B. Prior to or on the Closing Date (as defined below) the Property will all be held solely in Donor's name.

C. Donor wishes to give and Recipient wishes to receive the Property pursuant to the terms set forth herein.

D. No goods or services were provided to Donor in exchange for the donation of Property described herein.

NOW, THEREFORE, in consideration of the foregoing and the mutual promises, representations, and covenants contained herein, the parties to this Agreement hereby agree as follows:

AGREEMENT

1. Donation of the Property. In accordance with the terms stated herein, Donor proposes to donate, and Recipient proposes to accept, title to the Property (the "Donation"). This transaction shall be consummated with the Title Company (as defined below) on the Closing Date (as defined below) (the "Closing").

2. Contingencies. The Donation shall be consummated on or before the Closing Date (as defined below), subject to the following:

- (a) Title Review. A title commitment for a standard owner's title policy for the Property shall be provided by First New Mexico Title & Abstract Company, Inc. (the "Title Company"), naming Recipient as insured owner. Donor shall order the title commitment, at Donor's expense, within ten (10) days after the Effective Date. Recipient shall have thirty (30) days after receipt of the title commitment to review the commitment and decide whether or not to proceed with Closing of the Donation (the "Due Diligence Period"). However, Donor shall have

no obligation to remove any exceptions shown on the title commitment.

- (b) Inspection. During the Due Diligence Period, Recipient shall have the right to inspect (i) the Property and (ii) all other matters concerning the Property and Recipient's intended use thereof, including but not limited to economic feasibility, zoning, local government restrictions and requirements, physical condition, subsoil conditions, environmental matters, and such other matters as may be of concern to Recipient. Recipient shall provide advanced written notice to Donor of its intended inspections of the Property (including the names and contact information for all of the persons and firms conducting the inspection, the proposed scope and methods to be used (e.g., penetrative) and locations to be investigated and evidence of their insurance). Donor shall cooperate with Recipient with respect to such inspections, at no expense to Donor. Recipient will restore the Property to the same condition in which it existed immediately prior to the conducting of any inspection promptly upon completion of each such inspection. Recipient may undertake physical testing of the Property, but shall not make any invasive tests of the Property without Donor's prior written consent which may be withheld at Donor's sole discretion. Recipient will not permit any liens or encumbrances to arise against the Property in connection with or as a result of such inspection or testing. Donor shall not be liable for, and to the extent allowed by law, Recipient will indemnify, defend and hold Donor, and Donor's members, managers, shareholders, directors, officers, management companies, agents, employees and representatives, and the Property, harmless of, from and against losses, liabilities, costs, expenses (including, without limitation, reasonable attorneys' fees and costs of court), damages, liens, claims (including, without limitation, mechanics' or materialmen's liens or claims of liens), actions and causes of action to the extent resulting from the negligence or intentional misconduct of Recipient, or Recipient's agents, employees, contractors or representatives, upon the Property. The obligations of Recipient pursuant to this paragraph shall survive Closing of the Donation of the Property or the termination of this Agreement.
- (c) Improvement Location Report. During the Due Diligence Period, Donor shall provide an updated Improvement Location Report in accordance with Section 12.8.2.10 NMAC (the "ILR"); however, if the ILR cannot be reasonably completed during this time, the Due Diligence Period shall be extended as necessary in order to allow time for completion. Should the Due Diligence Period need to be extended, Donor shall provide notice to Recipient of such extension. Donor shall pay the costs for acquisition of the ILR. Recipient shall have the right to review the ILR and current staking of the Property during the Due

Diligence Period. Recipient hereby agrees that by accepting the Property at Closing, Recipient is comfortable with the boundary lines and legal description of the Property. This provision shall survive Closing of the Donation of the Property.

- (d) Termination Notice. If Recipient determines that it does not desire to accept the Property during the Due Diligence Period for any reason whatsoever, including but not limited to any issues with regard to title, anything discovered during Recipient's inspection of the Property, anything shown on the ILR, or any issues with regard to the staking of the Property, Recipient shall give Donor written notice of its decision to terminate this Agreement ("Termination Notice"). If Recipient's Termination Notice is not sent to Donor during this time, Recipient will be deemed to have waived its right to terminate in accordance with this provision and any and all exceptions shown on the title commitment shall be deemed the "Permitted Exceptions" at Closing and Recipient shall be deemed to have accepted the Property in its "As-Is", "Where Is" and "With All Faults" condition as more fully described in Paragraph 4 below. This provision shall survive Closing of the Donation of the Property.

