



**VILLAGE COUNCIL REGULAR MEETING AGENDA
MEETING TO BE HELD VIA ZOOM TELECONFERENCE
TAOS SKI VALLEY, NEW MEXICO
TUESDAY, OCTOBER 24, 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 SEPTEMBER 26, 2023 VILLAGE COUNCIL REGULAR MEETING**
- 5. PRESENTATION: HOLY CROSS HOSPITAL CEO JAMES KISER ON DELIVERY OF HEALTHCARE**
- 6. CITIZEN'S FORUM** –for non-agenda items only. Limit to 5 minutes per person (please email 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**
 - A. PUBLIC HEARING:** Consideration to Approve **Ordinance 2024-10** Adopting Updated Village of Taos Ski Valley Building and Construction Codes
- 12. NEW BUSINESS**
 - A.** Consideration to Approve **Resolution 2024-550** permitting the Village of Taos Ski Valley to Enter into a Memorandum of Agreement with Department of Finance & Administration to accept the Law Enforcement Recruitment Fund (LERF)
 - B.** Consideration to Approve **Resolution No. 2024-551** Requesting a Budget Adjustment (BAR) to the FY2024 Budget, increasing revenues and expenses in the EMS Fund to accommodate the 2023/24 Gross Receipts tax quarter of one cent revenues allotted to Village of Taos Ski Valley for EMS/Fire Operations
 - C.** Consideration to Approve **Resolution No. 2024-552** Requesting a Budget Adjustment (BAR) to the FY2024 Budget, increasing revenues and expenses in the Fire Protection Fund to accommodate the 2023/24 increase in Fire Protection Fund Distribution and the interest income earned as a result of the loan payment held in our Debt Service bank account
 - D.** Consideration to Approve the Memorandum of Agreement between the Village of Taos Ski Valley, the North Central Regional Transportation District (NCRTD), the Town of Taos, and Taos County for Shuttle Service during the 23-24 Ski Season
 - E.** Consideration to Approve Award of Agreement for a Contracted Level 4 Wastewater Operator

F. Consideration to Approve a Memorandum of Understanding between Taos Ski Valley, Inc. and the Village Fire/EMS/SAR Departments

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 DRAFT MEETING MINUTES
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

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

MOTION: To approve the agenda as written

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

4. APPROVAL OF THE MINUTES OF THE AUGUST 22, 2023 VILLAGE COUNCIL REGULAR MEETING

MOTION: To approve the minutes as presented

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

5. PRESENTATION: TSVI FIREHOUSE ROAD PROJECT UPDATES

Ben Pitz presented plans for the new Firehouse – TSVI Administration Building and the new Mogul Medical Building being built on Firehouse Road. They will be state-of-the art facilities with heated sidewalks and ADA access. This will create a Village Admin and Emergency Services hub. A USPS facility is included in the Firehouse building. The old Firehouse with Village offices up above will become EMS services. Move-in is planned for November 2023.

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

A. Homeowner Matthew Hayner expressed his ongoing concern about the road clearing on the lot adjacent to the Village complex, saying that the road is illegal and unapproved.

B. Doug Turner introduced himself as a candidate for Village Council and TIDD Board Member.

C. Trudy DiLeo encouraged everyone to vote on November 7, 2023, or via early or absentee voting.

D. Francie Parker expressed her concern that many of the Planning & Zoning Commissioners had been on the P&Z Commissioner Nominating Committee.

7. COMMITTEE REPORTS

A. Planning & Zoning Commission

P&Z Chair Wittman explained that no meeting had been held in September. No meeting is scheduled for October.

B. Public Safety Committee: No Report

- C. Firewise Community Board: No Report
- D. Parks & Recreation Committee: No Report
- E. Lodger's Tax Advisory Board: No Report

8. REGIONAL REPORTS Planning Director Nicholson reported on the Economic Development Meeting which will work to implement a strategic regional economic plan, an important Rio Hondo Watershed Organization meeting which will involve the Village, and the RTPO meeting, which will eventually need a Village Staff member to become a certified Contract and Project Management Professional for future transportation funding requests.

Administrator Avila reported that the Landfill Board meeting had been postponed, the ECOG had met, and that a regional air service JPA is being considered. The ECOG is also discussing the impact of the film industry on New Mexico tourism.

9. MAYOR PRO TEM REPORT Mayor Pro Tem Wittman attended a mediation with Ovivo and results are to be determined. There are hopeful prospects. Mayor Pro Tem Wittman reported on also having attended a meeting with the Governor's office, the Town of Taos, and Taos County about Taos Air. Water projects are being completed within the Village, he reported.

10. STAFF REPORTS

A. Administrator Avila reported on water line replacements by the Wheeler Peak Condominiums and on upper Twining Road. Repairs are underway at the Village Complex. Kit Carson is working on undergrounding on upper Twining Road. Transformers need to be installed in order for some homeowners to connect.

B. Finance Director Griesedieck: Report was included in the Council packet and was posted on the web site.

C. Public Safety Director Vigil: Report was included in the Council packet and was posted on the web site.

D. Building Official Bowden: No additional information.

E. Planning Director Nicholson: Village trails are being worked on by Rocky Mountain Youth Corps members. The open space in Kachina Subdivision has been especially useful, and for that Director Nicholson thanked homeowner and HOA President Ben Cook. TSVI's John Kelly has also been helpful in planning these trails.

F. Public Works: Gabe Vasquez said that the road stabilizing application had recently occurred.

G. Clerk Wooldridge: The election date is November 7, 2023 from 7 am to 7 pm at the Inn at Taos Valley, 1314 A Highway 150. Early voting is taking place through the Taos County Clerk. Absentee ballots can be requested at NMVOTE.ORG.

11. OLD BUSINESS

12. NEW BUSINESS

A. Consideration to Approve Appointing Matt Rogers as Village Fire Chief

The Village of Taos Ski Valley had posted 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. Council approval of appointment is required. Chief Vigil expressed his wholehearted endorsement of Matt Rogers in this position since he is highly qualified.

MOTION: To Approve Appointing Matt Rogers as Village Fire Chief

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

B. Consideration to Approve **Resolution No. 2024-549** Amending the 2024 NMDOT Municipal Arterial Project Funding

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.

MOTION: To Approve Resolution No. 2024-549 Amending the 2024 NMDOT Municipal Arterial Project Funding

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

C. Consideration to Approve a Memorandum of Agreement for Creation of the Enchanted Circle Regional Fire Protection Association

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.

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

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

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

MOTION: To Approve a Memorandum of Understanding for Village of Taos Ski Valley and Taos County Sheriff's Office Cooperative Agreement and Cross Commissioning

This agreement is entered into by agencies to Cross-Commission the Village of Taos Ski Valley Police with Taos County to assist in greater scale emergencies, subject to availability of personnel.

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

E. Consideration to Award Contract for a Water Booster Pumping Station to USEMCO, the Bid Award winner for the Request for Bid

Village Administrator Avila reported that with the extended services of FEI/Plummer Engineering the executed contract for design and procurement of a turnkey Water Boosting Station to be constructed and delivered to the Taos Ski Valley has been completed. The station will be located next to the Green Water Tank in 2024 and will 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

MOTION: To Award Contract for a Water Booster Pumping Station to USEMCO, the Bid Award winner for the Request for Bid

Discussion: Councilor Caldwell would like to table this award.

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

F. Introduction and Consideration to Publish and Post Ordinance 2024-10 Adopting Updated Village of Taos Ski Valley Building and Construction Codes

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. 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.

MOTION: To Publish and Post Ordinance 2024-10 Adopting Updated Village of Taos Ski Valley Building and Construction Codes

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

G. Discussion and Direction to Require Public Posting of Permit Applications to the Village Website

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.

The Council consensus was that Staff should post permit applications.

H. Consideration to Approve the Appointment of Robert Corroon as a Planning & Zoning Commissioner

MOTION: To Approve the Appointment of Robert Corroon as a Planning & Zoning Commissioner

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

I. Consideration to Approve the Appointment of Michael Chandler as a Planning & Zoning Commissioner Alternate

MOTION: To Table the Appointment of Michael Chandler as a Planning & Zoning Commissioner Alternate

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

13. MISCELLANEOUS: Councilor Caldwell would like the details of the agenda to be sent out sooner than 72 hours.

14. 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 October 24, 2023 at 2:00 p.m. via zoom

15. ADJOURNMENT

MOTION: To adjourn the meeting

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

Attest

Mayor Pro Tem Tom Wittman

Ann Marie Wooldridge, Village Clerk

John Avila
Village Administrator
Village of Taos Ski Valley Council
Monthly Briefing
October 24, 2023



*** Ongoing & Past Projects ***

WWTP

We have an Agenda Item for temporary replacement of a Wastewater Operator Level 4 approval to hire. Anthony Martinez, our Public Works Director and Wastewater Operator has left our employment, however, he did help submit the required Discharge Monitoring Report. Although an emergency contract for the operator can move forward without the formal bid process, the service contract being considered requires confidentiality until the award is made. The lack of Level 4 certified operators had disqualified some Contract Operators with previous price agreements. A certified contract operator is being sought while we can find a permanent replacement.

The Council authorized the Mayor Pro-Tem to negotiate a settlement before continuing legal action. Progress is promising even if 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 correction of the remaining Ovivo Train#1 is to be completed before the season starts, the estimated costs follow: (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.

- 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. Bid estimate were to high to accept a notice of reject bids is required and a rebid if work is expected Summer of 2024. (attached)
- 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 started in October. 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 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.

The proper window replacements have arrived, inspections for electrical are a delay with few inspectors working for NMCID.

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

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. The remaining Upper Twinning underground has been completed connections may require queuing for transformers, early request for service is advised. (Notice Attached)

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 oversite 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 and design of priority line replacement of Pheonix Water Loop

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. Waiting final dedication package

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

Regional reports:

Taos Regional Landfill Board (LFB) 10/19/23 10am: It was agreed that reporting green house gases and setting goals to reduce those overtime can start with Methane Gas production. Because of the relatively dry weather methane gases are not produced in quantities to reflect on the Lower Explosive Level allowed. With organic waste methane gases will build up over time but may not be registered above ground level and are not in the atmosphere.

