

**TOWN OF SIMLA
BOARD OF TRUSTEES
SPECIAL MEETING
February 22, 2017 @ 7:00 pm**

Mayor vanZoeren called the meeting to order at 7:07 pm.

Roll

Town Clerk Jackie L. Zion called roll. Members of the Board present: Mayor vanZoeren Trustees Dominick Black, Cody Deanne, Andrew Easler, Scott Smith, Ryan Fulmer, Chad Thieman present, mayor declared a quorum.

PLEDGE OF ALLEGIANCE

Staff

Staff Present Town Clerk Zion, Town Attorney Stan Kimble and Building Inspector Ryan Miller..

Addition to Agenda

Under New Business

Size of Police Department

Over Due Water Notices

Approval of Addition to Agenda

Trustee Fulmer moved to approve additions to the agenda, Trustee Easler seconded, motion passed unanimously.

Audience to Visitors

None

NEW BUSINESS

Size of Police Department

Trustee Easler moved and Trustee Smith seconded to designate our interim police chief to work solely as a one man police department during the remaining 90 day interim period, motion passed unanimously. Trustee Easler moved to table further discussion on the police department to a later date.

Over Due Water Notices

Trustee Easler moved and Trustee Smith seconded to have the letters sent out from the Town not requiring the Mayor to sign the letters, motion passed unanimously.

Unfinished Business:

a. Code Violation

Executive Session for a conference with the City/Town attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b):

Trustee Easler moved and Trustee Smith seconded to go into Executive Session to discuss receiving legal advice on specific legal questions under C.R.S. Section 24-6-402-(4)(b).

The time now is 7:31 pm the following persons are included in the executive session, Maarten vanZoeren, Andrew Easler, Ryan Fulmer, Chad Thieman, Dominick Black, Cody Deanne, Scott Smith, Jackie L. Zion, Ryan Miller and Attorney Stan Kimble.

The time is now 8:20 pm and the executive session has been concluded. The participants in the executive session were Maarten vanZoeren, Andrew Easler, Ryan Fulmer, Chad Thieman, Dominick Black, Cody Deanne, Scott Smith, Jackie L. Zion, Ryan Miller and Attorney Stan Kimble.

If any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I ask that you state your concerns now.

Hearing none, a motion was made to come out of executive session.

Trustee Thieman moved and Trustee Smith seconded that the possibility that the homeowner has a vested right that the Board approve the placement of the mobile home for dwelling purposes allowing it to remain as a non-conforming use, the permit to be issued reflecting, she can not increase the size, unless the owner has Board approval or any of the other factor's in the towns non conforming code, motion passed four ayes, one nay, one abstain.

Trustee Smith moved and Trustee Black seconded that the coffee kiosk be removed from the original permit a second permit be issued for the coffee kiosk motion passed five ayes one abstain.

Trustee Easler and Attorney Stan Kimble left at 8:38 pm.

ECCOG nomination for vacancy on the board.

Trustee Black moved and Trustee Thieman seconded to nominate Scott Smith to be placed as the Town of Simla's nomination to fill the vacancy on the ECCOG Board, motion passed unanimously.

Adjourn

Meeting adjourned at 8:45 pm

Submitted:



Jackie L. Zion Town Clerk

Seal

Approved by the Simla board of Trustee's



Maarten vanZoeren, Mayor

Date Approved: March 14, 2017