3. Closing Date. The "Closing Date" shall be thirty (30) days following the expiration of the Due Diligence Period; however, if Closing has not occurred by December 31, 2020, either Donor or Recipient may terminate this Agreement so long as such delay was not caused by a breach of the terminating party.

4. As Is, Where Is. Recipient agrees that Recipient is taking the Property in its condition as of Closing, and all Property is and shall be transferred by Donor to Recipient "AS IS", "WHERE IS" AND "WITH ALL FAULTS" with any and all latent and patent defects as of the Closing Date, whatever that condition may be, and that there is no warranty by Donor that the Property has a particular financial value or is fit for a particular purpose. Recipient acknowledges and agrees that Donor makes no representation, warranty, covenant, agreement, statement, or other assertion regarding the condition of the Property as of the date hereof, or as of the Closing Date, but is relying on Recipient's examination of the Property and Recipient hereby assumes the full risk of loss, damage, injury, expense, or liability whatsoever relating to the condition of the Property and is hereby waiving any such claims. Recipient is taking the Property with the express understanding and stipulation that there are no express or implied warranties, except for the limited warranties set forth in the Deed (as defined below). Recipient further acknowledges and agrees that Recipient is familiar with the Property and during the Due Diligence Period shall make such inspections as it requires so as to satisfy itself regarding all matters relating to the physical condition of the Property, and the feasibility, utility, and marketability of the Property for any purpose. Recipient further acknowledges that Donor has made no representation or warranty, express or implied, regarding any release or the presence of any hazardous materials, waste, or other similar substance upon, within, or under the surface of the Property. Recipient further assumes

all risk of loss, damage, expense, or liability whatsoever in connection with any and all claims and defenses of tenants or other occupants in possession of the Property or otherwise, from and after the Closing Date, and Donor shall not be liable for any lack of repair, maintenance or improvements to the Property. This provision shall survive Closing of the Donation of the Property.

5. Deliveries.

(a) By Donor. On or prior to the Closing Date, Donor will deliver to the Title Company each of the following items:

(i) A Special Warranty Deed, suitable for recording, conveying title to the Property to Recipient, subject to the Permitted Exceptions, in substantially the same form as Exhibit B hereof (the "Deed");

(ii) Evidence of Donor's authority to consummate this transaction; and

(iii) Any reasonable and customary certificates and affidavits that may be required in the normal course by Title Company, in form and substance reasonably satisfactory to Donor, duly executed by Donor.

(b) By Recipient. On or prior to the Closing Date, Recipient will deliver to the Title Company each of the following items:

(i) An executed copy of the Deed;

(ii) Evidence of Recipient's authority to consummate this transaction; and

(iii) Any reasonable and customary certificates and affidavits that may be required in the normal course by Title Company, in form and substance reasonably satisfactory to Recipient, duly executed by Recipient.

6. Closing Costs.

(a) Closing Costs. Donor and Recipient will each pay their respective attorneys' fees. Donor will pay one-half of the escrow fee and recording fees charged for documents required to be recorded in connection with the conveyance of the Property to Recipient, the cost of the title commitment, and the cost of the basic owner's title policy. Recipient will pay one-half of the escrow fee and recording fees charged for documents required to be recorded in connection with the

conveyance of the Property to Recipient, the cost of deleting any Schedule B Standard Exceptions from the Title Policy as desired by Recipient, and the premium for any additional coverages elected by Recipient.

- (b) Prorations/Reconciliation. Real estate taxes and any private dues or assessments for maintenance or any other purposes respecting the development within which the Property is situated for the year in which the Closing occurs will be prorated to the Closing Date. If the Closing occurs before the amount of the taxes or the amount of dues or assessments is fixed for the year of Closing, the apportionment of same will be based upon the amount of the taxes or the amount of dues or assessments for the preceding year. Any special tax assessments which are due at the time of Closing shall be paid by Donor. Donor warrants that all prior taxes, assessments, and dues up to the year of Closing are current and have been paid- in--full.