The NCRTD proposal for winter service was discussed and an agreement was reached for a long-term contract where the entities: NCRTD, Town of Taos, Taos County and the Village pay for the service with NCRTD responsible for at least half the cost and the other entities sharing the rest of the burden equally. And there is a multi-year automatic CPI adjustment agreement. Agenda Item

The regional water operators met again to discuss how best to serve the region's water needs. One threat to a secure regional water supply was identified and solutions explored. Unfortunately, each time a residential well permit is requested in the State an acre foot of well water is allocated to those services. That removal of water from the aquifer can immediately affect the mutual domestic water service as the aquifer levels may be impacted from less acequia recharge and more demand on the water table, Less environmental and economic equity as those that can afford the enhanced domestic well drilling get the county services for having a residence (roads, public safety, etc.) and those on a water service have higher costs per service in the area as the new resident is not contributing to the system.

Forming a regional water authority is one way to make sure those developments in the County optimize the water services before additional water wells are allowed.



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

Mayor:
Council: Henry Caldwell, Brent Knox,
J. Christopher Stagg, Thomas Wittman

To: Village Residents and Homeowners

Re: Underground Connection to Kit Carson Electric lines and NM Gas Natural Gas lines

Recently questions have come up about how and where the Kit Carson (KCEC) underground lines are installed and what is needed to connect. Briefly, the most recent KCEC undergrounding is in upper Twining Road. In Amizette, the survey work for NM150 easement permission is scheduled for October. The lines at Phoenix Switchback, Chipmunk Lane, and Coyote Lane were installed in a joint trench so that not only electricity but also natural gas lines are underground in the area. Contacting the utilities for connection is the quickest way to proceed.

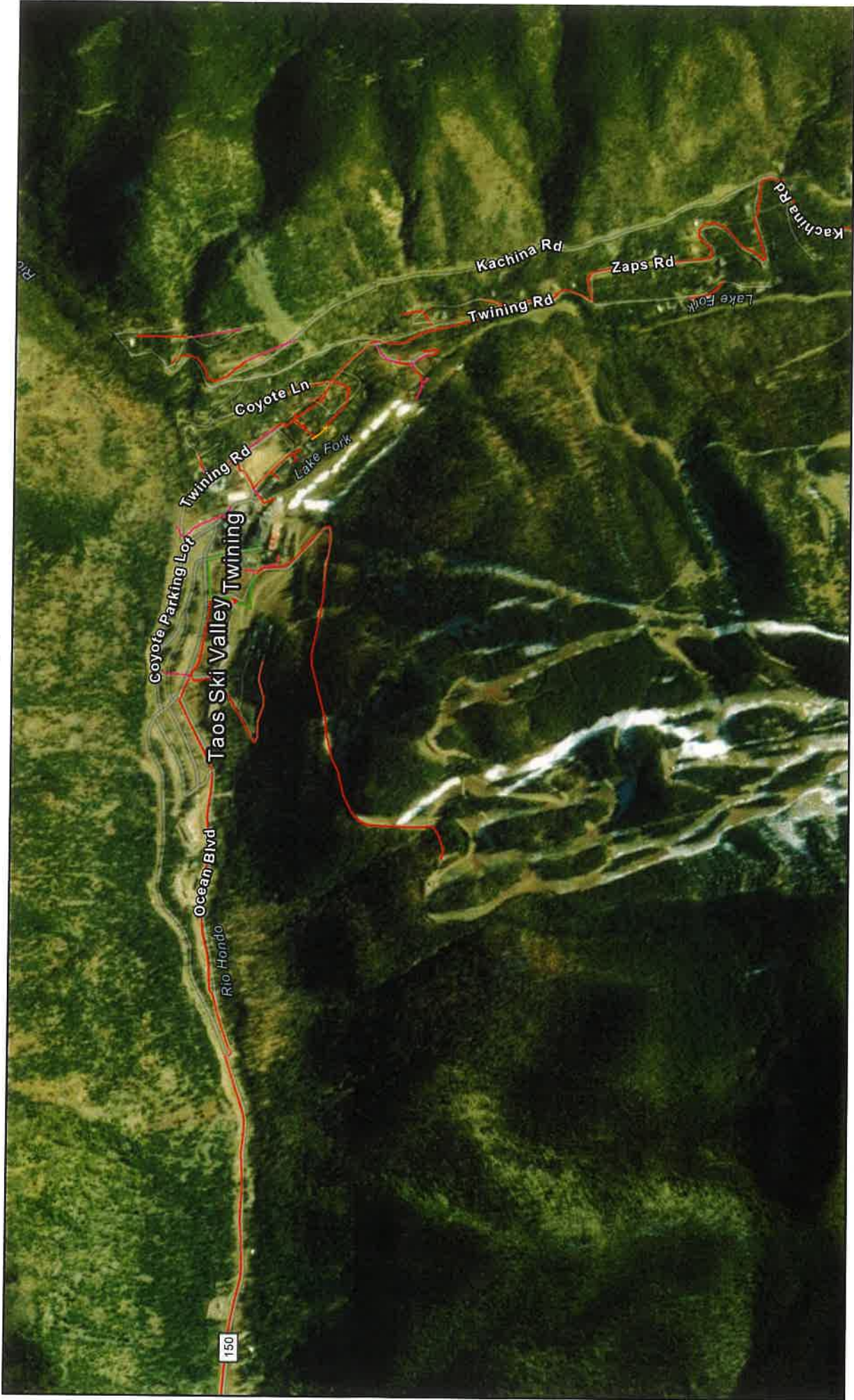
The Village and KCEC are to coordinate and bear the cost of installing an underground line in the public right of way (ROW). The property owner is responsible for the installation of underground service from the edge of the property to each structure requiring electricity on the property. The Village has set aside the dedicated percentage of the franchise fees to be used for improvement of electricity through underground infrastructure as directed by Council and anticipated in VTSV Ordinance 2015-51. KCEC projects so far have been Gusdorf Road, Emma Street and Amizette Alley, Zaps Road service lines, Phoenix Switchback, Chipmunk Lane and Coyote Lane. Installation on upper Twining Road is underway. Easements are needed on NM150, river side.

Once the KCEC underground service is available near a property, the steps to connect 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 for public Right of Way work and start credit request.
Proceed with underground work and connect to the underground service.

For utility service lines in the Village ROW, gas lines must be at least three feet deep, KCEC electric service lines at four feet deep in the street, and communications lines at least 18 inches deep. Contact the respective utility to start the connection process. The attached maps show the Village underground electric lines, and the recent NM Gas-KCEC joint trench underground electric and gas lines.

Kit Carson Electric Coop: **575-7588-2258**
NM Gas: **888-664-2726**
Kit Carson Internet: **575-758-4838**
Village Water and Sewer services: **5756-776-8220**

VTSV



9/29/2023, 10:43:30 AM

KCEC_TSV_URD

Device

Transformer

Underground

No Label

1:18,056



Source: Esri, Maxar, Earthstar Geographics, and the GIS User Co
Community Maps Contributors, New Mexico State University,
Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, E
Census Bureau, USDA



DENNIS ENGINEERING COMPANY

October 13, 2023

Mayor Pro-Tem Wittman and Council Members
c/o John Avila, Village Administrator
Village of Taos Ski Valley
7 Fire House Road
Taos Ski Valley, NM 87525
Via email: (javila@vtsv.org)

**Re: Phoenix Switchback Waterline Replacement
SAP 23-H2504-GF
Letter of Bid Opening**

Dear Mayor Pro-Tem Wittman, Council Members, and Mr. Avila,

Pursuant to the Village's request, bids were received for the subject project at Village Hall at 11:00 a.m. on October 12, 2023. A bid was received from DUB-L-EE, LLC, a copy of which is attached hereto.

In review of our records and understanding of the current funding for this project, available funds are as follows:

Task	Fund and Expense Summary
SAP 23-H2504-GF	\$1,700,000.00
Total Funding for Project	\$1,700,000.00
DUB-L-EE, LLC's October 12, 2023, Bid w/ GRT	-\$2,396,500.85
Funding Shortfall	-\$696,500.85

Unfortunately, based on our understanding of the funding, the bid exceeds the available funding by greater than 10% and the project cannot be negotiated pursuant to NMSA 13-1-105, attached. It is our opinion that DUB-L-EE, LLC's bid be rejected and bids for the subject project be solicited a second time. Thereafter, if no bids are received, or if bids received are greater than 10%, the Village has the option to negotiate the project on the open market for the best obtainable price (NMSA 13-1-131, attached).

Should you have any questions, or require additional information, please let us know. We will otherwise look forward to receiving authorization to rebid the project.

Sincerely,
DENNIS ENGINEERING COMPANY

Gary Bierner, PE

Gary Bierner, PE
Project Engineer

Enclosures: As referenced herein

Xc: Tappan Mahoney, DEC President/ Chief Engineer
Ellen Gilbertson, DEC Office Manager
File: 1253-B

Albuquerque, NM
505-281-2880

www.decnm.com

Socorro, NM
575-835-0604

Finance Report for Oct 24, 2023 Meeting:

Revenues Sept 2023:

GRT: This month last year: \$68,454

Last Year YTD: \$158,178

This month this Year: \$98,555

This Year YTD: \$216,424

Lodgers Tax:

This month last year: \$26,135

YTD Last year: \$73,492

This Month this year: \$25,638

YTD This year YTD: \$70,430

REVENUES:

- We received **\$24,022** in hold harmless GRT revenue in September which has been transferred to the USDA fund for monthly loan payments and reserves for the WWTP.
- Fiscal YTD GRT is up 37% from last year.
- Fiscal YTD Combined Water and sewer revenues collected are up 23% from last year.
- Fiscal YTD Lodger's tax collections are down 4.17% from last year.
- Fiscal YTD Building permits are down 42% from last year.
- The Village received **\$13** in property tax collections in Sept 2023.
FYTD Property Tax Collections are down 34% from last year.
- The TIDD received **\$216,607** in GRT in September.

- EXPENSES:

- July – Sept 23 Expenses vs same period LY are increased mostly due to due to:
 - NM Self Insurers Fund paid for the FY24 in August vs Dec LY.
 - Expenses incurred for Water Line Replacement on Cliffhanger Loop & Upper Twining.
 - 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 GL due to one additional payroll falling in the quarter; also increased # of employees in this quarter vs last year.
 - More trainings for Water/Sewer for Public works employees.
 - Emergency repairs on green tank
 - Pointman Software
 - Increased Road equipment Rentals 2X last years.
 - More Fire equipment purchases than in this Quarter last year.

September/ October Events

We have transitioned into Caselle for FY24. We discontinued posting into QuickBooks as of Oct 1, 2023, and plan to cancel the QB payroll subscription.

FY23 Audit exit interview was held on Oct 20, 2023.

