

FOWLER TOWN COUNCIL
317 Main
DATE: November 28, 2011
6:00 P.M.
COUNCIL MEETING MINUTES

Mayor Christensen led the group in the Pledge of Allegiance and called the meeting to order. Present were Trustees Robert Chance, Jason Hagerman, Chuck Hitchcock, Randy McKown, and Monie Stites. Trustee Travis True was absent. Also present were Interim Administrator Dan Hyatt, Assistant Treasurer Noelle Sanchez, Town Clerk Shawn Pagnotta, Assistant Foreman Steve Pendleton and Interim Chief Tommie McLallen.

Changes to Agenda - Mayor Christensen added the contract from the State Historic Society for Park School as item "C" under unfinished business. Trustee Stites asked that item "B" under new business should be changed to Sales Tax increase for cemetery, recreation dept. and library.

Approval of Previous minutes (November 14, 2011) – Trustee Chance stated that there were a few typos on the minutes. **MOTION:** Trustee Chance made a motion to approve the minutes from November 14, 2011 with the changes being made. Motion was seconded by Trustee Stites and passed unanimously.

Public Comment – No public comments were made.

Reports

Mayor's Report – Mayor Christensen reported that everything was going good. He reported that the administrator is doing a great job. He commented on the tree that was decorated outside of Town Hall and stated it was a nice gesture. Mayor Christensen apologized for the mix up at the cemetery and stated that a public apology was published in the paper.

The Next Mayor's Coffee was scheduled for Friday, December 16th at Tamarack Grill.

Committee/Board Reports – No committee or board reports.

Administrator Report – Administrator Dan Hyatt reported on that the water line at the library was installed. The hard water has been shut off and they are waiting on the part to come in. In the mean time the toilets are temporarily out of service at the library. There is no water running through the Park School building, thus eliminating the need for heating the building in the winter months. Hyatt would like to meet with the cemetery committee to address the rules and policies of the library. He would also like to include the funeral homes in this discussion. Hyatt reported that the police provided all but about 12 hours of coverage of the Thanksgiving Holiday.

Unfinished business

Police Fine Schedule – Chief McLallen presented council with a schedule of the proposed fine fees. Council had reviewed these fees at an earlier work session. Hyatt said that there have not been any changes to the fines since the work session. Hyatt stated that a resolution needed to be drafted to approve the schedule and no motion was needed at this point.

Chief McLallen addressed the issue with the stray cats. An ordinance would need to be drafted.

Letter regarding Zoning at Bushy's Blue Sky Motel – Hyatt drafted a letter giving the potential buyers of the property some protection with the current zoning of the property and allow them to build a home on this property within the next five years. Hyatt stated the letter includes language that states this agreement does not follow the land and that the agreement is only good for five

years and only specific to them. This provision is contingent on them purchasing the property within the next 6 months. Hyatt looked into the drainage issue and that was resolved when the improvements were done on Highway 50 near Cummings Plaza. **MOTION:** Trustee Stites made a motion to move forward and authorize Hyatt to send the letter. Motion was seconded by Trustee Hagerman and all voted yes except Trustee Hitchcock who, voted no.

State Historic Society for Park School – Hyatt stated that this is an amendment to the contract from State Historical Fund for the Park School. He explained that the contract reduces the scope of work due to the lack of funding for the mechanical system. This contract was negotiated by Charise Boomsma. **MOTION:** Trustee McKown made a motion to approve the contract and authorize the mayor's signature on the contract. Motion was seconded by Trustee Stites and passed unanimously.

New Business

Discussion of Sales Tax increase for cemetery, recreation dept. and library – Trustee Stites stated that the committee had agreed to put a ballot issue before the voters to raise the sales tax an additional 1 percent that would be split in thirds for the cemetery, recreation department and the library. Trustee Stites asked what steps needed to be taken to move forward and put this issue on the ballot. She stated that there would need to be several community meetings to publicize and promote the idea to the citizens. Hyatt stated that he would prepare an ordinance for next council meeting in regards to putting the issue on the ballot.

Hyatt asked if he could bring up an issue that he forgot to mention during his report. He reported that he spoke to Rick Kidd in regards to the engineering for the water. He stated that Kidd was not a water engineer and made a recommendation to partner with one. Hyatt asked for council's approval to seek a water engineer. **MOTION:** Trustee Hitchcock made a motion to authorize Hyatt to seek a water engineer. Motion was seconded by Trustee Hagerman and passed unanimously.

Executive session for the purpose of determining positions relative to matters that may be subject to negotiations.

Trustee McKown made a motion to go into executive session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e). Motion was seconded by Trustee Hitchcock and passed unanimously.

Trustee McKown moved to adjourn. Motion was seconded by Trustee Hagerman and passed unanimously.

Patrick Christensen, Jr.
Mayor

Shawn Pagnotta
Town Clerk