

**FOWLER TOWN COUNCIL  
TOWN COUNCIL CHAMBERS  
200 MAIN STREET  
DATE: December 28, 2009  
6:00 P.M.  
COUNCIL MEETING MINUTES**

Mayor Wards called the meeting to order at 6:00 p.m. Present were Trustees Christensen, Hitchcock, Hobby, McKown, and Stites. Trustees Baldwin was absent. Also present were Snider, Rein, Klinkerman and Pagnotta.

Public Comment: Felix Gonzales signed in to speak but requested to hold his comments till the end of the meeting.

Changes to the Agenda: None

Approval of previous minutes (December 14, 2009): Trustee Hobby made a motion to approve the minutes from the previous meeting; motion was seconded by Trustee McKown and passed unanimously.

Reports: Trustee Hitchcock reported that the Utility Board has made progress with the revision to Title 13 as well as the sidewalk ordinance. He stated these documents were sent to the attorney for his review.

Administrator Snider reported that the engineering drawings for Park School will be complete in approximately 3 weeks. From there, we will be doing some core drilling for the geothermal. He stated the architectural drawings should be complete in 2 to 3 weeks.

Snider stated that the 3.5 project is complete for the most part. Snider stated that the County and CDOT will need to finish up a few minor things.

Snider stated that they ran into a couple of glitches with the sewer project but are starting to make some progress now. The boring under the tracks should be complete by mid January. Snider talked to DOLA regarding the grant for the backfeed line. Snider is concerned that the engineer still has not finished the plans for the project and is now about 3 weeks behind schedule. Snider stated DOLA agreed to allow the town to move forward with a "not to exceed" figure with the project.

Lease of office building: Snider stated the lease was the same as last years agreement with the exception of the 60 day notice for moving clause was omitted. Snider spoke with Kari Van Sickle regarding this clause and has not heard back from her. Trustee Stites suggested tabling this issue until Van Sickle replies.

Rob Martin spoke to council members regarding the police department and their conduct. He stated that he had no complaint against a certain officer, but against the conduct of the entire police department and stated that he felt there needed to be changes made. He asked what policies or codes of conduct are in place and asked the council to look into those policies and make changes if needed. Mayor Wards suggested Martin write a formal complaint. Trustee Stites asked Martin if he would be willing to serve on the police advisory committee. Martin stated he would not because of the current conduct of the police department.

Felix Gonzales asked for his turn to comment and stated that he would like to be on the police advisory committee because he too felt changes need to be made in the police department.

Executive Session: Trustee Stites made a motion to go into executive session for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. Motion was seconded by Trustee Hitchcock. Motion passed unanimously.

Adjournment:

Trustee McKown made a motion to adjourn. Motion seconded by Trustee Stites. Motion passed unanimously.

Ray Wards, Mayor

Shawn Pagnotta, Town Clerk