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-September 2023 vs Same 2022

FY through		9/30/2023	9/30/2022		
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	\$ 123,869.00	\$ 75,145.46	\$ 48,723.54	64.84%
41258	GRT - Municipal Tax HH	\$ 49,192.20	\$ 38,086.24	\$ 11,105.96	29.16%
41259	CMP - Compensating Tax	\$ 1,172.71	\$ 1,446.98	\$ (274.27)	-18.95%
41260	ITG - Interstate Telecom Gross	\$ 23.85	\$ 47.51	\$ (23.66)	-49.80%
41500	Property Tax - Current	\$ 14,333.11	\$ 21,830.78	\$ (7,497.67)	-34.34%
42401	GRT Shared - Municipal Equival	\$ 73,616.71	\$ 73,796.11	\$ (179.40)	-0.24%
43300	Building Permit	\$ 14,428.99	\$ 25,075.88	\$ (10,646.89)	-42.46%
43400	Business Licenses/Registration	\$ 3,215.00	\$ 4,030.00	\$ (21,860.88)	-542.45%
43500	Liquor Licenses	\$ -		\$ -	
43800	Zoning Permits	\$ 13,373.51	\$ 11,343.68	\$ 2,029.83	17.89%
43900	Other Licenses and Permits	\$ 22.50	\$ 117.50	\$ (95.00)	-80.85%
44270	Impact Fees	\$ 23,876.07	\$ 17,024.00	\$ 6,852.07	40.25%
44990	Other Charges for Services	\$ 30,903.78	\$ 23,035.49	\$ 7,868.29	34.16%
45050	Parking Fines	\$ 2,300.00	\$ 52.00	\$ 2,248.00	4323.08%
46030	Interest Income	\$ 90,155.24	\$ 22,483.24	\$ 67,672.00	300.99%
46040	Investment Income	\$ 2,180.78	\$ -	\$ 2,180.78	
46900	Miscellaneous - Other	\$ 593.70	\$ 49,579.65	\$ (48,985.95)	-98.80%
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	\$ -	\$ 48,000.00	\$ (48,000.00)	-100.00%
41300	Lodgers' Tax	\$ 70,429.50	\$ 73,491.77	\$ (3,062.27)	-4.17%
42300	Gas Tax for General Purposes	\$ 1,302.37	\$ 1,336.32	\$ (33.95)	-2.54%
42601	Motor Vehicle Fees	\$ 5,756.57	\$ 6,568.55	\$ (811.98)	-12.36%
47499	Other State Grants	\$ -	\$ 4,950.07	\$ (4,950.07)	-100.00%
47399	Other State Distributions (res	\$ -		\$ -	
47700	Federal - LG Abatement	\$ -	\$ 6,304.50	\$ (6,304.50)	
42700	Cannabis Excise Tax	\$ -	\$ 490.84	\$ (490.84)	-100.00%
46010	Contributions/Donations	\$ 963.00	\$ -	\$ 963.00	
44220	Water Use Fees	\$ 52,728.86	\$ 43,035.37	\$ 9,693.49	22.52%
44230	Utility Service Fees	\$ 210,915.59	\$ 172,141.43	\$ 38,774.16	22.52%
Total Income		\$ 1,050,329.49	\$ 858,532.02	\$ 191,797.47	22.34%

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

Account	Title	Balance	Balance	Change	% Change
51010	Salaries - Elected Officials	\$ 6,487.32	\$ 7,105.80	\$ (618.48)	-8.70%
51020	Salaries - Full-Time Positions	\$ 357,847.67	\$ 253,782.34	\$ 104,065.33	41.01%
51040	Salaries - Part-Time Positions	\$ -		\$ -	
51060	Salaries - Overtime	\$ 5,264.84	\$ 6,524.02	\$ (1,259.18)	-19.30%
52010	FICA - Regular	\$ 22,551.88	\$ 16,275.90	\$ 6,275.98	38.56%
52011	FICA - Medicare	\$ 5,274.25	\$ 3,806.43	\$ 1,467.82	38.56%
52020	Retirement	\$ 35,682.41	\$ 25,372.69	\$ 10,309.72	40.63%
52030	Health and Medical Premiums	\$ 71,733.26	\$ 55,239.02	\$ 16,494.24	29.86%
52040	Life Insurance Premiums	\$ 344.75	\$ 247.52	\$ 97.23	39.28%
52050	Dental Insurance Premiums	\$ 4,789.33	\$ 3,612.89	\$ 1,176.44	32.56%
52060	Vision Insurance Medical Premi	\$ 818.83	\$ 622.50	\$ 196.33	31.54%
52080	Other Insurance Premiums	\$ 381.46	\$ 352.51	\$ 28.95	8.21%
52100	Workers' Compensation Premium	\$ -	\$ 86.00	\$ (86.00)	-100.00%
52120	Workers' Compensation (Self In	\$ 6,629.00	\$ -	\$ 6,629.00	
52999	Other Employee Benefits	\$ 500.00	\$ -	\$ 500.00	
53010	Travel - Elected Officials	\$ 447.45	\$ -	\$ 447.45	
53030	Travel - Employees	\$ 2,101.44	\$ 896.56	\$ 1,204.88	134.39%
54010	Maintenance & Repairs - Buildi	\$ 871.62	\$ 22.79	\$ 848.83	3724.57%
54040	Maintenance & Repairs - Vehicl	\$ 1,721.65	\$ 3,050.38	\$ (1,328.73)	-43.56%
54050	Maintenance & Repair - Furnitu	\$ 13,593.31	\$ 5,894.28	\$ 7,699.03	130.62%
55010	Contract - Audit	\$ -		\$ -	
55020	Contract - Attorney Fees	\$ 8,762.39	\$ 36,973.00	\$ (28,210.61)	-76.30%
55030	Contract - Professional Servic	\$ 348,087.84	\$ 214,963.92	\$ 133,123.92	61.93%
55999	Contract - Other Services	\$ 40.29	\$ 1,433.50	\$ (1,393.21)	-97.19%
56010	Software	\$ 16,758.82	\$ 6,051.25	\$ 10,707.57	176.95%
56020	Supplies - General Office	\$ 11,761.68	\$ 29,927.45	\$ (18,165.77)	-60.70%
56030	Supplies - Field Supplies	\$ 2,609.00	\$ -	\$ 2,609.00	
56040	Supplies - Furniture/Fixtures/	\$ 21,326.94	\$ 7,950.24	\$ 13,376.70	168.26%
56050	Supplies - Janitorial/Maintena	\$ 917.16	\$ 35.10	\$ 882.06	2512.99%
56090	Supplies - Safety	\$ 2,016.59	\$ 767.65	\$ 1,248.94	162.70%
56120	Supplies - Vehicle Fuel	\$ 9,820.92	\$ 9,255.97	\$ 564.95	6.10%
56999	Supplies - Other	\$ 21,110.25	\$ 2,444.97	\$ 18,665.28	763.42%
57040	Election Costs	\$ -	\$ -	\$ -	
57050	Employee Training	\$ 4,294.85	\$ 2,952.36	\$ 1,342.49	45.47%
57060	Grants to Sub-recipients	\$ 302,250.01	\$ 230,731.08	\$ 71,518.93	31.00%
57070	Insurance - General Liability/	\$ 140,752.23	\$ -	\$ 140,752.23	
57080	Postage	\$ 455.94	\$ 321.50	\$ 134.44	41.82%
57090	Printing/Publishing/Advertisin	\$ 536.72	\$ 3,357.81	\$ (2,821.09)	-84.02%
57130	Rent of Equipment/Machinery	\$ 59,250.00	\$ 30,350.00	\$ 28,900.00	95.22%
57140	Rent of Land/Building	\$ 629.70	\$ -	\$ 629.70	
57150	Subscriptions & Dues	\$ 4,349.80	\$ 3,346.01	\$ 1,003.79	30.00%
57160	Telecommunications	\$ 6,749.05	\$ 7,495.36	\$ (746.31)	-9.96%
57170	Utilities - Electricity	\$ 11,651.83	\$ 17,745.80	\$ (6,093.97)	-34.34%
57171	Utilities - Natural Gas	\$ 1,198.14	\$ 2,813.90	\$ (1,615.76)	-57.42%
57172	Utilities - Propane/Butane	\$ -	\$ -	\$ -	
57999	Other Operating Costs	\$ 13,981.90	\$ 4,739.21	\$ 9,242.69	195.03%
58010	Buildings & Structures	\$ -		\$ -	

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

58020	Equipment & Machinery	\$ -	\$ 19,948.03	\$ (19,948.03)	-100.00%
58040	Infrastructure	\$ 24,589.65		\$ 24,589.65	
58080	Vehicles	\$ -	\$ 36,000.00	\$ (36,000.00)	-100.00%
58090	Roadways/Bridges	\$ 68,990.49		\$ 68,990.49	
58999	Other Capital Purchases	\$ 10,042.07		\$ 10,042.07	
59010	Debt Service - Principal Payme	\$ 37,295.87	\$ 64,637.33	\$ (27,341.46)	-42.30%
59020	Debt Service - Interest Paymen	\$ 42,128.08	\$ 43,024.00	\$ (895.92)	-2.08%
Total Expense		\$ 1,709,398.68	\$ 1,160,157.07	\$ 549,241.61	47.34%

\$ -

61100	Transfers In	\$ (565,219.20)	\$ (296,763.42)	\$ (268,455.78)	90.46%
61200	Transfers Out	\$ 565,219.20	\$ 296,763.42	\$ 268,455.78	90.46%
		\$ -	\$ -		

net income		\$ (659,069.19)	\$ (301,625.05)	\$ (357,444.14)	118.51%
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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	\$97,873.13	\$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	\$198,880.72	\$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	\$98,554.84									
YTD	\$77,579.64	\$117,869.25	\$216,424.09	\$216,424.09	\$216,424.09	\$216,424.09	\$216,424.09	\$216,424.09	\$216,424.09	\$216,424.09	\$216,424.09	\$216,424.09

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
FY2019	\$8,692.23	\$17,791.85	\$15,936.00	\$15,977.48	\$11,905.77	\$18,255.86	\$89,403.18	\$100,794.38	\$105,205.05	\$122,892.45	\$12,426.36	\$5,097.57
YTD	\$8,692.23	\$26,484.08	\$42,420.08	\$58,397.56	\$70,303.33	\$88,559.19	\$177,962.37	\$278,756.75	\$383,961.80	\$506,854.25	\$519,280.61	\$524,378.18
FY2020	\$9,107.40	\$23,176.76	\$18,926.00	\$18,538.79	\$15,121.36	\$16,682.78	\$100,415.47	\$111,589.79	\$111,413.82	\$68,226.73	\$472.24	-\$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
FY2021	\$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
FY2022	\$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
FY2023	\$17,714.27	\$29,542.49	\$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	\$674,084.89	\$698,499.84	\$706,046.65
FY2024	\$15,690.29	\$29,101.64	\$25,637.57									
YTD	\$15,690.29	\$44,791.93	\$70,429.50	\$70,429.50	\$70,429.50	\$70,429.50	\$70,429.50	\$70,429.50	\$70,429.50	\$70,429.50	\$70,429.50	\$70,429.50

