

PID Board Meeting Minutes
March 9, 2011 at 1:30 pm at the Village Hall Meeting Room

- A. Call to Order – Vice Chairman Dan Rakes called the meeting to order at 1:30 pm.
- B. Pledge of Allegiance – Vice Chairman Rakes called for the Pledge of Allegiance.
- C. Roll Call - Present were Vice Chairman Dan Rakes and Director Steve Oliver. Director Alan Young and Director Chuck Verry were present by telephone. We have a quorum. Also present were Sally Sollars, District Administrator, and via telephone were Gerald White, Project Director, Nann Winter, General Counsel, and Carl Abrams, HDR.
- D. Approval of Agenda - Director Oliver moved to approve the agenda and Director Young seconded. The motion carried 3-0.
- E. Enter into Executive Session - At 1:32 pm Vice Chairman Rakes announced that we will have a closed Executive Session Meeting. Director Oliver moved to enter into Executive Session. Director Verry seconded. The motion carried 3-0.

Vice Chairman Rakes returned to the Board Meeting at 2:00 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) and (J) the PID Board held a closed meeting on March 9, 2011 at 1:32 pm at the Village Hall Meeting room to discuss the status of current legal issues. 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.

- F. Approve Minutes – February 9, 2011 Board Meeting - Director Oliver moved to approve the February 9, 2011 Board Meeting minutes. Director Verry seconded. The motion carried 3-0.
- G. Requests and Responses from the Audience (Limit to 3 minutes) – None.
- H. Announcements and Proclamations – None.
- I. Business
 - 1. New
 - a. Ordinance 2011-1, Authorizing Loan Agreement, First Reading -
Nann Winter advised that no action is required at this meeting. There will be a 2nd Hearing before adopting the ordinance. She also reported that a minute before the meeting a new draft of the ordinance arrived at her office, which recognized that there was a 2nd amendment to the loan and this will be the 3rd. This draft of the ordinance is not in final form and could be revised with current market conditions at the time of acceptance. However,

it is not expected that the interest rate will change. Vice Chairman Rakes opened public comment for the audience. Ron Glaser commented that he hasn't seen a copy of the Ordinance to form a public comment. He was given the draft on hand for review, understanding that it was not the final draft. Director Oliver moved to introduce the Intent to Adopt Loan Ordinance. Director Verry seconded. The motion carried 3-0. Ms. Winter left the meeting at this point.

- b. Consider and Approve El Vado Bridge Contract including Earth Work – Gerald White reported that we are within a couple of days of finalizing negotiation on this contract. Director Oliver moved to defer this item until the March 31st Special Board Meeting. Director Verry seconded. The motion carried 3-0.
- c. Consider and Approve Additional Accounting Consultation Services – Sally Sollars reported that Uvaldo Mondragon has used 9 of the 10 hours the Board previously approved for accounting consulting services. She requested the Board approve 15 more hours, which will hopefully get her past moving the books into fund accounting and leave a couple of hours for phone consultation as the need arises. Director Oliver moved to approve 15 additional hours at a rate of \$75.00 per hour for Accounting Consultation Services. Director Verry seconded. The motion carried 3-0.
- d. Consider and Approve Village of Angel Fire Legal Services Reimbursements
 - 1) Village of Angel Fire – Canepa Reimbursement; Invoice dated 12/14/10 – Gerald White commented that the Development Agreement spelled out that the Village had no formal acceptance procedures in place at the time. He questioned the Village requesting reimbursement for legal services with respect to now developing procedures. Mr. White also felt there is a need to have documentation that the Village has paid the invoices prior to requesting reimbursement. Director Verry asked if the PID has ever documented our parameters for reimbursing the Village. Mr. White said we had with the previous Village Administrator, Melissa Vossmer. Director Verry recommended that there be discussion with the Village Administrator with written notification to the Village about how the PID will decide the merit of reimbursement. Director Oliver asked Mr. White to write the document addressing these issues. Director Oliver moved that Mr. White and Ms. Sollars draft a position memorandum expressing to be used in a meeting with Village administration. Director Verry seconded. The motion carried 3-0.
 - 2) Village of Angel Fire – Modrall Sperling Reimbursements; Invoices #138211, 139815 – Gerald White commented that the Peter Franklin charges billed under litigation under the Ron Glaser lawsuit are inappropriate due to him being Bond Counsel for the Village. There are also ineligible charges relating to the Village audit which are not PID responsibility.

