

**TOWN OF SIMLA
BOARD OF TRUSTEES
April 9, 2019 @ 7:00 pm**

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

Roll

Town Clerk Zion called roll. Members of the Board present: Mayor Stegmaier Trustees Dominick Black, Ryan Fulmer, Andrew Kissam, Tim Miller, Chad Thieman, Trustee Tribuzio absent, Mayor Stegmaier declared a quorum.

PLEDGE OF ALLEGIANCE

Staff

Staff Present Town Clerk Zion, Public Works Director Leo Baril, Maintenance Ken Gray III, Chief Schiefelbein, Officer Raboin and Stan Kimble, Town Attorney.

Additions to Agenda

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

Approval of Minutes

Trustee Thieman moved and Trustee Kissam seconded to approve minutes from March 12, 2019 meeting and March 21, 2019 Emergency meeting motion passed unanimously.

Audience to Visitor:

None

Reports:

Attorney Stan Kimble

Attorney Kimble requested an Executive Session regarding a Charitable remainder Trust purpose for legal advice. Trustee Black moved and Trustee Thieman seconded to go into Executive Session to discuss receiving legal advice on specific legal questions under C.R.S. 24-6-402 (4)(b).

The time is now 7:07 pm the following persons are included in the executive session, Ricky Stegmaier, Dominick Black, Chad Thieman, Andrew Kissam, Ryan Fulmer, Tim Miller, Jackie Zion and Attorney Stan Kimble.

The time now is 7:19 pm and the executive session has been concluded. The participants in the executive session were Ricky Stegmaier, Dominick Black, Chad Thieman, Andrew Kissam, Ryan Fulmer, Tim Miller, Jackie Zion 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.

Attorney Kimble, addressed the board regarding the Mountain View Electric Association Franchise Ordinance, the Ordinance will be published twice, once April 18, 2019, and April 24th, 2019, Mountain View will pay for publications and attorney fees.

Attorney Kimble also informed the board of a busy Court there have been some nuisance issues.

Public Works Director (in packet)– Leo Baril

In addition to his report Leo informed the board that he has not heard back from 4 Rivers on the estimate to repair the grader, and he is to keep going forward with all options.

Building Inspector – in packet

Clerks Report

Clerk Zion informed the Board that the Elbert County Manager has reached out to her regarding helping with the road maintenance situation, she understood that the Board had given different direction at the emergency meeting, she asked if the board wanted her to keep working with the County Manager, and they informed her to continue working with them, she will set up a meeting with the Elbert County Manager, Public Works Director, Public Works Foreman, Simla Public Works director Leo Baril and Board members. The Clerk will be in contact with the above, and with CIRSA regarding Insurance coverage.

Chief of Police – (in packet)

In Addition to the report, Chief Schiefelbein informed the board that there had been an ATV traffic incident that Elbert County Sheriff Department handled, the ordinance needs to be re visited. Officer Raboin informed the board that he had acquired a \$1000.00 grant for health insurance for Ninja, he is currently working on a Grant to acquire a temperature monitor for the K-9 vehicle.

Treasurer's Report (in packet)

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

UNFINISHED BUSINESS

a. Viaero Wireless – Kyle DeNardo and Attorney Kimble

Kyle DeNardo presented the Option Agreement for Permanent Easement to the Board of Trustee's, Trustee Thieman moved and Trustee Black seconded to accept the Option Agreement for Permanent Easement, roll call vote, 5 ayes 0 nays, motion passed unanimously.

b. Mountain View Electric Association Franchise 1st Reading Ordinance 316

Mayor Stegmaier read the 1st Reading of Ordinance 316

AN ORDINANCE OF THE TRUSTEES OF THE TOWN OF SIMLA REPEALING AND REPLACING ORDINANCE NO. 190 AND GRANTING TO MOUNTAIN VIEW ELECTRIC ASSOCIATION, INC., A FRANCHISE TO FURNISH ELECTRICITY AND THE AUTHORITY TO CONSTRUCT, OPERATE, MAINTAIN, AND EXTEND AN ELECTRIC PLANT AND SYSTEM AND GRANTING THE RIGHT TO USE THE STREETS, ALLEYS, AND OTHER PUBLIC PLACES WITHIN THE PRESENT OF FUTURE CORPORATE LIMITS OF THE TOWN OF SIMLA COLORADO.

c. Title 1, Ordinance Committee – Trustee Miller

Trustee Miller informed the board these were the recommendations that the committee was suggesting Mayor Stegmaier read recommendations, the board addressed the recommendations. Trustee Miller will make corrections and have them at the next meeting and to the town attorney.

d. Police Department Sales Tax

The Board instructed Zion to make the 75% Sales Tax for the Police Department, and the 25% Sales Tax for Public Works to be visible.

e. Volleyball proposal update

Public Works Director Baril came before the board with information on how much sand would be needed and he will get an accurate number and cost.

Payment of Claims and Vouchers

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

NEW BUSINESS

a. Mileage Reimbursement for Mayor

Board approved Mayor getting reimbursement for fuel for attending away meetings.

b. Set date for Simla Clean Up Day

Clerk to contact Dan's Trash to see if August 17, 2019 would work for clean up day.

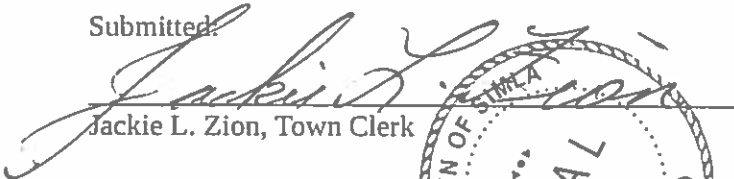
OTHER

Easter Egg Hunt set for April 21, 2019, Trustee Miller will sponsor the Egg Hunt to be held in the City Park.

ADJOURN

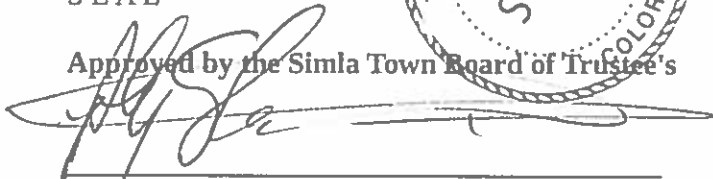
Trustee Black moved and Trustee Miller seconded to adjourn meeting. Meeting adjourned at 9:25 pm

Submitted:


Jackie L. Zion, Town Clerk

SEAL

Approved by the Simla Town Board of Trustees



Ricky L. Stegmaier, Mayor
Date Approved May 14, 2019

