

Angel Fire Public Improvement District 2007-1

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PID Board Meeting Minutes

October 9, 2014 at 2:00 pm at the PID Board Room

- A. Call to Order - Chairman Pro Tem Don Borgeson called the meeting to order at 2:10 pm.
- B. Pledge of Allegiance - Chairman Pro Tem Borgeson called for the Pledge of Allegiance.
- C. Roll Call - Present were Director Don Borgeson (Chairman Pro Tem), Vice Chairman Rakes (by phone), and Director Young (by phone). Chairman Jim LeBus and Director Chuck Verry were absent. A quorum was present with Chairman Pro Tem vote. Also present were Sally Sollars, District Administrator and Nann Winter, General Counsel (by phone).
- D. Approval of Agenda – Director Young moved to approve the agenda as written. Vice Chairman Rakes seconded. The motion carried 3-0.
- E. Approve September 11, 2014 Minutes – Director Young moved to approve the January September 11, 2014 minutes. Chairman Pro Tem Borgeson seconded. Vice Chairman Rakes abstained from the vote because he was not present at the previous meeting. The motion carried 2-0.
- F. Requests and Responses from the Audience – None.
- G. Announcements and Proclamations – Ms. Sollars announced that she would be out of the office working remotely for the next two weeks.
- H. Enter into Executive Session - At 2:14 pm Chairman Pro Tem Borgeson announced that we would have a closed Executive Session Meeting and that no decisions would be made and only items on the agenda would be discussed. Director Young moved to enter into Executive Session. Vice Chairman Rakes seconded. Roll call vote: Vice Chairman Rakes; aye, Director Young; aye, Chairman Pro Tem Borgeson; aye. The motion carried 3-0.

Chairman Pro Tem Borgeson returned to the Board Meeting at 2:32 pm by stating “No decisions were made during the Executive Session and the only items discussed were on the agenda”.

Let the record show that pursuant to NMSA 1978, Section 10-15-1 (H-8) on October 9, 2013 at 2:14 p.m. at the PID Board Meeting Room the PID Board held a closed meeting to discuss pending litigation. Let the minutes reflect that the matters discussed in the closed meeting were limited only to those specified in the notice of the separate closed meeting.

I. Business

- 1. Consider and Approve Resolution 2014-8 Mathwig Deed in Lieu – Ms. Sollars requested that the record show that the agenda contained a typographical error. The Mathwig Deed in Lieu Resolution is number 2014-8 not 2014-7. Director Young moved to approved Resolution 2014-8. Vice Chairman Rakes seconded. Ms. Sollars reported that a title company will conduct the closing of Mr. Mathwig’s property once he has signed the agreement. The motion carried 3-0.
- 2. Consider and Approve Collection of Fee for Completing the RANM PID Disclosure Form – Vice Chairman Rakes moved to approve the collection of fees for completing the

RANM disclosure form. Director Young seconded. Ms. Sollars reported that she will be working out the procedure with Cathe Moon, who is on the Board of the Taos County Association of Realtors. Director Young recommended that Ms. Sollars make the agents aware at the time of the request that the PID obligation may be paid in one lump sum as well as annual assessments. The motion carried 3-0.

- J. Consent Agenda – Vice Chairman Rakes moved to approve the Consent Agenda. Director Young seconded. The motion carried 3-0.

1. Stelzner, Winter, et al; Invoice #7200 - \$1,503.89
2. New Mexico Finance Authority; Invoice dated 10/6/14 - \$1,061,474.10
3. Sally Sollars; Invoice #55 - \$6,733.17
4. BMWS; October Rent; Invoice #08-0008 66 - \$380.00
5. CenturyLink; Invoice dated 9/25/14 - \$215.79
6. AT&T; Invoice dated 9/1/14 - \$11.41
7. Village of Angel Fire Water Fees; Invoices dated 9/31/14 - \$306.05
8. Transfer Bond Call from Prepayment Account to Assessment Account - \$115,000.00
9. Petty Cash Report; Balance \$151.18

- K. Reports

1. Administrative Report – Ms. Sollars reported that the preliminary audit results indicate no findings. The audit report is due to the Office of the State Auditor by December 1. The draft should be ready for review by November 1.

John Pittenger from Blue Earth Ecological Consultants, Inc. visited the wetland mitigation area last week. He reported that the vegetative cover is reaching the criterion set in the USACE 404 permit and that he felt fairly certain that the mitigation would be successful by the end of next year.

There has been no contact with Kit Carson this month. Outstanding are the three sections in Village North where they need to find the conduit, one other tiny section in Village North, the actual cost invoices for this work in Village and also Country Club 1A, estimates for Country Club 1&2, and a rebate request.

The State auction of delinquent properties has been rescheduled to October 30. There has been no word from the Attorney General's office concerning the review of the District's tax exempt status, no further contact with the Property Tax Division of Tax and Rev, and no response to Ms. Winter's inquiries in both offices.

Ms. Sollars reported that Mr. Mathwig's property closing will be handled by Title Services in Raton. Chairman Pro Tem Borgeson said that he strongly feels that the Board should not consider taking possession of any other properties, through deed in lieu or foreclosure, until the property tax exempt status and exemption from membership dues is established. Director Young was in agreement with Chairman Pro Tem Borgeson on this issue.

Ms. Sollars continued that the first quarterly report is due to DFA by the end of this month. The August collections were \$9,739, which was \$20K less than the projected average collection. The Finance Committee will be meeting on October 15th.

2. Treasurer's Report – Ms. Sollars asked if everyone had received the Treasurer's Report from Director Verry and if there were any questions. There were none.
- L. Adjournment - Chairman Pro Tem Borgeson adjourned the meeting at 2:50 pm.

Next Regular PID Board Meeting will be November 13, 2014



Don Borgeson, Chairman Pro Tem

ATTEST: _____

Sally Sollars, District Administrator