

**REGULAR MEETING  
Taos Town Council  
Town Council Chambers  
120 Civic Plaza Drive  
Taos, New Mexico**

**April 14, 2009  
1:30 p.m.**

**AGENDA**

- 1. CALL TO ORDER BY THE HONORABLE MAYOR DARREN M. CORDOVA**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. APPROVAL OF AGENDA**
- 5. APPROVAL OF MINUTES**
  - A. Regular Meeting**  
March 10, 2009
  - B. Special Meetings**  
February 19, 2009  
February 24, 2009  
March 5, 2009  
March 18, 2009
- 6. Staff requests action on the following items. These items are for the purpose of taking action on the matters considered at the Public Hearing held on March 17, 2009.**
  - A.** Discussion and approval of Minutes of March 17, 2009 (regarding Neem Karoli Baba Ashram Case)
  - B.** Decision & Order including Findings of Facts & Conclusions of Law (regarding Neem Karoli Baba Ashram Case). Vote on this item will be preceded by consideration of points made in parties' briefs (if any are filed).
  - C.** (This is not a new public hearing) Action on Ordinance 09-05A concerning Council rejection of annexation of land applied for by Neem Karoli Baba Ashram.
- 7. AWARDS AND RECOGNITIONS**
  - A. NEW HIRES, by Loretta Trujillo, Human Resources Director**  
Christopher Calhoun  
Communications Equipment Operator Trainee  
Full Time Employee  
Communications Department  
Effective: 03/08/2009  
  
Heather LeDoux  
Communications Equipment Operator Trainee  
Full Time Employee  
Communications Department  
Effective: 03/09/2009

**B.** Mayor Cordova will present a Proclamation declaring the month of April, 2009, as National Fair Housing Month.

**C. Star Department Presentation**

Mayor Cordova will recognize Dinah Gonzales, Chair of the Employee Awards & Recognition Team, to assist in the presentation of an award to the Star Department for the month April, 2009 - Buildings Safety Division of Buildings Department.

**D. Recognition of Town of Taos Employees**

Representatives of the Employees Awards & Recognition Team will recognize and present certificates of appreciation to 3 employees for going above and beyond the call of duty and performing various random acts of kindness - Rueben Martinez, Mat Hollingshead, and Derek Sharp of the Information Technology Division.

**8. CITIZENS FORUM (Speakers limited to 5 minutes each)**

**A. Jamie Rodenbaugh, Rocky Mountain Youth Corps, presentation on Earth Day events.**

**B. Jose "Tino" Romero, Executive Director of Ancianos Inc., request for funding in the amount of \$30,422 for Fiscal Year 2009-2010.**

**C. Judith Tamm, Taos Housing Corporation, presentation of quarterly report.**

*The items in the Consent Agenda below have been reviewed and discussed in detail by the Mayor and Town Manager and they agree to place these items on the Consent Agenda for the purpose of voting on all items with one vote.*

**9. CONSENT AGENDA**

**A. Tina Torres, Purchasing Agent**

1. Consideration and approval to purchase Neptune water meters and remote readouts from HD Supply WaterWorks. Water meters are to complete the ongoing water replacement program. Neptune water meters are the only type that is compatible to the reading equipment and software used currently by Utility Billing. HD Supply WaterWorks is the sole authorized provider of Neptune Meters and equipment in the State of New Mexico. The total purchase price is in the amount of \$76,714.01 which includes GRT and delivery. *(With Amos Torres, Public Utilities Director)*
2. Approval of Purchase of new telephone system from Advanced Network Management, Inc. Total amount is \$58,330.72 inclusive of Gross Receipts Tax. The company is on state contract. State of New Mexico Contract No. ESS 90-000-00-01008BB - LAN/WAN Data Systems. *(With Reuben Martinez, IT Manager)*
3. Approval of Contract TT-09-273 with TaosNet, LLC for equipment and internet service for 18 months. Total cost \$18,035.68 plus GRT in the amount of \$1,431.58. Contract includes DSL and wireless service. *(With Reuben Martinez, IT Manager)*
4. Consideration and approval to award Bid No. 08-09-18 to Ed Corley Dodge (from Grants, New Mexico) in the amount of \$23,599 for the purchase of a 2009 Dodge Grand Caravan. Town of Taos is the fiscal agent for Casa de Corazon, a non-profit community based organization serving the youth of Taos County. The Town of Taos shall own the vehicle and Casa de Corazon shall lease the vehicle in accordance with the terms and conditions of Lease Agreement No. TT-08-48 between the Town of Taos and Casa de Corazon.

Legislative appropriation No. 07-L-G-3508 will fund purchase of vehicle.  
(With Francella Garcia, Grants Administrator)

