

Motion: Councilor Stagg

Second: Councilor Wittman

Passed: 4-0

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

A. Courtney Tucker, with the Village of Taos Ski Valley Chamber of Commerce, reported that the Chamber has rolled out the screening app for employees to use daily on their phones or laptops. She said that most of the employees were participating, though some were still conducting daily screening on paper forms. On December 31, 2020 the first testing event will occur at the Martini Tree. 15% of the employee population will be randomly selected and notified of a time to come for a test. Testing events will occur every two weeks during ski season, run by Mogul Medical staff and organized by the Chamber.

6. COMMITTEE REPORTS

A. Planning and Zoning Commission –Commission Chair Wittman reported that the P&Z Commission had not met. The next meeting will be held on February 1, 2021 via Zoom.

B. Public Safety Committee – no meeting in December. Next meeting is scheduled for January 4, 2021. (Note: this was later cancelled.)

C. Firewise Community Board of Directors – no meeting in December. Next meeting is scheduled for January 4, 2021. (Note: this was later cancelled.)

D. Parks & Recreation Committee – Director Grabowski reported that the grant paperwork had been signed. The project will begin in January for installing environmentally safe port-a-potties at Hiker Parking.

E. Lodger's Tax Advisory Board – Co-chair Stagg said that the Board had approved requests from the Chamber of Commerce and Mogul Medical for budget considerations concerning Covid screening, testing, and protocols for the community employees and guests. He thanked the Chamber for working out all the details. The next meeting has not been scheduled but may convene soon to address a funding request from the EMS Department.

F. Capital Infrastructure Advisory Committee – Director Nicholson reported that the Committee had met for the first time on December 10, 2020 and had elected member Ben Cook to be the Chairman. The Committee looked at land use assumptions, demographics, and current development impact fees. The next meeting is scheduled for January 13, 2021 at 4:00 p.m. (Note: this was later changed to January 20, 2021 at 4:00 p.m. via Zoom.)

7. REGIONAL REPORTS

No reports.

8. MAYOR'S REPORT

Mayor Brownell thanked TSVI for getting the ski season up and running, especially the ski patrol who worked hard to open lots of terrain with the recent two feet of snow. The Governor today announced the availability of free at-home Covid testing which could expedite testing and get Taos County's numbers down to go from "Red" to "Green" as the Governor has outlined. At the IGC meeting, discussion took place on a letter to the Community concerning Covid restrictions and the new testing protocols. Taos County has improved more than most counties in improving the positivity rate. Positivity rates in New Mexico and Taos County are improving, reported Mayor Brownell. The next Department of Health update will be issued on December 30, 2020.

9. STAFF REPORTS

Staff reports were included in the Council packet and were posted to the web site.

Administrator Avila noted that a lot of attention is being paid to implementing Covid-safe protocols for employees and guests. CARES funding and documentation is in progress for the Village, as well as in distributing information for small businesses. A mid-year budget review will take place at a Village Council workshop on January 19, 2021

at 9:00 a.m. via Zoom. Legislative priority requests will include reauthorizing funds from the Gunsight Springs to the Phoenix Spring Booster Station.

Department Briefs

- Director Grabowski’s report is included in the meeting packet on the Village web site. She noted that several expenses are up, and revenue is down, in utilities.
- Chief Trujillo’s report is on the web site. He reported that they are working on getting guests to comply with the Covid regulations.
- Building Official Bowden’s report is on the web site. He reported that his office has been moved to the Village Complex.
- Director Nicholson’s report is on the web site. He noted that the Shopoff property has been sold, so this development project is no longer active.
- Attorney Baker reported that the Zoning Map will most likely be adopted along with the Kachina Master Plan that is in the works.

10. OLD BUSINESS

A. PUBLIC HEARING: Consideration to Approve **Ordinance No. 2021-44** an Ordinance Known as the Village Wildland Interface Ordinance, Adopting the ICC International Wildland-Urban Interface Code 2015 Edition and Establishing Amendments Thereto

PUBLIC HEARING: Roger Pattison, Chairman of the Public Safety Committee and the Firewise Board said that the committees were in favor of adoption. No one spoke against. The Public Hearing was closed.

MOTION: To Approve Ordinance No. 2021-44 an Ordinance Known as the Village Wildland Interface Ordinance, Adopting the ICC International Wildland-Urban Interface Code 2015 Edition and Establishing Amendments Thereto

Motion: Councilor Wittman

Second: Councilor Kern

Passed: 4-0

B. Consideration to Approve an Amendment to the Donation Agreement with the Pattison Trust and to Accept the Pattison Donation of Real Property

In June 2020, the Village entered into a Donation Agreement with the Pattison Trust for donation of real property. The Pattison Trust asked the Village to enter into this Donation Agreement as a condition of receiving the subject property and set a closing date of December 31, 2020. The Agreement contains provisions addressing title work and condition of the subject property. The Trust requires the Village to conduct “due diligence” and to take the property “as is” with any attached liabilities. The property was to be conveyed by special warranty deed, with the Trust agreeing to purchase title insurance. The Trust also asked that the property be donated to the Village through a formal real estate closing.

This past week, the Village received title work, deeds, and other documents related to the closing of the transaction. Over the past few months, the Trust decided to sell some of the original parcels described in the June 2020 Donation Agreement to third parties. The Trust still wishes to donate its remaining parcels excepting those properties along Lake Fork stream which have been sold. The Trust is requesting that the Village enter into an Amended Donation Agreement. Attorney Baker said that Council should decide whether it wishes to move forward with the donation of the remainder of subject property, after sale and conveyance of a portion of the original property to third parties. The property must be accepted “as is,” with any associated liabilities.