7. Tax Letter and Cooperation. Recipient agrees to provide Donor with an executed copy of a letter documenting the Donation in substantially the same form as attached hereto as Exhibit C at Closing. Recipient further acknowledges that prior to and after the Closing, Donor may request additional information and documentation from Recipient in order for Donor to obtain a tax credit or deduction for the Donation contemplated herein. Recipient agrees to cooperate with any such requests, without further consideration. This provision shall survive Closing of the Donation of the Property.

8. Assignment and Binding Effect. This Agreement shall extend to and be binding upon the heirs, executors, and administrators, assigns, and successors in interest of the parties hereto.

9. Governing Law. This Agreement will be construed under and in accordance with the internal laws of the State of New Mexico without regard to principles of conflicts of laws.

10. Counterparts. This Agreement may be signed in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same Agreement.

11. Entire Agreement. This Agreement and the exhibits attached hereto constitute the entire agreement between Donor and Recipient. The parties agree that there are no other covenants, agreements, promises, terms, provisions, conditions, undertakings, or understandings, either oral or written, between them concerning the Property other than those herein set forth, and that no subsequent alteration, amendment, change, deletion or addition to this Agreement will be binding upon Donor or Recipient unless in writing and signed by both Donor and Recipient.

12. Notices. Any and all notices, demands or requests required or permitted hereunder shall be in writing and shall be effective upon personal delivery, electronic mail, or three (3) business days after being deposited in the U.S. Mail, registered or certified, return receipt requested, postage prepaid, or one (1) business day after being deposited with any commercial air courier or express, addressed as follows:

To Recipient: The Village of Taos Ski Valley
P.O. Box 100
7 Firehouse Road
Taos Ski Valley, NM 87525
Email: vtsv@vtsv.org

With a copy to:

To Donor: Roger Pattison
Pattison Trust, LLC
P.O. Box 133
Taos, NM 87571
Email: roger@taosskivalleyland.com

With a copy to: Margaret L. Meister
Modrall Sperling Roehl Harris & Sisk P.A.
500 Fourth Street NW
Suite 1000
Albuquerque, NM 87102
Email: meg.meister@modrall.com

[Signature pages to follow]

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first written above.

DONOR:

PATTISON TRUST, LLC, a New Mexico
limited liability company

By: _____
Roger Cecil Pattison, Manager

PATTISON TRUST, LLC, a New Mexico
limited liability company

By: _____
Orville Hoyt Pattison, Manager

PATTISON TRUST, LLC, a New Mexico
limited liability company

By: _____
Jon Nels Pattison, Manager

PATTISON TRUST, LLC, a New Mexico
limited liability company

By: _____
John Cree Duncan, Manager

PATTISON TRUST, LLC, a New Mexico
limited liability company

By: _____
Sherri Pattison Qualls, Manager

RECIPIENT:

The Village of Taos Ski Valley,
a New Mexico municipality

By: _____

Exhibit A
Legal Description

- Bull of the Woods Road Tract 3, Parcel 1, Lot 8, Block F, Boundary Survey Plat for Pattison Trust, LLC
- Bull of the Woods Road Tract 4, Lots 4 and 5, Block F, Boundary Survey Plat for Pattison Trust, LLC
- North Lake Fork Stream Bank, Tracts Gap, Parcel P1, LFS A and LFS B, Boundary Survey Plat for the Pattison Trust Lake Fork Stream Riparian Areas
- South Lake Fork Stream Bank, Tracks LFS 5 and LFS 6, Plat of Survey for Lake Fork Greenbelt
- Kachina Road Tract, Open Space Tract, Boundary Survey Plat for Pattison Trust Kachina Road Open Space

Exhibit B

SPECIAL WARRANTY DEED

Pattison Trust, LLC, a New Mexico limited liability company ("Grantor), for good and valuable consideration, hereby grants unto the Village of Taos Ski Valley, a New Mexico municipality ("Grantee"), whose address is P.O. Box 100, 7 Firehouse Road, Taos Ski Valley, NM 87525, the real property in Taos County, New Mexico more particularly described in **Schedule 1** attached hereto and incorporated herein by reference (the "Property"), with special warranty covenants,

SUBJECT, HOWEVER, TO taxes for the year 2020 and subsequent years; and the matters set forth in **Schedule 2** attached hereto and incorporated herein by reference,

