



**VILLAGE COUNCIL REGULAR MEETING AGENDA  
MEETING TO BE HELD VIA ZOOM TELECONFERENCE  
TAOS SKI VALLEY, NEW MEXICO  
TUESDAY, SEPTEMBER 26, 2023 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 AUGUST 22, 2023 VILLAGE COUNCIL REGULAR MEETING**
- 5. PRESENTATION: TSVI FIREHOUSE ROAD PROJECT UPDATES**
- 6. CITIZEN'S FORUM** –for non-agenda items only. Limit to 5 minutes per person (please email [awooldridge@vtsv.org](mailto:awooldridge@vtsv.org) to sign up)
- 7. COMMITTEE REPORTS**
  - A. Planning & Zoning Commission
  - B. Public Safety Committee
  - C. Firewise Community Board
  - D. Parks & Recreation Committee
  - E. Lodger's Tax Advisory Board
- 8. REGIONAL REPORTS**
- 9. MAYOR PRO TEM REPORT**
- 10. STAFF REPORTS**
  - A. Administrator Avila
  - B. Finance Director Griesedieck
  - C. Public Safety Director Vigil
  - D. Building Official Bowden
  - E. Planning Director Nicholson
  - F. Public Works
  - G. Clerk Wooldridge
- 11. OLD BUSINESS**
- 12. NEW BUSINESS**
  - A. Consideration to Approve Appointing Matt Rogers as Village Fire Chief
  - B. Consideration to Approve **Resolution No. 2024-549** Amending the 2024 NMDOT Municipal Arterial Project Funding
  - C. Consideration to Approve a Memorandum of Agreement for Creation of the Enchanted Circle Regional Fire Protection Association
  - D. Consideration to Approve a Memorandum of Understanding for Village of Taos Ski Valley and Taos County Sheriff's Office Cooperative Agreement and Cross Commissioning
  - E. Consideration to Award Contract for a Water Booster Pumping Station to USEMCO, the Bid Award winner for the Request for Bid
  - F. Introduction and Consideration to Publish and Post **Ordinance 2024-10** Adopting Updated Village of Taos Ski Valley Building and Construction Codes
  - G. Discussion and Direction to Require Public Posting of Permit Applications to the Village Website
  - H. Consideration to Approve the Appointment of Robert Corroon as a Planning & Zoning Commissioner
  - I. Consideration to Approve the Appointment of Michael Chandler as a Planning & Zoning Commissioner Alternate
- 13. MISCELLANEOUS**

**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 COUNCIL REGULAR MEETING DRAFT MINUTES  
MEETING TO BE HELD VIA ZOOM TELECONFERENCE  
TAOS SKI VALLEY, NEW MEXICO  
TUESDAY, AUGUST 22, 2023 2:00 P.M.**

**1. CALL TO ORDER AND NOTICE OF MEETING**

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

**2. ROLL CALL**

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

**Governing Body Present:**

Councilor Henry Caldwell

Councilor Brent Knox

Councilor Chris Stagg

Councilor Tom Wittman, Mayor Pro Tem

**3. APPROVAL OF THE AGENDA**

Mayor Pro Tem Wittman asked to add a presentation by Anthony Mortillaro, NCRTD Director, under Miscellaneous and move before staff reports as item 8A.

**MOTION:** To approve the agenda as amended

**MOTION:** Councilor Caldwell **SECOND:** Councilor Knox **PASSED:** 4-0

**4. APPROVAL OF THE MINUTES OF THE JULY 25, 2023 VILLAGE COUNCIL REGULAR MEETING and the AUGUST 15, 2023 VILLAGE COUNCIL-TAOS COUNTY COMMISSION JOINT WORKSHOP**

**MOTION:** To approve the minutes of the July 25, 2023 Village Council Regular Meeting and the August 15, 2023 Village Council-Taos County Commission Joint Workshop

**MOTION:** Councilor Stagg **SECOND:** Councilor Knox **PASSED:** 4-0

**5. CITIZEN'S FORUM** –for non-agenda items only. Limit to 5 minutes per person (please email [awooldridge@vtsv.org](mailto:awooldridge@vtsv.org) to sign up)

A. Homeowner Matthew Hayner expressed his concern about the tree thinning being done in Amizette.

B. TSVI COO John Kelly expressed his thanks for the cooperative effort that was made for a rescue effort on Wheeler Peak the previous weekend.

C. TSVI Ben Pitz presented an update on the TSVI projects on Firehouse Road.

D. Trudy Dileo and Mike Fitzpatrick spoke about public safety concerns.

**6. COMMITTEE REPORTS**

A. Planning & Zoning Commission: A meeting was held on August 7, 2023 to draw lots for the six Commissioners for four or six year terms. Interviews will be held for a new prospective seventh Commissioner, who will be appointed at the September Council meeting.

B. Public Safety Committee new Committee Chair Caldwell spoke about the Committee's ongoing concerns.

C. Firewise Community Board

D. Parks & Recreation Committee: Committee Chair Kett said that the next meeting would take place on September 7, 2023 at 4:00 pm at the Kachina Basin wet lands. Summer projects are coming to a close.

E. Lodger's Tax Advisory Board: No Reports

## 7. REGIONAL REPORTS

8. **MAYOR PRO TEM'S REPORT:** Mayor Pro Tem Wittman relayed that the new Firehouse would be dedicated to the memory of Neal King, long-time Mayor of the Village of Taos Ski Valley and a firefighter.

8A. Anthony Mortillaro, director of the NCRTD, spoke about ongoing projects of the District, including a new building for their headquarters.

## 9. STAFF REPORTS

Staff reports were included in the Council packet and are posted on the Village website.

A. Administrator Avila

B. Finance Director Griesedieck

C. Public Safety Director Vigil

D. Building Official Bowden

E. Planning Director Nicholson

F. Public Works Director Martinez

G. Clerk Wooldridge

## 10. OLD BUSINESS

A. **PUBLIC HEARING:** Consideration to Adopt **Ordinance No. 2024-30**, an Ordinance Amending section 7, subsection 6, 'Avalanche Design Requirements' of Ordinance No. 2022-30, as Amended; adopting Snow Avalanche Hazard Maps for the Village; adopting regulations for new land development and building reconstruction in designated avalanche hazard zones; prohibiting new construction that adversely affects avalanche safety on other properties in the Village.

**PUBLIC HEARING:** Mayor Pro Tem Wittman opened the public hearing. Speaking in favor of adopting the Ordinance was Building Inspector Bowden. Speaking against were TSVI Peter Talty, resident Matthew Hayner, property owner Bob Corroon, and resident Michael Chandler.

**MOTION:** To Adopt **Ordinance No. 2024-30**, an Ordinance Amending section 7, subsection 6, 'Avalanche Design Requirements' of Ordinance No. 2022-30, as Amended; adopting Snow Avalanche Hazard Maps for the Village; adopting regulations for new land development and building reconstruction in designated avalanche hazard zones; prohibiting new construction that adversely affects avalanche safety on other properties in the Village

**MOTION:** Councilor Stagg **SECOND:** Councilor Knox **FAILED:** 0-4

## 11. NEW BUSINESS

A. Consideration to Approve Authorizing Mayor Pro Tem Wittman to Represent the Village in Mediation and to Negotiate and Enter into a Settlement on behalf of the Village with Ovivo USA LLC

(The Governing Body may go into Closed Session.)

**MOTION:** To Approve Authorizing Mayor Pro Tem Wittman to Represent the Village in Mediation and to Negotiate and Enter into a Settlement on behalf of the Village with Ovivo USA LLC

**MOTION:** Councilor Stagg **SECOND:** Councilor Knox **PASSED:** 3-1 **Voting nay:** Councilor Caldwell

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**B.** Consideration to Approve Resolution No. 2024-547, the Village of Taos Ski Valley 2025-2029 Infrastructure Capital Improvements Plan (ICIP)

**MOTION:** To Approve Resolution No. 2024-547, the Village of Taos Ski Valley 2025-2029 Infrastructure Capital Improvements Plan (ICIP)

**MOTION:** Councilor Stagg **SECOND:** Councilor Knox **PASSED:** 4-0

**C.** Consideration to Approve Resolution 2024-548 Authorizing and Approving Submission of a Completed Application for Financial Assistance and Project Approval to the Water Trust Board and New Mexico Finance Authority

**MOTION:** To Approve Resolution 2024-548 Authorizing and Approving Submission of a Completed Application for Financial Assistance and Project Approval to the Water Trust Board and New Mexico Finance Authority

**MOTION:** Councilor Stagg **SECOND:** Councilor Caldwell **PASSED:** 4-0

**D.** Consideration to Approve Development of an Agreement with the North Central Regional Transportation District, the Town of Taos, and Taos County for Shuttle Service during Ski Season

**MOTION:** To Approve Development of an Agreement with the North Central Regional Transportation District, the Town of Taos, and Taos County for Shuttle Service during Ski Season

**MOTION:** Councilor Stagg **SECOND:** Councilor Knox **PASSED:** 4-0

**E.** Consideration to Approve Developing a Memorandum of Agreement with the Enchanted Circle entities for Mutual Assistance of Water and Wastewater Operators, Equipment Operators, and Building Official services

**MOTION:** to Approve Developing a Memorandum of Agreement with the Enchanted Circle entities for Mutual Assistance of Water and Wastewater Operators, Equipment Operators, and Building Official services

**MOTION:** Councilor Stagg **SECOND:** Councilor Knox **PASSED:** 4-0

**F.** Consideration to Approve Finalizing Draft Memorandum of Agreement for Creation of the Enchanted Circle Regional Fire Protection Association

**MOTION:** To Approve Finalizing Draft Memorandum of Agreement for Creation of the Enchanted Circle Regional Fire Protection Association

**MOTION:** Councilor Stagg **SECOND:** Councilor Knox **PASSED:** 4-0

**12. MISCELLANEOUS:** No reports

**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 regular meeting on Tuesday September 26, 2023, at 2:00 p.m. via zoom.

**14. ADJOURNMENT**

**MOTION:** To Adjourn the meeting

**MOTION:** Councilor Stagg **SECOND:** Councilor Knox **PASSED:** 4-0

Attest:

Mayor Pro Tem Tom Wittman

Village Clerk, Ann Marie Wooldridge

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

**John Avila**  
**Village Administrator**  
**Village of Taos Ski Valley Council**  
**Monthly Briefing**  
**September 26, 2023**



### **\* Ongoing & Past Projects \***

#### **WWTP**

Anthony Martinez, our Public Works Director and Wastewater has left our employment however, he did submit the required Discharge Monitoring Report before leaving us. A contract operator is being sought until we can find a permanent replacement. We have had prospective engineers and operator review plant operations last week to provide a proposal for operation and training.

Required mediation at months end, to have Ovivo make corrections to the Wastewater Treatment Plant, had court proceeding on hold. The Council authorized the Mayor Pro-Tem to negotiate a settlement before continuing legal action. A settlement had not been reached by September 15 and this remains an ongoing legal matter.

Issues continue with the Ovivo membranes that are required to process the peak period flow of 0.44 million gallons hydraulically and biologically per day ("MGD") for fifteen days, twice per year and meet the effluent concentrations specified by VTSV, dictate that that Train #1 still be replaced. The Integrated Water Systems company had made corrections to Train#2 for safe operation. Those corrections using a different membrane than provided by Ovivo have functioned correctly for the end of year demand and receive continued evaluation through the rest of the year. IWS continues monitoring and advising if system operations issues occur.

If we require independent correction of remaining Ovivo Train#1 before the season starts, these are the estimated costs. (Recent approximation of \$700,000 for Train #1, Materials overall items needed to complete a single train, Mixers, UV Units, Membrane modules, and pipe valve and fittings. \$525K, Direct Labor \$140K and Equipment and transportation \$35K).

Currently Integrated Water Systems is at risk for the improvements to half the plant (Train#2) and has asked the Village to help with costs for completing the other half of the correction in 2023. The Village has been working with the contractors to pursue the funds needed to make further corrections and we have an agreement to prosecute to correct if Ovivo fails to correct (Claim filed in March of 2019). Some funds for system upgrades are collected when Development Impact Fees are paid in the permitting process.

#### **Water**

The repair projects continue on plan/ (DEC, GGI):

- Bring the Kachina water tank on-line and connect it to the system. (Design is completed for a turnkey pumphouse RFP process complete item on the Agenda)
- Repair and replacement of the altitude valve in the Green Tank to control critical flows had additional work in September and is functioning correctly, Glade Tank is next.

- Isolate locations and extent of water losses with Master Meters and replacement and remote read is underway with assistance from TSVI. (Project is underway with all meters and remote read installed and operational.)
- Replace leaking waterlines where maximum water loss is determined including (Deer Lane replacement, Upper Twinning, Blue Jay Ridge, Cliffhanger, Phoenix, Zaps Road) And an emergency GIS tool for mapping was required. As- Built are utilized by our Intern who is also building Asset Management Plans.
- The Pheonix Loop Water line replacement is designed and posted for contractor bids, a pre bid site review was conducted mid-September for bids on work expected in Summer of 2024.
- Hydrant replacement/installation in areas where 4-inch water mains are utilized for fire protection to determine if these lines are adequate to provide fire protection and replace lines.
- Replace all galvanized water lines in the system with adequately sized ductile iron water lines. (Upper Twining and Old services)
- Upper Twining recirculation line installation is well underway, to combat line freezing and eliminate water loss on a dead-end system.
- Begin a meter replacement program to ensure that all customer meters are scheduled to be replaced (evaluating remote read network technology with RFP for pilot program pending).

The replacement of a water line on Upper Twinning is the first of problematic lines previously identified and a loop to control freezing follows this year. The Kachina 800' loop, near Hiker Parking is also a small project to improve pressure. The Cliffhanger line is completed with line tested and in service. Public Works crews are using a new piece of construction equipment (excavator) for emergency and repair projects including hydrant and valve installation. Capital outlay of \$200K is included for initial plans and hydrant installation, to be ready for construction. An additional \$1.7m in capital outlay is awarded to the Village for the priority request item (agreement pending), Waterline replacement. \$5M for Taos County Projects from Apportionment Contingency Fund Appropriation of which \$750,000 grant funding has been utilized for some Village Water line repair. Additional funding is being pursued through the Water Trust Board application submitted and presentation material due 9/27/23.

The Village has recently amended our water billing credit policy to encourage the installation of remote read meters. And the Village went through the process of installing the remote read meters to demonstrate to the public the steps to take and issues that might arise with the installation:

### **Village Complex**

Damage Repair is underway. Permits were obtained for repair of the damaged units and an agreement for better access to the property through an adjacent easement as the safer/faster route is completed. Recent receipt of the insurance claim payment allows preconstruction Notice to Proceed. The damage from the declared snow gale to units Nine, Ten and One is assessed, after the insurance adjuster and the engineer visited the site. The Village has procured repair of units Nine, Ten and One and the insurance company had made partial payment with final payment due after work is completed. The NMML Self Insurers Fund (SIF) review of contractor estimates are completed, and the NMLSIF has approved starting repair of the units. Additional delays for gaining easement access to the site.

The interest among employees in housing at the Village Complex has doubled, but the operation is an enterprise fund and must produce enough revenue to cover expenses or be part of compensation. 100% occupancy of available units is possible once repairs are completed. Before the complex became available the Police Department was assigned to an unheated construction trailer for 20 years.

The use of the units as office space and EMS bunking rather than as apartment housing has reduced the average cost per unit of sewage pumping and utilities budget while under development. Because as apartments, 10 units alone will require over 2,000 Ft Sq for parking, the site would not be likely to accommodate a Village Hall in Amizette. Currently making use of the property as the Building

Inspector, Public Safety Housing EMS/Fire, Police and Fire Administration Offices. The estimated cost to replace the benefits of office use is over \$200,000 a year.

### **Kit Carson Electric (KCEC) Facility Undergrounding**

According to KCEC, clearing vegetation within 100 feet of all powerlines is the most economic method of guarding against starting fires, but the Village has dedicated franchise fee funding to get the KCEC facilities underground. The delay for KCEC getting NMDOT/USFS permits public ROW easement continues with no immediate success anticipated. The Village Public Safety Committee has the agreement for private easement of most the required owners along South NM150. The Village cannot mandate easement on private property for KCEC facilities and the KCEC now requires a boundary survey. The usual survey company has been occupied throughout the Village and has not given a cost estimate for the Village to include in the project.

Replacing Kit Carson Electric overhead electrical lines with underground facilities in the Village and especially Amizette has been a priority concern for fire safety for many years. Since 2015 the Village has dedicated what electric franchise funding it has toward paying for the KCEC underground facilities in the public ROW. Since 2019 the Village has worked with KCEC to place the lines underground in the Amizette area. Projects alongside residential roads and easements on the North side of NM150 have had the installation, however the continued efforts of KCEC to get permission to place lines in the NMDOT/USFS ROW have not progressed and the Village along with neighbors and Public Safety/Fire Wise Committee have pursued an option to get private easement on properties abutting the south side of NM150 to install electric lines underground. Most property owners have joined the effort to convert services from overhead to underground.

The use of public funds to install critical public safety infrastructure is allowed in the private easements as a valuable benefit to the Village without Anti donation violation, During COVID emergency, material and equipment delays, staffing shortage and price increases further affected the ability to complete projects, but the main setback is getting easements on NM150. While waiting for permits from NMDOT/USFS the Village has also continued to install underground facilities on residential roads that are not restricted by state and federal permissions: Zaps, Emma, Gusdorf, E-G Alley, Porcupine, Phoenix, Coyote, Chipmunk and Upper Twinning are (KCEC identified) priority projects. This month we can get underground electric service installed on Upper Twinning and the joint trench on Pheonix allows NM Gas service in the area.

*Reminder: Once the underground service is available near a property, the steps to connecting underground are:*

**The Owner** to engage a contract electrician for work on their property,

**Then together** contact Kit Carson Electrical Cooperative with the meter number and request a *service upgrade to an underground service*, KCEC and the electrician will contact the Village for underground permitting and start credit request for public Right of Way work,

**Proceed** with underground work and connect to the underground service,

### **TIDD**

**The Tax Increment Development District** is the mechanism that certain economic development investments by the designated developer (TSVI) Taos Ski Valley Inc. are to be funded by tax revenues from the (VTSV) Village, County and the State. The tax is charged in most areas of the Village for project funding and correction for the misdirected payments is now addressed and paid on a yearly basis.



TIDD is a separate political subdivision of the State, and the Board has fiduciary responsibility for oversight of those taxpayer dollars that pay the Tax Increment Bonds.

The planning documents, Village Water Study, the first amendment Water Line Repair Plan and second amendment for Master Meters and remote read installation and the third amendment Phoenix-Coyote water line replacement design are expected as TIDD eligible projects. TIDD eligible projects are intended to be dedicated after they are completed. As facility projects were accepted for dedication by the Village, the record is forwarded to the TIDD Board for future review and approval for reimbursement of the TSVI developer. TSVI has entered into an MOU with the Village to conduct water study and engineering and is progressing with equipment purchase and installation project of Master Meters.

The Thunderbird- Ernie Blake Road improvements are the next anticipated TIDD project to be reviewed for dedication when the official dedication package is received. Preliminary review documentation are submitted, Staff of the Village and of the TIDD have had these documents to review in preparation of the dedication submittal.

The Entry Road is a pending TIDD project that includes handicap parking and underground electric. The Entry Road development by Taos Ski Valley Inc. has been presented to the Village at the Council Workshop. Questions and comments are provided to TSVI for their application to US Forest Service permit. The Village gave support to the USFS Master Development Plan submission by resolution. USFS has indicated that the project has been approved. KCEC undergrounding as part of the project will allow removal of overhead lines in parking and the first 400 feet of Twinning Road.

### **Items**

The Village continued service agreement with Waste Management of New Mexico includes an annual (CPI) Consumer Price Index automatically charged to the Village. We can continue with the service this year or keep the service while the Village completes another procurement. **Attached**

### **Regional reports:**

**Enchanted Circle Council of Governments (ECOOG)** The Village transacted the agreement last Council meeting to meet NM Department of Finance Administration (DFA) requirements for approval of adding new members to the Joint Power Agreement (JPA). The Board decided to ask the NM Hospitality Association for a deeper understanding of the benefits to Lodgers Tax of the film industry, the Board decided to directly address the governing bodies about forming a JPA or similar organization to conduct a regional air service for tourism and local needs.

