

#### Village of Taos Ski Valley

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VILLAGE COUNCIL REGULAR MEETING
DRAFT MINUTES
VIA ZOOM TELE CONFERENCE
TAOS SKI VALLEY, NEW MEXICO
TUESDAY, MARCH 23, 2021 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. APPROVAL OF THE MINUTES OF THE FEBRUARY 23, 2021 VILLAGE COUNCIL REGULAR

MEETING

**MOTION:** To approve the minutes as presented

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

# 5. TWINING ROAD IMPROVEMENT PROJECT UPDATE AND PRESENTATION

Planning Director Nicholson explained that the Village had conducted three community meetings to discuss the preliminary engineering of Twining Road Improvements. Grant funds obtained by the Village covered one-third of the engineering plan, which was presented. Director Nicholson said that the Village is on track to received additional funds to further engineer the project, and then eventually construct the improvements. The first two segments are being studied, which are the parking lot to Pioneer Glade turn-off, and then the second section which is significantly steeper, from Pioneer Glade to the Beaver Pond. The plan is to raise the bottom portion somewhat to reduce the grade at the steeps, however an effort is being made to be mindful of how individual driveways connect to the road. The Village and the engineers have received lots of input through the community meetings and follow-up emails from property owners received by the engineers and the Village. The total cost, including infrastructure upgrades, is estimated at \$4 million.

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

- **A.** TSVI David Norden reported that Taos Air is planning to open around the first week of July, with round trip service from Taos to Austin, Dallas, San Diego, and Los Angeles. They will be approaching the Village for community financial support, as is customary for air services to rural towns. Mr. Norden said that they will be conducting Covid-safe practices and hope to be a leader in small community air service. A Dornier 328 30-seat turboprop airplane will be used.
- **B.** Chamber of Commerce Director Courtney Tucker announced that the Village/Chamber/TSVI Covid-safe plan had been successful. Testing employees and monitoring businesses had resulted in a ski season with out any outbreaks. She noted that there had been a handful of Covid-positive results in March, but these people were quickly isolated, and no spreading of the virus occurred.
- C. TSVI Chaz Rockey said that a comprehensive, collaborative approach was needed for the Village and TSVI on priorities and core assumptions.

#### 7. COMMITTEE REPORTS

- **A.** Planning and Zoning Commission —Commission Chair Wittman reported that at the March 1, 2021 P&Z meeting, the agenda consisted of:
  - A summary to date of the Twining Road Improvement Project by Scott Eddings of Huitt Zollars,
     Village Project Engineer
  - A consideration to recommend to Council the approval of Resolution 2021-469, adopting updated land use assumptions
  - A presentation by Peter Talty of the draft Kachina Master Plan
  - Certificates of Compatibility issued
  - CIAC update
  - Next P&Z meeting will take place on April 5, 2021
- B. Public Safety Committee There was no update
- C. Firewise Community Board of Directors -see above
- **D.** Parks & Recreation Committee Committee Chair Kett reported that members are preparing for installation of the Enviro-Loo composting toilets at Hiker Parking. The units depend on passive solar availability to run efficiently. A community trash pick-up will be scheduled for May.

The next meeting will be on-site at Hiker Parking on April 13, 2021 at 11:00 a.m.

- **E.** Lodger's Tax Advisory Board there was no report, but Co-Chair Stagg said that the Board will look at the next round of grants soon.
- **F. Capital Infrastructure Advisory Committee** Committee Chair Ben Cook reported that the Committee had been working on land use assumptions, the capital improvement plan, costs of expected development, and on concluding the impact fee schedule.

# 8. REGIONAL REPORTS

Director Nicholson reported that the NCRTPO had drafted a regional transportation plan and was finalizing funding for the top projects, which include Blueberry Hill improvements, and the entrance to the Pueblo.

# 9. MAYOR'S REPORT

Mayor Brownell said that the recent three feet of snow at spring break had been welcome, and that everyone seemed to be wearing masks.

Mayor Brownell reported that Roger Pattison had stepped down as chair of the Public Safety Committee and the Firewise Board and that he would like to appoint Neal King to Chair both of those committees.

MOTION: To approve the appointment of Neal King as Chair of both these Committees

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

# 10. STAFF REPORTS

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

Administrator Avila pointed out that a Council Special meeting would take place on April 13, 2021, for TSVI to introduce the new Village entry road plans to the Community. The new entry way is part of TSVI's updated Master Development Plan with the US Forest Service.

Other Staff reports were included in the Council packet.

Fire Chief Molina presented more detail on the plan for four paid positions in the Fire/EMS department, as well as a plan for payment to volunteers for overnight calls. He also presented a plan for new apparatus and new equipment. Councilor King recommended that the Public Safety Committee, the Firewise Board, and the Fire and EMS departments come up with a unified plan to present to Council.

Councilors Kern and King thanked the Staff for their hard work during this past Covid season with lowered revenues and Covid compliance being required and having to be monitored in the community.

Clerk Wooldridge thanked Administrative Assistant Romero for her work in monitoring short-term rental requirements for home and condo owners.

#### 11. OLD BUSINESS

**A. PUBLIC HEARING**: Consideration to Approve Ordinance 2021-09 An Ordinance of the Village of Taos Ski Valley Amending Ordinance 2002-09 to Update and Adopt the New Mexico Uniform Traffic Ordinance The purpose of this ordinance is to adopt the current N.M. Uniform Traffic Ordinance (UTO) so that it may become effective within the Village of Taos Ski Valley. The UTO changes every several years depending on legislative action. There are a few penalty assessment changes, deleted items, and formatting changes in this most recent version, which is the 2019 amendment to the 2010 Uniform Traffic Code. Please see the attached NMML memo.

