



**VILLAGE COUNCIL MEETING
MINUTES
EDELWEISS LODGE AND SPA CLUB ROOM
TAOS SKI VALLEY, NEW MEXICO**

TUESDAY, MAY 13, 2014, 2:00 P.M.

7 Firehouse Road
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MAYOR:
Neal King

COUNCIL:
Kathleen V. Bennett
J. Christopher Stagg
Barbara L. Wiard
Thomas P. Wittman

VILLAGE ADMINISTRATOR:
Mark G. Fratrack

CLERK/TREASURER:
Vanessa N. Chisholm

1. CALL TO ORDER & NOTICE OF MEETING

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

2. ROLL CALL

Vanessa Chisholm, Clerk/Treasurer, called the roll and a quorum was present.

Governing body present:

Mayor Neal King
Mayor Pro Tem Barbara Wiard
Councilor Kathy Bennett
Councilor Chris Stagg
Councilor Tom Wittman

Staff present:

Village Administrator Mark Fratrack
Village Clerk/Treasurer Vanessa Chisholm
Public Works Director Raymond Keen
Public Safety Director David Wallace
Village Attorney Dennis Romero

3. APPROVAL OF THE AGENDA

Mayor Pro Tem Wiard requested that item 12. D. Consideration of Lawsuit Mediation, follow item 15. Closed Executive Session.

MOTION: To approve the agenda as submitted.

Motion: Councilor Wittman

Second: Councilor Bennett

Passed: 4-0

4. APPROVAL OF THE MINUTES OF THE APRIL 15, 2014, BUDGET WORKSHOP AND THE APRIL 15, 2014 VILLAGE COUNCIL MEETINGS.

MOTION: To approve the minutes from the April 15, 2014 Budget Workshop and the April 15, 2014 Village Council Meetings

Motion: Mayor Pro Tem Wiard

Second: Councilor Wittman

Passed: 4-0

5. CITIZENS FORUM

No one spoke at the Citizen's Forum.

A. Introduction of Briliam Engineering

Administrator Fratrack introduced Patrick O'Brian, Principal-in-Charge, of Briliam Engineering, the new Village engineering consultants.

6. FINANCIAL REPORTS

Clerk/Treasurer Chisholm reported that the GRT continues to be below last year's collections by about \$34,000. Lodger's Tax collections remain stable. The Financial Quarterly Reports have been submitted to the Department of Finance and Administration. Other financial reports were reviewed.

7. COMMITTEE REPORTS

A. Planning and Zoning Commission

Councilor Wittman Councilor Wittman reported on the May 5, 2014 P&Z Commission meeting. Impact fees were discussed and approved for recommendation to the Council. The next meeting is scheduled for Monday, June 9, 2014, at 1:00 p.m. at the Edelweiss Lodge and Spa Club Room.

B. Public Safety Committee

Councilor Bennett reported on the May 7, 2014 meetings.

The Public Safety Committee discussed bear safety issues, special event permits, Memorial Day weekend, and the 4th of July.

The Community Firewise Board of Directors discussed many firewise issues such as Reverse 911, property assessments, the Wildland Urban Interface (WUI) and Community Wildfire Protection Plan (CWPP). A Sim table and air burner demonstration will be presented at the June 10, 2014 Village Council meeting. Property owners are strongly urged to attend the meeting.

Both committees are scheduled to meet Wednesday, May 28, 2014 at the Village Office.

C. Parks and Recreation Committee

No report.

D. Lodgers' Tax Advisory Board

No report.

8. REGIONAL AND STATE REPORTS

Mayor Pro Tem Mayor Pro Tem Wiard reported that the next meeting of the Taos Regional Landfill Board and the Intergovernmental Council will be held on May 21, 2014. Funding restrictions due to the Governor's audit restrictions were discussed during the Governor's DWI Grant Council meeting held April 29, 2014. The NMML Budget meeting is May 21, 2014 in Santa Fe. Everyone is encouraged to vote June 3, 2014, primary election day.

9. MAYOR'S REPORT

Mayor King reported on the Fire Department's efforts to be prepared for the ISO insurance rating inspection on May 15, 2014. The Fire Department currently has an 8 rating (1997) and hopes to receive an improved rating, possibly down to 6. This could result in a decrease in the cost of property insurance.