**Taos Regional Landfill Board (LFB)** Virtual Meeting has been rescheduled to Thursday, September 28, 2023:

**The NCRTD proposal for winter service** has not been finalized as the program amount is far more than is allowed in the Lodgers Tax Budget of \$45,000. A request to meet with all the entities: NCRTD, Town of Taos, Taos County and the Village to try for a multi-year automatic CPI adjustment agreement with NCRTD responsible for at least half the cost and the other entities sharing the rest of the burden equally.



VICINITY MAP

LEGEND	
	PROJECT LOCATION
	COORDINATE CONTROL MONUMENT

NOTE: IF EXTENDED PERMIT REQUIRED, THIS CONTRACT SHALL BE THE OWNER'S RESPONSIBILITY TO OBTAIN ALL NECESSARY PERMITS AND TO MAKE ANY MODIFICATIONS REQUIRED FOR PERMIT.



VICINITY MAP



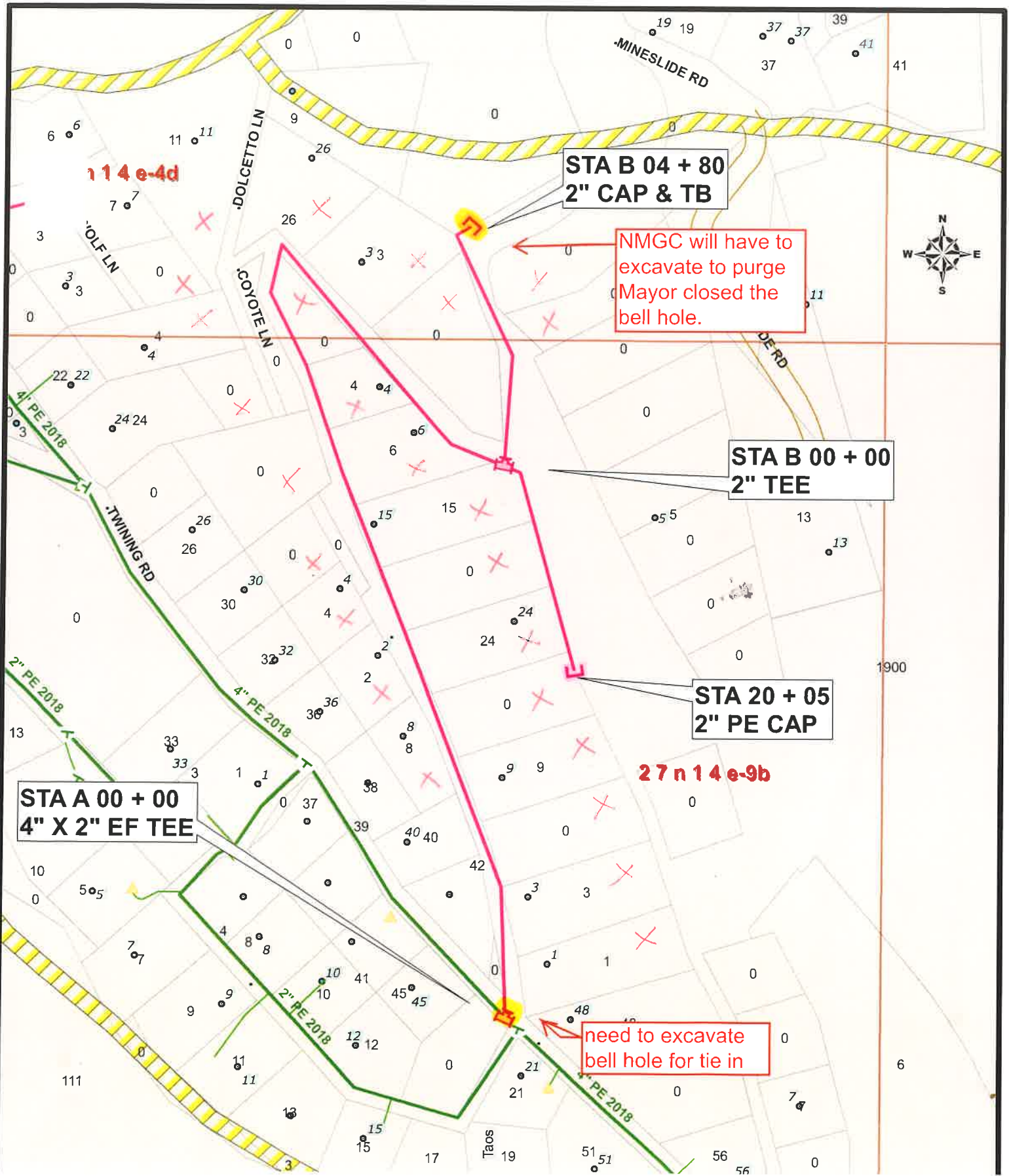
PROJECT  
VILLAGE OF TAOS SKI VALLEY  
PHOENIX SWITCHBACK  
WATERLINE REPLACEMENT

DATE: 1/1/2017
DESIGN: J.M. DUB
CHECK: J.M. DUB
DATE: 7-27-2017
REV: 1
REV: 2
REV: 3

GI002



E2342789 2" MLX ~2485' JT CUSTOMER TRENCH  
NMGC CREW & INSPECTOR REQ, ODORANT TEST  
CUSTOMER TO PROVIDE EXCAVATION, COUNTY PERMIT,  
PADDING, HAUL OFF, TRAFFIC CONTROL DENSITY TESTING  
& TRAFFIC CONTROL FOR NMGC TO TIE IN TO 4" MAIN.



## Council Notes for Sept 26, 2023 Meeting:

### Revenues August 2023:

GRT: This month last year: \$35,075

Last Year YTD: \$89,724

This month this Year: \$40,290

This Year YTD: \$117,869

### Lodgers Tax:

This month last year: \$29,642

YTD Last year: \$47,357

This Month this year: \$29,102

YTD This year YTD: \$44,792

### REVENUES:

- We received **\$10,163** in hold harmless GRT revenue in August which has been transferred to the USDA fund for monthly loan payments and reserves for the WWTP.
- Fiscal YTD GRT is up 32% from last year.
- Fiscal YTD Combined Water and sewer revenues collected are up 21% from last year.
- Fiscal YTD Lodger's tax collections are down 5.42% from last year.
- Fiscal YTD Building permits are down 25% from last year.
- The Village received **\$2,632** in property tax collections in August 2023. FYTD Property Tax Collections are down 23% from last year.
- The TIDD received **\$86,861** in GRT in August.

- EXPENSES:

- July – Aug 23 Expenses vs same period LY are increased mostly due to:
  - NM Self Insurers Fund paid for the FY24 in August vs Dec LY.
  - Expenses incurred for Water Line Replacement on Cliffhanger Loop.
  - Payment for Taos Air paid in August vs Dec LY.
  - Payments made to Huitt Zollars/Twining Rd Design for combined Current and Prior Year invoices received in July.
  - Increased payroll costs in Public Works.

### ***August/September Events***

We have transitioned into Caselle for FY24. We will continue to post into both systems for at least the 1<sup>st</sup> Q FY24.

FY23 Audit is in process. Southwest Accounting Systems will be here for the fieldwork on Wednesday Sept 27.

## **January 2023 GRT rate reduction for VTSV location**

**GRT rates for VTSV went from 9.4375% to 9.3125% for the period of July – December 2022.**

This reduction of 0.125% is due to state legislation lowering the state portion of the total from 5.125% to 5%. The portion of the state piece allotted to the Village remains unchanged @ 1.225% of the total. The reduction comes entirely out of the portion that goes to the state. Previously it was 3.9%. In this period, it is reduced to 3.775%.

The total % going to the Village is the municipal 2.4375% (Village ordinances total including Hold Harmless) plus the state piece allotted to municipalities of 1.225% = 3.6625%. This is the same % the Village was previously receiving before this period's reduction in overall rate.

**GRT rates for VTSV went from 9.3125% to 8.8125% for the period of Jan – June 2023.**

This reduction of 0.5% is due to the sunseting of a Taos County higher education tax. This reduction only affects the county portion. The village municipality does not receive any of the county portion at this time, and so the total % to VTSV is unaffected by this period's rate reduction.

**GRT rates for VTSV will go from 8.8125% to 8.9375% for the period of July - Dec 2023.**

This increase of 0.125% is due to a combination of:

State legislation lowering the state portion of the total from 5.0% to 4.875%, results in a decrease of 0.125%. The portion of the state piece allotted to the Village remains unchanged @ 1.225%. The reduction comes entirely out of the portion that goes to the state. Previously it was 3.775%. In this period, it will be reduced to 3.650%. The total % to VTSV is unaffected by this rate decrease.

The county rate increased adding 0.25% to the total. This is the result of the county gross receipts tax increase voted for in November. 2022 The Village Municipality does not receive any of the county grt portion currently, and so the total % to VTSV is unaffected by this rate increase.

Per the GRT revenues portions that the Village receives:

The total Municipal GRT rate is 2.4375% and the total Municipal portion of the state GRT is 1.225% . These are unchanged from the previous period.

Preliminary Statement of Revenue Expenses  
July-August 2023 vs Same 2022

Revenues		FY through	8/31/2023	8/31/2022		
Account	Title	Balance	Balance	Change	% Change	
41100	Franchise Tax	\$ 15,166.45	\$ 19,822.65	\$ (4,656.20)	-23.49%	
41250	Gross Receipts Tax - Municipal	\$ 70,423.00	\$ 39,141.23	\$ 31,281.77	79.92%	
41258	GRT - Municipal Tax HH	\$ 25,170.42	\$ 20,497.45	\$ 4,672.97	22.80%	
41259	CMP - Compensating Tax	\$ 830.58	\$ 1,196.20	\$ (365.62)	-30.57%	
41260	ITG - Interstate Telecom Gross	\$ 16.19	\$ 38.23	\$ (22.04)	-57.65%	
41500	Property Tax - Current	\$ 14,320.07	\$ 18,645.46	\$ (4,325.39)	-23.20%	
42401	GRT Shared - Municipal Equival	\$ 41,853.72	\$ 48,976.02	\$ (7,122.30)	-14.54%	
43300	Building Permit	\$ 11,129.50	\$ 14,807.40	\$ (3,677.90)	-24.84%	
43400	Business Licenses/Registration	\$ 3,090.00	\$ 2,480.00	\$ (11,717.40)	-472.48%	
43500	Liquor Licenses	\$ -		\$ -		
43800	Zoning Permits	\$ 9,088.03	\$ 5,287.28	\$ 3,800.75	71.88%	
43900	Other Licenses and Permits	\$ 15.00	\$ 85.00	\$ (70.00)	-82.35%	
44270	Impact Fees	\$ 23,876.07	\$ 17,024.00	\$ 6,852.07	40.25%	
44990	Other Charges for Services	\$ 14,909.30	\$ 14,887.98	\$ 21.32	0.14%	
45050	Parking Fines	\$ 1,650.00	\$ 32.00	\$ 1,618.00	5056.25%	
46030	Interest Income	\$ 59,259.19	\$ 12,758.03	\$ 46,501.16	364.49%	
46040	Investment Income	\$ 1,445.95	\$ -	\$ 1,445.95		
46900	Miscellaneous - Other	\$ 470.24	\$ 429.65	\$ 40.59	9.45%	
47140	Small Cities Assistance (TRD)	\$ -		\$ -		
47100	State - Fire Marshall Allotmen	\$ 249,810.00	\$ 119,296.00	\$ 130,514.00	109.40%	
47110	State - Law Enforcement Protec	\$ -		\$ -		
41300	Lodgers' Tax	\$ 44,791.93	\$ 47,356.76	\$ (2,564.83)	-5.42%	
42300	Gas Tax for General Purposes	\$ 863.74	\$ 870.26	\$ (6.52)	-0.75%	
42601	Motor Vehicle Fees	\$ 3,845.96	\$ 4,869.35	\$ (1,023.39)	-21.02%	
47499	Other State Grants	\$ -	\$ 4,950.07	\$ (4,950.07)	-100.00%	
47399	Other State Distributions (res	\$ -		\$ -		
47700	Federal - LG Abatement	\$ -		\$ -		
42700	Cannabis Excise Tax	\$ -	\$ 490.84	\$ (490.84)	-100.00%	
46010	Contributions/Donations	\$ 963.00	\$ -	\$ 963.00		
44220	Water Use Fees	\$ 34,651.83	\$ 28,575.22	\$ 6,076.61	21.27%	
44230	Utility Service Fees	\$ 138,607.47	\$ 114,300.84	\$ 24,306.63	21.27%	
Total Income		\$ 766,247.64	\$ 536,817.92	\$ 229,429.72	42.74%	

Preliminary Statement of Revenue Expenses  
July-August 2023 vs Same 2022

Expenses		FY through	8/31/2023	8/31/2022		
Account	Title	Balance	Balance	Change	% Change	
51010	Salaries - Elected Officials	\$ 3,707.04	\$ 5,252.28	\$ (1,545.24)	-29.42%	
51020	Salaries - Full-Time Positions	\$ 203,384.83	\$ 167,285.09	\$ 36,099.74	21.58%	
51040	Salaries - Part-Time Positions	\$ -		\$ -		
51060	Salaries - Overtime	\$ 1,377.10	\$ 4,186.24	\$ (2,809.14)	-67.10%	
52010	FICA - Regular	\$ 12,717.41	\$ 10,754.45	\$ 1,962.96	18.25%	
52011	FICA - Medicare	\$ 2,974.24	\$ 2,515.15	\$ 459.09	18.25%	
52020	Retirement	\$ 20,586.99	\$ 16,720.08	\$ 3,866.91	23.13%	
52030	Health and Medical Premiums	\$ 36,053.18	\$ 36,646.92	\$ (593.74)	-1.62%	
52040	Life Insurance Premiums	\$ 172.37	\$ 163.54	\$ 8.83	5.40%	
52050	Dental Insurance Premiums	\$ 2,410.83	\$ 2,397.82	\$ 13.01	0.54%	
52060	Vision Insurance Medical Premi	\$ 412.09	\$ 415.00	\$ (2.91)	-0.70%	
52080	Other Insurance Premiums	\$ 232.73	\$ 242.02	\$ (9.29)	-3.84%	
52100	Workers' Compensation Premium	\$ -		\$ -		
52120	Workers' Compensation (Self In	\$ 6,629.00	\$ -	\$ 6,629.00		
52999	Other Employee Benefits	\$ 500.00	\$ -	\$ 500.00		
53010	Travel - Elected Officials	\$ -		\$ -		
53030	Travel - Employees	\$ 1,543.28	\$ -	\$ 1,543.28		
54010	Maintenance & Repairs - Buildi	\$ 704.25	\$ -	\$ 704.25		
54040	Maintenance & Repairs - Vehicl	\$ -	\$ 1,620.36	\$ (1,620.36)	-100.00%	
54050	Maintenance & Repair - Furnitu	\$ 5,054.93	\$ 5,844.28	\$ (789.35)	-13.51%	
55010	Contract - Audit	\$ -		\$ -		
55020	Contract - Attorney Fees	\$ 5,214.65	\$ 6,450.00	\$ (1,235.35)	-19.15%	
55030	Contract - Professional Servic	\$ 202,728.80	\$ 158,805.12	\$ 43,923.68	27.66%	
55999	Contract - Other Services	\$ -		\$ -		
56010	Software	\$ 14,331.03	\$ 3,343.58	\$ 10,987.45	328.61%	
56020	Supplies - General Office	\$ 8,259.67	\$ 18,169.64	\$ (9,909.97)	-54.54%	
56030	Supplies - Field Supplies	\$ 2,609.00	\$ -	\$ 2,609.00		
56040	Supplies - Furniture/Fixtures/	\$ 8,096.45	\$ 2,087.29	\$ 6,009.16	287.89%	
56050	Supplies - Janitorial/Maintena	\$ 23.98	\$ 79.90	\$ (55.92)	-69.99%	
56090	Supplies - Safety	\$ 407.00	\$ 35.10	\$ 371.90	1059.54%	
56120	Supplies - Vehicle Fuel	\$ 5,883.49	\$ 5,085.36	\$ 798.13	15.69%	
56999	Supplies - Other	\$ 2,923.37	\$ 1,667.02	\$ 1,256.35	75.37%	
57040	Election Costs	\$ -		\$ -		
57050	Employee Training	\$ 2,657.07	\$ 1,609.69	\$ 1,047.38	65.07%	
57060	Grants to Sub-recipients	\$ 269,333.34	\$ 178,231.08	\$ 91,102.26	51.11%	
57070	Insurance - General Liability/	\$ 138,032.95	\$ -	\$ 138,032.95		
57080	Postage	\$ 362.20	\$ 116.00	\$ 246.20	212.24%	
57090	Printing/Publishing/Advertisin	\$ -	\$ 2,155.23	\$ (2,155.23)	-100.00%	
57130	Rent of Equipment/Machinery	\$ 22,900.00	\$ 26,100.00	\$ (3,200.00)	-12.26%	
57140	Rent of Land/Building	\$ 419.80	\$ -	\$ 419.80		
57150	Subscriptions & Dues	\$ 307.67	\$ 2,835.00	\$ (2,527.33)	-89.15%	
57160	Telecommunications	\$ 4,474.93	\$ 4,478.69	\$ (3.76)	-0.08%	
57170	Utilities - Electricity	\$ 7,763.91	\$ 12,914.31	\$ (5,150.40)	-39.88%	
57171	Utilities - Natural Gas	\$ 1,036.79	\$ 1,837.76	\$ (800.97)	-43.58%	
57172	Utilities - Propane/Butane	\$ -	\$ -	\$ -		
57999	Other Operating Costs	\$ 11,406.68	\$ 2,834.66	\$ 8,572.02	302.40%	

Preliminary Statement of Revenue Expenses  
July-August 2023 vs Same 2022

58010	Buildings & Structures	\$ -		\$ -	
58020	Equipment & Machinery	\$ -	\$ 19,948.03	\$ (19,948.03)	-100.00%
58040	Infrastructure	\$ -		\$ -	
58080	Vehicles	\$ -	\$ 36,000.00	\$ (36,000.00)	-100.00%
58090	Roadways/Bridges	\$ 65,435.12		\$ 65,435.12	
58999	Other Capital Purchases	\$ 10,042.07		\$ 10,042.07	
59010	Debt Service - Principal Payme	\$ 24,996.99	\$ 52,576.68	\$ (27,579.69)	-52.46%
59020	Debt Service - Interest Paymen	\$ 27,952.31	\$ 30,551.89	\$ (2,599.58)	-8.51%
Total Expense		\$ 1,136,059.54	\$ 821,955.26	\$ 314,104.28	38.21%
		\$ -			
61100	Transfers In	\$ (293,310.46)	\$ (112,338.85)	\$ (180,971.61)	161.09%
61200	Transfers Out	\$ 293,310.46	\$ 112,338.85	\$ 180,971.61	161.09%
		\$ -	\$ -		
net income		\$ (369,811.90)	\$ (285,137.34)	\$ (84,674.56)	29.70%



# VILLAGE OF TAOS SKI VALLEY GROSS RECEIPTS & LODGER'S TAX COLLECTION SUMMARY

Gross Receipts Tax

CURRENT RATE = 9.3125%

## GROSS RECEIPTS

	July	August	September	October	November	December	January	February	March	April	May	June
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	\$165,451.68	\$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
FY2019	\$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
FY2020	\$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	\$36,980.50
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	\$1,652,811.41
FY2021	\$68,159.90	\$74,233.88	\$46,486.94	\$82,049.26	\$89,940.38	\$149,265.06	\$122,193.28	\$251,925.28	\$236,440.15	\$214,210.24	\$289,075.34	\$55,873.27
YTD	\$68,159.90	\$142,393.78	\$188,880.72	\$270,929.98	\$360,870.36	\$510,135.42	\$632,328.70	\$884,253.98	\$1,120,694.13	\$1,334,904.37	\$1,623,979.71	\$1,679,852.98
FY2022	\$68,717.19	\$41,194.60	\$84,767.28	\$114,462.17	\$87,852.52	\$130,134.55	\$101,812.08	\$288,224.10	\$264,254.52	\$288,432.00	\$387,016.42	\$60,037.50
YTD	\$68,717.19	\$109,911.79	\$194,679.07	\$309,141.24	\$396,993.76	\$527,128.31	\$628,940.39	\$917,164.49	\$1,181,419.01	\$1,469,851.01	\$1,856,867.43	\$1,916,904.93
FY2023	\$54,648.70	\$35,075.40	\$68,454.10	\$80,723.22	\$126,212.90	\$125,573.69	\$142,615.65	\$296,312.84	\$293,244.12	\$267,784.55	\$346,834.02	\$55,904.39
YTD	\$54,648.70	\$89,724.10	\$158,178.20	\$238,901.42	\$365,114.32	\$490,688.01	\$633,303.66	\$929,616.50	\$1,222,860.62	\$1,490,645.17	\$1,837,479.19	\$1,893,383.58
FY2024	\$77,579.64	\$40,289.61										
YTD	\$77,579.64	\$117,869.25	\$117,869.25	\$117,869.25	\$117,869.25	\$117,869.25	\$117,869.25	\$117,869.25	\$117,869.25	\$117,869.25	\$117,869.25	\$117,869.25

Current month GRT collections reflects money generated 2 months prior.