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	NWIFA & US	Hold Harmless GRT	VTSV Lash
7/18/2022	(17,240.41)	(27,906.36)	319.99	-	(44,826.78)	8,360.12	6,426.90	54,648.70
8/22/2022	36,658.10	57,852.94	(689.95)	(44,826.78)	48,994.31	8,360.12	14,070.55	35,075.40
9/21/2022	37,758.59	57,866.32	(710.67)	-	94,914.24	8,360.12	17,588.79	68,454.10
10/19/2022	15,202.78	24,597.60	(276.99)	-	39,523.39	8,360.12	10,637.18	80,723.22
11/17/2022	133,817.63	204,886.92	(2,518.62)	-	336,185.93	8,360.12	25,992.53	126,212.90
12/15/2022	3,251.75	4,949.84	(61.40)	-	8,140.19	8,360.12	13,992.93	125,573.69
1/19/2023	81,208.10	128,084.88	(1,503.67)	-	207,789.31	8,360.12	24,077.47	142,615.65
2/15/2023	158,116.52	242,092.64	(2,975.91)	-	397,233.25	8,361.12	47,915.09	296,312.84
3/15/2023	199,147.17	154,194.82	(3,725.47)	-	349,616.52	8,361.12	51,717.41	293,244.12
4/19/2023	175,757.64	134,549.40	(3,307.99)	-	306,999.05	8,361.12	46,635.51	267,784.55
5/19/2023	188,033.34	143,949.70	(3,539.02)	-	328,444.02	8,361.12	56,212.46	346,834.02
6/22/2023	47,894.35	36,665.06	(901.43)	-	83,657.98	8,361.12	11,450.54	55,904.39
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	1,893,383.58

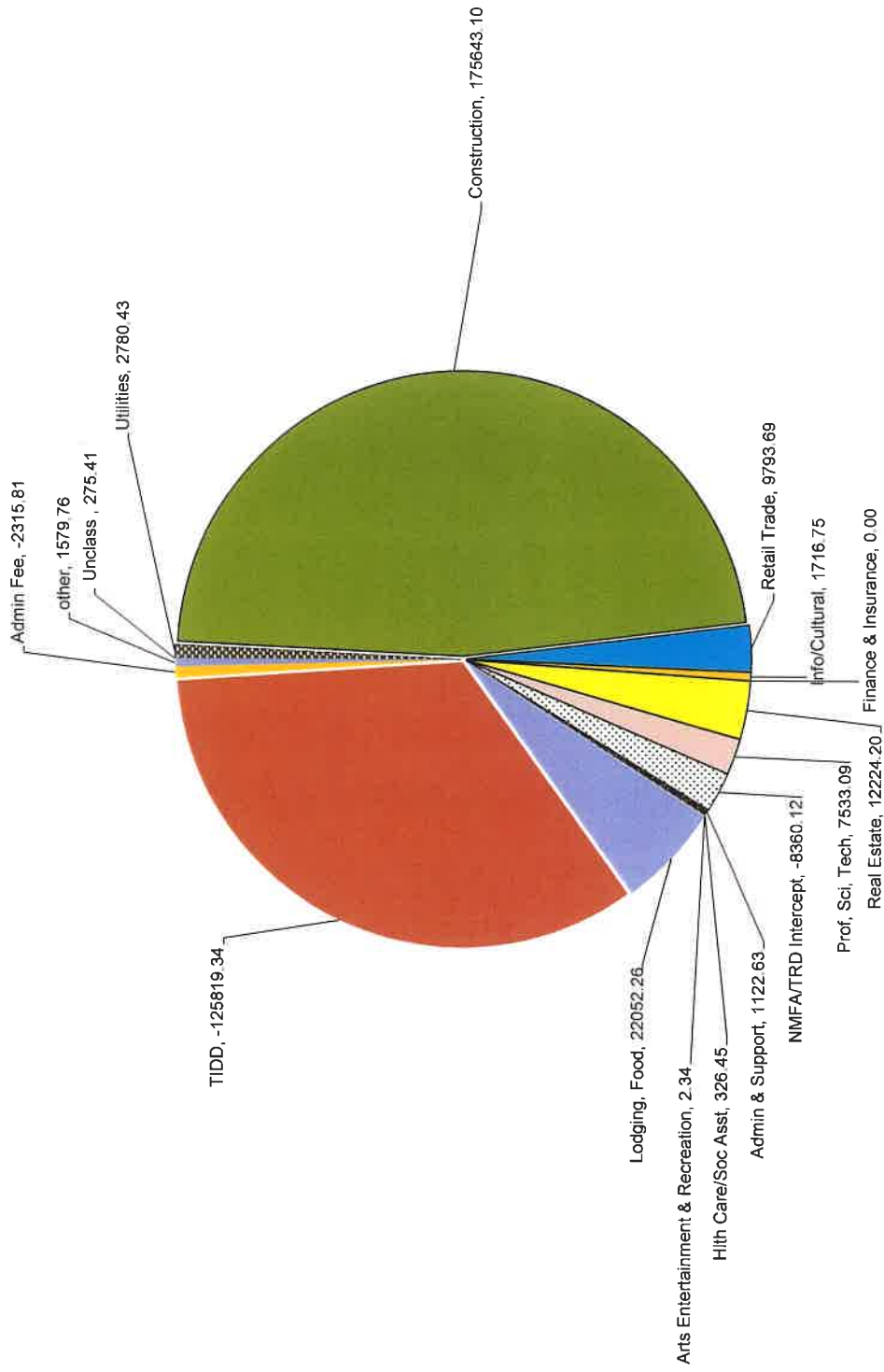
7/19/2023	59,144.68	45,297.26	(1,113.17)	-	103,328.77	8,360.12	15,007.83	77,579.64
8/18/2023	49,806.66	37,991.42	(937.43)	-	86,860.65	8,360.12	10,162.59	40,289.61
9/15/2023	125,819.34	93,155.52	(2,368.05)	-	216,606.81	8,360.12	24,021.78	98,554.84

TOTAL FY24	234,770.68	176,444.20	(4,418.65)	-	406,796.23	100,326.44	49,192.20	216,424.09
TOTAL FY2016-FY2024	6,224,848.41	5,690,434.33	(99,684.78)	(180,961.17)	11,635,369.43	676,350.62	1,567,108.34	13,447,484.45

Village Baseline

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

Village of Taos Ski Valley Gross Receipts Distribution collected for July 2023 recieved in September 2023



Monthly Public Safety Report

Sep-23

Law Enforcement	R. Salazar	J. Hutter	V. Vigil	Totals	Last Year
911 Hang up	0	0	0	0	0
Abandoned Vehicle	0	0	0	0	0
Alcohol Offense - Adult	2	0	1	3	0
Animal Calls	0	2	1	3	0
Arrests	0	0	0	0	0
Assists to other Agencies	3	0	6	9	7
B&E /Burglary	0	0	0	0	0
Battery or Assault	0	0	0	0	0
Business Alarm	1	2	0	3	3
Citizen Assists/Contacts	4	14	12	30	63
Civil Stand-by/Civil Complai	0	1	0	1	0
Disorderly /Disturbance	0	0	0	0	1
Domestic Calls	0	0	0	0	0
Embezzlement	0	0	0	0	0
Foot Patrol Hours	15	3	8	26	58
Found/Lost Property	0	0	0	0	1
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	0	0	0	0	0
MVC's	1	0	0	1	2
Narcotics Adult	0	0	0	0	0
Natural Diasters	0	0	0	0	0
Parking Citations	13	9	0	22	1
Private Property Crash	1	0	0	1	0
Reckless Driver	3	0	0	3	3
Residential Alarm	1	0	0	1	3
Shots Fired	0	0	0	0	0
Suicide Subject	0	0	0	0	0
Suspicious Persons/Vehicles	2	0	0	2	0
Theft	0	1	0	1	0
Traffic Enforcement Hours	16	35	0	51	56
Traffic Hazard	5	0	2	7	2
Traffic Stops	2	22	1	25	0
Tresspass Warnings	0	0	0	0	0
Vehicle Theft	0	0	0	0	0
Verbal Warnings	2	0	0	2	12
Welfare Check	1	0	0	1	3
Written Citations	0	7	0	7	0
Written warnings	0	19	0	19	20
Fire/EMS	2	2	7	4	1

Monthly Accomplishments for September 2023

Police Department Chief / Director Virgil Vigil

- We received the funds for the Law Enforcement Protection Fund in the amount of 101,000. We also got approval to receive the Law Enforcement Recruit Fund in this amount 131,000. This grant just needs the final approval from the Village Council to receive the funds. A Resolution for this fund will be on the upcoming Village Council agenda in October. I also applied for the Law Enforcement Retention and recruit Fund. This fund has not been approved yet but I'm expecting it should soon.
- I finished up the MOU with the Taos County Sheriff's Office for a cross commission and it was approved by council. I will file all the required documentation with Taos County Sheriff Steve Miera that is needed to obtain Cross Commission Cards.
- 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. The first stage of meeting for the event will be every week in October and the Full Scale Tabletop will be conducted on November 6, 2023.
- The operation plan for the Bull of the Woods Trail Race was executed and was a success. We had no incidents the event ran smoothly.
- Lt. Salazar will continue to resume 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 hopefully.
- 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.
- Three of our Ford Police units received vehicle recalls from Ford Motor Company and we were able to get the recall work done this month at a Sanat Fe Dealership.

Items In progress for October

- I will continue working with the Office of Emergency Management to move forward with conducting this full-scale tabletop on November 6, 2023.
- I will be evaluating our Police Department equipment, uniforms and vehicles and begin allocating the grant money to keep our equipment/vehicles updated.
- 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.

- I'll be working on filling the vacant certified Officer position so can have it filled as soon as possible.

