



**BOARD OF TRUSTEES
Special Meeting**

www.silverplumetown.com
clerk@silverplumetown.com

MONDAY, August 21st, 2023, at 7:00 PM

I. Call To Order

Meeting was called to order at 703pm by Sam McCloskey

II. Roll Call

Present in person: Sam McCloskey, Frank Young, Marty Gitlin, Sasha Register, Chris Frey, Chelsea Nihiser (Town Clerk) Present via Zoom: Kathy Grubbs

III. Motion to Approve Agenda

704pm, M. Gitlin motioned to approve the agenda. C. Frey seconded. No discussion, All in favor.

IV. Public Comment

No public comment

V. New Business / Action Items

**a. Address Board Vacancy on The Silver Plume Board of Trustees,
Review Recommendations for Filling a Vacancy by Appointment.**

C. Frey leads, stating the Board has 60 days to fill the vacancy by appointment. Will need to advertise somewhere, last time accepted written proposals of interest. C. Frey is ok with the draft advertisement provided. Will advertise at the Post Office, Town Hall, Website. S. McCloskey states there are at least three interested candidates. The clerk reports she has heard through the grapevine that Lee Berenato and Mark Basham are interested. S. McCloskey states Jr. is also interested. C. Frey asks the Board if they all feel comfortable appointing a candidate. Two options, election, and appointment. S. Register states that if there is more than one candidate, she does not think they can appoint a candidate. M. Gitlin inquires if S. Register is stating that from a legal perspective, or an ethical one. M. Gitlin states the Board has a responsibility to fill the vacancy in a timely manner. S. McCloskey states the Board should decide now. C. Frey states that there is a lot more work to go into the election process. S. Register states it is an ethical conflict, as she does not want to have a situation where it appears someone chose their friends. S. Register clarifies she is alright with appointment if each applicant has an opportunity and a fair shot. It is understood to be a short-term situation, only for about 6 months until the next election. C. Frey states he understands S. Register's concerns, but due to time constraints and the financial aspect of an election, the Board should appoint. S. McCloskey clarifies with the Board if the length of Term is affected by election vs appointment and is informed it is not. Whether the vacancy is filled by election or appointment, the term only

lasts until the regular election in April 2024. C. Frey states we can give everyone an equal chance. F. Young agrees that appointment is best for right now. S. McCloskey asks if there is a motion to approve filling vacancy by appointment. M. Gitlin says no, the Board needs to discuss further. S. McCloskey asks for a motion, and then will open the floor for further discussion. M. Gitlin motions to fill the vacancy by appointment. C. Frey seconds motion. Discussion follows: The Board asks Kathy, who is in attendance via zoom, what her thoughts are. K. Grubbs states she agrees with S. Regester, in that she is ok with appointing if the interview process is fair. M. Gitlin asks if the Board feels that appointing someone automatically means they are being unfair, and if the only way to guarantee equality is to hold an election? He would be fair through the interview process. Are there members of the Board that feel an appointment cannot remain impartial? M. Gitlin feels that an appointment is the best way forward. K. Grubbs repeats she is for the appointment if it is fair. S. Regester states she is also ok with appointments, just wants them to be laid out where everyone has a fair chance. The motion to fill the vacancy on the Town Board passes unanimously. C. Frey states may be a good idea to request the written proposals, and then to have a special meeting to review candidates, including having an option for them to speak to the board. S. McCloskey asks if the Board should set that date now, and everyone agrees. C. Frey states yes, if the Board has 60 days to appoint, they should use almost all 50 of them to decide. October 14th is the 60-day deadline. October 2nd would give the applicants time to gather and submit written proposals. The Board discusses dates in October all would be available for, and it has been decided to have a Special Meeting on Monday, October 2nd, to appoint and fill the vacancy. M. Gitlin refers to the draft advertisement, and states that we already have the letter.

**b. Discussion of Logistics for “Notice of Vacancy Advertisement”.
Review Timeline for Public Notice, Qualifications of Candidate,
and Method of Applying.**

S. McCloskey states that as seems everyone knows the Qualifications for candidates, and the method for applying was previously discussed. The board has already voted on a timeline. The floor is turned to the Clerk to review logistics for the notice of vacancy advertisement. The clerk states that the timeline for the notice still needs to be decided. Could potentially start running the Advertisement August 29th, and that Counsel has advised running the Ad through mid-September to give candidates plenty of time to respond. S. Regester feels 30 days is appropriate to run the ad. C. Frey states there is a meeting on Sept 25th. S. Regester says the 25th of September works for the 30-day timeframe. So, the Ad

should run until approximately September 22nd, depending on when the newspapers cycle runs. The clerk will run the advertisement as close as possible to that timeframe in the paper. S. Regester clarifies with Clerk if the Vacancy Ad needs to state the date of vacancy, which it does not. The resolution will need to state that, but not the vacancy. The time on the Ad to have all materials turned in on September 22nd will be 4pm, to allow the Clerk to have time to respond and file accordingly.

c. Removal of Sarah Walen as Signatory on All Town of Silver Plume Evergreen National Bank Accounts, Including All Checking Accounts, Savings Accounts, Certificates of Deposits, and Safety Deposit Boxes.

719pm. S. McCloskey reports this has already been accomplished. The clerk wrote a letter and Mayor signed it last week. Was submitted to Evergreen National Bank. The bank will hold that letter until the mayor is able to bring in minutes from this meeting, to show who was appointed as an additional signatory.

d. Appointment of Additional Signatory on All Town of Silver Plume Evergreen National Bank Accounts, Including All Checking Accounts, Savings Accounts, Certificates of Deposits, and Safety Deposit Boxes.

M. Gitlin clarifies the current signatures are C. Frey and S. McCloskey. M. Gitlin then moved to bestow signatory privileges to S. Regester. F. Young seconds the motion. S. Regester abstains from voting. All others are in favor. Vote passes. S. Regester states she has a few more questions to pose to the Board that goes along with stepping up into more of an active role. After having a discussion with the Town Attorney, Jo, S. Regester states her feelings/understanding of the situation is that S. Regester is effectively stepping into the role of Mayor Pro Tem based on the duties that need to be done. S. Regester asks the Board members if they are alright with her stepping into that role for the time being. S. McCloskey states he feels that is something that should be an action item on the next agenda so that the Board can vote. S. Regester agreed, but still wanted to make sure that the Board is ok with her taking on those responsibilities until then. The Board agrees S. Regester can take on the responsibilities until the next Board meeting when a vote will need to be taken. S. McCloskey states he would like to sit down with S. Regester this week to have a one-on-one discussion. M. Gitlin states he feels that discussion should occur in a more open fashion, to allow for more input from the Board.

VI. Adjournment

725pm. S. Regester motions to adjourn the meeting. C. Frey seconds, the motion passes with all in favor.