\*Funds in this sheet are recorded as cash received

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 2013	\$3,611.20	\$6,647.21	\$6,362.49	\$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
FY 2019	\$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
FY 2020	\$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	-\$453.54
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	\$493,217.60
FY 2021	\$8,171.37	\$15,170.58	\$12,836.91	\$17,194.52	\$14,423.38	\$6,231.96	\$55,290.11	\$42,558.56	\$84,760.20	\$96,555.93	\$10,267.66	\$7,219.30
YTD	\$8,171.37	\$23,341.95	\$36,178.86	\$53,373.38	\$67,796.76	\$74,028.72	\$129,318.83	\$171,877.39	\$256,637.59	\$353,193.52	\$363,461.18	\$370,680.48
FY 2022	\$18,245.95	\$38,815.26	\$26,765.37	\$22,996.72	\$22,728.29	\$23,037.99	\$110,392.10	\$131,470.22	\$148,781.28	\$158,043.82	\$17,101.43	\$6,264.48
YTD	\$18,245.95	\$57,061.21	\$83,826.58	\$106,823.30	\$129,551.59	\$152,589.58	\$262,981.68	\$394,451.90	\$543,233.18	\$701,277.00	\$718,378.43	\$724,642.91
FY 2023	\$17,714.27	\$29,642.49	\$26,135.01	\$29,754.45	\$25,300.02	\$22,079.15	\$117,615.32	\$133,713.55	\$136,996.72	\$135,113.91	\$24,434.95	\$7,546.81
YTD	\$17,714.27	\$47,356.76	\$73,491.77	\$103,246.22	\$128,546.24	\$150,625.39	\$268,240.71	\$401,954.26	\$538,950.98	\$674,064.89	\$698,499.84	\$706,046.65
FY 2024	\$15,690.29	\$29,101.64										
YTD	\$15,690.29	\$44,791.93	\$44,791.93	\$44,791.93	\$44,791.93	\$44,791.93	\$44,791.93	\$44,791.93	\$44,791.93	\$44,791.93	\$44,791.93	\$44,791.93

Current month LT collections reflects money generated in the previous month.



FY2023 & FYTD2024 TIDD GRT Distribution

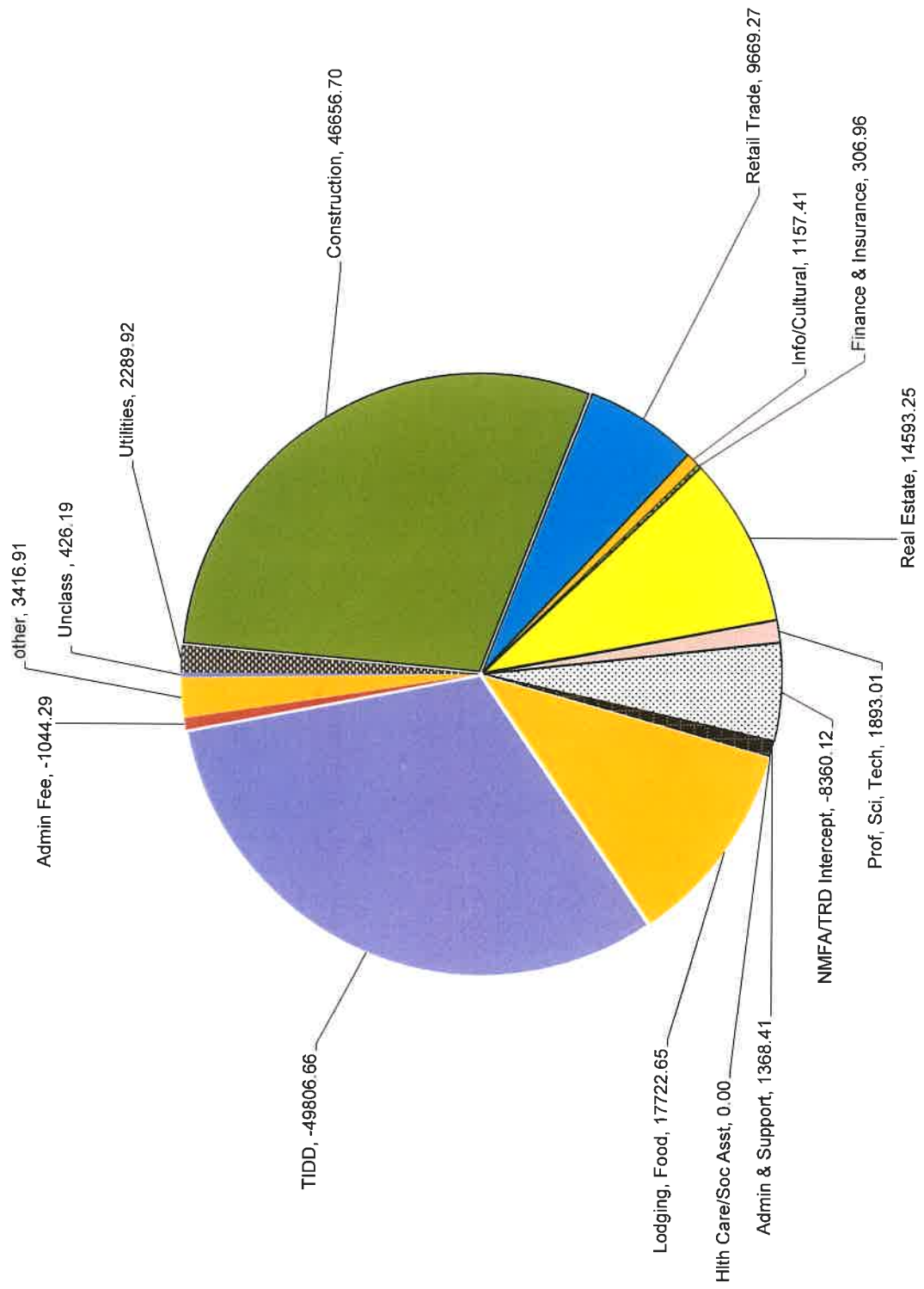
Date	VTSV Increment	State Increment	Admin Fees	Pay Backs	Total TIDD	Hold Harmless	
						NWIFA & US	GRT
7/18/2022	(17,240.41)	(27,906.36)	319.99	-	(44,826.78)	8,360.12	6,426.90
8/22/2022	36,658.10	57,852.94	(689.95)	(44,826.78)	48,994.31	8,360.12	14,070.55
9/21/2022	37,758.59	57,866.32	(710.67)	-	94,914.24	8,360.12	17,588.79
10/19/2022	15,202.78	24,597.60	(276.99)	-	39,523.39	8,360.12	10,637.18
11/17/2022	133,817.63	204,886.92	(2,518.62)	-	336,185.93	8,360.12	25,992.53
12/15/2022	3,251.75	4,949.84	(61.40)	-	8,140.19	8,360.12	13,992.93
1/19/2023	81,208.10	128,084.88	(1,503.67)	-	207,789.31	8,360.12	24,077.47
2/15/2023	158,116.52	242,092.64	(2,975.91)	-	397,233.25	8,361.12	47,915.09
3/15/2023	199,147.17	154,194.82	(3,725.47)	-	349,616.52	8,361.12	51,717.41
4/19/2023	175,757.64	134,549.40	(3,307.99)	-	306,999.05	8,361.12	46,635.51
5/19/2023	188,033.34	143,949.70	(3,539.02)	-	328,444.02	8,361.12	56,212.46
6/22/2023	47,894.35	36,665.06	(901.43)	-	83,657.98	8,361.12	11,450.54
TOTAL FY23	1,059,605.56	1,161,783.76	(19,891.13)	(44,826.78)	2,156,671.41	100,326.44	326,717.36
TOTAL FY24	108,951.34	83,288.68	(2,050.60)	-	190,189.42	100,326.44	25,170.42
TOTAL FY2016-FY2024	6,099,029.07	5,597,278.81	(97,316.73)	(180,961.17)	11,418,762.62	676,350.62	1,543,086.56
							13,348,929.61

7/19/2023	59,144.68	45,297.26	(1,113.17)		103,328.77	8,360.12	15,007.83
8/18/2023	49,806.66	37,991.42	(937.43)		86,860.65	8,360.12	10,162.59
					-	8,360.12	
					-	8,360.12	
					-	8,360.12	
					-	8,360.12	
					-	8,361.12	
					-	8,361.12	
					-	8,361.12	
					-	8,361.12	
					-	8,361.12	
					-	8,361.12	
					-	8,361.12	

Village Baseline

Month GRT is Generated	Month GRT is Reported to State	Mth GRT is distributed fr State to Entities	Total		Village
			State	GRT	
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

# Village of Taos Ski Valley Gross Receipts Distribution collected for June 2023 recieved in August 2023



**Monthly Public Safety Report**

**Aug-23**

<b>Law Enforcement</b>	<b>R. Salazar</b>	<b>J. Hutter</b>	<b>V. Vigil</b>	<b>Totals</b>	<b>Last Year</b>	
911 Hang up	0	0	0	0	0	0
Abandoned Vehicle	0	0	0	0	0	0
Alcohol Offense - Adult	0	0	1	1	1	0
Animal Calls	0	1	0	1	1	0
Arrests	0	0	0	0	0	0
Assists to other Agencies	3	0	3	0	6	
B&E /Burglary	0	0	0	0	0	0
Battery or Assault	0	0	0	0	0	0
Business Alarm	2	0	0	2	3	
Citizen Assists/Contacts	19	15	15	49	175	
Civil Stand-by/Civil Complai	0	1	0	0	0	
Disorderly /Disturbance	0	0	0	0	0	
Domestic Calls	0	1	1	2	0	
Embezzlement	0	0	0	0	0	
Foot Patrol Hours	24	2.5	6	32.5	58	
Found/Lost Property	0	0	0	0	0	
Fraud Complaint	0	0	0	0	0	
Harassment	0	0	0	0	0	
Health Orders	0	0	0	0	0	
Larceny	0	0	0	0	0	
Law Unknown/Information	0	1	0	1	0	
Missing Adult/Person	1	0	0	0	0	
MVC's	0	0	0	0	0	
Narcotics Adult	0	0	0	0	0	
Natural Diasters	0	0	0	0	0	
Parking Citations	0	12	0	12	1	
Private Property Crash	0	0	0	0	0	
Reckless Driver	0	0	0	0	0	
Residential Alarm	2	1	1	4	2	
Shots Fired	0	0	0	0	0	
Suicide Subject	0	0	1	1	0	
Suspicious Persons/Vehicles	1	0	0	0	0	
Theft	0	0	0	0	0	
Traffic Enforcement Hours	10	34	2	46	63	
Traffic Hazard	6	0	1	7	3	
Traffic Stops	3	14	0	17	14	
Tresspass Warnings	0	0	0	0	0	
Vandalism	0	1	0	1	0	
Vehicle Theft	0	0	0	0	0	
Verbal Warnings	3	0	0	3	8	
Welfare Check	2	1	0	3	4	
Written Citations	0	2	0	2	8	
<b>Written warnings</b>	0	12	0	12	8	
<b>Fire/EMS</b>	4	4	5	13	3	

## Monthly Accomplishments for August 2023

### Police Department Chief / Director Virgil Vigil

- A body recovery mission on the crest of Wheeler peak was initiated and accomplished even though there was inclement weather and conditions. Chief Matt Rogers organized and participated in this recovery that involved horses and numerous rope descents. This operation included Two Sheriff Deputies and several VTSV Fire volunteers, several Taos Ski Valley Inc. employees and myself. This operation was very well planned and organized by VTSV Fire, and I was honored and proud to be part of this. The amount of professionalism and skill demonstrated by the VTSV Fire volunteers and the Taos Ski Valley Inc. volunteers on this was more than impressive.
- I finished up the MOU with the Taos County Sheriff's Office for a cross commission and will attach it to my report for final council approval.
- The up and over race was on the 4<sup>th</sup> and 5<sup>th</sup> of August 2023. This race had about 350 participants on Saturday and about 100 on Sunday. We assisted on closing Thunderbird Road for the event since there was a lot of pedestrian traffic. I also got with Chief Rogers for assisting them with EMS coverage for this event.
- I attended a LEPC meeting with the Office of Emergency Management and requested them to do a full-scale tabletop exercise on State Road 150. This exercise include OEM, Taos County, Kit Carson, NM GAS, VTSV Police/Fire/EMS, Taos Ski Valley Inc. and several other entities. The purpose of this exercise would be preparing the Taos Ski Valley for a Natural disaster, Wildland Fire or crash or any event that the road would be closed or not be passable causing Taos Ski Valley to shelter in place for an indefinite amount of time. This event would be a 3-day training and planning operation and the day would be announced soon.
- Lt. Salazar will currently resumed Officer Gladeau's shifts, and I will also assist in handling calls, covering shifts and on call coverage, until we can fill the vacant Police Officer position. This position was advertised in Taos News and we are confident we will be filling it soon.
- I attended the Public Safety/Firewise meeting and updated them on the progress of the Fire/Police/ EMS developments, calls. I also attended E911 board, Lepc, and Taos Crime Stoppers Meeting.

### Items In progress for September

- I will be working with the Office of Emergency Management to move forward with conducting this full-scale tabletop.
- I will be meeting with the Fire Chief/ EMS Chief on ideas to continue the two-department moving forward and bringing them up to date.
- I plan on attending Public Safety/Firewise, E911 board, Lepc, Dwi Council, Taos Crime Stoppers and Village Council Meeting this month.
- We will be working on an operation plan for the upcoming Bull of Woods Event.
- I'll be working on filling the vacant certified Officer position so can have it filled as soon as possible.

- Three of our Ford Police units received vehicle recalls from Ford Motor Company and we will be arranging them to get the recall work done this month at a Sanat Fe Dealership.

From EMS Department Chief Matt Rogers/Interim Fire Chief

Completed rope tech 2 course, highest level state offers.  
Staffed marathon with paramedic and EMT-I  
Applied for safer grant and 2 VFA grants.  
Has 3 new volunteers and 3 members participating in red river burn building training.

Matt Rogers DiMM, EMT-P  
EMS Chief Taos Ski Valley  
C: 203-245-9153  
W: 575-776-7693

From TSVFD Fire Administrator Mitch Daniels

August 2023

Assisting Chief Rogers with ICIP, VFA, NM Fire Marshal grants.  
Attended Firewise/ Public Safety meeting.  
Completed and certified by NM Fire Academy in HazMat A&O.  
Assisting training for ECRFPA mini-Academy cadets.

Mitch Daniels  
Village of Taos Ski Valley  
Department of Public Safety  
Fire/EMS Division Administrator

Council report through Sept 21 - 2023

Inspections performed residential: 4

Inspection in response to complaint: 0

Enforcement actions: 0

Inspections performed multi-family / commercial: 14

Enforcement actions : 0

Permits issued since last council report:

1\_ new residential building.

1\_ residential repair/remodel

0\_ residential demolition

1\_ new commercial buildings permitted.

2\_ commercial or multifamily repair/remodel permitted.

0\_ demolition commercial permitted.

1\_ Projects currently in application or submission review.

0\_ Commercial project currently pending submission.

1\_ Residential projects currently pending submission.

Narrative of other activities:

1. Update of the Non-Federal Lands Grant. Grant Work Plan is returned from State Forestry for Village signature.
2. Composed Village Building and Construction Code update to align with currently adopted State and ICC codes. Two new appendices and a retitling of existing appendices were part of IRC 2021. The full text of each new appendix follows and is part of this report.
3. Appendix AD is a comprehensive safety testing procedure addressing common fuel gas household appliances. Valuable information for all homeowners and a ready guide for professionals.
4. Appendix AF Radon Control Methods would be required in new home construction in the Village. An examination of the text following finds Taos County has the highest rating for incidence of radon (a cancer causing gas) presence. Health and safety of occupants is of prime importance in the building industry, which guides us to accept this new optional regulation as part of our Village building code requirements.



## APPENDIX AD

# RECOMMENDED PROCEDURE FOR SAFETY INSPECTION OF AN EXISTING APPLIANCE INSTALLATION

*This appendix is an excerpt from the 2021 International Fuel Gas Code\* informative Appendix D, coordinated with the section numbering of the International Residential Code.*

User note:

*About this appendix: Appendix AD provides procedures for testing and inspecting existing gas appliance installations for safe operation.*

### SECTION AD101 GENERAL

The following procedure is intended as a guide to aid in determining that an appliance is properly installed and is in a safe condition for continued use. Where a gas supplier performs an inspection, their written procedures should be followed.

**AD101.1 Application.** This procedure is intended for existing residential installations of a furnace, boiler, room heater, water heater, cooking appliance, fireplace appliance and clothes dryer. This procedure should be performed prior to any attempt to modify the appliance installation or building envelope.

**AD101.2 Weatherization programs.** Before a building envelope is to be modified as part of a weatherization program, the existing appliance installation should be inspected in accordance with these procedures. After all unsafe conditions are repaired, and immediately after the weatherization is complete, the appliance inspections in Section AD105.2 are to be repeated.

**AD101.3 Inspection procedure.** The safety of the building occupant and inspector are to be determined as the first step as described in Section AD102. Only after the ambient environment is found to be safe should inspections of gas piping and appliances be undertaken. It is recommended that all inspections described in Sections AD103, AD104, and AD106, where the appliance is in the off mode, be completed and any unsafe conditions repaired or corrected before continuing with inspections of an operating appliance described in Sections AD105 and AD106.

**AD101.4 Manufacturer instructions.** Where available, the manufacturer's installation and operating instructions for the installed appliances should be used as part of these inspection procedures to determine if it is installed correctly and is operating properly.

**AD101.5 Instruments.** The inspection procedures include measuring for fuel gas and carbon monoxide (CO) and will require the use of a combustible gas detector (CGD) and a CO detector. It is recommended that both types of detectors be listed. Prior to any inspection, the detectors should be calibrated or tested in accordance with the manufacturer's

instructions. In addition, it is recommended that the detectors have the following minimum specifications.

1. Gas Detector: The CGD should be capable of indicating the presence of the type of fuel gas for which it is to be used, for example, natural gas or propane. The combustible gas detector should be capable of the following:
  - a. *PPM*: Numeric display with a parts per million (ppm) scale from 1 ppm to 900 ppm in 1 ppm increments.
  - b. *LEL*: Numeric display with a percent lower explosive limit (% LEL) scale from 0 percent to 100 percent in 1 percent increments.
  - c. *Audio*: An audio sound feature to locate leaks.
2. CO Detector: The CO detector should be capable of the following functions and have a numeric display scale as follows:
  - a. *PPM*: For measuring ambient room and appliance emissions a display scale in parts per million (ppm) from 0 to 1,000 ppm in 1 ppm increments.
  - b. *Alarm*: A sound alarm function where hazardous levels of ambient CO is found (see AD102 for alarm levels)
  - c. *Air Free*: Capable of converting CO measurements to an air free level in ppm. Where a CO detector is used without an air free conversion function, the CO air free can be calculated in accordance with Note 3 in Table AD106.