MOTION: To Approve the Amendment to the Donation Agreement with the Pattison Trust and to Accept the Pattison Donation of Real Property

Motion: Councilor Wittman

Second: Councilor Kern

Passed: 4-0

C. Consideration to Approve Resolution No. 2021-462 to Accept Donation of Pattison Trust Real Property According to the Trust, the Title Company requires a Resolution from the Village to complete the transaction.

MOTION: To Approve Resolution No. 2021-462 to Accept Donation of Pattison Trust Real Property

Motion: Councilor Wittman

Second: Councilor King

Passed: 4-0

11. NEW BUSINESS

B. Consideration to Approve Resolution No. 2021-458 Authorizing Signing the Grant Agreement for Capital Appropriations Agreement SAP 20-E2240-STB for \$150,000 and Authorizing the Assignment of Signature Authorized Officers

At its December 10, 2019 meeting the Council approved Resolution 2020-418, Village Legislative Requests, in which funding for the critical Kachina Water Booster Station was a priority. The request for \$500,000 to fund the planning, design, construction, and equipping of the Kachina Water Booster Station was pursued by Village Administration. The appropriation was subject to conditions including audit corrections. Having now met those conditions, the Village is awarded the Legislative Capital Appropriations Grant for \$150,000 to be expended starting in 2021.

MOTION: To Approve Resolution No. 2021-458 Authorizing Signing the Grant Agreement for Capital Appropriations Agreement SAP 20-E2240-STB for \$150,000 and Authorizing the Assignment of Signature Authorized Officers

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

C. Consideration to Approve Resolution No. 2021-459 Requesting a Permanent Budget Adjustment (BAR) to the Water Reserve Fund (41) FY2021 revenue budget, increasing the grant revenue budget, and accounting for the New Mexico Environmental Department award “DEPARTMENT OF ENVIRONMENT CAPITAL APPROPRIATION PROJECT SC--TAOS SKI VALLEY WATER BOOSTER STATION SAP 20-E2240-STB” in the amount of \$150,000

A grant award must be recognized by a budget adjustment (BAR) as soon as it is accepted. A BAR is necessary to acknowledge the award and adjust the Water Reserve fund (41) FY2020-2021 grant revenue budget. There will be no changes to the expenses in the Water Reserve fund as these grant funds will offset expenses already included budget.

MOTION: To Approve Resolution No. 2021-459 Requesting a Permanent Budget Adjustment (BAR) to the Water Reserve Fund (41) FY2021 revenue budget, increasing the grant revenue budget, and accounting for the New Mexico Environmental Department award “DEPARTMENT OF ENVIRONMENT CAPITAL APPROPRIATION PROJECT SC--TAOS SKI VALLEY WATER BOOSTER STATION SAP 20-E2240-STB” in the amount of \$150,000

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

D. Consideration to Approve Resolution No. 2021-460 Concerning Governing Body Meetings and Notice Required Required annually by the State of New Mexico, this is the Open Meetings Act compliance resolution.

MOTION: To Approve Resolution No. 2021-460 Concerning Governing Body Meetings and Notice Required with the amendment that the monthly Council meetings will regularly be held on the fourth Tuesday of the month.

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

E. Consideration to Approve Resolution No. 2021-461 Approving the Village of Taos Ski Valley 2021 Legislative Priority Request

The Village Administration wishes to seek Legislative funding during the 2021 Legislative Session. For support of the request for funding it is prudent that the Village Council pass a Resolution supporting the request for priority Capital Projects.

The Village’s 2021 Legislative Capital Improvement project priorities, in rank order are:

Kachina Water Booster Station (ICIP ID# 36504)

Twining Road Improvements (ICIP ID# 36572)

Waterline Upgrades and Expansion (ICIP ID# 35416)

MOTION: To Approve Resolution No. 2021-461 Approving the Village of Taos Ski Valley 2021 Legislative Priority Request

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

F. Consideration to Adopt a 2021 Village Holiday Schedule

The Village’s Personnel Policy, approved and adopted by Village Council Resolution 2017-332, identifies the legal holidays for employees of the Village of Taos Ski Valley. As the State of New Mexico has now updated the holiday formerly known as “Columbus Day” to Indigenous People’s Day, staff would like to update the Village’s holiday accordingly. In addition, staff is requesting that a personal day for Village employees still be allowed while honoring observing Doctor Martin Luther King Holiday and closing Village Offices Monday January 18, 2021. The list of holidays was presented with observance dates for 2021.

MOTION: To Adopt the 2021 Village Holiday Schedule as presented

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

12. MISCELLANEOUS

- A. Councilor King mentioned that some mail is being returned with addresses being marked “vacant.” Box Canyon has asked that anyone receiving these returned letters report to them.
- B. Councilor King also noted that if in-person Council meetings are to take place in the near future, budget considerations should be made as additional equipment may be needed to continue with remote meeting access.
- C. Homeowner George Boyden thanked the Council for its good work in handling the Covid pandemic in the Village.

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

The next meeting of the Village Council will be the Council Budget Workshop on January 20, 2021 at 9:00 a.m. (Note: this was later changed to January 19, 2020 at 9:00 a.m.) The Council Regular Meeting will be held on Tuesday, January 26, 2020 at 2:00 p.m. via Zoom.

14. ADJOURNMENT

Mayor Brownell expressed a wish for Happy Holidays to everyone.

MOTION: To Adjourn

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

The meeting adjourned at 4:10 p.m.

Christof Brownell, Mayor

ATTEST: _____
Ann M. Wooldridge, Village Clerk