

## MINUTES

### FOXFIELD BOARD OF TRUSTEES REGULAR MEETING

August 18, 2011

#### **Call to Order/Roll Call**

The Pledge of Allegiance to the flag was recited.

The meeting was called to order at 6:35 p.m. at South Metro Fire Protection District Station #42 at 7320 South Parker Road, Foxfield, Colorado.

The following Trustees were present: Con Frank, Lisa Jones, Susan Current, Allyson Zoellner and Bob Easton. A quorum was present.

Trustee Current moved to appoint Trustee Frank as Acting Mayor in the absence of the Mayor and Mayor Pro Tem. The motion was seconded by Trustee Zoellner and passed unanimously by voice vote.

#### **Audience Participation**

Carole and Edward Sells, 7216 South Yampa Street, spoke against allowing medical marijuana grow operations in Foxfield. Mrs. Sells stated that the Town should not endorse illegal drugs. It was explained that under Colorado statute, the Town of Foxfield cannot ban the growth of medical marijuana but can regulate the practice. The Town Administrator agreed to ask the Town Attorney if any additional regulations can be enacted to further limit or ban this activity.

#### **Approval of Minutes**

Trustee Current moved, seconded by Trustee Easton, to approve the August 4, 2011 minutes as presented. The motion passed unanimously by voice vote.

#### **Old Business**

The completion of a second brick pillar on the left side of the entrance to the open space trail was discussed. It was agreed that this would add symmetry to the entrance and deter vehicles from entering the trail. Town Administrator Kuechenmeister will contact Mr. Gleave to discuss the particulars of building the pillar at little to no cost to the Town.

#### **New Business**

##### **Resolution 04, Series 2011, Establishing the Relevant Neighborhood for Liquor License Applications in the Town of Foxfield**

Trustee Easton moved, seconded by Trustee Current, to approve Resolution 04, Series 2011, Establishing the Relevant Neighborhood for Liquor License Applications in the Town of Foxfield, which determines that the boundaries of the "neighborhood" for purposes of liquor license applications in the Town are the corporate boundaries of the Town of Foxfield. The motion passed unanimously by voice vote.

##### **Resolution 05, Series 2011, Authorizing the Town Clerk to Issue the Preliminary Results of the Town's Investigation Regarding Any Liquor License Application**

Trustee Current moved, seconded by Trustee Zoellner, to approve Resolution 05, Series 2011, Authorizing the Town Clerk to Issue the Preliminary Results of the Town's Investigation Regarding Any Liquor License Application, which authorizes release of the preliminary findings of the local licensing authority to the applicant not less than five days prior to the scheduled public hearing on the application. The motion passed unanimously by voice vote.

**Ordinance 04, Series 2-11, Concerning the Cultivation of Medical Marijuana in Residential Structures**

Trustee Jones moved, seconded by Trustee Easton, to approve Ordinance 04, Series 2-11, Concerning the Cultivation of Medical Marijuana in Residential Structures, which establishes regulations concerning the cultivation of medical marijuana in residences in the Town of Foxfield. It was again noted that under state law, the Town cannot ban the practice but may enact regulations governing the growing of medical marijuana. The motion passed unanimously by voice vote.

**Reports**

**Members of Town Board**

Trustee Zoellner noted that a formerly foreclosed property has new residents, which is a welcome development.

Acting Mayor Frank reported that CDOT and Hamon Construction plan to complete the Ring Road construction by September 15. He noted that the deadline for this work has been extended in the past so cautioned against a premature celebration, but the work is progressing and there is an end in sight. Once the construction has been completed, the Town can proceed with landscaping and the Worsham property can be graded, eliminating the large mound of dirt.

**Staff**

The Town Administrator presented the July Treasurer’s Report, the July Income Statement and the July Balance Sheet. Mrs. Sells asked for some clarification of the Treasurer’s Report which was provided by the Town Administrator. Acting Mayor Frank moved to accept the Treasurer’s Report, seconded by Trustee Current. The motion passed unanimously by voice vote. Acting Mayor Frank then moved to accept the Income Statement and the Balance Sheet, seconded by Trustee Zoellner. The motion passed unanimously by voice vote.

**Adjournment**

The Acting Mayor adjourned the meeting at 7:05 p.m.

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Randi Gallivan, Town Clerk

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Con Frank, Acting Mayor