### SECTION AD102 OCCUPANT AND INSPECTOR SAFETY

Prior to entering a building, the inspector should have both a combustible gas detector (CGD) and CO detector turned on, calibrated, and operating. Immediately upon entering the building, a sample of the ambient atmosphere should be taken. Based on CGD and CO detector readings, the inspector should take the following actions:

1. The CO detector indicates a carbon monoxide level of 70 ppm or greater.<sup>1</sup> The inspector should immedi-

ately notify the occupant of the need for themselves and any building occupant to evacuate; the inspector shall immediately evacuate and call 911.

2. Where the CO detector indicates a reading between 30 ppm and 70 ppm.<sup>1</sup> The inspector should advise the occupant that high CO levels have been found and recommend that all possible sources of CO should be turned off immediately and windows and doors opened. Where it appears that the source of CO is a permanently installed appliance, advise the occupant to keep the appliance off and have the appliance serviced by a qualified servicing agent.
3. Where CO detector indicates CO below 30 ppm<sup>1</sup> the inspection can continue.
4. The CGD indicates a combustible gas level of 20-percent LEL or greater. The inspector should immediately notify the occupant of the need for themselves and any building occupant to evacuate; the inspector shall immediately evacuate and call 911.
5. The CGD indicates a combustible gas level below 20-percent LEL, the inspection can continue.

If during the inspection process it is determined a condition exists that could result in unsafe appliance operation, shut off the appliance and advise the owner of the unsafe condition. Where a gas leak is found that could result in an unsafe condition, advise the owner of the unsafe condition and call the gas supplier to turn off the gas supply. The inspector should not continue a safety inspection on an operating appliance, venting system, and piping system until repairs have been made.

### SECTION AD103

#### GAS PIPING AND CONNECTIONS INSPECTIONS

1. *Leak Checks.* Conduct a test for gas leakage using either a noncorrosive leak detection solution or a CGD confirmed with a leak detection solution.

The preferred method for leak checking is by use of gas leak detection solution applied to all joints. This method provides a reliable visual indication of significant leaks.

The use of a CGD in its audio sensing mode can quickly locate suspect leaks but can be overly sensitive indicating insignificant and false leaks. Suspect leaks found through the use of a CGD should be confirmed using a leak detection solution.

Where gas leakage is confirmed, the owner should be notified that repairs must be made. The inspection should include the following components:

- a. Gas piping fittings located within the appliance space.
- b. Appliance connector fittings.
- c. Appliance gas valve/regulator housing and connections.

2. *Appliance Connector.* Verify that the appliance connection type is compliant with Section G2422. Inspect flexible appliance connections to determine if they are free of cracks, corrosion and signs of damage. Verify that there are no uncoated brass connectors. Where connectors are determined to be unsafe or where an uncoated brass connector is found, the appliance shutoff valve should be placed in the off position and the owner notified that the connector must be replaced.
3. *Piping Support.* Inspect piping to determine that it is adequately supported, that there is no undue stress on the piping, and if there are any improperly capped pipe openings.
4. *Bonding.* Verify that the electrical bonding of gas piping is compliant with Section G2411.

### SECTION AD104

#### INSPECTIONS TO BE PERFORMED WITH THE APPLIANCE NOT OPERATING

The following safety inspection procedures are performed on appliances that are not operating. These inspections are applicable to all appliance installations.

1. *Preparing for Inspection.* Shut off all gas and electrical power to the appliances located in the same room being inspected. For gas supply, use the shutoff valve in the supply line or at the manifold serving each appliance. For electrical power, place the circuit breaker in the off position or remove the fuse that serves each appliance. A lock type device or tag should be installed on each gas shutoff valve and at the electrical panel to indicate that the service has been shut off for inspection purposes.
2. *Vent System Size and Installation.* Verify that the existing venting system size and installation are compliant with Chapter 5 of the *International Fuel Gas Code*. The size and installation of venting systems for other than natural draft and Category I appliances should be in compliance with the manufacturer's installation instructions. Inspect the venting system to determine that it is free of blockage, restriction, leakage, corrosion, and other deficiencies that could cause an unsafe condition. Inspect masonry chimneys to determine if they are lined. Inspect plastic venting system to determine that it is free of sagging and it is sloped in an upward direction to the outdoor vent termination.
3. *Combustion Air Supply.* Inspect provisions for combustion air as follows:
  - a. *Nondirect-vent Appliances.* Determine that non-direct vent appliance installations are compliant with the combustion air requirements in Section G2407. Inspect any interior and exterior combustion air openings and any connected combustion air ducts to determine that there is no blockage, restriction, corrosion

<sup>1</sup> US Consumer Product Safety Commission, *Responding to Residential Carbon Monoxide Incidents. Guidelines For Fire and Other Emergency Response Personnel*, Approved 7/23/02

- or damage. Inspect to determine that the upper horizontal *combustion air* duct is not sloped in a downward direction toward the air supply source.
- b. *Direct Vent Appliances.* Verify that the *combustion air* supply ducts and pipes are securely fastened to direct vent appliance and determine that there are no separations, blockage, restriction, corrosion or other damage. Determine that the combustion air source is located in the outdoors or to areas that freely communicate to the outdoors.
  - c. *Unvented Appliances.* Verify that the total input of all unvented room heaters and gas-fired refrigerators installed in the same room or rooms that freely communicate with each other does not exceed 20 Btu/hr/ft<sup>3</sup>.
4. *Flooded Appliances.* Inspect for flood damage to the appliance. Signs of flooding include a visible water submerge line on the appliance housing, excessive surface or component rust, deposited debris on internal components, and mildew-like odor. Inform the owner that any part of the appliance control system and any appliance gas control that has been under water must be replaced. Flood-damaged plumbing, heating, cooling and electrical appliances should be replaced.
  5. *Flammable Vapors.* Inspect the room/space where the appliance is installed to determine if the area is free of the storage of gasoline or any flammable products such as oil-based solvents, varnishes or adhesives. Where the appliance is installed where flammable products will be stored or used, such as a garage, verify that the appliance burner(s) is not less than 18 inches above the floor unless the appliance is listed as flammable vapor ignition resistant.
  6. *Clearances to Combustibles.* Inspect the immediate location where the appliance is installed to determine if the area is free of rags, paper or other combustibles. Verify that the appliance and venting system are compliant with clearances to combustible building components in accordance with Sections G2408.5, G2425.15.4, G2426.5, G2427.6.2, G2427.10.5 and other applicable sections of Section G2427.
  7. *Appliance Components.* Inspect internal components by removing access panels or other components for the following:
    - a. Inspect burners and crossovers for blockage and corrosion. The presence of soot, debris, and signs of excessive heating are potential indicators of incomplete combustion caused by blockage or improper burner adjustments.
    - b. Metallic and nonmetallic hoses for signs of cracks, splitting, corrosion, and loose connections.
    - c. Signs of improper or incomplete repairs.
  - d. Modifications that override controls and safety systems.
  - e. Electrical wiring for loose connections; cracks, missing or worn electrical insulation; and indications of excessive heat or electrical shorting. Appliances requiring an external electrical supply should be inspected for proper electrical connection in accordance with the *National Electrical Code*.
  8. *Placing Appliances Back in Operation.* Return all inspected appliances and systems to their preexisting state by reinstalling any removed access panels and components. Turn on the gas supply and electricity to each appliance found in safe condition. Proceed to the operating inspections in Sections AD105 through AD106.

### SECTION AD105 INSPECTIONS TO BE PERFORMED WITH THE APPLIANCE OPERATING

The following safety inspection procedures are to be performed on appliances that are operating where there are no unsafe conditions or where corrective repairs have been completed.

#### AD105.1 General appliance operation.

1. *Initial Startup.* Adjust the thermostat or other control device to start the *appliance*. Verify that the *appliance* starts up normally and is operating properly.

Determine that the pilot(s), where provided, is burning properly and that the main burner ignition is satisfactory, by interrupting and re-establishing the electrical supply to the *appliance* in any convenient manner. If the *appliance* is equipped with a continuous pilot(s), test all pilot safety devices to determine whether they are operating properly by extinguishing the pilot(s) when the main burner(s) is off and determining, after 3 minutes, that the main burner gas does not flow upon a call for heat. If the *appliance* is not provided with a pilot(s), test for proper operation of the ignition system in accordance with the *appliance* manufacturer's lighting and operating instructions.

2. *Flame Appearance.* Visually inspect the flame appearance for proper color and appearance. Visually determine that the main burner gas is burning properly (i.e., without floating, lifting or flashback). Adjust the primary air shutter as required. If the *appliance* is equipped with high and low flame controlling or flame modulation, check for proper main burner operation at low flame.
3. *Appliance Shutdown.* Adjust the thermostat or other control device to shut down the *appliance*. Verify that the appliance shuts off properly.

**AD105.2 Test for combustion air and vent drafting for natural draft and Category I appliances.** Combustion air and vent draft procedures are for natural draft and Category I

appliances equipped with a draft hood and connected to a natural draft venting system.

1. *Preparing for Inspection.* Close all exterior building doors and windows and all interior doors between the space in which the *appliance* is located and other spaces of the building that can be closed. Turn on any clothes dryer. Turn on any exhaust fans, such as range hoods and bathroom exhausts, so they will operate at maximum speed. Do not operate a summer exhaust fan. Close fireplace dampers and any fireplace doors.
2. *Placing the Appliance in Operation.* Place the *appliance* being inspected in operation. Adjust the thermostat or control so the *appliance* will operate continuously.
3. *Spillage Test.* Verify that all *appliances* located within the same room are in their standby mode and ready for operation. Follow lighting instructions for each *appliance* as necessary. Test for spillage at the draft hood relief opening as follows:
  - a. After 5 minutes of main burner operation, check for spillage using smoke.
  - b. Immediately after the first check, turn on all other fuel gas burning *appliances* within the same room so they will operate at their full inputs and repeat the spillage test.
  - c. Shut down all *appliances* to their standby mode and wait for 15 minutes.
  - d. Repeat the spillage test steps a through c on each *appliance* being inspected.
4. *Additional Spillage Tests:* Determine if the *appliance* venting is impacted by other door and air handler settings by performing the following tests.
  - a. Set initial test condition in accordance with Section AD105.2, Item 1.
  - b. Place the appliance(s) being inspected in operation. Adjust the thermostat or control so the appliance(s) will operate continuously.
  - c. Open the door between the space in which the appliance(s) is located and the rest of the building. After 5 minutes of main burner operation, check for spillage at each *appliance* using smoke.
  - d. Turn on any other central heating or cooling air handler fan that is located outside of the area where the *appliances* are being inspected. After 5 minutes of main burner operation, check for spillage at each *appliance* using smoke. The test should be conducted with the door between the space in which the appliance(s) is located and the rest of the building in the open and in the closed position.
5. Return doors, windows, exhaust fans, fireplace dampers, and any other fuel gas burning *appliance* to their previous conditions of use.

6. If, after completing the spillage test it is believed sufficient *combustion air* is not available, the *owner* should be notified that an alternative *combustion air* source is needed in accordance with Section G2407. Where it is believed that the venting system does not provide adequate natural draft, the *owner* should be notified that alternative vent sizing, design or configuration is needed in accordance with Chapter 24. If spillage occurs, the *owner* should be notified as to its cause, be instructed as to which position of the door (open or closed) would lessen its impact, and that corrective action by a HVAC professional should be taken.

## SECTION AD106 APPLIANCE-SPECIFIC INSPECTIONS

The following *appliance*-specific inspections are to be performed as part of a complete inspection. These inspections are performed either with the *appliance* in the off or standby mode (indicated by "OFF") or on an *appliance* that is operating (indicated by "ON"). The CO measurements are to be undertaken only after the *appliance* is determined to be properly venting. The CO detector should be capable of calculating CO emissions in ppm air free.

1. *Forced Air Furnaces:*
  - a. OFF. Verify that an air filter is installed and that it is not excessively blocked with dust.
  - b. OFF. Inspect visible portions of the furnace combustion chamber for cracks, ruptures, holes, and corrosion. A heat exchanger leakage test should be conducted.
  - c. ON. Verify both the limit control and the fan control are operating properly. Limit control operation can be checked by blocking the circulating air inlet or temporarily disconnecting the electrical supply to the blower motor and determining that the limit control acts to shut off the main burner gas.
  - d. ON. Verify that the blower compartment door is properly installed and can be properly resecured if opened. Verify that the blower compartment door safety switch operates properly.
  - e. ON. Check for flame disturbance before and after blower comes on which can indicate heat exchanger leaks.
  - f. ON. Measure the CO in the vent after 5 minutes of main burner operation. The CO should not exceed threshold in Table AD106.
2. *Boilers:*
  - a. OFF and ON. Inspect for evidence of water leaks around boiler and connected piping.
  - b. ON. Verify that the water pumps are in operating condition. Test low water cutoffs, automatic feed controls, pressure and

temperature limit controls, and relief valves in accordance with the manufacturer's recommendations to determine that they are in operating condition.

- c. ON. Measure the CO in the vent after 5 minutes of main burner operation. The CO should not exceed threshold in Table AD106.

### 3. Water Heaters:

- a. OFF. Verify that the pressure-temperature relief valve is in operating condition. Water in the heater should be at operating temperature.
- b. OFF. Verify that inspection covers, glass, and gaskets are intact and in place on a flammable vapor ignition resistant (FVIR) type water heater.
- c. ON. Verify that the thermostat is set in accordance with the manufacturer's operating instructions and measure the water temperature at the closest tub or sink to verify that it is not greater than 120°F.
- d. OFF. Where required by the local building code in earthquake prone locations, inspect that the water heater is secured to the wall studs in two locations (high and low) using appropriate metal strapping and bolts.
- e. ON. Measure the CO in the vent after 5 minutes of main burner operation. The CO should not exceed threshold in Table AD106.

### 4. Cooking Appliances

- a. OFF. Inspect oven cavity and range-top exhaust vent for blockage with aluminum foil or other materials.
- b. OFF. Inspect cook top to verify that it is free from a build-up of grease.
- c. ON. Measure the CO above each burner and at the oven exhaust vents after 5 minutes of burner operation. The CO should not exceed threshold in Table AD106.

### 5. Vented Room Heaters

- a. OFF. For built-in room heaters and wall furnaces, inspect that the burner compartment is free of lint and debris.
- b. OFF. Inspect that furnishings and combustible building components are not blocking the heater.
- c. ON. Measure the CO in the vent after 5 minutes of main burner operation. The CO should not exceed threshold in Table AD106.

### 6. Vent-Free (unvented) Heaters

- a. OFF. Verify that the heater input is not more than 40,000 Btu input, but not more than 10,000 Btu where installed in a bedroom, and 6,000 Btu where installed in a bathroom.

- b. OFF. Inspect the ceramic logs provided with gas log type vent free heaters that they are properly located and aligned.

- c. OFF. Inspect the heater that it is free of excess lint build-up and debris.

- d. OFF. Verify that the oxygen depletion safety shutoff system has not been altered or bypassed.

- e. ON. Verify that the main burner shuts down within 3 minutes by extinguishing the pilot light. The test is meant to simulate the operation of the oxygen depletion system (ODS).

- f. ON. Measure the CO after 5 minutes of main burner operation. The CO should not exceed threshold in Table AD106.

### 7. Gas Log Sets and Gas Fireplaces

- a. OFF. For gas logs installed in wood burning fireplaces equipped with a damper, verify that the fireplace damper is in a fixed open position.

- b. ON. Measure the CO in the firebox (log sets installed in wood burning fireplaces or in the vent (gas fireplace) after 5 minutes of main burner operation. The CO should not exceed threshold in Table AD106.

### 8. Gas Clothes Dryer

- a. OFF. Where installed in a closet, verify that a source of make-up air is provided and inspect that any make-up air openings, louvers, and ducts are free of blockage.

- b. OFF. Inspect for excess amounts of lint around the dryer and on dryer components. Inspect that there is a lint trap properly installed and it does not have holes or tears. Verify that it is in a clean condition.

- c. OFF. Inspect visible portions of the exhaust duct and connections for loose fittings and connections, blockage, and signs of corrosion. Verify that the duct termination is not blocked and that it terminates in an outdoor location. Verify that only approved metal vent ducting material is installed (plastic and vinyl materials are not approved for gas dryers).

- d. ON. Verify mechanical components including drum and blower are operating properly.

- e. ON. Operate the clothes dryer and verify that exhaust system is intact and exhaust is exiting the termination.

- f. ON. Measure the CO at the exhaust duct or termination after 5 minutes of main burner operation. The CO should not exceed threshold in Table AD106.

TABLE AD106  
CO THRESHOLDS

Boilers (all categories)	400 ppm air free
Central Furnace (all categories)	400 ppm <sup>1</sup> air free <sup>2,3</sup>
Floor Furnace	400 ppm air free
Gravity Furnace	400 ppm air free
Wall Furnace (BIV)	200 ppm air free
Wall Furnace (Direct Vent)	400 ppm air free
Vented Room Heater	200 ppm air free
Vent-Free Room Heater	200 ppm air free
Water Heater	200 ppm air free
Oven/Broiler	225 ppm as measured
Top Burner	25 ppm as measured (per burner)
Clothes Dryer	400 ppm air free
Refrigerator	25 ppm as measured
Gas Log (gas fireplace)	25 ppm as measured in vent
Gas Log (installed in wood burning fireplace)	400 ppm air free in firebox

1. Parts per million.
2. Air-free emission levels are based on a mathematical equation (involving carbon monoxide and oxygen or carbon dioxide readings) to convert an actual diluted flue gas carbon monoxide testing sample to an undiluted air-free flue gas carbon monoxide level utilized in the appliance certification standards. For natural gas or propane, using as-measured CO ppm and O<sub>2</sub> percentage:

$$CO_{AFppm} = \left( \frac{20.9}{20.9 - O_2} \right) \times CO_{ppm}$$

where:

$CO_{AFppm}$  = Carbon monoxide, air-free ppm

$CO_{ppm}$  = As-measured combustion gas carbon monoxide ppm

$O_2$  = Percentage of oxygen in combustion gas, as a percentage

3. An alternate method of calculating the CO air-free when access to an oxygen meter is not available:

$$CO_{AFppm} = \left( \frac{UCO_2}{CO_2} \right) \times CO$$

where:

$UCO_2$  = Ultimate concentration of carbon dioxide for the fuel being burned in percent for natural gas (12.2 percent) and propane (14.0 percent)

$CO_2$  = Measured concentration of carbon dioxide in combustion products in percent

$CO$  = Measured concentration of carbon monoxide in combustion products in percent

## APPENDIX AF

# RADON CONTROL METHODS

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

### User note:

*About this appendix: Appendix AF contains provisions that are intended to mitigate the transfer of radon gases from the soil into dwelling units. Radon is a radioactive gas that has been identified as a cancer-causing agent. Radon comes from the natural breakdown of uranium in soil, rock and water.*

### SECTION AF101 SCOPE

**AF101.1 General.** This appendix contains requirements for new construction in *jurisdictions* where radon-resistant construction is required.

Inclusion of this appendix by *jurisdictions* shall be determined through the use of locally available data or determination of Zone 1 designation in Figure AF101.1 and Table AF101.1.

### SECTION AF102 DEFINITIONS

**AF102.1 General.** For the purpose of these requirements, the terms used shall be defined as follows:

**DRAIN TILE LOOP.** A continuous length of drain tile or perforated pipe extending around all or part of the internal or external perimeter of a *basement* or *crawl space* footing.

**RADON GAS.** A naturally occurring, chemically inert, radioactive gas that is not detectable by human senses. As a gas, it can move readily through particles of soil and rock, and can accumulate under the slabs and foundations of homes where it can easily enter into the living space through construction cracks and openings.

