

**TOWN OF SIMLA**  
**BOARD OF TRUSTEES/ PUBLIC HEARING**  
**April 10, 2018 @ 7:00 pm**

Mayor vanZoeren called the meeting to order at 7:00 pm.

**Roll**

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

**PLEDGE OF ALLEGIANCE**

**Staff**

Staff Present Town Clerk Zion, Deputy Clerk Robin Townley, Public Works Director Leo Baril, Maintenance Ken Gray III, Chief Huston and Officer Rabon and Stan Kimble, Town Attorney.

**Additions to Agenda**

Trustee Thieman asked to have a variance under New Business 10 g

**Approval of Minutes**

Trustee Thieman moved and Trustee Fulmer seconded to approve minutes from February 13, 2018 motion passed unanimously.

**Audience to Visitor:**

Tammy Logue – Gravel

Tammy requested the gravel be put back on the alley before she opens May 1, 2018.

Leo Baril – Citizen

Leo spoke to the Board as a Citizen regarding the Police Department.

Shannon Norris – Complaint regarding the Police Department.

Shannon addressed the board regarding her complaint in the packet against the Simla Police Department.

**Report:**

**Attorney Stan Kimble**

Chief Huston had contacted Mr. Kimble regarding conflict of interest concerning two trustee's and their ability to vote on Police Department matters, Mr. Kimble informed the board that there was no conflict of interest. A conflict of interest would be if a trustee was to benefit from a financial situation.

Regarding Manufactured homes they are to be on a permanent foundation.

Mr. Kimble drew up an agreement with Big Sandy School regarding the Ball Field, and the Clerk has sent it onto Mr. Wilson for the School Board to look over. It will be addressed at the next meeting.

Trustee Smith had e mailed his resignation from the Board of Trustee's to the Mayor and Mr. Kimble. Trustee Ealsler moved and Trustee Black seconded to accept Trustee Smith's resignation. Roll call vote, four ayes and one nay, motion passed.

**Mayor's Report**

Mayor vanZoeren gave a farewell speech, he told the out going Trustee's how much he appreciated them. Mayor van Zoeren also wanted to thank Carolyn Hamacher, Charles Hawker, Jerry Allen, Gary Gray, Bill Harris and Kathy Baril and the community for there help and support. Trustee Thieman presented Mayor vanZoeren with a plaque Thanking him for his years of service to the Town of Simla. Mayor vanZoeren presented Certificates of Appreciation to Cody Deanne, Andrew Easler and Scott Smith for their service as Trustee's. He also presented Kenneth Gray with his Operator Certificate for Water System.

**Public Works Director ( in packet)– Leo Baril**

In addition to his report Leo informed the board that GMS is working on the Water System Study and that it will take some time. He also informed the Board that the town had a Sanitation Survey done by the State, and that they did very well, except one of the well houses needs to be updated, the State usually give a 180 day extension but the town has a year extension to update the well house.

**Building Inspector – in packet**

Robin Townley informed the board that the Building Inspector's report is also shared with the Elbert County Assessor so they can keep their files updated.

**Clerks Report ( in packet)**

**Chief of Police – (in packet)**

In Addition to the report, Chief Huston informed the board that Officer Rabi<sup>on</sup> was off of FTO training and he was on his own. The starter went out on the Charger and had to be towed to Limon to be repaired. Chief Huston gave his report for the year. Trustee Thieman asked about selling the AR, Chief Huston said he had an offer of \$200.00 he would be getting another appraisal.

**Treasurer's Report (in packet)**

Trustee Fulmer moved and Trustee Black seconded to approve the Treasurer's report, motion passed unanimously.

**UNFINISHED BUSINESS**

**a. School Maintenance Agreement – covered under Attorney Stan Kimble.**

**Payment of Claims and Vouchers**

Trustee Black moved and Trustee Easler seconded to pay claims and vouchers, motion passed unanimously.

**Board recessed at 7:56 pm for cake and refreshments.**

**Meeting reconvened at 8:19 pm**

**NEW BUSINESS –**

**a. Oath of Office of Mayor and Trustee's**

Clerk swore in Ricky L. Stegmaier as the Mayor of Simla, and Andrew Kissam, Tim Miller and Anthony J. Tribuzio as the new Trustee's of Simla.

**b. Mayors Advisory Committee**

Trustee Miller moved to table till May 8, 2018 meeting Trustee Tribuzio seconded, roll call vote motion passed unanimously.