And provided further, as a material part of the consideration for this deed, Grantor and Grantee agree that Grantee is taking the Property in its current condition "AS IS", "WHERE IS" AND "WITH ALL FAULTS" with any and all latent and patent defects, whatever that condition may be, and that there is no warranty by Grantor that the Property has a particular financial value or is fit for a particular purpose. Grantee acknowledges and agrees that Grantor makes no representation, warranty, covenant, agreement, statement, or other assertion regarding the condition of the Property, but is relying on Grantee's examination of the Property and Grantee hereby assumes the full risk of loss, damage, injury, expense, or liability whatsoever relating to the condition of the Property and is hereby waiving any such claims. Grantee takes the Property with the express understanding and stipulation that there are no express or implied warranties, except for the limited warranties of title set forth in this deed. Grantee further acknowledges and agrees that Grantee is familiar with the Property and has inspected the physical condition of the Property, and the feasibility, utility, and marketability of the Property for any purpose. Grantee further acknowledges that Grantor has made no representation or warranty, express or implied, regarding any release or the presence of any hazardous materials, waste, or other similar substance upon, within, or under the surface of the Property. Grantee further assumes all risk of loss, damage, expense, or liability whatsoever in connection with any and all claims and defenses of tenants or other occupants in possession of the Property or otherwise, from the date hereof, and Grantor shall not be liable for any lack of repair, maintenance or improvements to the Property.

***Remainder of Page Intentionally Left Blank
Signature Pages to follow***

WITNESS OUR hands this _____, 2020.

PATTISON TRUST, LLC, a New Mexico
limited liability company

By: _____
Roger Cecil Pattison, Manager

STATE OF NEW MEXICO

COUNTY OF _____

This instrument was acknowledged before me on _____, 2020 by Roger Cecil
Pattison as Manager of the Pattison Trust, LLC, a New Mexico limited liability company.

(Seal)

Notary Public

My Commission Expires: _____

PATTISON TRUST, LLC, a New Mexico limited liability company

By: _____
Orville Hoyt Pattison, Manager

STATE OF NEW MEXICO

COUNTY OF _____

This instrument was acknowledged before me on _____, 2020 by Orville Hoyt Pattison as Manager of the Pattison Trust, LLC, a New Mexico limited liability company.

(Seal)

Notary Public

My Commission Expires: _____

PATTISON TRUST, LLC, a New Mexico limited liability company

By: _____
Jon Nels Pattison, Manager

STATE OF _____

COUNTY OF _____

This instrument was acknowledged before me on _____, 2020 by Jon Nels Pattison as Manager of the Pattison Trust, LLC, a New Mexico limited liability company.

(Seal)

Notary Public

My Commission Expires: _____

PATTISON TRUST, LLC, a New Mexico limited liability company

By: _____
John Cree Duncan, Manager

STATE OF _____

COUNTY OF _____

This instrument was acknowledged before me on _____, 2020 by John Cree Duncan as Manager of the Pattison Trust, LLC, a New Mexico limited liability company.

(Seal)

Notary Public

My Commission Expires: _____

PATTISON TRUST, LLC, a New Mexico limited liability company

By: _____
Sherri Pattison Qualls, Manager

STATE OF _____

COUNTY OF _____

This instrument was acknowledged before me on _____, 2020 by Sherri
Pattison Qualls as Manager of the Pattison Trust, LLC, a New Mexico limited liability company.

(Seal)

Notary Public

My Commission Expires: _____

Grantee:

The Village of Taos Ski Valley,
a New Mexico municipality

By: _____

STATE OF _____

COUNTY OF _____

This instrument was acknowledged before me on _____, 2020 by
_____ as _____ of the Village of Taos Ski Valley, a
New Mexico municipality.

(Seal)

Notary Public

My Commission Expires: _____

Schedule 1
to
Special Warranty Deed
(Legal Description)

Schedule 2
to
Special Warranty Deed
(Permitted Exceptions)

Exhibit C

[Insert Village of Taos Ski Valley Letterhead]

[Date]

Pattison Trust, LLC
P.O. Box 133
Taos, NM 87571

Dear Managers of the Pattison Trust, LLC:

Thank you for your donation of several tracts of land in Taos Ski Valley, New Mexico, more fully described below, on _____, 2020.

No goods or services were provided in exchange for your contributions.