**SOIL-GAS-RETARDER.** A continuous membrane of 6-mil (0.15 mm) polyethylene or other equivalent material used to retard the flow of soil gases into a building.

**SUBMEMBRANE DEPRESSURIZATION SYSTEM.** A system designed to achieve lower submembrane air pressure relative to *crawl space* air pressure by use of a vent drawing air from beneath the soil-gas-retarder membrane.

**SUBSLAB DEPRESSURIZATION SYSTEM (Active).** A system designed to achieve lower subslab air pressure relative to indoor air pressure by use of a fan-powered vent drawing air from beneath the slab.

**SUBSLAB DEPRESSURIZATION SYSTEM (Passive).** A system designed to achieve lower subslab air pressure relative to indoor air pressure by use of a vent pipe routed through the *conditioned space* of a building and connecting the

subslab area with outdoor air, thereby relying on the convective flow of air upward in the vent to draw air from beneath the slab.

### SECTION AF103 REQUIREMENTS

**AF103.1 General.** The following construction techniques are intended to resist radon entry and prepare the building for post-construction radon mitigation, if necessary (see Figure AF103.1). These techniques are required in areas where designated by the *jurisdiction*.

**AF103.2 Subfloor preparation.** A layer of gas-permeable material shall be placed under all concrete slabs and other floor systems that directly contact the ground and are within the walls of the living spaces of the building, to facilitate future installation of a subslab depressurization system, if needed. The gas-permeable layer shall consist of one of the following:

1. A uniform layer of clean aggregate, not less than 4 inches (102 mm) thick. The aggregate shall consist of material that will pass through a 2-inch (51 mm) sieve and be retained by a 1/4-inch (6.4 mm) sieve.
2. A uniform layer of sand (native or fill), not less than 4 inches (102 mm) thick, overlain by a layer or strips of geotextile drainage matting designed to allow the lateral flow of soil gases.
3. Other materials, systems or floor designs with demonstrated capability to permit depressurization across the entire subfloor area.

**AF103.3 Soil-gas-retarder.** A minimum 6-mil (0.15 mm) [or 3-mil (0.075 mm) cross-laminated] polyethylene or equivalent flexible sheeting material shall be placed on top of the gas-permeable layer prior to casting the slab or placing the floor assembly to serve as a soil-gas-retarder by bridging any cracks that develop in the slab or floor assembly, and to prevent concrete from entering the void spaces in the aggregate base material. The sheeting shall cover the entire floor area with separate sections of sheeting lapped not less than 12 inches (305 mm). The sheeting shall fit closely around any pipe, wire or other penetrations of the material. Punctures or tears in the material shall be sealed or covered with additional sheeting.



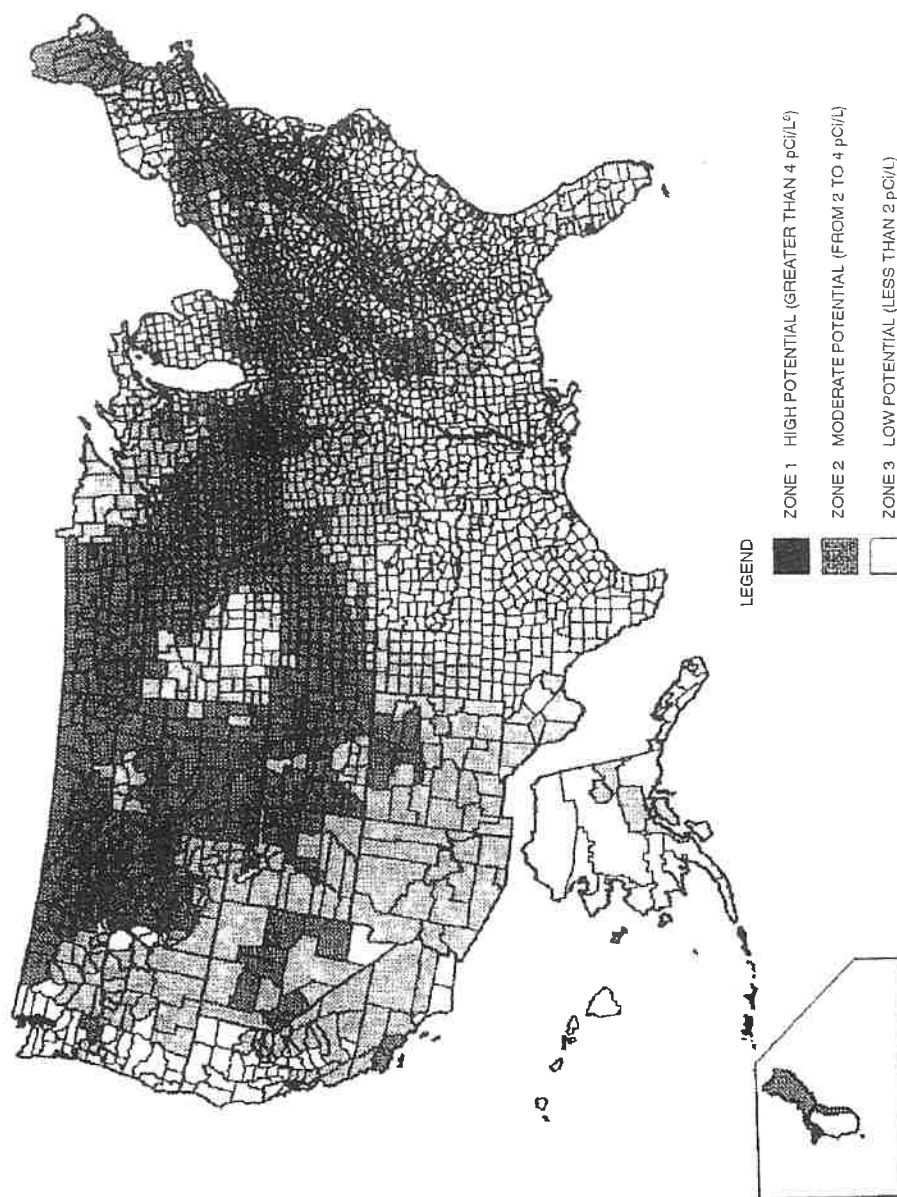


FIGURE AF101.1  
EPA MAP OF RADON ZONES

a. pCi/L stands for picocuries per liter of radon gas. The US Environmental Protection Agency (EPA) recommends that homes that measure 4 pCi/L and greater be mitigated. The EPA and the US Geological Survey have evaluated the radon potential in the United States and have developed a map of radon zones designed to assist building officials in deciding whether radon-resistant features are applicable in new construction. The map assigns each of the 3,141 counties in the United States to one of three zones based on radon potential. Each zone designation reflects the average short-term radon measurement that can be expected to be measured in a building without the implementation of radon-control methods. The radon zone designation of highest priority is Zone 1. Table AF101.1 lists the Zone 1 counties illustrated on the map. More detailed information can be obtained from state-specific booklets (EPA-401-R-93-021 through 070) available through the State Radon Offices or from the EPA Regional Offices.



TABLE AF101.1  
HIGH RADON-POTENTIAL (ZONE 1) COUNTIES<sup>a</sup>

<b>ALABAMA</b>	Kit Carson	Clark	Macon	Fulton
Calhoun	Lake	Clearwater	Marshall	Grant
Clay	Larimer	Custer	Mason	Hamilton
Cleburne	Las Animas	Elmore	McDonough	Hancock
Colbert	Lincoln	Fremont	McLean	Harrison
Coosa	Logan	Gooding	Menard	Hendricks
Franklin	Mesa	Idaho	Mercer	Henry
Jackson	Moffat	Kootenai	Morgan	Howard
Lauderdale	Montezuma	Latah	Moultrie	Huntington
Lawrence	Montrose	Lemhi	Ogle	Jay
Limestone	Morgan	Shoshone	Peoria	Jennings
Madison	Otero	Valley	Piatt	Johnson
Morgan	Ouray	<b>ILLINOIS</b>	Pike	Kosciusko
Talladega	Park	Adams	Putnam	LaGrange
<b>CALIFORNIA</b>	Phillips	Boone	Rock Island	Lawrence
Santa Barbara	Pitkin	Brown	Sangamon	Madison
Ventura	Prowers	Bureau	Schuyler	Marion
<b>COLORADO</b>	Pueblo	Calhoun	Scott	Marshall
Adams	Rio Blanco	Carroll	Stark	Miami
Arapahoe	San Miguel	Cass	Stephenson	Mouroe
Baca	Summit	Champaign	Tazewell	Montgomery
Bent	Teller	Coles	Vermilion	Noble
Boulder	Washington	De Kalb	Warren	Orange
Chaffee	Weld	De Witt	Whiteside	Putnam
Cheyenne	Yuma	Douglas	Winnebago	Randolph
Clear Creek	<b>CONNECTICUT</b>	Edgar	Woodford	Rush
Crowley	Fairfield	Ford	<b>INDIANA</b>	Scott
Custer	Middlesex	Fulton	Adams	Shelby
Delta	New Haven	Greene	Allen	St. Joseph
Denver	New London	Grundy	Bartholomew	Steuben
Dolores	<b>GEORGIA</b>	Hancock	Benton	Tippecanoe
Douglas	Cobb	Henderson	Blackford	Tipton
El Paso	De Kalb	Henry	Boone	Union
Elbert	Fulton	Iroquois	Carroll	Vermilion
Fremont	Gwinnett	Jersey	Cass	Wabash
Garfield	<b>IDAHO</b>	Jo Daviess	Clark	Warren
Gilpin	Benewah	Kane	Clinton	Washington
Grand	Blaine	Kendall	De Kalb	Wayne
Gunnison	Boise	Knox	Decatur	Wells
Huerfano	Bonner	La Salle	Delaware	White
Jackson	Boundary	Lee	Elkhart	Whitley
Jefferson	Butte	Livingston	Fayette	<b>IOWA</b>
Kiowa	Camas	Logan	Fountain	All Counties

(continued)

TABLE AF101.1—continued  
HIGH RADON-POTENTIAL (ZONE 1) COUNTIES<sup>a</sup>

<b>KANSAS</b>	Pawnee	Monroe	Lenawee	Pennington
Atchison	Phillips	Nelson	St. Joseph	Pipestone
Barton	Pottawatomic	Pendleton	Washtenaw	Polk
Brown	Pratt	Pulaski	<b>MINNESOTA</b>	Pope
Cheyenne	Rawlins	Robertson	Becker	Ramsey
Clay	Republic	Russell	Big Stone	Red Lake
Cloud	Rice	Scott	Blue Earth	Redwood
Decatur	Riley	Taylor	Brown	Renville
Dickinson	Rooks	Warren	Carver	Rice
Douglas	Rush	Woodford	Chippewa	Rock
Ellis	Saline	<b>MAINE</b>	Clay	Roseau
Ellsworth	Scott	Androscoggin	Cottonwood	Scott
Finney	Sheridan	Aroostook	Dakota	Sherburne
Ford	Sherman	Cumberland	Dodge	Sibley
Geary	Smith	Franklin	Douglas	Stearns
Gove	Stanton	Hancock	Faribault	Steele
Graham	Thomas	Kennebec	Fillmore	Stevens
Grant	Trego	Lincoln	Freeborn	Swift
Gray	Wallace	Oxford	Goodhue	Todd
Greeley	Washington	Penobscot	Grant	Traverse
Hamilton	Wichita	Piscataquis	Hennepin	Wabasha
Haskell	Wyandotte	Somerset	Houston	Wadena
Hodgeman	<b>KENTUCKY</b>	York	Hubbard	Waseca
Jackson	Adair	<b>MARYLAND</b>	Jackson	Washington
Jewell	Allen	Baltimore	Kanabec	Watsonwan
Johnson	Barren	Calvert	Kandiyohi	Wilkin
Kearny	Bourbon	Carroll	Kittson	Winona
Kingman	Boyle	Frederick	Lac Qui Parle	Wright
Kiowa	Bullitt	Harford	Le Sueur	Yellow Medicine
Lane	Casey	Howard	Lincoln	<b>MISSOURI</b>
Leavenworth	Clark	Montgomery	Lyon	Andrew
Lincoln	Cumberland	Washington	Mahnomen	Atchison
Logan	Fayette	<b>MASS.</b>	Marshall	Buchanan
Marion	Franklin	Essex	Martin	Cass
Marshall	Green	Middlesex	McLeod	Clay
McPherson	Harrison	Worcester	Meeker	Clinton
Meade	Hart	<b>MICHIGAN</b>	Mower	Holt
Mitchell	Jefferson	Branch	Murray	Iron
Nemaha	Jessamine	Calhoun	Nicollet	Jackson
Ness	Lincoln	Cass	Nobles	Nodaway
Norton	Marion	Hillsdale	Norman	Platte
Osborne	Mercer	Jackson	Olmsted	
Ottawa	Metcalfe	Kalamazoo	Otter Tail	

(continued)

TABLE AF101.1—continued  
HIGH RADON-POTENTIAL (ZONE 1) COUNTIES<sup>a</sup>

<b>MONTANA</b>	Teton	Phelps	Taos	Pennsylvania
Beaverhead	Toole	Pierce	<b>NEW YORK</b>	Watauga
Big Horn	Valley	Platte	Albany	<b>N. DAKOTA</b>
Blaine	Wibaux	Polk	Allegany	All Counties
Broadwater	Yellowstone	Red Willow	Broome	<b>OHIO</b>
Carbon	<b>NEBRASKA</b>	Richardson	Cattaraugus	Adams
Carter	Adams	Saline	Cayuga	Allen
Cascade	Boone	Sarpy	Chautauqua	Ashland
Chouteau	Boyd	Saunders	Chemung	Auglaize
Custer	Burt	Seward	Chenango	Belmont
Daniels	Butler	Stanton	Columbia	Butler
Dawson	Cass	Thayer	Cortland	Carroll
Deer Lodge	Cedar	Washington	Delaware	Champaign
Fallon	Clay	Wayne	Dutchess	Clark
Fergus	Colfax	Webster	Eric	Clinton
Flathead	Cuming	York	Genesee	Columbiana
Gallatin	Dakota	<b>NEVADA</b>	Greene	Coshocton
Garfield	Dixon	Carson City	Livingston	Crawford
Glacier	Dodge	Douglas	Madison	Darke
Granite	Douglas	Eureka	Onondaga	Delaware
Hill	Fillmore	Lander	Ontario	Fairfield
Jefferson	Franklin	Lincoln	Orange	Fayette
Judith Basin	Frontier	Lyon	Otsego	Franklin
Lake	Furnas	Mineral	Putnam	Greene
Lewis and Clark	Gage	Pershing	Rensselaer	Guernsey
Madison	Gosper	White Pine	Schoharie	Hamilton
McCone	Greeley	<b>NEW HAMPSHIRE</b>	Schuyler	Hancock
Meagher	Hamilton	Carroll	Seneca	Hardin
Missoula	Harlan	<b>NEW JERSEY</b>	Steuben	Harrison
Park	Hayes	Hunterdon	Sullivan	Holmes
Phillips	Hitchcock	Mercer	Tioga	Huron
Pondera	Hurston	Monmouth	Tompkins	Jefferson
Powder River	Jefferson	Morris	Ulster	Knox
Powell	Johnson	Somerset	Washington	Licking
Prairie	Kearney	Sussex	Wyoming	Logan
Ravalli	Knox	Warren	Yates	Madison
Richland	Lancaster	<b>NEW MEXICO</b>	<b>N. CAROLINA</b>	Marion
Roosevelt	Madison	Bernalillo	Alleghany	Mercer
Rosebud	Nance	Colfax	Buncombe	Miami
Sanders	Nemaha	Mora	Cherokee	Montgomery
Sheridan	Nuckolls	Rio Arriba	Henderson	Morrow
Silver Bow	Otoe	San Miguel	Mitchell	Muskingum
Stillwater	Pawnee	Santa Fe	Rockingham	Perry

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APPENDIX AF—RADON CONTROL METHODS

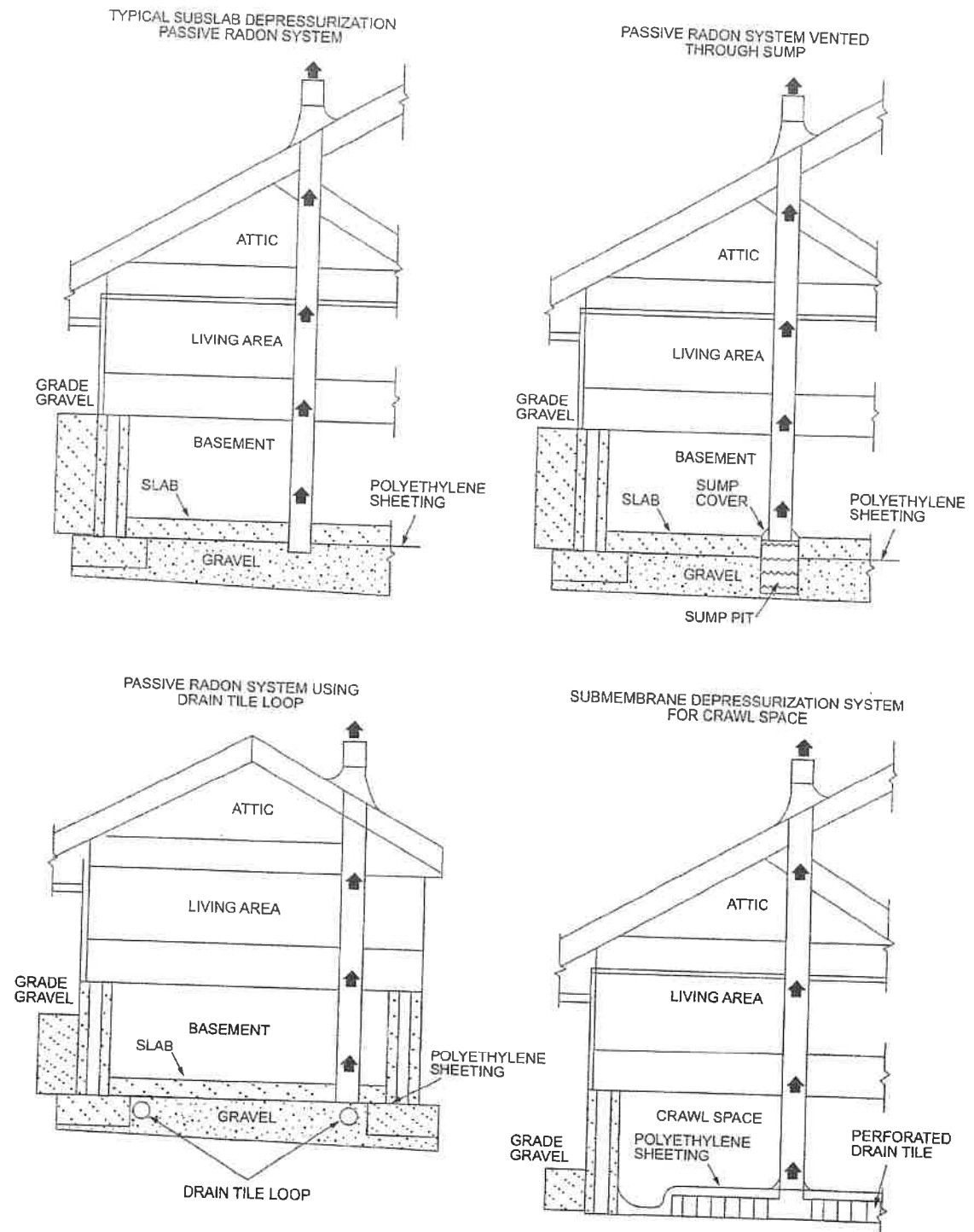


FIGURE AF103.1  
RADON-RESISTANT CONSTRUCTION DETAILS FOR FOUR FOUNDATION TYPES

APPENDIX AF-8 Af 6, Af 7 deleted as unnecessary.

**AF103.4 Entry routes.** Potential radon entry routes shall be closed in accordance with Sections AF103.4.1 through AF103.4.10.