From EMS Department Chief Matt Rogers/Interim Fire Chief

Applied for VFA Grant, \$20k x2
3 new recruits through Mini-Academy
Awarded 25k Grant for volunteer stipends
1 Firefighter through Hazmat A&O
Completed Rope Tech 2 course

From TSVFD Fire Administrator Mitch Daniels

September 2023

Closing out CWPP. We have all signatures from needed VTSV persons, just waiting for State Forestry to sign off.
NFL grant submitted by Jalmar to State Forestry was signed off. We have an open PO for \$174,000.
Working with Jalmar and Chief Rogers on NFL Grant planning.
Chipping Program was announced, and 4 residences have submitted for the program.
Attended HWY 150 Corridor meeting hosted by JR Logan.
Had a meeting with JR Logan and Chief Rogers regarding NFL Grant and Hwy 150 Corridor project.
Volunteered at ECRFPA Mini Fire Academy in Red River.
Assisted with Fire & SAR Trainings.
Submitted WFA grants for equipment and Wildland Coordinator.
Working on ISO documents for inspection in 2024.
Met with Appraiser and TSVI representative to review new fire house.

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

Council report through Oct 13- 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:

0_ new residential building.

2_ 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 approved by State Forestry with a Notice to Proceed. This month we will start on the Bull of the Woods Corridor and adjacent properties.
2. 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. 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. 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.

PUBLIC WORKS UPDATE

October 24, 2023

- Water:
 - Conducted monthly sampling
 - Maintenance and Repairs
 - Bill Curb from Curb Services came to fix/repair the Pioneer Glade Tank and install Pressure sustaining valve. All tanks were full and working properly.
 - Missions master meter system about 90% up and running.
 - Water Repairs.
 - Removed four water meter cans that were troublesome in winter months due to freezing. The Village installed the meters in the residents' homes.
- Wastewater:
 - Plant Operations
 - DMR submitted 10/12/23 (special thanks to staff for their hard work to send it out!!!)
 - Permit Excursion for exceeding the limit on phosphorus, nitrogen, and ammonia.
 - Active Corrections for these excursions include replacing hoses and disinfecting the sampling machine containers.

Date	BOD Data		pH	TSS		TKN		NH ₃ (Ammonia)		NO ₃ (Nitrate)		NO ₂ (Nitrite)		Total P		Flow, MGD			E.Coli	Fecal	Date	Total N: mg/L	Total N: lb/d	Influent Flow MG
	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	CRU	CRU		TKN + NO ₃ + NO ₂	TKN + NO ₃ + NO ₂	
6	12.10	5.13	7.21	0.58	0.25	34.00	14.40	33.00	13.98	0.10	0.04	0.06	0.03	15.00	6.36	0.051	0.049	0.343	1.00	1.00	6	34.16	14.47	
20			7.14													0.042	0.042	0.295	1.00	1.00	20	0.00	0.00	
Total		5.13			0.25		14.40		13.98		0.04		0.03		6.36	1.279	0.236	1.279			Total	Total Nitrogen		0
7 Day Avg (MAX)	12.10	5.13	7.36	0.76	0.25	34.00	14.40	33.00	13.98	0.10	0.04	0.06	0.03	15.00	6.36	0.054	0.047	0.343	1.00	1.00	7 Day Avg	34.16	14.47	0
Min	12.10	5.13	6.83	0.58	0.25	34.00	14.40	33.00	13.98	0.10	0.04	0.06	0.03	15.00	6.36	0.035	0.042	0.100	1.00	1.00	Min	mg/L	lb/d	0
30 Day Avg (AVG)	12.10	5.13		0.58	0.25	34.00	14.40	33.00	13.98	0.10	0.04	0.06	0.03	15.00	6.36	0.048	0.047	0.256	1.00	1.00	30 Day Avg	34.16	14.47	#DMC
Removal %		97.84%		99.70%																				
Frequency	1		17	1		1		1		1		1		1		1		1		2		2		
	BOD Data		pH	TSS		TKN		NH ₃		NO ₃		NO ₂		Total P		Flow, MGD			E.Coli		Fecal			
48 / 23.58	92.40	97.84%		99.79	99.70%	Today		3.30	5.34					3.75	1.20								19	31.7
30 / 23.58						30 day		3.30	5.34					2.90	0.808	OVERFLOW							12.70	21.10
FLOW NOTES:																								
FLOW: DAILY MAX (DMR)																								
FLOW: 30 DAY AV (DMR)																								
FLOW: 7 DAY AV (DMR)																								
Total Effluent for Water Consumption Report																								

- Plant and Collections Update
 - Maintenance on Sanitary Sewer lines
 - Line into headworks has been cleaned ready for winter.
- Roads:
 - Maintenance to Road (cleaning snow storages)
 - Ordering pea gravel gearing up for winter.
- Equipment
 - Winter gear up
 - One plow truck ready for winter
 - One loader ready for winter
 - Continue Chaining up the other 2 loaders for winter.
- Staff
 - Gabe Vasquez and Justin Arellano attending the 2023 NMWWA (water class) workshop in Espanola NM Oct 18-19 2023 .

Permit

Permit #:	NM0022101
Major:	Yes

Permitted Feature:	001	External Outfall
1.000	001	001
1.001	001	001
1.002	001	001
1.003	001	001
1.004	001	001
1.005	001	001
1.006	001	001
1.007	001	001
1.008	001	001
1.009	001	001
1.010	001	001
1.011	001	001
1.012	001	001
1.013	001	001
1.014	001	001
1.015	001	001
1.016	001	001
1.017	001	001
1.018	001	001
1.019	001	001
1.020	001	001
1.021	001	001
1.022	001	001
1.023	001	001
1.024	001	001
1.025	001	001
1.026	001	001
1.027	001	001
1.028	001	001
1.029	001	001
1.030	001	001
1.031	001	001
1.032	001	001
1.033	001	001
1.034	001	001
1.035	001	001
1.036	001	001
1.037	001	001
1.038	001	001
1.039	001	001
1.040	001	001
1.041	001	001
1.042	001	001
1.043	001	001
1.044	001	001
1.045	001	001
1.046	001	001
1.047	001	001
1.048	001	001
1.049	001	001
1.050	001	001
1.051	001	001
1.052	001	001
1.053	001	001
1.054	001	001
1.055	001	001
1.056	001	001
1.057	001	001
1.058	001	001
1.059	001	001
1.060	001	001
1.061	001	001
1.062	001	001
1.063	001	001
1.064	001	001
1.065	001	001
1.066	001	001
1.067	001	001
1.068	001	001
1.069	001	001
1.070	001	001
1.071	001	001
1.072	001	001
1.073	001	001
1.074	001	001
1.075	001	001
1.076	001	001
1.077	001	001
1.078	001	001
1.079	001	001
1.080	001	001
1.081	001	001
1.082	001	001
1.083	001	001
1.084	001	001
1.085	001	001
1.086	001	001
1.087	001	001
1.088	001	001
1.089	001	001
1.090	001	001
1.091	001	001
1.092	001	001
1.093	001	001
1.094	001	001
1.095	001	001
1.096	001	001
1.097	001	001
1.098	001	001
1.099	001	001
1.100	001	001

Report Dates & Status

Monitoring Period: From 08/01/23 to 09/30/23

Considerations for Farm Completion

Principal Executive Officer

First Name:	John
Last Name:	Avila

No Data Indicator (NODI)

Form NODI:

Permittee:
Permittee Address:

Discharge:

DMR Due Date:

Considerations for Form Completion

TAOS SKI VALLEY, VILLAGE OF
7 FIREHOUSE RD
38 OCEAN BLVD
TAOS SKI VALLEY, NM 87525

001-A

10/15/23

TAOS SKI VALLEY, VILLAGE OF
7 FIREHOUSE RD
38 OCEAN BLVD
TAOS SKI VALLEY, NIM 87525

NetDMR Validated

575-776-8220

Telephone

Village Administrator

Code	Parameter Name	Measuring Location	Reason #	Parent NOD	Quantity of Loading				Quality of Concentration				Units	Frequency of Analysis	Sample Type
					Qualifier 1	Value 1	Qualifier 2	Value 2	Qualifier 1	Value 1	Qualifier 2	Value 2			
00010	BOD, 5-day, 20 deg C	1 - Effluent Gross	1	-	Sample Permit Req. Value NOD	5.13	25.00	5.13	25.00	12.1	12.1	45.07 DA AVG	18-mg/L	01/30 - Monthly	COMP21
					Permit Req. Value NOD	23.8 30DA AVG	35.77 DA AVG	26.00	35.77 DA AVG	30.0 30DA AVG	30.0 30DA AVG	45.07 DA AVG	18-mg/L	01/30 - Monthly	COMP24
00040	pH	1 - Effluent Gross	0	-	Sample Permit Req. Value NOD	6.03	6.6 MINIMUM	6.03	6.6 MINIMUM	7.36	7.36	8.8 MAXIMUM	12 - SU	05/29 - 5 Days Every Week	GR - GRAB
					Permit Req. Value NOD	6.6 MINIMUM	6.6 MINIMUM	6.6 MINIMUM	6.6 MINIMUM	8.8 MAXIMUM	8.8 MAXIMUM	8.8 MAXIMUM	12 - SU	05/29 - 5 Days Every Week	GR - GRAB
000510	Solids, total suspended	1 - Effluent Gross	1	-	Sample Permit Req. Value NOD	0.25	23.8 MPa	0.25	23.8 MPa	0.056	0.056	45.07 DA AVG	19-mg/L	01/30 - Monthly	COMP24
					Permit Req. Value NOD	23.8 MPa	35.77 DA AVG	26.00	35.77 DA AVG	30.0 30DA AVG	30.0 30DA AVG	45.07 DA AVG	19-mg/L	01/30 - Monthly	COMP24
X 00060	Nitrogen, total [as N]	1 - Effluent Gross	1	-	Sample Permit Req. Value NOD	14.4	14.4	14.4	14.4	34.0	34.0	19.0 20DA AVG	15-mg/L	01/29 - Monthly	COMP24
					Permit Req. Value NOD	21.1 30DA AVG	31.77 DA AVG	25.00	31.77 DA AVG	12.7 30DA AVG	12.7 30DA AVG	19.0 20DA AVG	15-mg/L	01/29 - Monthly	COMP24
X 00070	Nitrogen, ammonia total [as N]	1 - Effluent Gross	1	-	Sample Permit Req. Value NOD	13.54	13.54	13.54	13.54	33.0	33.0	22.0	19-mg/L	01/30 - Monthly	COMP24
					Permit Req. Value NOD	5.34 30DA AVG	5.34 7 DA AVG	25.00	5.34 7 DA AVG	3.2 30DA AVG	3.2 30DA AVG	2.7 2 DA AVG	13-mg/L	01/30 - Monthly	COMP24
X 00085	Phosphorus, total [as P]	1 - Effluent Gross	1	-	Sample Permit Req. Value NOD	6.36	6.36	6.36	6.36	15.0	15.0	3.75 7 DA AVG	10-mg/L	01/30 - Monthly	COMP24
					Permit Req. Value NOD	0.0 30DA AVG	12.7 DA AVG	25.00	12.7 DA AVG	2.5 30DA AVG	2.5 30DA AVG	3.75 7 DA AVG	10-mg/L	01/30 - Monthly	COMP24
00090	Flow, in conduit or thru treatment plant	1 - Effluent Gross	0	-	Sample Permit Req. Value NOD	0.046	0.046	0.046	0.046	0.054	0.054	Req Mon DAILY MX	03 - MGD	01/01 - Daily	TOTAL
					Permit Req. Value NOD	0.046	0.046	0.046	0.046	0.054	0.054	Req Mon DAILY MX	03 - MGD	01/01 - Daily	TOTAL
00095	Chlorine, total residual	1 - Effluent Gross	0	-	Sample Permit Req. Value NOD	19.0 INST MAX	19.0 INST MAX	19.0 INST MAX	19.0 INST MAX	9 - Conditional Monitoring - Not Required This Period	9 - Conditional Monitoring - Not Required This Period	9 - Conditional Monitoring - Not Required This Period	28 - ug/L	05/29 - 5 Days Every Week	GR - GRAB
					Permit Req. Value NOD	19.0 INST MAX	19.0 INST MAX	19.0 INST MAX	19.0 INST MAX	9 - Conditional Monitoring - Not Required This Period	9 - Conditional Monitoring - Not Required This Period	9 - Conditional Monitoring - Not Required This Period	28 - ug/L	05/29 - 5 Days Every Week	GR - GRAB
10040	E coli	1 - Effluent Gross	0	-	Sample Permit Req. Value NOD	1.0	1.0	1.0	1.0	235.0 DAILY MX	235.0 DAILY MX	235.0 DAILY MX	25 CFU/100ML	02/30 - Twice Per Month	GR - GRAB
					Permit Req. Value NOD	1.0	1.0	1.0	1.0	235.0 DAILY MX	235.0 DAILY MX	235.0 DAILY MX	25 CFU/100ML	02/30 - Twice Per Month	GR - GRAB