Property donated:

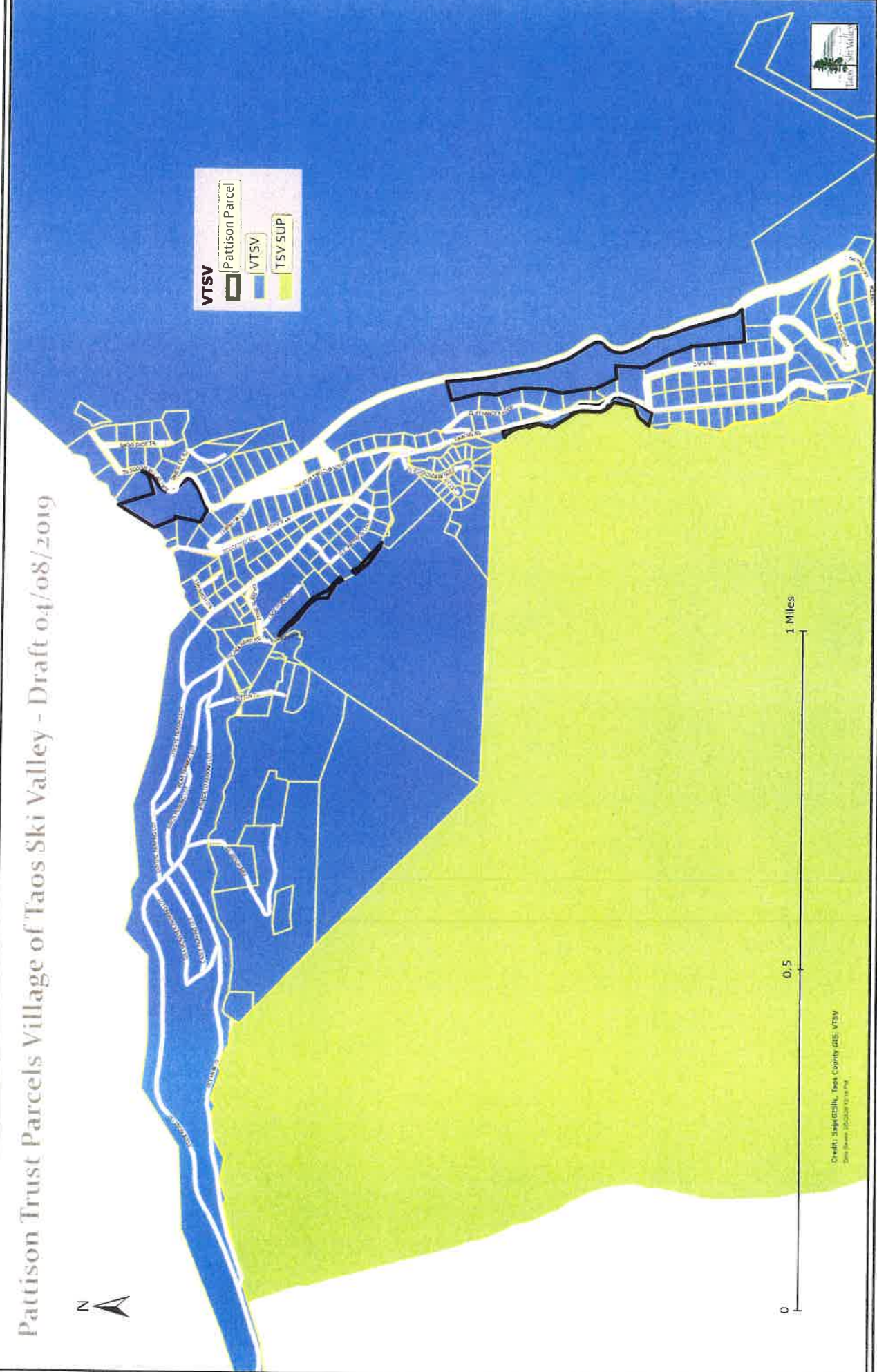
- Bull of the Woods Road Tract 3, Parcel 1, Lot 8, Block F, Boundary Survey Plat for Pattison Trust, LLC
- Bull of the Woods Road Tract 4, Lots 4 and 5, Block F, Boundary Survey Plat for Pattison Trust, LLC
- North Lake Fork Stream Bank, Tracts Gap, Parcel P1, LFS A and LFS B, Boundary Survey Plat for the Pattison Trust Lake Fork Stream Riparian Areas
- South Lake Fork Stream Bank, Tracks LFS 5 and LFS 6, Plat of Survey for Lake Fork Greenbelt
- Kachina Road Tract, Open Space Tract, Boundary Survey Plat for Pattison Trust Kachina Road Open Space