**AF103.4.1 Floor openings.** Openings around bathtubs, showers, water closets, pipes, wires or other objects that penetrate concrete slabs, or other floor assemblies, shall be filled with a polyurethane caulk or equivalent sealant applied in accordance with the manufacturer's recommendations.

**AF103.4.2 Concrete joints.** Control joints, isolation joints, construction joints, and any other joints in concrete slabs or between slabs and foundation walls shall be sealed with a caulk or sealant. Gaps and joints shall be cleared of loose material and filled with polyurethane caulk or other elastomeric sealant applied in accordance with the manufacturer's recommendations.

**AF103.4.3 Condensate drains.** Condensate drains shall be trapped or routed through nonperforated pipe to daylight.

**AF103.4.4 Sumps.** Sump pits open to soil or serving as the termination point for subslab or exterior drain tile loops shall be covered with a gasketed or otherwise sealed lid. Sumps used as the suction point in a subslab depressurization system shall have a lid designed to accommodate the vent pipe. Sumps used as a floor drain shall have a lid equipped with a trapped inlet.

**AF103.4.5 Foundation walls.** Hollow block masonry foundation walls shall be constructed with either a continuous course of *solid masonry*, one course of masonry grouted solid, or a solid concrete beam at or above finished ground surface to prevent the passage of air from the interior of the wall into the living space. Where a brick veneer or other masonry ledge is installed, the course immediately below that ledge shall be sealed. Joints, cracks or other openings around all penetrations of both exterior and interior surfaces of masonry block or wood foundation walls below the ground surface shall be filled with polyurethane caulk or equivalent sealant. Penetrations of concrete walls shall be filled.

**AF103.4.6 Dampproofing.** The exterior surfaces of portions of concrete and masonry block walls below the ground surface shall be dampproofed in accordance with Section R406.

**AF103.4.7 Air-handling units.** Air-handling units in crawl spaces shall be sealed to prevent air from being drawn into the unit.

**Exception:** Units with gasketed seams or units that are otherwise sealed by the manufacturer to prevent leakage.

**AF103.4.8 Ducts.** Ductwork passing through or beneath a slab shall be of seamless material unless the air-handling system is designed to maintain continuous positive pressure within such ducting. Joints in such ductwork shall be sealed to prevent air leakage.

Ductwork located in crawl spaces shall have seams and joints sealed by closure systems in accordance with Section M1601.4.1.

**AF103.4.9 Crawl space floors.** Openings around all penetrations through floors above crawl spaces shall be caulked or otherwise filled to prevent air leakage.

**AF103.4.10 Crawl space access.** Access doors and other openings or penetrations between *basements* and adjoining crawl spaces shall be closed, gasketed or otherwise filled to prevent air leakage.

**AF103.5 Passive submembrane depressurization system.** In buildings with *crawl space* foundations, the following components of a passive submembrane depressurization system shall be installed during construction.

**Exception:** Buildings in which an *approved* mechanical *crawl space* ventilation system or other equivalent system is installed.

**AF103.5.1 Ventilation.** Crawl spaces shall be provided with vents to the exterior of the building. The minimum net area of ventilation openings shall comply with Section R408.1.

**AF103.5.2 Soil-gas-retarder.** The soil in crawl spaces shall be covered with a continuous layer of minimum 6-mil (0.15 mm) polyethylene soil-gas-retarder. The ground cover shall be lapped not less than 12 inches (305 mm) at joints and shall extend to all foundation walls enclosing the *crawl space* area.

**AF103.5.3 Vent pipe.** A plumbing tee or other *approved* connection shall be inserted horizontally beneath the sheeting and connected to a 3- or 4-inch-diameter (76 or 102 mm) fitting with a vertical vent pipe installed through the sheeting. The vent pipe shall be extended up through the building floors, and terminate not less than 12 inches (305 mm) above the roof in a location not less than 10 feet (3048 mm) away from any window or other opening into the *conditioned spaces* of the building that is less than 2 feet (610 mm) below the exhaust point, and 10 feet (3048 mm) from any window or other opening in adjoining or adjacent buildings.

**AF103.6 Passive subslab depressurization system.** In *basement* or slab-on-grade buildings, the following components of a passive subslab depressurization system shall be installed during construction.

**AF103.6.1 Vent pipe.** A minimum 3-inch-diameter (76 mm) ABS, PVC or equivalent gastight pipe shall be embedded vertically into the subslab aggregate or other permeable material before the slab is cast. A "T" fitting or equivalent method shall be used to ensure that the pipe opening remains within the subslab permeable material. Alternatively, the 3-inch (76 mm) pipe shall be inserted directly into an interior perimeter drain tile loop or through a sealed sump cover where the sump is exposed to the subslab aggregate or connected to it through a drainage system.

The pipe shall be extended up through the building floors, and terminate not less than 12 inches (305 mm) above the surface of the roof in a location not less than 10 feet (3048 mm) away from any window or other opening into the *conditioned spaces* of the building that is less than 2 feet (610 mm) below the exhaust point, and 10 feet

(3048 mm) from any window or other opening in adjoining or adjacent buildings.

**AF103.6.2 Multiple vent pipes.** In buildings where interior footings or other barriers separate the subslab aggregate or other gas-permeable material, each area shall be fitted with an individual vent pipe. Vent pipes shall connect to a single vent that terminates above the roof or each individual vent pipe shall terminate separately above the roof.

**AF103.7 Vent pipe drainage.** Components of the radon vent pipe system shall be installed to provide positive drainage to the ground beneath the slab or soil-gas-retarder.

**AF103.8 Vent pipe accessibility.** Radon vent pipes shall be accessible for future fan installation through an attic or other area outside the *habitable space*.

**Exception:** The radon vent pipe need not be accessible in an attic space where an *approved* roof-top electrical supply is provided for future use.

**AF103.9 Vent pipe identification.** Exposed and visible interior radon vent pipes shall be identified with not less than one label on each floor and in accessible attics. The label shall read: "Radon Reduction System."

**AF103.10 Combination foundations.** Combination *basement/crawl space* or *slab-on-grade/crawl space* foundations shall have separate radon vent pipes installed in each type of foundation area. Each radon vent pipe shall terminate above the roof or shall be connected to a single vent that terminates above the roof.

**AF103.11 Building depressurization.** Joints in air ducts and plenums in unconditioned spaces shall meet the requirements of Section M1601. Thermal envelope air infiltration requirements shall comply with the energy conservation provisions in Chapter 11. Fireblocking shall meet the requirements contained in Section R302.11.

**AF103.12 Power source.** To provide for future installation of an active submembrane or subslab depressurization system, an electrical circuit terminated in an *approved* box shall be installed during construction in the attic or other anticipated location of vent pipe fans. An electrical supply shall be accessible in anticipated locations of system failure alarms.

3. Testing shall be performed at the lowest occupied floor level, whether or not that space is finished. Spaces that are physically separated and served by different HVAC systems shall be tested separately.
4. Testing shall not be performed in a closet, hallway, stairway, laundry room, furnace room, bathroom or kitchen.
5. Testing shall be performed with a commercially available radon test kit or testing shall be performed by an *approved* third party with a continuous radon monitor. Testing with test kits shall include two tests and the test results shall be averaged. Testing shall be in accordance with this section and the testing laboratory kit manufacturer's instructions.
6. Testing shall be performed with the windows closed. Testing shall be performed with the exterior doors closed, except when being used for entrance or exit. Windows and doors shall be closed for not fewer than 12 hours prior to the testing.
7. Testing shall be performed by the builder, a *registered design professional* or an *approved* third party.
8. Testing shall be conducted over a period of not less than 48 hours or not less than the period specified by the testing device manufacturer, whichever is longer.
9. Written radon test results shall be provided by the test lab or testing party. The final written test report with results less than 4 picocuries per liter (pCi/L) shall be provided to the code official.
10. Where the radon test result is 4 pCi/L or greater, the fan for the radon vent pipe shall be installed as specified in Sections AF103.9 and AF103.12.
11. Where the radon test result is 4 pCi/L or greater, the system shall be modified and retested until the test result is less than 4 pCi/L.

**Exception:** Testing is not required where the occupied space is located above an unenclosed open space.

## SECTION AF104 TESTING

**AF104.1 Testing.** Where radon-resistant construction is required, radon testing shall be as specified in Items 1 through 11:

1. Testing shall be performed after the dwelling passes its air tightness test.
2. Testing shall be performed after the radon control system and HVAC installations are complete. The HVAC system shall be operating during the test. Where the radon system has an installed fan, the dwelling shall be tested with the radon fan operating.

## PUBLIC WORKS UPDATE

September 26, 2023

- Water:
  - Monthly sampling
  - Maintenance and Repairs
    - Water usage was down 7% from last year for the month of August.
    - Bill Curb from Curb Services came to fix/repair the Green Tank Altitude Valve. Mr. Curb installed a pressure sensing line to regulate the Green Tank pressure in order to also regulate the Kachina Tank pressure lines. Mr. Curb will be in the Village this coming week to troubleshoot work on the Pioneer Glade Tank.
    - Master Meter training/kick off took place on Monday September 18<sup>th</sup>, 2023 and will continue
    - Public Works Department currently has two will-serve residential letters pending.
- Wastewater:
  - Plant Operations
    - Permit excursion for a missed sample (Plant was offline for 2 days due to regular Maintenance)
    - Permit Excursion for exceeding the limit on phosphorus, nitrogen, ammonia, and pH.

Date	BOD Data		pH	TSS		TKN		NH <sub>3</sub> (Ammonia)		NO <sub>3</sub> (Nitrate)		NO <sub>2</sub> (Nitrite)		Total P		Flow, MGD			E.Coli	Fecal	Date	Total N: mg/L		TKN
	mg/L	lb/d		mg/L	lb/d	mg/L	lb/d	mg/L	lb/d	mg/L	lb/d	mg/L	lb/d	mg/L	lb/d	Daily	Weekly Average	Weekly Total	CFU	CFU		TKN + NO <sub>3</sub> + NO <sub>2</sub>	TKN	
8			~												0.041	0.042	0.282			8	0.00			
19			~												0.037	0.041	0.290			19	0.00			
Total		6.45		0.24	6.92		6.58		0.04		0.02		3.02	1.203	0.212	1.282			Total	Total Nitrog				
7 Day Avg (MAX)	17.70	6.45	7.23	0.06	0.24	19.00	6.92	18.00	6.58	0.10	0.04	0.08	0.02	8.30	3.02	0.045	0.297	1.90	1.20	7 Day Avg	19.18			
Min	17.70	6.45	7.02	0.06	0.24	19.00	6.92	18.00	6.58	0.10	0.04	0.08	0.02	8.30	3.02	0.018	0.038	0.150	1.00	Min	mg/L			
30 Day Avg (AVG)	17.70	6.45	7.02	0.06	0.24	19.00	6.92	18.00	6.58	0.10	0.04	0.08	0.02	8.30	3.02	0.045	0.297	1.90	1.00	30 Day Avg	19.18			
Removal %	92.44%			89.80%																				
Frequency	BOD Data		pH	TSS	TKN	NH <sub>3</sub>		NO <sub>3</sub>		NO <sub>2</sub>		Total P		Flow, MGD			E.Coli	Fecal						
45	38.19	234.00	92.44%	322.50	69.80%	7.94	3.20	3.34	2.25	1.80										24.8				
30	33.98					8.34	3.20	8.34	1.30	1.200	DPR Data									16.50				

- Staff
  - Four Public Work Employees attended the Water & Wastewater School September 11 - 14, 2023
- Plant and Collections Update
  - Approximately 90% of the sewer lines have been cleaned
- Roads:
  - Soil Stabilizer will be applied to the roads September 27, 2023
  - Continuing grading throughout the Village
  - Repaired scouring from monsoon rains from the storm damage
- Equipment
  - Routine equipment maintenance
- General Public Work tasks
  - Housekeeping in the buildings
  - Housekeeping around the Wastewater Treatment Plant



# DMR Copy of Record

Permit Permit #: <b>NM0022101</b> Major: <b>Yes</b>	Permittee: Permittee Address: <b>TAOS SKI VALLEY, VILLAGE OF 7 FIREHOUSE RD. 38 OCEAN BLVD. TAOS SKI VALLEY, NM 87525</b>	Facility: Facility Location: <b>TAOS SKI VALLEY, VILLAGE OF 7 FIREHOUSE RD. 38 OCEAN BLVD. TAOS SKI VALLEY, NM 87525</b>
Permitted Feature: <b>001 External Outfall</b>	Discharge: <b>001-A TREATED MUNICIPAL WASTEWATER TO THE RIO HONDO</b>	
Report Dates & Status Monitoring Period: <b>From 08/01/23 to 08/31/23</b> Considerations for Form Completion	DMR Due Date: <b>08/15/23</b>	Status: <b>NotDMR Validated</b>
Principal Executive Officer First Name: <b>Anthony</b> Last Name: <b>Martinez</b> No Data Indicator (NODI) Form NODI:	Title: <b>Public Works Director</b>	Telephone: <b>575-776-8220</b>

Code	Parameter Name	Monitoring Location	Season	Param. NODI	Qualifier 1	Value 1	Qualifier 2	Value 2	Units	Qualifier 3	Value 3	Units	g of Ex.	Frequency of Analysis	Sample Type
00310	BOD, 5-day, 20 deg. C	1 - Effluent Gross	1	-	Sample = 6.45 Permit Req. Value NODI = 23.8 30DA AVG	6.45	35.77 DA AVG	17.7	26 - lbd	17.7	45.07 DA AVG	19 - mg/L	0	0130 - Monthly	24 - COMP24
00400	pH	1 - Effluent Gross	0	-	Sample = 7.02 Permit Req. Value NODI = 6.6 MINIMUM	7.02		7.23	26 - lbd			12 - SU	2	05DW - 5 Days Every Week	GR - GRAB
00530	Solids, total suspended	1 - Effluent Gross	1	-	Sample = 0.24 Permit Req. Value NODI = 23.8 30DA AVG	0.24	35.77 DA AVG	0.66	26 - lbd		45.07 DA AVG	19 - mg/L	0	0130 - Monthly	24 - COMP24
X 00600	Nitrogen, total [as N]	1 - Effluent Gross	2	-	Sample = 6.98 Permit Req. Value NODI = 27.7 30DA AVG	6.98	41.67 DA AVG	19.16	26 - lbd		24.97 DA AVG	19 - mg/L	1	0130 - Monthly	24 - COMP24
X 00610	Nitrogen, ammonia total [as N]	1 - Effluent Gross	1	-	Sample = 6.56 Permit Req. Value NODI = 5.34 30DA AVG	6.56	5.34 7 DA AVG	18.0	26 - lbd		3.27 DA AVG	19 - mg/L	4	0130 - Monthly	24 - COMP24
X 00655	Phosphorus, total [as P]	1 - Effluent Gross	2	-	Sample = 3.02 Permit Req. Value NODI = 1.2 30DA AVG	3.02	18.7 DA AVG	8.3	26 - lbd		2.257 DA AVG	19 - mg/L	4	0130 - Monthly	24 - COMP24
50050	Flow, in conduit or thru treatment plant	1 - Effluent Gross	0	-	Sample = 0.041 Permit Req. Value NODI = 0.042	0.041	Req Mon 30DA AVG	0.41	26 - lbd		Req Mon DAILY MAX	03 - MGD	0	0101 - Daily	TOTALZ
50060	Chlorine, total residual	1 - Effluent Gross	0	-	Sample = 19.0 INST MAX Permit Req. Value NODI = 9 - Conditional Monitoring - Not Required This Period	19.0			26 - lbd			28 - ug/L		05DW - 5 Days Every Week	GR - GRAB
51040	E. coli	1 - Effluent Gross	0	-	Sample = 1.0 Permit Req. Value NODI = 126.0 30DAVGEQ	1.0		1.0	26 - lbd		235.0 DAILY MAX	CFU/100mL	0	0230 - Twice Per Month	GR - GRAB





## **Village Clerk Report**

**Clerk Ann Marie Wooldridge**

Council 9-26-23 Meeting

### **November 7, 2023 Regular Local Election**

1. Candidate Declaration Day was August 29, 2023 9 am to 5 pm at office of the Taos County Clerk, 105 Albright Street, Suite D. Taos NM 87571
2. Village of Taos Ski Valley positions on the ballot for the November 7, 2023 Election are:
  - One Village Mayor for a four-year term, and there are two candidates
  - Two Village Councilors for four-year terms, and there are now four candidates
  - Two Village TIDD Board Members for four-year terms, and there are three candidates.
3. All candidates have been certified by the Taos County Clerk

Requests for absentee ballots can be made to the Taos County Clerk, or at [NM Vote.org](https://nm.vote.org).

Early and absentee voting takes place between October 10, 2023 and November 4, 2023.

Voting will take place on Election Day in the Village of Taos Ski Valley from 7am to 7pm at the Inn at Taos Valley.

**VILLAGE OF TAOS SKI VALLEY**  
**Village Council**  
**Agenda Item**

---

**AGENDA ITEM TITLE: Consideration to Approve Appointment of Matt Rogers as Village of Taos Ski Valley Fire Chief**

**DATE:** September 26, 2023

**PRESENTED BY:** John Avila, Village Administrator

**STATUS OF AGENDA ITEM:** New Business

**CAN THIS ITEM BE RESCHEDULED:** Not Recommended

**BACKGROUND INFORMATION:**

The Village of Taos Ski Valley had posted for the vacancy of Fire Chief and Matt Rogers, who at the time was serving as Interim Fire Chief, applied and was selected, recommended by Public Safety Director Vigil and appointed as Fire Chief by Mayor Pro Tem Tom Wittman. The Council approval of appointment is required.

**STAFF RECOMMENDATION:** Staff recommends that Council Approve the appointment of Fire Chief Matt Rogers

**VILLAGE OF TAOS SKI VALLEY**  
**Village Council**  
**Agenda Item**

---

AGENDA ITEM TITLE:     Consideration to approve Resolution 2024-549 accepting Amendment No.1, D19127/1 to agreement HW21500476 NMDOT MAP funding.

DATE: September 26, 2023

PRESENTED BY: John Avila, Village Administrator

STATUS OF AGENDA ITEM: New Business

CAN THIS ITEM BE RESCHEDULED: Not Recommended

**BACKGROUND INFORMATION:**

The Village asked for an extension to the Department of Transportation, Municipal Arterial Program and the amendment giving an extension to of the termination date to June 30, 2024, is approved. The Village must accept the amendment through Resolution and return to the agency before steps to use the funds can start.

**STAFF RECOMMENDATION:**

The Village should accept the amendment to extend the MAP funding term date and once final approval is received design and build the next phase of drainage needed for the roadway.

## RESOLUTION 2024-549

### Village of Taos Ski Valley

#### PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM ADMINISTERED BY NEW MEXICO DEPARTMENT OF TRANSPORTATION

WHEREAS, the Village of Taos Ski Valley and the New Mexico Department of Transportation have entered into a joint and coordinated effort.

WHEREAS, the total cost of the project will be \$124,444 to be funded in proportional share by the parties hereto as follows:

- a. New Mexico Department of Transportation's share shall be 75% or \$93,333
- and
- b. Village of Taos Ski Valley's proportional matching share shall be 25% or \$31,111

TOTAL PROJECT COST IS \$124,444

Village of Taos Ski Valley shall pay all costs, which exceed the total amount of \$124,444.

Now therefore, be it resolved in official session that Village of Taos Ski Valley determines, resolves, and orders as follows:

That the project for this [Cooperative or Municipal Arterial Program] agreement is adopted and has a priority standing.

The agreement terminates on June 30, 2024 and the Village of Taos Ski Valley incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understandings have been merged into the written agreement.

NOW therefore, be it resolved by the Village of Taos Ski Valley to enter into [Cooperative or Municipal Arterial Program] Agreement Project Number HW2C5213 066, Control Number D19127/1 with the New Mexico Department of Transportation for LGRF Project for year 2024 – 2025 the same, to Design, construct drainage, and roadway on Twining Road within the control of the Village of Taos Ski Valley in Taos County, New Mexico.

(Appropriate Signatures below (Council, Commission, School Board, Tribe, Pueblo, Nation, etc.)