J. Consent Agenda - Director Oliver moved to approve the Consent Agenda items 1-17. Director Verry seconded. The motion carried 3-0 with Director Young, Director Verry, and Director Oliver voting. Vice Chairman Rakes abstained from the vote.

1. HDR Engineering, Inc.; Invoice #00273270-H - \$19,214.87
2. New Mexico Finance Authority – prepayment due 3/31/11 - \$91,031.25
3. Stelzner, Winter, et al – litigation counsel; Invoice #1087 - \$14,923.85
4. Stelzner, Winter, et al – general counsel; Invoice #1093 - \$2,105.03
5. Stelzner, Winter, et al – litigation counsel; Invoice #1194 - \$11,341.65
6. Kamm & McConnell – foreclosure counsel; Invoices #31760-31781 - \$3,106.80
7. Angel Fire Resort – Rodey, et al Reimbursement; Invoice #162678 - \$100.58
8. Angel Fire Resort; Invoices HDR20100930 & HDR201010 - \$2,113.08
9. Gerald White; Invoice #19 - \$945.45
10. Sally Sollars; Invoice #9 (2/5/11-3/4/11) - \$4,117.40
11. United Management Services, Inc.; Mar 15 to Apr 14 Rent - \$330.00
12. Qwest; Account No. 575-377-3483-459B; 2/25/10 Invoice - \$131.80
13. Sangre de Cristo Chronicle; Invoice #183 - \$162.12
14. Village of Angel Fire; Conf. Call Expense (January) - \$58.08
15. Public Record Service; Invoice dated January 2011 - \$53.97
16. Uvaldo Mondragon Accounting & Tax Service; Invoice #3355 - \$684.52
17. Petty Cash Report; Balance \$195.10

K. Reports


1. Project Director Report – Gerald White reported the Construction Committee met this week. The action items are very few at the moment. The Construction Meeting with AUI was also held this week. AUI is now considering remobilizing in April. AUI's interface charges have been separated out between internal (within PID boundaries) vs. external (outside the PID boundaries), as in work done in CC 1B. Carl Abrams said that we are waiting for AUI to submit a proposal for negotiation. The PID /HDR continued to negotiate potential costs associated with the extension of the project into 2011. Also we are planning to remove the El Vado Bridge work from the AUI scope.

Carl Abrams reported that Reiman Corp. said they would get a contract to HDR this week. Also, it has been decided to use Chip Seal on Valle Grande Trail South as specified in the original AUI agreement after the alternative was determined to be inadequate. We have just received Village acceptance for design variances for several areas. Typically these were for working around existing utilities, driveways, side slopes. Most involved reducing the clear zone on the side of the road, while maintaining the prescribed width of the road. The Chalet 2G outstanding design variance request has been accepted. The partial acceptance for the water tank in Country Club 1B had been submitted last year. Mark Rivera of the Village is pushing to get this item scheduled for the next Village Council Meeting. The water tank is already on line and in use.

2. Administrator Report – Sally Sollars reported that she has been working on cleaning up files, fund accounting changes and the website.
3. Committee Reports

- a. Construction Committee – Director Oliver had nothing to add to the discussion in the Project Director’s Report.
 - b. Finance Committee – Nothing new to report. The refinance of the loan is on-going. Mr. White asked if the General Checking Account may be closed now that there are checking accounts associated with each fund. Director Verry stated that it can now be closed with the balance deposited into the Interest Bearing Account.
4. Treasurer Report – There were no questions about the Treasurer’s Report.
- L. Adjournment – Vice Chairman Rakes announced the meeting adjourned at 2:37 pm.

Next Regular PID Board Meeting will be April 13, 2011



Dan Rakes, Vice Chairman

ATTEST: _____
Sally Sollars, District Administrator