Uniform Traffic Ordinance adoption maintains safety in the community by giving Law Enforcement guidance on revised changes to traffic laws and penalties.

**PUBLIC HEARING:** Homeowner Kathy Bennett spoke in favor of adopting this ordinance. No one spoke against. The Public Hearing was closed.

MOTION: To Approve Ordinance 2021-09 An Ordinance of the Village of Taos Ski Valley Amending Ordinance 2002-09 to Update and Adopt the New Mexico Uniform Traffic Ordinance

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

# 12. NEW BUSINESS

**A. PUBLIC HEARING:** Consideration to Approve <u>Resolution No. 2021-469</u> Adopting the 2021 Development Impact Fees Land Use Assumptions

Director Nicholson explained that the Village of Taos Ski Valley has been working on a Capital Improvements Plan (CIP), through the Village Planning & Community Development Department, with the goal of updating development impact fees and related water and sewer system development fees, through adoption of an amended development impact fees ordinance.

The Village's actions are regulated by the New Mexico Development Fees Act, NMSA 1978, Section 5-8-1 *et. seq.* (the Act), which establishes specific procedures for municipalities and counties to impose development impact fees. As part of the update to the Village's development impact fees, Council adoption of Land Use Assumptions is a required prerequisite for future adoption of revised development impact fees and related ordinances under the Act.

The Land Use Assumptions will partially serve as the basis for projecting the demand for capital improvements or facility expansions that will be needed to serve anticipated future growth in the Village during this ten-year period and will provide an understanding of probable population, job growth, and projected land uses.

As directed by the Act, the recently established Capital Improvement Advisory Committee (CIAC) has reviewed the Land Use Assumptions at public meetings on December 10, 2020, January 20, 2021, and February 10, 2021 and recommends its approval.

Staff recommends approval of <u>Resolution No. 2021-469</u> as a required prerequisite for future adoption of revised development impact fees and related ordinances under the New Mexico Development Fees Act.

**PUBLIC HEARING:** TSVI Chaz Rockey spoke in favor of the Land Use Assumption Resolution. Homeowner Kathy Bennett spoke against adoption, saying that not enough information had been presented to the public. The Public Hearing was closed.

MOTION: To Approve <u>Resolution No. 2021-469</u> Adopting the 2021 Development Impact Fees Land Use Assumptions

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

Councilor Kern noted that many best guesses were needed to obtain this data, including occupancy rates for single family homes versus condominiums, as well as growth estimates.

**B.** Consideration to Approve a Memorandum of Understanding and Agreement for Limited Access to TSVI's Rio Hondo Learning Center Building for Village Maintenance of Pressure Reducing Valve on Village Water Line

A Village water pressure reducing valve (PRV) is attached to interior piping at the TSVI Rio Hondo Learning Center (RHLC). The pressure above the PRV allows for pressurized water supply to the RHLC Fire Suppression system, as well as controlled pressure for Village customers below the PRV.

This MOU describes the insurance requirements along with the requirements for access to the pressure reducing valves and water pipes located within the Rio Hondo Learning Center facility. It formalizes past agreements for access and operation of a Village water infrastructure facility within the property of TSVI.

MOTION: To Approve a Memorandum of Understanding and Agreement for Limited Access to TSVI's Rio Hondo Learning Center Building for Village Maintenance of Pressure Reducing Valve on Village Water Line Motion: Councilor Kern Second: Councilor Stagg Passed: 4-0

C. Consideration to Approve a Memorandum of Understanding and Agreement Regarding a Collaborative Village-wide Water System Master Plan Report and Water System Master Plan Scope of Work

Administrator Avila said that he Village's current and future water supply sources need to be further studied and characterized for inclusion in a Village-wide water study and subsequent audit and Asset Management Plan. A study would assess the Village's water resources, facilities, and uses, now and in the future for the benefit of the Village, the public, residents, businesses, and landowners in the Village.

The Village of Taos Ski Valley had requested of its On Call Engineer (Plummer), a Water Study proposal for the entire Village in early Fiscal Year 21/22, with feedback from interested parties, and the scope of work was further prepared pending data and funding. TSVI offered to have broader water information included and provide a water study with expanded information to the Village for a peer review and public comment before acceptance by the Village.

MOTION: To Approve a Memorandum of Understanding and Agreement Regarding a Collaborative Villagewide Water System Master Plan Report and Water System Master Plan Scope of Work

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

**D.** Discussion and Direction for a Scope of Work to prepare a Comprehensive Financial Analysis and Report for a Village Plan of Finance

The Village of Taos Ski Valley requested of their Financial Advisor Brad Angst, Director at Stifel and Company, a quote for professional Financial Analysis and Reporting to create a Village Plan of Finance. As the Financial Analyst, Stifel and Company can provide the services listed in the estimate provided. Discussion for clarification of expected scope of work is still required.

MOTION: To Approve Work to Determine a Scope of Work to prepare a Comprehensive Financial Analysis and Report for a Village Plan of Finance

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

#### 13. MISCELLANEOUS

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

The next meeting of the Village Council will be a Special Meeting on April 13, 2021, and the following meeting will be the Council Regular Meeting on Tuesday, April 27, 2021 at 2:00 p.m. via Zoom.

15. ADJOURNMENT MOTION: To Adjourn Motion: Councilor Wittman The meeting adjourned at 4:30 p.m.	Second: Councilor King  ATTEST:	Passed: 4-0	
Christof Brownell, Mayor	Ann M. Wooldridge, Village Clerk		