Tom Wittman, Mayor Pro-Tem

(PRINTED NAME, POSITION)

\_\_\_\_\_  
DATE

Ann Wooldridge, Village Clerk

(PRINTED NAME, POSITION)

\_\_\_\_\_  
DATE

Contract No.	<u>D19172/1</u>
Vendor No.	<u>000052151</u>
Control No.	<u>HW2L500476</u>
	<u> </u>

**FIRST AMENDMENT TO  
MUNICIPAL ARTERIAL PROGRAM COOPERATIVE AGREEMENT**

This **First Amendment** is to the Agreement entered into between the New Mexico Department of Transportation (Department) and the **Village of Taos Ski Valley** (Public Entity). This Amendment is effective as of the date of the last party to sign on the signature page.

**RECITALS**

**Whereas**, the Department and the Public Entity entered into an Agreement, Contract No. **D19172**, on **November 2, 2021**; and,

**Whereas**, Section 19 allows for modification of the Agreement by an instrument in writing executed by the parties; and,

**Whereas**, the Department and the Public Entity want to extend the term of the Agreement to allow for Project completion; and,

**Whereas**, the parties agree to modify this Agreement.

**Now, therefore**, the Department and the Public Entity agree as follows:

1. Section 6, Term, is deleted and replaced with the following:

**6. Term.**

This Agreement becomes effective upon signature of all parties. The effective date is the date when the last party signed the Agreement on the signature page below. This Agreement terminates on **June 30, 2024**. In the event an extension to the term is needed, the Public Entity shall provide written notice along with detailed justification to the Department sixty (60) days prior to the expiration date to ensure timely processing of an Amendment.

All other obligations set forth in the Original Agreement shall remain in full force and effect unless expressly amended or modified by this First Amendment.

**In Witness Whereof**, each party is signing this Agreement on the date stated opposite that party's signature.

**New Mexico Department of Transportation**

By: \_\_\_\_\_  
Cabinet Secretary or Designee

Date: \_\_\_\_\_

Approved as to form and legal sufficiency by the New Mexico Department of Transportation's Office of General Counsel

By: \_\_\_\_\_  
Assistant General Counsel

Date: \_\_\_\_\_

**Village of Taos Ski Valley**

By: \_\_\_\_\_

Date: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
Public Entity Clerk

Date: \_\_\_\_\_





7 Firehouse Road  
Post Office Box 100  
Taos Ski Valley  
New Mexico 87525

(575) 776-8220  
(575) 776-1145 Fax

E-mail: [vtsv@vtsv.org](mailto:vtsv@vtsv.org)  
Web Site: [vtsv.org](http://vtsv.org)

MAYOR PRO TEM:  
Thomas P. Wittman

COUNCIL:  
Henry Caldwell  
Brent Knox  
J. Christopher Stagg  
Thomas P. Wittman

VILLAGE  
ADMINISTRATOR:  
John Avila

FINANCE DIRECTOR:  
Carroll Griesedieck

CLERK:  
Ann M. Wooldridge

January 24, 2023

Ms. Amanda Nino, LGRF Coordinator  
NMDOT District V  
PO Box 4127  
Santa Fe, New Mexico 87502  
Email: [Amanda.Nino@state.nm.us](mailto:Amanda.Nino@state.nm.us)

**Re: Village of Taos Ski Valley**  
**Vendor No. 0000052151**  
**Control No. HW2L500476**

Dear Ms. Nino,

The Village of Taos Ski Valley is hereby requesting an extension of the June 30, 2023, deadline to June 30, 2024. The timing of the work was contingent on the work being accomplished by the Tax Increment Development District (TIDD) on Ernie Blake Road.

The scope of work for the project does not change.

Attached is a Resolution from our governing body in support of the proposed time extension.

If you have any further questions, please do not hesitate to contact Anthony Martinez, Public Works Director by email at [amartinez@vtsv.org](mailto:amartinez@vtsv.org).

Sincerely,

Thomas P. Wittman  
Mayor Pro Tem

VILLAGE OF TAOS SKI VALLEY  
RESOLUTION NO.2023-525

A RESOLUTION REQUESTING AN EXTENSION OF TIME FROM THE  
NMDOT LOCAL GOVERNMENT ROAD PROGRAM  
NM Municipal Arterial Program Control No. HW2L500476

**WHEREAS**, The Village of Taos Ski Valley entered into a cooperative agreement on June 29, 2021, with the NMDOT to receive project funding with the Village match equal to twenty-five percent (25%) in the amount of \$31,111 and the NMDOT match equal to seventy-five percent (75%) in the amount of \$93,333 for a total amount of \$124,444; and

**WHEREAS**, the Village of Taos Ski Valley has identified public road projects that are needed to protect the public good and convenience and will serve the public of the municipality.

**WHEREAS**, the Village of Taos Ski requires additional time to complete the work as planned in the agreement.

**WHEREAS**, the agreement terminates on June 30, 2023 and

**WHEREAS**, the Village of Taos Ski Valley is requesting a time extension to June 30, 2024; and

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE VILLAGE OF TAOS SKI VALLEY, THAT WE RESPECTFULLY REQUEST THE EXTENSION OF TIME.**

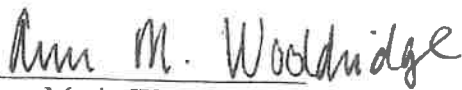
**PASSED, APPROVED AND ADOPTED THIS 24th DAY OF JANUARY 2023.**

**THE VILLAGE OF TAOS SKI VALLEY**



Thomas P. Wittman  
Mayor Pro Tem

ATTEST:



Ann Marie Wooldridge  
Village Clerk

Village of Taos Ski Valley  
Village Council  
Agenda Item

**AGENDA ITEM TITLE:** Consideration to Approve the Village of Taos Ski Valley to Enter into a Memorandum of Agreement with Enchanted Circle Regional Fire Protection Association.

**DATE:** September 26, 2023

**PRESENTED BY:** Matt Rogers

**STATUS OF AGENDA ITEM:** New Business

**CAN THIS ITEM BE RESCHEDULED:** Not recommended

**BACKGROUND INFORMATION:**

Taos Ski Valley Fire Department has been a member of the Enchanted Circle Regional Fire Protection Association (ECRFPA) since its formation in 2007. This new MOU changes the Fiscal Agent for the collection of \$500 annual dues from the Town of Taos to the Town of Red River. The monies collected are primarily used for holding the ECRFPA mini-academy for new Volunteer trainees joining the member departments.

**RECOMMENDATION:** It is recommended that Council approve this Memorandum of Agreement.

**MEMORANDUM OF AGREEMENT (MOA)**

**AMONG**

**THE TOWN OF TAOS  
THE VILLAGE OF TAOS SKI VALLEY  
THE VILLAGE OF ANGEL FIRE  
THE VILLAGE OF EAGLE NEST  
THE TOWN OF RED RIVER  
THE VILLAGE OF QUESTA  
THE COUNTY OF TAOS  
THE COUNTY OF COLFAX  
THE COUNTY OF MORA  
THE COUNTY OF RIO ARRIBA**

**FOR THE CREATION OF  
“THE ENCHANTED CIRCLE REGIONAL FIRE PROTECTION  
ASSOCIATION”**

**THIS AGREEMENT IS ENTERED** into by and between the Town of Taos, the Village of Taos Ski Valley, the Village of Angel Fire, the Village of Eagle Nest, the Town of Red River, the Village of Questa, County of Taos, County of Colfax, County of Mora, and County of Rio Arriba

**RECITALS:**

- A. All parties to this agreement are local governments as defined under the laws of the State of New Mexico.
- B. All parties to this Agreement are located within a geographic region of the State of New Mexico known as the Enchanted Circle.
- C. The control of structural and wildland fires within the individual and collective jurisdictions of all parties is essential to protect public safety, community infrastructure, and natural resources, and has been determined to be in the best interest of each party.
- D. The control of fires may require the mobilization of firefighting personnel and equipment beyond the capability of any one party acting alone.
- E. Joint training programs among the firefighting agencies of all the parties has been determined to be essential to develop interagency coordination and efficiency, and to enhance firefighter and public safety.
- F. Cooperative purchasing programs among the member governments may reduce costs and improve efficiency of expenditure of public funds.
- G. Each party desires to enter into a Memorandum of Agreement to establish the Enchanted Circle Regional Fire Protection Association, for the purpose of providing cooperative fire suppression services, cooperative firefighter training programs, and cooperative purchasing of firefighting equipment and supplies.

**THEREFORE**, all parties mutually agree to establish, implement, and maintain a regional fire protection association to be known as "The Enchanted Circle Regional Fire Protection Association".

**GENERAL PROVISIONS:**

**1. EACH PARTY SHALL:**

- a. Appoint a delegate to represent the local government on the Enchanted Circle Regional Fire Protection Association.
- b. Pay an annual membership fee to the Association in an amount determined annually by the Association Board of Directors. Payment shall be due no later than September 30 of each year.

**2. THE PARTIES, ACTING JOINTLY THROUGH THEIR DELEGATES, SHALL:**

- a. Establish a Board of Directors of the Association, made up of the official delegates of each party.
- b. Elect annually from the membership of the Board of Directors a chairman, a Vice Chairman, and a Secretary for the Association, to serve one-year terms beginning July 1 of each year and ending June 30 of the following year.
- c. Develop and agree upon an Annual Operating Plan, which will establish procedures for multi-jurisdictional mobilization, organization, and utilization of firefighting resources.
- d. Annually review and, upon mutual agreement, modify the Operating Plan no later than September 30 of each year.
- e. Develop and implement an annual regional training program.
- f. Identify cooperative purchasing opportunities for the purpose of costs saving and standardization of equipment.

**3. THE TOWN OF RED RIVER SHALL:**

- a. Act as the fiscal agent for the association, and in such capacity shall receive, hold, and account for all Association funds.
- b. Expend funds on behalf of the association as directed by the Association Board of Directors in accordance with New Mexico Public Purchasing Law.

**4. LIMITATIONS IN THE SCOPE OF THIS AGREEMENT:**

This Agreement does not cover the use of each local government's firefighting resources operating within their home jurisdictions. Nor does it preclude the development of separate MOAs or mutual aid agreements by the individual parties for cooperative fire protection purposes within their own jurisdictions.

**5. NON-REIMBURSEMENT FOR SERVICES:**

When firefighting personnel and/or equipment are requested by any party to this agreement from any other party to this agreement, no reimbursement for services rendered will be required or expected.

**6. LIABILITY FOR SERVICES:**

A party to this Agreement shall not be responsible for liability incurred because of another party's acts or omissions in connection with the operation or implementation of this Agreement. Each party shall be solely responsible for the acts or omissions of its officers, employees, or agents, to the same extent and limits that such party is responsible under applicable law. Any liability incurred in connection with this Agreement is subject to the immunities and limitations of the New Mexico Tort Claims Act.

**7. TERMINATION:**

Any party to this agreement may terminate their participation in the agreement by providing written notice to all other parties at least sixty days prior to the intended date of withdrawal.

**8. TERM:**

This agreement shall not become effective until signed by all parties. This Agreement shall remain in full force and effect perpetually, unless terminated under the provisions of Paragraph 7 above.

**9. RETURN OF FUNDS:**

If at the termination and withdrawal from this Agreement by all parties, any funds held by the designated fiscal agent belonging to any of the other parties shall be returned in proportion to the parties' original contribution.

**10. AMENDMENTS:**

This Agreement shall not be altered, changed, or amended except by instrument in writing executed by all parties, provided however that nothing in this paragraph shall prevent modification of the Annual Operating Plan by agreement the Association's Board of Directors.

**11. SCOPE OF AGREEMENT:**

This Agreement and the Annual Operating Plan adopted in accordance with it shall incorporate all agreements and understandings between the parties concerning the subject matter hereof, and no other promises or understandings shall be binding unless embodied in this Agreement, the Annual Operating Plan, or the formally adopted amendments to either.

**12. AGREEMENT LIMITED TO THE SIGNATORY PARTIES:**

This agreement shall not be construed to inure to the benefit of parties not signatory hereto, and nothing in this Agreement shall be construed as affecting liability or any immunity to persons or entities not signatory hereto.

**13. EQUAL OPPORTUNITY:**

The extension of benefits under the provisions of this agreement shall be without discrimination as to race, color, creed, sex or national origin.

**14. APPLICABLE LAW:**

This agreement shall be governed by the laws of the State of New Mexico.

IN WITNESS HEREOF, the parties have executed this Agreement as of the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

For the Town of Taos

By \_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_

\_\_\_\_\_

For the Village of Taos Ski Valley

By \_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_

\_\_\_\_\_

For the Village of Angel Fire

By \_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_



---

For the Village of Eagle Nest

By \_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_

---

For the Town of Red River

By \_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_

---

For the Village of Questa

By \_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_

---

For the County of Taos

By \_\_\_\_\_  
Chairperson

Attest:

\_\_\_\_\_

\_\_\_\_\_

For the County of Colfax

By \_\_\_\_\_  
Chairperson

Attest:

\_\_\_\_\_

\_\_\_\_\_

For the County of Mora

By \_\_\_\_\_  
Chairperson

Attest:

\_\_\_\_\_

\_\_\_\_\_

Attest:

\_\_\_\_\_

\_\_\_\_\_

For the County of Rio Arriba

By \_\_\_\_\_

Chairperson

Village of Taos Ski Valley  
Village Council  
Agenda Item

**AGENDA ITEM TITLE:** Consideration to Approve the Village of Taos Ski Valley to Enter into a Memorandum of Agreement with MOU with the Taos County Sheriff's Office for a Cross Commission.

**DATE:** September 26, 2023

**PRESENTED BY:** Chief Virgil Vigil

**STATUS OF AGENDA ITEM:** New Business

**CAN THIS ITEM BE RESCHEDULED:** Not recommended

**BACKGROUND INFORMATION:**

This agreement is entered into by agencies to Cross Commission the Village of Taos Ski Valley Police (DPS) in Taos County to assist in greater scale emergencies and assist with State Statutes violation when observed by the Village Taos Ski Valley Police (DPS) outside the Village of Taos Ski Valley City Limits, however these violation/incident will be handled by this agency unless instructed otherwise by the Taos County Sheriff's Office.

Under the terms of this agreement, each agency agrees to supply personnel, equipment, and services to assist and aid any other participating agency as deemed necessary, **subject to the availability of resources**. It shall be the responsibility of any agency providing assistance under this Agreement, to assure that a capability to meet reasonably expected demand for Law Enforcement Services in its jurisdiction be maintained.

**RECOMMENDATION:** It is recommended that Council approve this Memorandum of Agreement.

# **MEMORANDUM OF UNDERSTANDING BETWEEN VILLAGE OF TAOS SKI VALLEY POLICE (VTSV-DPS) AND TAOS COUNTY SHERIFF'S OFFICE (TCSO)**

## **TITLE**

This agreement shall be known as "The Taos County Sheriff's Office and Village of Taos Ski Valley Police (DPS) Cooperative Agreement/Cross Commission."

## **PURPOSE**

This agreement is entered into by agencies to Cross Commission the Village of Taos Ski Valley Police (DPS) in Taos County to assist in greater scale emergencies and assist with State Statutes violation when observed by the Village Taos Ski Valley Police (DPS) outside the Village of Taos Ski Valley City Limits, however these violation/incidents will be handled by this agencies unless instructed otherwise by the Taos County Sheriff's Office.

## **RECITALS**

**Whereas**, all parties have responsibility to provide Law Enforcement Services in their respective jurisdiction's; and

**Whereas**, each party's responsibility includes planning for large scale Law Enforcement incidents that require resources beyond those normally available within their jurisdiction **whenever possible**; and

**Whereas**, all parties desire to enter when possible into an agreement that will provide for cooperative interagency assistance and response to large scale Law Enforcement incidents; and

**Whereas**, all parties recognize the need for an operating plan to coordinate interagency responses that is revised and updated periodically;

**Now therefore**, all the undersigned parties mutually agree to the following:

## **DEFINITIONS**

For the purposes of this cooperative agreement/ Cross Commission, the following definitions shall apply:

**Agency** –Village of Taos Ski Valley Police (DPS) & Taos Count Sheriff's Office

**Incident** – any occurrence which requires a response and action by trained Law Enforcement Personal personnel.

## **COOPERATIVE INTERAGENCY ASSISTANCE**

Under the terms of this agreement, each agency agrees to supply personnel, equipment, and services to assist and aid any other participating agency as deemed necessary, **subject to the availability of resources**. It shall be the responsibility of any agency providing assistance under this Agreement, to assure that a capability to meet reasonably expected demand for Law Enforcement Services in its jurisdiction be maintained.

## **PERSONS AUTHORIZED TO SIGN THIS AGREEMENT**

This Agreement shall be signed by a person or persons authorized to commit resources and bind the agency entering into this Agreement pursuant to the terms of this Agreement preferably approved and signed by Taos County Sheriff Steve Miera.

### **GOOD FAITH EFFORT**

Each agency entering into this Agreement shall make a good faith effort to satisfy its obligations under this Agreement.

### **REMUNERATION AND LIABILITY FOR RENDERED SERVICES**

No party to this agreement shall be entitled to any reimbursement for all or any part of the costs incurred by such party in furnishing interagency assistance as provided for in this agreement or associated operating plans.

A party to this Agreement does not intend, by any provision or part hereof, to create any right to maintain a suit, claim or cause of action of any type whatsoever or however designated, by any individual or third party that is based upon, related to or arising out of any provision or provisions of this agreement. The agencies further agree that, by entering into this agreement, they do not waive their sovereign immunity, do not waive any defense(s) they may have or any limitation(s) of liability pursuant to the New Mexico Tort Claims Act or any other provision of law.

Department/Agency: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**AMENDMENT** This agreement shall not be altered, changed or amended except in writing executed by all parties to the agreement. **TERM OF THIS AGREEMENT** This agreement shall become effective between signatory agencies at the time of signature, and shall continue in effect until November 30, 2025, at which time it shall automatically expire unless expressly renewed. Additional agencies may choose to enter into this agreement at any time. **TERMINATIONS** An agency's agreement to comply with the terms and conditions of this Agreement may be withdrawn by any party upon notification to all other parties at least ninety (90) prior to the intended date of withdrawal. **APPLICABLE LAW** This agreement shall be governed by the laws of the State of New Mexico.

**VILLAGE OF TAOS SKI VALLEY**  
**Village Council**  
**Agenda Item**

---

**AGENDA ITEM TITLE: Consideration to Award Contract for a Water Booster Pumping Station to USEMCO, the Bid award winner for Request for Bids. The request was posted locally August 24, LN# 18,570 and on Bidnet, Dodge Construction Network.**

DATE: September 26, 2023

PRESENTED BY: John Avila, Village Administrator

STATUS OF AGENDA ITEM: New Business

CAN THIS ITEM BE RESCHEDULED: Not Recommended

**BACKGROUND INFORMATION:**

With the extended services of FEI/Plummer Engineering the Department completed the executed TO for design and procurement of a turnkey Water Boosting Station to be constructed and delivered to the Taos Ski Valley. The station will be located next to the Green Tank in 2024 and pump water from that location to the Kachina Tank and distribution system.

The construction of a Water Boosting Station might take six months to complete and deliver, work should start by November, to have the station delivered for the beginning of the construction season.

The project is designated for funding by Capital Outlay SAP 19-D2555-GF \$310,000

**STAFF RECOMMENDATION:** Staff recommends awarding the contract to Bid award winner USEMCO to construct and deliver the requested Water Booster Pump Station.





**PROPOSAL NUMBER: Q2301772 – Revised**  
**BID DATE: 9/21/2023**

**PROJECT: Taos Ski Valley, NM.**

**ENGINEER: Plummer**

**SALES REPRESENTATIVE**

**Applied Water Products Group**  
**Attn: Stacy Yoder**  
**726 RD 3000**  
**Aztec, NM 87410**  
**462-835-2759**

USEMCO water booster pumping station with the following equipment factory installed in a welded steel chamber with nominal dimensions of 12' diameter and 8' inside height: Two Grundfos model CR20-7 pumps connected to 20 HP, 3500 RPM motors driven by variable frequency drives rated for 120 GPM at 350' TDH; piping and valves to include 4" station inlet, 4" lug pattern butterfly valve, 2" pump inlet isolation ball valves, 2" pump discharge isolation ball valves and wafer silent check valves, 3" magnetic flow meter, 4" station discharge outlet; NEMA 4X SS control panel for 480 volt 3 phase 4 wire incoming service with USEMCO H2Pro level type control; accessory items to include lighting, sump pump, ventilation blower, dehumidifier and heater; all internal wiring within the main chamber only.