10. STAFF REPORTS

Administrator Fratrack reported on the following topics:

- U.S. Forest Service (USFS) meetings
 - Improvements to the wastewater treatment plant may be made without the Townsite Act being approved, as long as the footprint of the plant remains the same. It was noted that the Village NPDES discharge permit is for “Quality” not “Quantity”, a very important distinction.
 - The USFS does not have plans to do thinning around the Village.
 - The NEPA requirement for the canyon utility line trench has been met and the line is approved for multiple utility lines.
 - The USFS is holding a planning discussion meeting June 12, 2014, 6:00 p.m. to 8:00 p.m. at the Columbine Inn Conference Center. The public is encouraged to attend and participate.
 - There was no update on the USFS After Action Report.
- The JR Ramming Nature Trail has been reopened by the Public Works Department. Gordon Briner committed TSV Inc. to rebuild the JR Trail which had been disturbed by construction.
- Village clean- up days will be held May 19-24, 2014, ending with a barbeque and an informal town hall meeting at the Mayor’s house on May 24, 2014 at 2:00 p.m. A second clean-up day will be June 19, 2014, followed by a barbeque at the Village Office.
- A letter regarding summer construction in the Village has been mailed to property owners.

Chief Wallace thanked everyone for their hard work in getting the Fire Department ready for the ISO inspection. They will return to inspect every three to five years. The emergency notification siren has been delivered. The siren is activated by radio control.

Director Schieber reported on construction scheduled for this summer. In addition to TSV, Inc.’s construction projects, plans include houses in the Kachina area and Pioneers Glade and a remodel of Twining Condos.

Director Keen reported that there are no issues at the wastewater treatment plant. Briliam Engineering is studying the plant and making recommendations. Repairs are needed on the backhoe.

11. OLD BUSINESS

None

12. NEW BUSINESS**A. Consideration to Approve Resolution 2014-262: A Resolution Requesting a Permanent Budget Adjustment for the FY2014 Budget.**

Chisholm stated when Resolution #2014-249 (September 3, 2013) was approved, the deposit into the Clean Water State Revolving fund accounts (replacement Reserve and Debt Reserve) was not included in the resolution. While preparing the quarterly report for March 31, 2014, she noted this needs to be included in the budget. The first part of this resolution will clear up the deposit. The second part of the resolution is to account for increases in expenditures that did not have

sufficient funds budgeted. Legal services in both Water/Sewer Operating and the General Fund need to be increased due to the LCI2 vs. VTSV litigation.

MOTION: To approve Resolution #2014-262, a Resolution Requesting a Permanent Budget Adjustment

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

B. Public Hearing: Consideration to Approve FY2015 Budget and Consideration to Approve Resolution 2014-263: A Resolution to Adopt FY2015 Budget

The budget was reviewed including the changes recommended at the April workshop. Discussion followed regarding the \$20,000 for summer bus service. This amount was added to Outside Contractors in the General/Admin department.

Mayor King opened the Public Hearing. No one spoke for or against the approval of the budget. The mayor closed the Public Hearing.

MOTION: To approve the FY2015 Budget and maintain the ad valorem tax rate at 7.65%

Motion: Mayor Pro Tem Wiard **Second:** Councilor Wittman **Passed:** 4-0

C. INTRODUCTION: Ordinance #2014-30 Zoning Regulations Ordinance, Amendments to Ordinance #2014-30 Section 22.10 Current Development Impact Fee Schedule and Revisions to Public Facilities Needs Assessment Report to Combine Fire, EMS and Law Enforcement Impact Fees into one Account.

Director Schieber explained the proposed impact fees. The overall impact fee per square foot will be decreased by \$0.2797 from \$4.6531/sf to \$4.3747. The three Public Safety accounts will be consolidated into one account.

13. MISCELLANEOUS:

None

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

The next meeting of the Village Council is scheduled for Tuesday, June 10, 2014, 9:30 a.m. at the Columbine Inn Conference Center. There will be a computerized simulation of a wildfire as part of the Firewise Community projects, a power point presentation of a Burn Boss air burner and a live demonstration after the Village Council meeting.

15. CLOSED EXECUTIVE SESSION: LCI2 vs. the Village of Taos Ski Valley

MOTION: Motion to go to Closed Executive Session

Motion: Mayor Pro Tem Wiard **Second:** Councilor Wittman **Passed:** 4-0

MOTION: To return to Open Session

No other topics were discussed and no decisions or motions were made in closed session.

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

12. NEW BUSINESS

D. Consideration and Possible Approval of LCI2 Lawsuit Mediation Proposal in the amount of \$_____.

No Action was taken.

MOTION: To Defer.

Motion: Mayor Pro Tem Wiard **Second:** Councilor Wittman **Passed:** 4-0

16. ADJOURNMENT

Motion: To adjourn the meeting.

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

Neal King, Mayor

Vanessa Chisholm, Village Clerk