VILLAGE OF TAOS SKI VALLEY
Village Council
Agenda Item

AGENDA ITEM TITLE: Public Hearing: **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: October 25, 2023

PRESENTED BY: Jalmar Bowden, Building Official

STATUS OF AGENDA ITEM: Old 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: Staff recommends a motion to adopt **Ordinance No. 2024-10** after a Public Hearing and Council comment.

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, NMAC 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;effective 11-15-16.
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 such certification, the proceedings shall not be stayed except by order of a court of competent jurisdiction District Court.

E. Decision of an appeal to the Planning and Zoning Commission 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 to the Village Council 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.

F-G. The Village Council decision on appeal is the final decision of the Village, and may be appealed to a district court of competent jurisdiction in accordance with New Mexico law.

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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. 20240-10 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 ~~upon June 1, 2020 after~~ its adoption, approval, and publication as provided by law.

PASSED, APPROVED AND ADOPTED THIS 24th day of October , 2023.

VILLAGE OF TAOS SKI VALLEY, NEW MEXICO

Thomas Wittman, Mayor pro Tem
ATTEST:

Ann M. Wooldridge, Village Clerk

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, NMAC Title 14, Housing and Construction, Chapters 5 and 6, as follows:

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

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

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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

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Not adopted are the following IRC Appendices:

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

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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.

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E. Decision of an appeal to the Planning and Zoning Commission 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 to the Village Council by either the appellant or the Village Building Official.

G. The Village Council decision on appeal is the final decision of the Village, and may be appealed to a district court of competent jurisdiction in accordance with 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. 2024-10 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 upon its adoption, approval, and publication as provided by law.

PASSED, APPROVED AND ADOPTED THIS 24th day of October , 2023.

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

AGENDA ITEM TITLE: Consideration to Approve Resolution 2024-550 permitting the Village of Taos Ski Valley to Enter into a Memorandum of Agreement with Department of Finance & Administration to accept the Law Enforcement Recruitment Fund (LERF) and to adhere to its requirements of the allocations of Funds, and to add the following funds and amounts to the FY24 VTSV budget for reporting the receipt and administration of these funds to DFA.

DATE: October 24, 2023

PRESENTED BY: Chief Virgil Vigil, Carroll Griesedieck

STATUS OF AGENDA ITEM: New Business

CAN THIS ITEM BE RESCHEDULED: Not recommended

BACKGROUND INFORMATION:

The allocated funds will be disbursed 100% up to \$75,000 the first year, 50% up to \$37,500 the second year, and 25% up to \$18,750 the third year. The Allocation Recipient will submit to the Department of Finance & Administration this signed document and evidence of approval of the local governing body. Disbursements of funds will be made within 5 business days of receipt of the signed agreement and evidence of approval of the local governing body.

Funds for the first disbursement must be expended from July 1, 2023, through June 30, 2024; the second 50% disbursement will be made in August 2024 to be expended by June 30, 2025; and the last disbursement of 25% will be made in August 2025 to be expended by June 30, 2026. Any amount not expended in each of the three years will be returned to the State of New Mexico, Department of Finance and Administration in the year that it is scheduled for reversion. All expenditures must occur prior to the reversion date.

The budget items and amounts for this revenue to add to VTSV FY24 budget are:

21220-0001-47120	State-Law Enforcement Appropriation	\$75,000
21220-3001-51020	Salaries – Full Time Positions	\$75,000

RECOMMENDATION: It is required that Council approve this Memorandum of Agreement before Funds can be distributed. It is also required by DFA that the budget items and amounts for tracking this revenue be added to the VTSV FY24 budget.

Village of Taos Ski Valley

RESOLUTION NO. 2024-550

**PARTICIPATION IN LOCAL GOVERNMENT WITH THE LAW ENFORCEMENT RECRUIT FUND
(LERF)ADMINISTERED BY THE DEPARTMENT OF FINANCE AND ADMINISTRATION**

WHEREAS, the Village of Taos Ski Valley and the Department of Finance and Administration Law Enforcement Recruit Fund (LERF) have entered into a joint and coordinated effort.

WHEREAS, the total allocated grant fund will be \$131,250.00 to be funded in proportional share by the parties hereto as follows:

ALLOCATION PURPOSE

One Hundred and Thirty One Thousand Two Hundred and Fifty Dollars and Zero Cents over three years to hire law enforcement/support positions. The first allocations will be disbursed at 100% within 5 business days of acceptance of this agreement to include approval of the local governing body.

ALLOCATION DISBURSEMENT

The allocated funds will be disbursed 100% up to \$75,000 the first year, 50% up to \$37,500 the second year, and 25% up to \$18,750 the third year. The Allocation Recipient will submit to the Department of Finance & Administration this signed document and evidence of approval of the local governing body. Disbursements of funds will be made within 5 business days of receipt of the signed agreement and evidence of approval of the local governing body.

Funds for the first disbursement must be expended from July 1, 2023, through June 30, 2024; the second 50% disbursement will be made in August 2024 to be expended by June 30, 2025; and the last disbursement of 25% will be made in August 2025 to be expended by June 30, 2026. Any amount not expended in each of the three years will be returned to the State of New Mexico, Department of Finance and Administration in the year that it is scheduled for reversion. All expenditures must occur prior to the reversion date.

The Allocation Recipient agrees to submit quarterly reports using Exhibit A, Law Enforcement Recruitment Report, providing updates on the hiring of law enforcement/support positions.

CERTIFICATION

I hereby certify that the **Village of Taos Ski Valley**

1. Will only use the allocated funds to carry out and/or perform activities described in allocation language.
2. Will follow the procedure described in "Allocation Reporting" of allocated funds.

This resolution also requires Council approval to add the following items to the VTSV FY24 budget to accommodate this grant funding as instructed by DFA:

21220-0001-47120	State-Law Enforcement Appropriation	\$75,000	Revenue
21220-3001-51020	Salaries – Full Time Positions	\$75,000	Expense

APPROVAL

In accordance with the authority conferred on the Department of Finance & Administration by the statute appropriating these funds, I hereby approve this certification for appropriation number **23-ZH5048-91** in the amount of **\$131,250.00**.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the governing body of the Village of Taos Ski Valley, State of New Mexico hereby approves authorizes and directs that the Village of Taos Ski Valley budget for Fiscal Year 2023-2024 be amended accordingly.

Tom Wittman, Mayor Pro-Tem

(PRINTED NAME, POSITION)

DATE

Ann Wooldridge, Village Clerk

(PRINTED NAME, POSITION)

REIMBURSING AGENCY: Department of Finance and AdministrationBusiness Unit: 341RECIPIENT:

Village of Taos Ski Valley

APPROPRIATION NUMBER:

23-ZH5048-91

TOTAL ALLOCATION
AMOUNT:

\$131,250.00

REVERSION DATE:

June 30, 2024

ALLOCATION PURPOSE

One Hundred and Thirty One Thousand Two Hundred and Fifty Dollars and Zero Cents over three years to hire law enforcement/support positions. The first allocations will be disbursed at 100% within 5 business days of acceptance of this agreement to include approval of the local governing body.

ALLOCATION DISBURSEMENT

The allocated funds will be disbursed 100% up to \$75,000 the first year, 50% up to \$37,500 the second year, and 25% up to \$18,750 the third year. The Allocation Recipient will submit to the Department of Finance & Administration this signed document and evidence of approval of the local governing body. Disbursements of funds will be made within 5 business days of receipt of the signed agreement and evidence of approval of the local governing body.

Funds for the first disbursement must be expended from July 1, 2023, through June 30, 2024; the second 50% disbursement will be made in August 2024 to be expended by June 30, 2025; and the last disbursement of 25% will be made in August 2025 to be expended by June 30, 2026. Any amount not expended in each of the three years will be returned to the State of New Mexico, Department of Finance and Administration in the year that it is scheduled for reversion. All expenditures must occur prior to the reversion date.

The Allocation Recipient agrees to submit quarterly reports using Exhibit A, Law Enforcement Recruitment Report, providing updates on the hiring of law enforcement/support positions.


CERTIFICATION

I hereby certify that the Village of Taos Ski Valley

1. Will only use the allocated funds to carry out and/or perform activities described in allocation language.
2. Will follow the procedure described in "Allocation Reporting" of allocated funds.