Station to be equipped with a walk down stair case.

Equipment removal hatch provided.

Exterior walls and top to be insulated.

6 ship loose magnesium anodes provided shipped loose for field installation.

Anode test stations provided.

Two pressure gauges provided.

Two pressure transmitters provided.

Web-Station Cloud Based Remote Access & Monitoring

**Pump station pricing and delivery per this proposal will not meet the American Iron and Steel Requirements of the Consolidated Appropriations Act of 2014.**

**Due to the constantly changing market conditions caused by COVID 19 and current market supply shortage conditions, quoted pricing is only valid for 30 days from quoted bid date. Also estimated station completion lead times cannot be guaranteed.**

**Price: \$ 203,430.00** F.O.B. factory. This price does not include any taxes which may apply. Any applicable taxes are the sole responsibility of the buyer. Freight charges allowed to the job site or rail siding of USEMCO's selection. Unloading and special transportation expenses related to job site conditions are not included.

Installation of shipped loose items is the responsibility of the buyer. This may include but not limited to vent pipes, hatches, magnesium anodes and pumps.

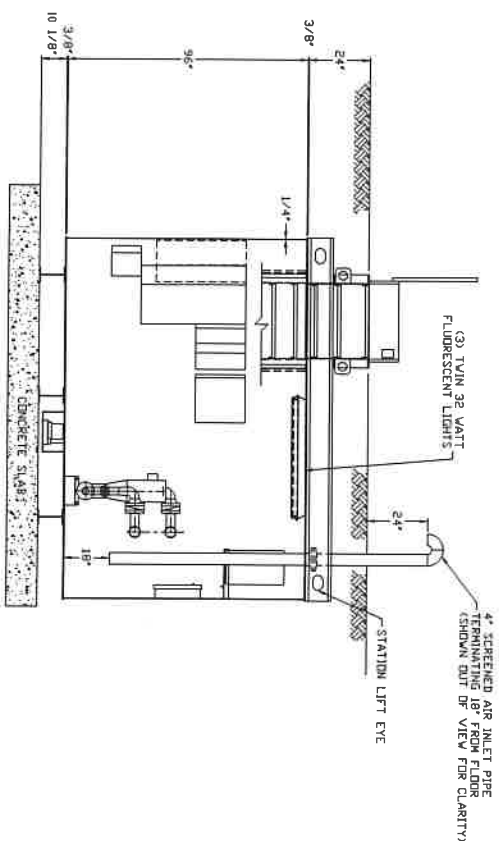
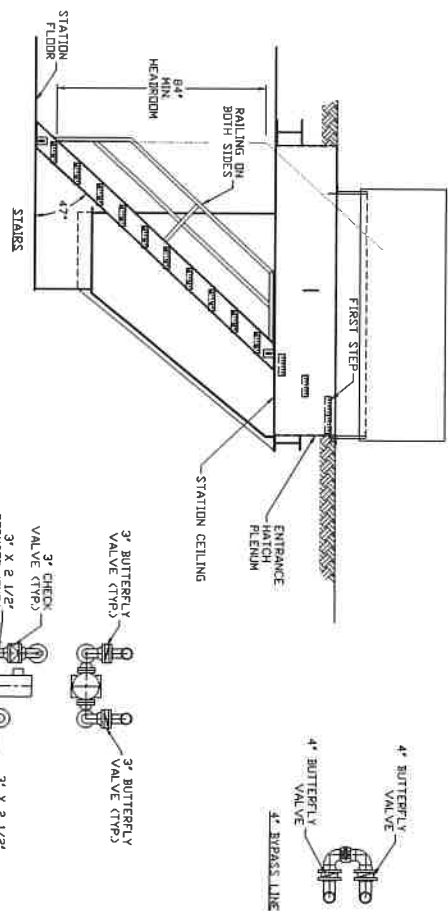
Prices quoted and contained herein are firm provided quotation is accepted within 30 days from date of bid and if approved submittals are received within 60 days after mailed from USEMCO for approval.

Four (4) Operational and Maintenance manuals will be supplied at time of start up. Additional copies may be purchased for \$50.00 each.

Terms: Net thirty (30) days from the date of invoice, or at start up, whichever occurs first, if credit is approved, otherwise due in full upon delivery. These terms are independent of and are not contingent upon the manner in which the purchaser may receive payment from others. The sale of the equipment described above is made solely and expressly subject to the terms and conditions on the face and reverse side hereof.

Shipment is estimated 18-20 weeks after receipt in USEMCO's office of complete approved submittal data.

Two days of factory trained service representative time for start up purposes is included in the price. If additional days are required, USEMCO will furnish a factory trained service representative for \$1,500.00 per day, plus travel time and expenses.



0' 12' 24' 36' 48' 60'

REV. NO.	REVISION	BY	DATE	DESIGNED BY	DATE	DESCRIPTION
				IRAVAN BY	DATE	USEMCO INCORPORATED
				JIB	6/15	P.O. BOX 550 (28B) 372-5911 TOWAN VT 5456
				CHECKED BY	DATE	
				WIK	17	
				SCALE		NEW ENGLAND, ND
					DWG. NO.	408 S437

**VILLAGE OF TAOS SKI VALLEY**  
**Village Council**  
**Agenda Item**

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AGENDA ITEM TITLE: Introduction: **Ordinance No. 2024-10** Amending Village Ordinance No. 2020-10, to Update the Building and Construction Codes to the latest adopted State and ICC Codes. New adoptions recommended to the community by Village Building Official from the 2021 International Residential Code are appendix AC; Recommended Procedure for Safety Inspection of an Existing Appliance Installation and appendix AF Radon Control Methods.

DATE: September 26, 2023

PRESENTED BY: Jalmar Bowden, Building Official

STATUS OF AGENDA ITEM: New business

CAN THIS ITEM BE RESCHEDULED: Not recommended

**BACKGROUND INFORMATION:**

Village Ordinance No. 2020-10 became effective June 1, 2020, Since that time ICC has published the 2021 building codes and New Mexico has adopted these timely versions. ICC model codes are publicly vetted codes drafted or updated by stakeholders that include homeowners, contractors, material manufacturers and suppliers, design professionals, fire and building officials.

STAFF RECOMMENDATION: As this is an introduction of the ordinance, no action is required at this time. The proposed **Ordinance No. 2024-10** will be brought back to Council at its regularly scheduled October Council meeting, and after a Public Hearing, will be considered for adoption.

## **ORDINANCE NO. 2024-10**

### **AN ORDINANCE OF THE VILLAGE OF TAOS SKI VALLEY ADOPTING BUILDING AND CONSTRUCTION CODES**

**WHEREAS**, the adoption of building and construction codes is essential to ensure that structures located within the Village of Taos Ski Valley ("Village") are safe, sanitary, and fit for occupation and use;

**WHEREAS**, such codes are necessary for regulating and governing the construction and maintenance of all property, buildings, and structures in the best interest of the public health, safety, and welfare;

**WHEREAS**, these codes provide the standards for construction, utilities, and other physical conditions essential to the use and occupancy of Village buildings, as well as the demolition of such structures;

**WHEREAS**, these codes also provide for the issuance of permits, the collection of fees therefor, and the imposition of penalties for violations;

**WHEREAS**, the Village hereby adopts the Village of Taos Ski Valley's building and construction codes for the purpose of establishing rules and regulations for the construction, alteration, removal, demolition, equipment, use, occupancy, location, and maintenance of buildings and structures;

**WHEREAS**, these Village building and construction codes, though named by reference herein, are adopted and incorporated as if fully set forth herein, and in compliance with the laws of the State of New Mexico;

**WHEREAS**, the adoption of the Village building and construction codes supersedes and repeals any building and construction codes previously adopted by the Village. Where the Village's building and construction codes are amended in part by the Village, any such amendments shall supersede inconsistent provisions set forth in the New Mexico model and uniform codes;

**WHEREAS**, these codes are controlling in the construction of all commercial, industrial, and residential buildings and other structures located within the corporate limits of the Village of Taos Ski Valley.

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

#### **SECTION I. INTRODUCTION**

A. For the purpose of prescribing standards for regulating construction, maintenance, and demolition of buildings and structures, including all building service equipment, and

installations within the Village, the following Village of Taos Ski Valley building and construction codes are hereby adopted.

B. The Village building and construction codes, as adopted herein, may be amended or repealed in the same manner as ordinances are amended or repealed. Such codes may also be amended as authorized by the State of New Mexico.

C. A copy of the Village's building and construction codes are on file in the Office of the Village Building Official, and are available for inspection by the public during regular business hours. A copy of these codes are available to any individual upon request, with and the payment of a reasonable charge, as set by the Village Administrator.

D. These codes are adopted by reference to the International Code Council and NMSA, sec. 60-13-1, *et. seq.*, titled "Construction Industries Licensing Act."

## **SECTION II. ADOPTION OF CODES.**

A. The following building and construction codes are adopted and amended as set forth herein. These codes are adopted by reference to the general uniform codes and New Mexico model codes, and are incorporated as if fully set out herein, unless otherwise amended by the Village. From the date on which this Ordinance takes effect, these codes shall be controlling within the municipal boundaries of the Village.

B. The following Codes are adopted by reference:

1. The New Mexico Building Code, Title 14, Housing and Construction, Chapters 5 and 6, as follows:

Chapter 5, Part 1, General Provisions, 14.5.1, effective; 3-10-22.

Chapter 5, Part 2, Permits, 14.5.2, effective; 3-10-22.

Chapter 5, Part 3, Inspections, 14.5.3 effective; 3-10-22.

Chapter 5, Part 4, Fees 14.5.4, not adopted.

Chapter 6, Construction Industries Licensing 14.6.1 through 7; effective 12-1-00

2. The 2021 New Mexico Commercial Building Code, Chapter 7, part 2; effective 7-13-23

3. The 2021 International Building Code, including Appendices C, E, F, G, H, and I, titled as follows:

Appendix C, Agricultural Buildings

Appendix E, Supplementary Accessibility Requirements

Appendix F, Rodent proofing

Appendix G, Flood Resistant Construction

Appendix H, Signs

Appendix I, Patio Covers

Not adopted are the following Appendices:

Appendix A, Employee qualifications (see 14.5.1.7, B., D. NMAC)

Appendix D, Fire Districts

Appendix J, Grading

Appendix K, Administrative Provisions

Appendix L, Earthquake Recording Instrumentation

4. The 2021 New Mexico Residential Building Code, Chapter 7 Part 3; effective 7-13-23.

5. The 2021 International Residential Code (IRC) IRC Appendix Chapters, as amended and adopted by the State of New Mexico, as follows:

Appendix AD, Recommended procedure for Safety Inspection of an existing appliance installation

Appendix AF Radon Control Methods

Appendix AH, Patio Covers

Appendix AJ, Existing Buildings

Appendix AK, Sound Transmission

Appendix AL, Permit Fees

Appendix AQ, Tiny Houses

Appendix AR Light Straw Clay Construction

Not adopted are the following IRC Appendices:

Appendix AA, Sizing and Capacities of Gas Piping

Appendix AB, Sizing of Venting Systems Serving Appliances, Equipped Draft Hoods, Category 1 Appliances, and Appliances listed for use with Type B Vents

Appendix AC, Exit Terminals of Mechanical Draft and Direct-venting Systems

Appendix AE, Manufactured Housing Used as Dwellings

Appendix AG, Piping Standards

Appendix AI, Private Sewage Disposal

Appendix AN, Venting Methods

Appendix AP, Sizing of Water Piping System

Appendix AS, Straw Bale Construction

6. The 2021 New Mexico Earthen Building Materials Code, 14.7.4;effective11-15-16.
7. The 2018 New Mexico Residential Energy conservation Code,14.7.6;eff 9-25-20.
8. The 2018 International Energy Conservation Code.
9. The 2021 New Mexico Existing Building Code, 14.7.7;effective 7-14-23.
10. The 2021 International Existing Building Code
11. The 2021 New Mexico Historic Earthen Buildings
12. The 2021 New Mexico Plumbing Code
13. The 2021 Uniform Plumbing Code, including Appendix Chapters A, B, D, E, F, and I
14. The 2012 New Mexico Swimming Pool, Spa and Hot Tub Code
15. The 2012 Uniform Swimming Pool, Spa and Hot Tub Code
16. The 2021 New Mexico Mechanical Code
17. The 2021 Uniform Mechanical Code, including Appendices A, B, C, and D
18. The 2012 New Mexico Solar Energy Code
19. The 2012 Uniform Solar Energy Code
20. The 2017 New Mexico Electrical Code
21. The 2017 National Electrical Code
22. The New Mexico Electrical Safety Code
23. The 2012 National Electrical Safety Code
24. The New Mexico Liquefied Petroleum Gas Standard
25. Errata Sheets as to the adopted portions of the Codes promulgated by the International Code Council, International Association of Plumbing and Mechanical Officials, and National Electrical Code, as amended;

### **SECTION III. JURISDICTION TO ENFORCE**

The jurisdiction to administer and enforce the Village building and construction codes shall be vested in the Village Building Official.

### **SECTION IV. APPEALS**

The Village Planning Commission is vested with the right to hear appeals of the Village Building Official's decisions in the administration and enforcement of the Village Building and Construction Codes.

A. Any person aggrieved by the decision or action of the Building Official may appeal the Village Building Official's decision to the Commission. The appeal shall be filed in



writing within 15 days of the Building Official's final decision. The appeal shall set forth in writing specifically wherein it is claimed there was an error or abuse of discretion, or where the decision or action was not supported by evidence in the matter. Any such appeal shall be heard at the next regularly scheduled Planning Commission meeting and shall be noticed as a public hearing.

B. Any appeal following a decision of the Building Official shall be made in writing on prescribed forms obtainable at the Village Office upon payment of the applicable filing fee, and submitted to the Building Official. Any appeal not submitted within fifteen days after the decision, which is the subject of the appeal, shall not be considered. The Building Official shall transmit all papers involved in the proceedings to the Commission within seven days after the receipt of the appeal application.

C. The Commission, following a public hearing, shall make the decision on an appeal. Notification of the time and place of the public hearing shall be published at least fifteen days prior to the hearing. The Building Official shall notify the applicant, members of the Commission, and a representative of the opponents, if any, of the hearing date.

D. An appeal shall stay all proceedings in the action unless the Building Official certifies that a stay will cause imminent peril to life or property. Upon certification, the proceedings shall not be stayed except by order of District Court.

E. Decision of an appeal shall be made within sixty (60) days of date of application. A majority vote of the Planning and Zoning Commission is required to reverse, change or affirm an action of the Village Building Official.

F. The Village Planning and Zoning Commission decision is subject to appeal by either the appellant or the Village Building Official as set forth in NMCA, Title 14, Chapter 5, *et seq.*, and pursuant to New Mexico law.

## **SECTION V. BUILDING PERMITS**

Building permit applications shall be made available at the Village of Taos Ski Valley Office. No building permit shall be issued for the construction, erection, or demolition of any building or structure within the Village's jurisdiction unless the construction, erection, or demolition complies with the terms and provisions of this Ordinance.

## **SECTION VI. SCHEDULE OF FEES, CHARGES AND EXPENSES**

The Village Council shall establish, by resolution, a schedule of fees for permits and other matters pertaining to this Ordinance.

No permit or approval required under this Ordinance shall be issued or granted unless and until such fees have been paid in full. The schedule of fees adopted by the Village Council replaces any such fees adopted by the New Mexico Construction Industries Division or the State of New Mexico.

The schedule of fees shall be printed and available from the Village Building Official.

## **SECTION VII. REPEAL AND CONFLICT OF CODES**

The adoption of Village of Taos Ski Valley Ordinance No. 2020-10 Adopting Building and Construction Codes supersedes and repeals any building and construction codes previously adopted by the Village.

Where the Village's building and construction codes are amended as set forth in this document, any such amendments will supersede inconsistent provisions set forth in the New Mexico model and uniform codes.

#### **SECTION VIII. NON-WAIVER OF IMMUNITY**

Nothing contained in this Ordinance shall be construed as waiving the immunity of the Village, its officers, agents, servants and employees, as may be provided for in the New Mexico Tort Claims Act. Neither the Village, nor its officers, agents, servants, and employees will be liable to any person for enforcement of the provisions of this Ordinance.

#### **SECTION IX. SEVERABILITY**

The provisions of this Ordinance are hereby declared to be severable. If any provision, clause, sentence, or paragraph of this Ordinance or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this Ordinance.

#### **SECTION X. PUBLICATION AND EFFECTIVE DATE**

This Ordinance shall be in full force and effect on June 1, 2020 after its adoption, approval, and publication as provided by law.

**PASSED, APPROVED AND ADOPTED THIS 27<sup>th</sup> day of October, 2020**

**VILLAGE OF TAOS SKI VALLEY, NEW MEXICO**

\_\_\_\_\_  
**Thomas Wittman, Mayor pro Tem**  
**ATTEST:**

\_\_\_\_\_  
**Ann M. Wooldridge, Village Clerk**

**VILLAGE OF TAOS SKI VALLEY**  
**Village Council**  
**Agenda Item**

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**AGENDA ITEM TITLE:**     **Discussion and Direction to require public posting of permit applications to the Village Web site within 3 business days**

**DATE:** September 26, 2023

**PRESENTED BY:** John Avila, Village Administrator

**STATUS OF AGENDA ITEM:** New Business

**CAN THIS ITEM BE RESCHEDULED:** Not Recommended

**BACKGROUND INFORMATION:**

The Village Public Safety Committee considered the requirement of posting permit applications to the Village Web site as a means of public information without requiring a formal request for records process and to inform the community of current developments.

Some do not see the procedure as onerous but rather an immediate snapshot of information that allows the public to know what changes are considered in the Village, some do not want public comment on pending permits and consider the requirement to provide the information a lot of unnecessary work.

**STAFF RECOMMENDATION:** Direction is sought whether or not to require providing timely public information by website posting of permit applications.

Village of Taos Ski Valley  
Village Council  
Agenda Item

**AGENDA ITEM TITLE:** Consideration to Approve the Appointment of Robert Corroon  
as a Planning & Zoning Commissioner

**DATE:** September 26, 2023

**PRESENTED BY:** Mayor Pro Tem Wittman

**STATUS OF AGENDA ITEM:** New Business

**CAN THIS ITEM BE RESCHEDULED:** Not recommended

**BACKGROUND INFORMATION:**

Notice of the opening on the P&Z Commission was advertised in the Taos News, through the Village eblast list, and on the Village web site. The Selection Committee received five applications for the opening, and interviews were conducted on September 20, 2023. The Committee voted unanimously to select Robert Corroon as its first choice for a new Commissioner .

**RECOMMENDATION:** Recommendation for the Mayor Pro Tem to appoint Robert Corroon, with approval of the Council.

Village of Taos Ski Valley  
Village Council  
Agenda Item

**AGENDA ITEM TITLE:** Consideration to Approve the Appointment of Michael Chandler  
as a Planning & Zoning Commissioner alternate

**DATE:** September 26, 2023

**PRESENTED BY:** Mayor Pro Tem Wittman

**STATUS OF AGENDA ITEM:** New Business

**CAN THIS ITEM BE RESCHEDULED:** Not recommended

**BACKGROUND INFORMATION:**

Notice of the opening on the P&Z Commission was advertised in the Taos News, through the Village eblast list, and on the Village web site. The Selection Committee received five applications for the opening, and interviews were conducted on September 20, 2023. The Committee voted to select Michael Chandler as an alternate for the P&Z Commission.

**RECOMMENDATION:** Recommendation for the Mayor Pro Tem to appoint Michael Chandler as an alternate for P&Z Commissioner, with approval of the Council.