Trustee Kissam made a motion to vote on re appointments by secret ballot, Trustee Miller seconded, discussion, six (6) nays motion failed.

**c. Resolution 269-2018 Appointment of Town Clerk/Treasurer**

Trustee Miller moved to appoint Jackie L. Zion as the Town Clerk/Treasurer, Trustee Black seconded, roll call vote motion passed unanimously.

**d. Resolution 270-2018 Appointment of Town Attorney**

Trustee Fulmer moved to Appoint Stan Kimble as Simla Town Attorney, Trustee Tribuzio seconded, roll call vote, motion passed unanimously.

**e. Resolution 271-2018 Appointment of Municipal Judge.**

Trustee Tribuzio moved to appoint Dorothy Stone as Simla Municipal Judge, Trustee Fulmer seconded roll call vote, motion passed unanimously.

**f. Resolution 272-2018 Appointment of Chief of Police**

Trustee Black moved to appoint Daniel S. Huston as Simla Chief of Police, Trustee Thieman seconded, roll call vote, three (3) ayes, three (3) nays, tied vote, mayor Stegmaier vote nay, Chief of Police Daniel S. Huston not reappointed.

Trustee Kissam moved to appoint Trustee Thieman as Mayor Pro Tem, Trustee Miller seconded, motion passed unanimously. Trustee Thieman Mayor Pro Tem.

**g. Variance on Ordinance**

Trustee Thieman asked for a variance on the ordinance 301 regarding occupied RVs being on property longer than two weeks. He has a family staying in an RV on Thieman's property, and he wanted approval to have the family stay till school was out, the family didn't want to pull their children from school. Trustee Fulmer moved to allow the family to stay in the RV till school was out, Trustee Miller seconded , Trustee Thieman abstained, motion passed.

Clerk Zion advised by Board of Trustee's to advertise for a Chief of Police for the Town of Simla as soon as possible.

Board asked Officer Rabion if he would be interested in Interim Chief Position. Officer Rabion<sup>oz</sup> addressed the Board and informed the Board he would have to consult Legal Counsel before accepting. Trustee Black moved to give Officer Rabion a week to decide Trustee Miller seconded, Trustee Black amended his motion to make it contingent on his legal advise, Trustee Tribuzio seconded.

Board recessed for 15 min., 9:00 pm.

Board reconvened at 9:15 pm. Trustee Tribuzio spoke with Chief Weinberger on the telephone, about being Simla's interim Police Chief. Trustee Thieman moved to resend previous motion to appoint Officer Rabion<sup>oz</sup> as Interim Chief and appoint Chief Dave Weinberger of Calhan as Interim Police Chief Trustee Black seconded roll call vote motion passed unanimously.

**Resolution 273-2018 Appointment of Interim Chief of Police**

Dave Weinberger of Calhan as Interim Police Chief

Trustee Thieman moved to remove Maarten vanZoeren from the accounts at Farmers State Bank and Colorado Trust and have Ricky L. Stegmaier put on the accounts as Mayor of Simla, Trustee Miller seconded, motion passed unanimously.

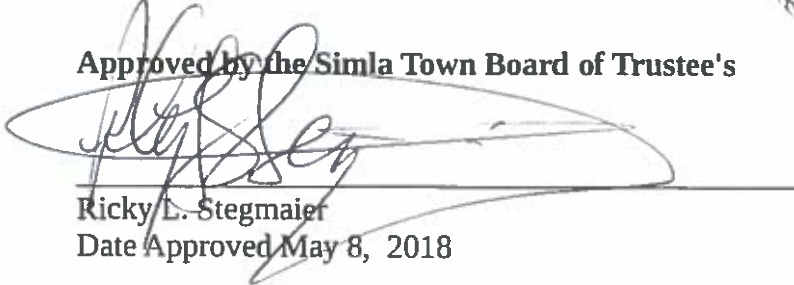
Trustee Thieman moved to get Officer Rabin<sup>01</sup> on a gas card, Trustee Fulmer seconded motion passed unanimously.

Trustee Miller moved to adjourn meeting, Trustee Tribuzio seconded, meeting adjourned at 9:27pm.

  
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Jackie L. Zion, Town Clerk  
Seal



Approved by the Simla Town Board of Trustee's

  
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Ricky L. Stegmaier  
Date Approved May 8, 2018