Local Law Enforcement Agency

Date

10/2/2023
Date
Authorized Local Governing Body AuthorityAPPROVAL

In accordance with the authority conferred on the Department of Finance & Administration by the statute appropriating these funds, I hereby approve this certification for appropriation number 23-ZH5048-91 in the amount of \$131,250.00.

DocuSigned by:


Wesley Billingsley

Wesley Billingsley

Director, Local Government Division

10/3/2023

Date

documentation. The information on the debt schedule must tie (reconcile) to the information on the budget that was submitted/approved.

2. **LERR Funding (this is FY 22- Year 2 -50%)** – if you are receiving the 2nd appropriation of this funding and budgeted during the final budget process, please make sure you are using the correct Chart of Account **(21210 Laws of 2022-LERR (Year 2))**.

If you do not have it properly budgeted **(21210 Laws of 2022-LERR (Year 2))** please process BAR move it to the correct fund (revenue and expenditures) as this fund was not available during the final budget season. The BAR needs to be completed by 10/31/23. The original budget resolution that was used for the budget can be used for this BAR as long as the amount remains the SAME. If the amount CHANGES a new resolution is needed. Please make sure to upload the resolution with the BAR.

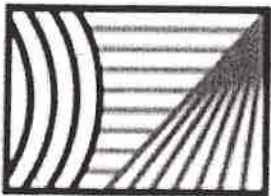
3. **LER Funding (this is for FY 23 – Year 1)** – an email was sent out with the correct information regarding fund, object code, expenditure code this morning – please process a BAR to budget these new appropriations in the correct fund –(**21220 Laws of 2023-Recruitment-LER -(Year 1)**. Make sure to process the BAR before submitting 1st qtr report.

4. **1st qtr. reports deadline is October 31st, you may** submit prior to October 31st.

5. **Lodgers Tax** – if you are reporting lodgers' tax on the quarterly report, please complete the Lodgers Tax Module. The lodger tax module information must reconcile to what is being reported in the quarterly report. Supporting documentation will be the entity's ordinance. Internal Audits – these should be done at least annually (based on state statute). If it is only done annually then upload the audit, if it is done quarterly then upload the quarterly audit.

Please refer to the user guide for detail guidance when completing the Debt Schedule or the Lodgers Tax.

Any questions please feel free to reach out to me. Thank you.



Kathleen Coates

Budget & Finance Analyst | Local Government Division
Department of Finance and Administration

Email: Kathleen.coates@dfa.nm.gov

Cell: (505) 487-3907 | **Fax:** (505) 824-4948

407 Galisteo St. Room 202 | Santa Fe, New Mexico 87501

"A good leader encourages followers to tell him what he needs to know, not what he wants to hear."
-John C. Maxwell

VILLAGE OF TAOS SKI VALLEY
Village Council
Agenda Item

AGENDA ITEM TITLE: Consideration to Approve **Resolution No. 2024-551** Requesting a Budget Adjustment (BAR) to the FY2024 Budget, increasing revenues and expenses in the EMS Fund to accommodate the 2023/24 Gross Receipts tax quarter of one cent revenues allotted to Village of Taos Ski Valley for EMS/Fire Operations.

DATE: October 24, 2023

PRESENTED BY: Carroll Griesedieck, Finance Officer

STATUS OF AGENDA ITEM: New Business

CAN THIS ITEM BE RESCHEDULED: Not Recommended

BACKGROUND INFORMATION: Last November the increased 0.25 gross receipts tax dedicated to Taos County Fire / EMS improvements was voted in. Taos County allots 10% of these revenues which started to be collected in July 2023 to the Village of Taos Ski Valley. A prediction at the time of the budget formation for this revenue was not possible. This proposed increase in revenue is based on the best prediction of funds received to date for just the month of July. This amount could be subject to change. The combined expenses have been increased by the same amount, leaving no change in the budgeted ending fund balance.

<u>FUND</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>	<u>TYPE</u>
20600 EMS	46900 Other Revenue	\$179,000	Revenue
20600 EMS	51020 Salaries	\$ 39,500	Expense
20600 EMS	51060 Overtime Salaries	\$ 3,000	Expense
20600 EMS	52010 FICA	\$ 2,709	Expense
20600 EMS	52011 Medicare	\$ 642	Expense
20600 EMS	52020 Retirement	\$ 6,953	Expense
20600 EMS	52030 Health Insurance	\$ 12,300	Expense
20600 EMS	52040 Life Insurance	\$ 50	Expense
20600 EMS	52050 Dental Insurance	\$ 720	Expense
20600 EMS	52060 Vision Insurance	\$ 126	Expense
20600 EMS	55030 Outside Contractors	\$ 37,500	Expense
20600 EMS	56020 Materials & Supplies	\$ 18,000	Expense
20600 EMS	57150 Dues/Fees	\$ 1,000	Expense
20600 EMS	56090 Safety Supplies	\$ 5,000	Expense
20600 EMS	54050 Equipment Maintenance	\$ 2,000	Expense
20600 EMS	56040 Small Equipment/Tool	\$ 14,500	Expense
20600 EMS	54050 Vehicle Maintenance	\$ 9,000	Expense
20600 EMS	56120 Fuel Expense	\$ 1,000	Expense
20600 EMS	53030 Travel/Per Diem	\$ 5,000	Expense
20600 EMS	57050 Training	\$ 5,000	Expense
20600 EMS	58020 Capital Equipment	\$ 15,000	Expense
<u>Total Expenses</u>		<u>\$179,000</u>	

RECOMMENDATION:

Staff recommends approval of **Resolution No. 2024-551** to amend the budget for FY2024 increasing the revenues and expenses in the EMS fund to accommodate the 2023/24 Gross Receipts tax quarter of one cent revenues allotted to Village of Taos Ski Valley for EMS/Fire Operations.

**VILLAGE OF TAOS SKI VALLEY
RESOLUTION NO. 2024-551**

**A RESOLUTION REQUESTING A BUDGET ADJUSTMENT TO THE
FY2024 BUDGET (BAR) TO INCREASE REVENUES AND EXPENSES IN THE EMS FUND
TO ACCOMMODATE THE 2023/24 GROSS RECEIPTS TAX 0.25% REVENUE NOT
CURRENTLY IN THE FY24 BUDGET.**

WHEREAS, it is hereby resolved that the Village of Taos Ski Valley having met in a regular meeting on October 24, 2023 proposes to make an adjustment to the Fiscal 2023-2024 budget as follows:

FUND	ACCOUNT	AMOUNT	TYPE
20600 EMS	46900 Other Revenue	\$179,000	Revenue
20600 EMS	51020 Salaries	\$ 39,500	Expense
20600 EMS	51060 Overtime Salaries	\$ 3,000	Expense
20600 EMS	52010 FICA	\$ 2,709	Expense
20600 EMS	52011 Medicare	\$ 642	Expense
20600 EMS	52020 Retirement	\$ 6,953	Expense
20600 EMS	52030 Health Insurance	\$ 12,300	Expense
20600 EMS	52040 Life Insurance	\$ 50	Expense
20600 EMS	52050 Dental Insurance	\$ 720	Expense
20600 EMS	52060 Vision Insurance	\$ 126	Expense
20600 EMS	55030 Outside Contractors	\$ 37,500	Expense
20600 EMS	56020 Materials & Supplies	\$ 18,000	Expense
20600 EMS	57150 Dues/Fees	\$ 1,000	Expense
20600 EMS	56090 Safety Supplies	\$ 5,000	Expense
20600 EMS	54050 Equipment Maintenance	\$ 2,000	Expense
20600 EMS	56040 Small Equipment/Tool	\$ 14,500	Expense
20600 EMS	54050 Vehicle Maintenance	\$ 9,000	Expense
20600 EMS	56120 Fuel Expense	\$ 1,000	Expense
20600 EMS	53030 Travel/Per Diem	\$ 5,000	Expense
20600 EMS	57050 Training	\$ 5,000	Expense
20600 EMS	58020 Capital Equipment	\$ 15,000	Expense
Total Expenses		\$179,000	

WHEREAS, at the regular meeting of the Village of Taos Ski Valley Governing body on October 24, 2023, it considered adjustments to its budget for the Fiscal Year 2023-2024; and

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

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

WHEREAS, it is the majority opinion of this Council that the proposed budget adjustments meet the requirements as currently determined for Fiscal Year 2023-2024.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the governing body of the Village of Taos Ski Valley, State of New Mexico hereby approves authorizes and directs that the Village of Taos Ski Valley budget for Fiscal Year 2023-2024 be amended accordingly.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2023

THE VILLAGE OF TAOS SKI VALLEY

By: _____
Tom Wittman, Mayor Pro Tem

(Seal)

ATTEST:

Ann M. Wooldridge, Village Clerk

VOTE: For _____ Against _____

REC'D OCT 02 2023

CC # 25210
425, 110, 84



**TAOS COUNTY
RESOLUTION NO. 2023 -24**

TAOS COUNTY
VALERIE RAE MONTAÑA, CLERK
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BY BLANDAL

**AUTHORIZING AND DIRECTING THE COUNTY TREASURER TO DISBURSE
REVENUE GENERATED FROM THE IMPOSITION OF THE ONE QUARTER OF
ONE PERCENT (.025) TAX FOR FIRE PROTECTION SERVICES AND EMERGENCY
MEDICAL SERVICES TO THE MUNICIPALITIES SET OUT IN THIS RESOLUTION
IN THE MANNER SET OUT HEREIN**

WHEREAS, the voters of Taos County approved the imposition of a one-quarter of one percent gross receipts tax during the General Election of 2022, for fire protection services and emergency medical services in Taos County (hereinafter "fire, emergency medical services tax").

WHEREAS, fire protection services and emergency services in Taos County are provided by Taos County and the following municipalities: the Town of Taos, the Town of Red River, the Village of Questa, and the Village of Taos Ski Valley.

WHEREAS, the Board of County Commissioners of the County of Taos wish the share the revenue generated from the fire and emergency medical services tax with the aforementioned municipalities in furtherance of their mutual desire to improve fire protection and emergency services in Taos County.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF THE COUNTY OF TAOS, NEW MEXICO AS FOLLOWS:**

Section 1. The County Treasurer is hereby directed to disburse the revenue generated from the fire, emergency medical services tax in the following manner:

Taos County	forty-five percent (45%)
Town of Taos	twenty-five percent (25%)
Town of Red River	ten percent (10%)
Village of Questa	ten percent (10%)
Village of Taos Ski Valley	ten percent (10%)

Section 2. Distribution of the revenues set out above will occur on a monthly basis and shall continue until further action of the Board of County Commissioners of Taos County.