**B. Francella Garcia, Grants Administrator**

1. Authorization to submit an application in the amount of \$356,901 to the Federal Aviation Administration (FAA) which will provide funding to continue work to the original Environmental Impact Statement (EIS) for the Taos Regional Airport. Based on the most recent schedule developed by FAA an additional \$375,685 inclusive of GRT is needed to complete Phase 3 and Phase 3A of the EIS project. Funding breakdown is as follows: FAA 95% (\$356,901); State 2.5% (\$9,392); Town Match 2.5% (\$9,392).
- 2.. Authorization to submit an application in the amount of \$9,392 to the New Mexico Department of Transportation (DOT), Aviation Division which will provide funding to continue work to the original Environmental Impact Statement (EIS) for the Taos Regional Airport. Based on the most recent schedule developed by FAA an additional \$375,685 inclusive of GRT is needed to complete Phase 3 and Phase 3A of the EIS project. Funding breakdown is as follows: FAA 95% (\$356,901); State 2.5% (\$9,392); Town Match 2.5% (\$9,392).
3. Consideration and approval of contract TT 09-283 with URS Corporation in the amount of \$347,655 exclusive of GRT to mature June 30, 2010. URS Corporation Southern scope of services primarily involves assisting FAA with the preparation of an Environmental Impact Statement (EIS) for the proposed expansion of the Taos Regional Airport. The most recent schedule developed by FAA is to complete the final phase of the EIS.
4. Approval of Resolution 09-19 to re-adopt the Fair Housing Plan conforming with the Fair Housing Act. In accordance with CDBG Regulations the Town must update their Fair Housing Resolution annually. The approval of Resolution 09-19 implements any necessary updates in order for the Town to be in compliance with the federal, state and local laws, regulations and guideline.
5. Authorization to accept Amendment No. 1 to grant agreement No. SAP-08-1266-GF from the New Mexico Environment Department Construction Programs Bureau for Town of Taos refuse container cleaning, deodorizing and sanitizing. Due to state shortfalls and economic downfall appropriation was amended to reduce the original appropriation of \$19,000 to \$17,600. All other terms and conditions of the grant agreement shall remain unchanged.

**10. MATTERS FROM STAFF**

**A. Francisco “French” Espinoza, Public Works Director**

Melissa Larson, Taos Recycling Committee, ten minute presentation regarding general recycling issues.

**B. George Jaramillo, Library Director**

Judy Hofer, UNM Literacy Center, request for continuation of funding.

**C. Daron Syling, Chief of Police**

Approval of police assistance for the annual Taos High School Prom scheduled for May 2, 2009 at the Taos Convention Center. Taos High School Student Senate is asking the Taos Police Department to close Civic Plaza Drive from the hours of

8:00 p.m. to 12:00 a.m. on May 2. This will help to deter any risk for pedestrians crossing to attend the Prom. They also ask for police presence to ensure the safety of the students and staff at their event.

**D. Amos Torres, Public Utilities Director**

1. Consideration and approval to allow Marcos A. Martinez to connect to Town sewer main line. The property is located at Rim View Road and the sewer line is within the property. Owner will be responsible for all costs associated with the connection and all applicable fees. Connection will be one 4" gravity flow line.
2. Consideration and approval to allow Martin Maes to connect to Town sewer main line. The property is located at 155 State Road 240 and the sewer line is within the property. Owner will be responsible for all costs associated with the connection and all applicable fees. Connection will be one 4" gravity flow line.
3. Consideration and approval to allow Rosanna Bowman to connect to Town sewer main line. The property is located at 401 Ranchitos Road and the sewer line is within 300' of the property line. Owner will be responsible for all costs associated with the connection and all applicable fees. Connection will be one 4" gravity flow line.

**E. Marietta Fambro, Finance Director**

Resolution No. 09-20 Authorizing and approving submission of a completed application for financial assistance and project approval to the New Mexico Finance Authority. The amount of financing is \$2,000,000 for a 15 year period with an average of debt service payment for each year of \$211,088 for the Alexander Gusdorf Eco Park on Salazar Road.

**11. PUBLIC HEARINGS**

**A. Renee Lucero, Town Clerk**

1. Consideration and approval of Wine Grower (Off-site) Liquor License Application 590259 for Vivac Winery, LP dba Vivac Winery located at 623 US 64 (NM 68) (Paseo del Pueblo Norte), which is the location for Cid's Food Market.
2. Consideration and approval of New Restaurant Beer/Wine License Application 591204 for Powell Orchard Enterprises, Inc. dba Taos Diner located at 908 Paseo del Pueblo Norte.

**B. Francella Garcia, Grants Administrator (*With Lt. David Maggio*)**

Approval and authorization to submit a grant application in the amount of \$31,792 to purchase and equip a police unit for the Town of Taos Police Department from the U.S. Department of Justice, Recovery Act of the Bureau of Justice Assistance (BJA). Funding was authorized by the American Recovery and Reinvestment Act of 2009, the "Recovery Act" signed by President Obama on February 17, 2009 to jumpstart our economy and to create or save millions of jobs. Town of Taos is eligible to receive \$31,792 in grant funds. Town Match funds are not required.

**C. Allen Ferguson, Town Attorney**

1. David Sperry Matter:
  - a. Public Hearing to consider the Dedication Agreement between Town of Taos and David Sperry dated August 2, 2006.

- b. The Council may adjourn to go into executive session to discuss possible litigation settlement on the David Sperry v. Town of Taos case Pursuant to NMSA 1978 10-15-1-H.7.
- c. Possible action to be taken regarding the David Sperry case.
2. Approval of Town of Taos Ordinance 09-08: An Ordinance to provide for joint Police and Fire Department enforcement of prohibition against parking in fire lanes; to set uniform fines for violations of prohibitions against parking in fire lanes, blocking fire hydrants, and parking in designated disabled parking spaces; and to provide for the towing or moving of vehicles blocking fire lanes or fire hydrants in a case of emergency, repealing and replacing Ordinance 09-04

**12. MATTERS FROM THE TOWN MANAGER**

- A. Discussion of potential action regarding Town of Taos Parking Meter proposal.
- B. Report from the Town Manager.

**13. MATTERS FROM THE MAYOR AND COUNCIL**

**14. ADJOURNMENT**

**APPROVED:**

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**Darren M. Cordova, Mayor**

*To request details on an agenda item please contact the Town Clerk at 400 Camino de la Placita, Taos New Mexico, 87571 (575) 751-2005. If you are an individual with a disability who is in need of aid or service to attend and/or participate in a meeting of the Town of Taos Council, please contact the office of the Town Clerk at 400 Camino de la Placita, Taos New Mexico, 87571 (575) 751-2005 at least 24 hours in advance. For copies of this agenda please pick-up at Town Hall.*