Sincerely,

Pattison Trust Parcels Village of Taos Ski Valley - Draft 04/08/2019



Credit: Map/GISIN, Taos County GIS, VTSV
Date: 04/08/2019 11:11 AM



VILLAGE OF TAOS SKI VALLEY

Village Council

Agenda Item

AGENDA ITEM TITLE: **Consideration to Approve Resolution No. 2020-435 requesting a permanent Budget Adjustment to the FY2020 budget (BAR) to increase the transfer out from Lodger's Tax Fund (15) and increase the transfer in to the General Fund (03), for administrative fees based on revenue collections for fiscal year FY2020**

DATE: June 9, 2020

PRESENTED BY: Nancy Grabowski, Finance Director

STATUS OF AGENDA ITEM: New Business

CAN THIS ITEM BE RESCHEDULED: Not Recommended

BACKGROUND INFORMATION: The Village submitted its fiscal year 2019-20 budget in July of 2019. At that time, the budgeted revenue in the Lodger's Tax Fund was \$400,000. The budget also included a \$40,000 corresponding transfer to the Village General Fund for the 10% administrative fees based on the budgeted revenue. The 10% administrative fee is allowed by the State of New Mexico Lodger's tax statute:

2.105.2.11. "administrative costs shall not exceed ten percent of the total revenue prior to allocation between promotional and non-promotional fund."

As of May 31, 2020, the Lodger's Tax revenues for FY2020 have exceeded the budgeted revenues for a total of \$493,671. With current economic conditions it is unlikely that there will be much additional Lodger's Tax revenue this fiscal year. Staff is requesting an additional budgeted transfer amount of \$10,000. The actual additional transfer would be 10% of the total ending revenue collections amount. Requesting a \$10,000 amount now should cover any additional revenue collections for June 2020.

RECOMMENDATION: Staff recommends approval of **Resolution No. 2020-435** to amend the budget for FY2020, increasing the transfer out for administrative fees from the Lodger's Tax Fund and increasing the transfer in to the Village General Fund by \$10,000.

VILLAGE OF TAOS SKI VALLEY
RESOLUTION No. 2020-435

**A RESOLUTION REQUESTING A PERMANENT BUDGET ADJUSTMENT TO THE
FY2020 BUDGET (BAR) TO INCREASE THE TRANSFER OUT FROM LODGER'S
TAX FUND (15) AND INCREASE THE TRANSFER IN TO THE GENERAL FUND (03)
FOR ADMINISTRATIVE FEES BASED ON REVENUE COLLECTIONS FOR FY2020**

WHEREAS, it is hereby resolved that the Village of Taos Ski Valley having met in a regular meeting on June 9, 2020 proposes to make an adjustment to the Fiscal 2019-20 budget as follows:

<u>FUND</u>	<u>ACCOUNT/DESCRIPTION</u>	<u>AMOUNT</u>
Lodgers Tax (15/21400)	Transfer Out (9002/61100)	\$10,000.00
General Fund (03/11000)	Transfer in (9001/61200)	(\$10,000.00)

WHEREAS, at the regular meeting of the Village of Taos Ski Valley Governing body on June 9, 2020 it considered adjustments to its budget for the Fiscal Year 2019-2020; and

WHEREAS, said budget was developed on the basis of need and through cooperation with all user departments, elected officials and other department supervisors; and

WHEREAS, the official meetings for the review of said documents were duly advertised and posted in compliance with the State of New Mexico Open Meetings Act; and

WHEREAS, it is the majority opinion of this Council that the proposed budget adjustments meets the requirements as currently determined for Fiscal Year 2019-2020.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the governing body of the Village of Taos Ski Valley, State of New Mexico hereby approves authorizes and directs that the Village of Taos Ski Valley budget for Fiscal Year 2019-2020 be amended accordingly.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2020

THE VILLAGE OF TAOS SKI VALLEY

By: _____
Christof Brownell, Mayor

(Seal)

ATTEST:

Ann M. Wooldridge, Village Clerk

VOTE: For _____ Against _____

VILLAGE OF TAOS SKI VALLEY
Village Council
Agenda Item

AGENDA ITEM TITLE: Consideration to Approve Resolution No. 2020-436 requesting a permanent Budget Adjustment to the FY2020 budget (BAR) to create a transfer out from the General Fund (03), to the Village Apartments Enterprise Fund (70) to cover deficits from startup and maintenance expenses

DATE: June 9, 2020

PRESENTED BY: Nancy Grabowski, Finance Director

STATUS OF AGENDA ITEM: New Business

CAN THIS ITEM BE RESCHEDULED: Not Recommended

BACKGROUND INFORMATION: The Village submitted its fiscal year 2019-20 budget in July of 2019. At that time, the apartments at the Village complex were not being rented and staff did not know when they would be available to rent. A basic budget was created as a placeholder and submitted with the fiscal 2020 budget, establishing the new Village Apartments Enterprise Fund (70).

Beginning March 2020, several apartments were rented and a total of \$5,300 in rental revenue has been collected through May 31, 2020. However, before any renters could move in, the apartments needed maintenance and deep cleaning. Expenses including; cleaning, management fees, utilities and maintenance have exceeded the rental revenues, leaving a negative balance of (\$3,500) in the Village Apartment Enterprise Fund 70.

Based on requirements from the State of New Mexico Department of Finance (DFA), no fund can have a negative ending balance. In the original budget submitted to the DFA there were no transfers included from the General Fund (03) to cover any possible shortfalls. Currently there is only one apartment rented and the revenues are not anticipated to cover deficits. Since there is not a transfer already in the budget, it is necessary to do a budget adjustment or a transfer cannot be made.

Staff is requesting a transfer BAR for \$6,000 from the General Fund to the Village Apartments Enterprise Fund, since there will be additional expenses incurred and paid prior to the end of the fiscal year. The remaining expense budget is approximately \$3,000. Should additional expenses exceed the amount of expenses currently budgeted, an additional BAR to increase expense would be necessary. Only the amount needed to have a positive ending fund balance will be transferred. For the FY2021 budget, a transfer was including in anticipation of any deficits for the new fiscal year.

RECOMMENDATION: Staff recommends approval of Resolution No. 2020-436 to amend the budget for FY2020, creating a transfer out from the General Fund (03) to the Village Apartments Enterprise Fund (70) for \$6,000.00.

VILLAGE OF TAOS SKI VALLEY
RESOLUTION No. 2020-436

A RESOLUTION REQUESTING A PERMANENT BUDGET ADJUSTMENT TO THE FY2020 BUDGET (BAR) TO CREATE A TRANSFER OUT FROM THE GENERAL FUND (03) TO THE VILLAGE APARTMENTS ENTERPRISE FUND (70) TO COVER DEFICITS FROM STARTUP AND MAINTENANCE EXPENSES

WHEREAS, it is hereby resolved that the Village of Taos Ski Valley having met in a regular meeting on June 9, 2020 proposes to make an adjustment to the Fiscal 2019-20 budget as follows:

<u>FUND</u>	<u>ACCOUNT/DESCRIPTION</u>	<u>AMOUNT</u>
General Fund (03/11000)	Transfer Out (9002/61100)	\$ 6,000.00
Village Apartments (70/52800)	Transfer in (9001/61200)	(\$ 6,000.00)

WHEREAS, at the regular meeting of the Village of Taos Ski Valley Governing body on June 9, 2020 it considered adjustments to its budget for the Fiscal Year 2019-2020; and

WHEREAS, said budget was developed on the basis of need and through cooperation with all user departments, elected officials and other department supervisors; and

WHEREAS, the official meetings for the review of said documents were duly advertised and posted in compliance with the State of New Mexico Open Meetings Act; and

WHEREAS, it is the majority opinion of this Council that the proposed budget adjustments meets the requirements as currently determined for Fiscal Year 2019-2020.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the governing body of the Village of Taos Ski Valley, State of New Mexico hereby approves authorizes and directs that the Village of Taos Ski Valley budget for Fiscal Year 2019-2020 be amended accordingly.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2020

THE VILLAGE OF TAOS SKI VALLEY

By: _____
Christof Brownell, Mayor

(Seal)

ATTEST:

Ann M. Wooldridge, Village Clerk

VOTE: For _____ Against _____