Section 3. The funds derived from the aforementioned distributions shall be used for fire protection services and emergency medical services, including but not limited to operational expenses such as employee salaries.

SIGNATURE PAGE TO FOLLOW

VILLAGE OF TAOS SKI VALLEY
Village Council
Agenda Item

AGENDA ITEM TITLE: Consideration to Approve **Resolution No. 2024-552** Requesting a Budget Adjustment (BAR) to the FY2024 Budget, increasing revenues and expenses in the Fire Protection Fund to accommodate the 2023/24 increase in Fire Protection Fund Distribution and the interest income earned as a result of the loan payment held in our Debt Service bank account.

DATE: October 24, 2023

PRESENTED BY: Carroll Griesedieck, Finance Officer

STATUS OF AGENDA ITEM: New Business

CAN THIS ITEM BE RESCHEDULED: Not Recommended

BACKGROUND INFORMATION: The 2023/24 Fire Protection Fund Distribution awarded was increased over the previous year and allows for an increase in the budget for this line item. In addition, our loan payment that is held back from our distribution for payment to NMFA is held in a debt service account until the payment due date. This amount started to earn interest and that interest was applied to our loan payments for FY24. That interest income needs to be added to our budget for FY24, since it has been recorded in the financials. This is the first year that this has occurred, since last FY's loan payment was the first one. The combined expenses have been increased by the same amount, leaving no change in the budgeted ending fund balance.

FUND	ACCOUNT	AMOUNT	TYPE
20900 Fire Protection	47100 Fire Marshall Allotment	\$40,000	Revenue
20900 Fire Protection	46030 Interest Income	\$9,000	Revenue
Total Revenue increase		\$49,000	
20900 Fire Protection	56040 Supplies Non capital	\$ 9000	Expense
20900 Fire Protection	58020 Equipment and Machinery	\$20,000	Expense
20900 Fire Protection	58080 Vehicles	\$20,000	Expense
Total Expenses		\$49,000	

RECOMMENDATION:

Staff recommends approval of **Resolution No. 2024-552** to amend the budget for FY2024 increasing the revenues and expenses in the Fire Protection fund to accommodate the 2023/24 Increases in FPF Distribution and interest income.

**VILLAGE OF TAOS SKI VALLEY
RESOLUTION NO. 2024-552**

**A RESOLUTION REQUESTING A BUDGET ADJUSTMENT TO THE
FY2024 BUDGET (BAR) TO INCREASE REVENUES AND EXPENSES IN THE FIRE
PROTECTION FUND TO ACCOMMODATE THE 2023/24 INCREASE IN FIRE PROTECTION
FUND DISTRIBUTION AND THE INTEREST INCOME EARNED AS A RESULT OF THE
LOAN PAYMENT HELD IN OUR DEBT SERVICE BANK ACCOUNT.**

WHEREAS, it is hereby resolved that the Village of Taos Ski Valley having met in a regular meeting on October 24, 2023 proposes to make an adjustment to the Fiscal 2023-2024 budget as follows:

FUND	ACCOUNT	AMOUNT	TYPE
20900 Fire Protection	47100 Fire Marshall Allotment	\$40,000	Revenue
20900 Fire Protection	46030 Interest Income	\$9,000	Revenue
Total Revenue increase		\$49,000	
20900 Fire Protection	56040 Supplies Non capital	\$ 9000	Expense
20900 Fire Protection	58020 Equipment and Machinery	\$20,000	Expense
20900 Fire Protection	58080 Vehicles	\$20,000	Expense
Total Expenses		\$49,000	

WHEREAS, at the regular meeting of the Village of Taos Ski Valley Governing body on October 24, 2023, it considered adjustments to its budget for the Fiscal Year 2023-2024; and

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

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

WHEREAS, it is the majority opinion of this Council that the proposed budget adjustments meet the requirements as currently determined for Fiscal Year 2023-2024.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the governing body of the Village of Taos Ski Valley, State of New Mexico hereby approves authorizes and directs that the Village of Taos Ski Valley budget for Fiscal Year 2023-2024 be amended accordingly.

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2023

THE VILLAGE OF TAOS SKI VALLEY

By: _____
Tom Wittman, Mayor Pro Tem

(Seal)

ATTEST:

Ann M. Wooldridge, Village Clerk

VOTE: For ____ Against ____

VILLAGE OF TAOS SKI VALLEY
Village Council
Agenda Item

AGENDA ITEM TITLE: Consideration to Approve Award of Agreement for a Contracted Level 4 Wastewater Operator

DATE: October 24, 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 (VTSV) has an MBR sewer plant that requires Level 4 Wastewater Operator certification to oversee operations, procedures, and reporting.

A copy of this IFB was sent to accredited operators and can be obtained from the VTSV website at www.vtsv.org

(direct link- <http://vtsv.org/how-do-i/bid-on-village-projects-rfps/>) until the expiration date of this solicitation. It is incumbent upon the Respondent to check the website for additional information and/or addenda.

Questions regarding the substance of the IFB or scope of services must be submitted via e-mail to the purchasing contact listed above no later than the Proposal Question Deadline noon 10/23/23.

Sealed Responses clearly marked with the IFB# are due prior to October 24, 2023 and must be delivered to the Municipal Offices, located at **Village of Taos Ski Valley Municipal Building; 7 Firehouse Rd, Taos Ski Valley, NM 87575**, or emailed to Marlene Salazar, CPO msalazar@vtsv.org

NOTE - There is NO overnight guaranteed delivery to Taos Ski Valley.

The Village as a member of the Enchanted Council Of Governments makes our price agreements available to other ECOG members if the contractor agrees.

SECTION 1 - DESCRIPTION AND REQUIREMENTS

PROJECT DESCRIPTION:

The contractor must be able to provide the services of a Level 4 Wastewater Operator for the Village of Taos Ski Valley plant. The Plant is an (MBR) Membrane Bioreactor System that was placed in operation in the last few years. It requires Operator oversight for operational procedures and reporting, including but not limited to: Semi-Annual Sludge Report, Annual DMR Quality Assurance Report, Biosolid Annual Report, Disinfectant Level Quarterly Operating Report, Monthly (DMR) Discharge Monitoring Report, Village Council Report.

Must be capable of reading, interpreting information from the SCADA system, be always available for any emergency alarm and call to action. Coordinate procedures for operations, corrective responses and process planning with the site supervisors and other assigned staff. Although most of the work may be remote, site presence need is likely 2days average each month.

GENERAL REQUIREMENTS:

The proposer shall provide proof of Level 4 Operator Certification and information/examples of experience operating wastewater plants reports. The Information of the proposal will include the following:

- Type of Operator Certification and Level that can be provided.
- Describe your experience with MBR plants and what you understand about the Village plant.
- Ownership and Agent information
- Estimated number of hours needed to provide the required service for Wastewater Operator.
- Must be able to provide the service for six (6) months at the required service level.

PROPOSAL REQUIREMENTS:

Contractor proposal included the following outlined in each section below:

1. Table of Contents. Each proposal shall include a cost index for Wastewater services, \$/hour, etc. **Option2: please include the cost for Level 2 Water Operator services as well.**
2. Letter of Transmittal. Describe Owner's interest in and ability to provide service of certified operators.
 - a. This Letter of Transmittal must state that the proposal is valid for at least a 60-day period and that you are aware the information is subject to public inspection.
 - b. Identify the owner or agent who is authorized to contractually bind the firm and can be contacted for transaction information. Provide name, title, address, email, and telephone number of this person.
 - c. Provide name, title, address, mail, and telephone number of other key contacts for the IFB during the evaluation process (i.e. operator, engineer, etc.)

REQUIRED FORMS:

- (1) Proof of Level 4 Wastewater Operator certification, include copies of certificates.
- (2) Campaign Disclosure form
- (3) Sample contract

STAFF RECOMMENDATION: Staff therefore recommend that the Village Council authorize awarding the contract to the selected offeror of Certified Operator services for a yearly renewable contract.

PENDING

VILLAGE OF TAOS SKI VALLEY
Village Council
Agenda Item

AGENDA ITEM TITLE: Consideration to Approve the Memorandum of Agreement between the Village of Taos Ski Valley, the North Central Regional Transportation District (NCRTD), the Town of Taos, and Taos County for Shuttle Service during the 23/24 Ski Season

DATE: October 24, 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 pursued a long-term agreement for Winter Service with the NCRTD, and a Memorandum of Agreement was drafted for the Village, Town, and County to participate with NCRTD programs in a multiyear agreement.

In order to provide service this winter, the NCRTD would like to have the agreement approved by the Council, so that they can start the recruitment process for seasonal drivers shortly after the agreement is approved.

STAFF RECOMMENDATION: Staff therefore recommends that the Village Council Approve the NCRTD Winter Service and multiyear agreement with the NCRTD, the Town of Taos, and Taos County.

PENDING

Memorandum of Understanding between Taos Ski Valley Inc. and Village of Taos Ski Valley Fire EMS & SAR

TITLE

This agreement shall be known as "Taos Ski Valley Inc. and Village of Taos Ski Valley Fire EMS & SAR Cooperative Agreement"

PURPOSE

This agreement is entered into by agencies that both provide Emergency Medical Services in and around the Village of Taos Ski Valley.

RECITALS

Whereas, all parties have responsibility to provide Emergency Medical Services in their respective jurisdiction's; and

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

Whereas, all parties desire to enter into an agreement that will provide for cooperative interagency assistance and response to large scale EMS 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, the following definitions shall apply:

Agency – Taos Ski Valley Inc medical services or Village of Taos Ski Valley Fire EMS & SAR

Emergency Medical Services – The rescue and medical procedures performed by qualified personnel in circumstances of unanticipated medical crisis, which are intended to prevent loss of life or aggravation of physical or psychological illness or injury.

Incident – any occurrence which requires a response and action by trained emergency services 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 emergency 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.

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 costs incurred by such party in furnishing interagency assistance as provided for in this agreement or associated operating plans. This prohibition does not waive, limit or deny the right of certificated ambulance services to charge patient care and transport fees as authorized by an approved tariff.

This agreement does not preclude agencies from entering into separate agreements with other individual agencies for services and compensation thereof. 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.

VILLAGE OF TAOS SKI VALLEY

By: _____
Tom Wittman, Mayor Pro Tem

ATTEST:

Ann Marie Wooldridge, Village Clerk

Date: _____

TAOS SKI VALLEY INC.

By : _____