

**A Regular Meeting of the  
VILLAGE COUNCIL OF SUGAR MOUNTAIN  
MINUTES  
Tuesday, November 15, 2016  
5:00 P.M.**

1. **Call to Order of Regular Meeting** – Mayor Dennis Lacey called the November 15, 2016 Regular Meeting of Council to order at 5:00 p.m. with a quorum present as follows:

**Council Members Present:**

Mayor Dennis Lacey, Mayor Pro Tem Gunther Jochl, Council Member Norris Clifton, Council Member David Ammann, and Council Member Scott Brown.

**Council Members Absent:**

**Village Hall Staff Present:**

Police Officer Casey Turbyfill, Public Works Director Bill Daniels, Village Manager David Lane, and Municipal Clerk Tammy Floyd who recorded official meeting.

Approximately 3 members of the public were in attendance.

2. **Invocation**- Mayor Dennis Lacey delivered the Invocation.
3. **Adoption of Regular Meeting Agenda** Mayor, Dennis Lacey requested to add litigation to closed session. Council Member, Scott Brown motioned to approve the agenda with the one change. Council Member, Norris Clifton seconded the motion. All were in favor and the **motion carried** four (4) votes to zero (0).
4. **Approval of Minutes**
  - a. **October 25, 2016 Regular Meeting** – Council Member, Norris Clifton motioned to approve the minutes. Mayor Pro Tem, Gunther Jochl seconded the motion. All were in favor and the **motion carried** four (4) votes to zero (0).
  - b. **October 25, 2016 Public Hearing** - Council Member, Norris Clifton motioned to approve the minutes. Mayor Pro Tem, Gunther Jochl seconded the motion. All were in favor and the **motion carried** four (4) votes to zero (0).
5. **Village Manager Communications** – Village Manager, David Lane reported the Golf Course is now closed. The Resort is ready to open weather permitting. The Village Hall will be closed Thursday, November 24<sup>th</sup> and Friday, November 25<sup>th</sup> for the Thanksgiving Holiday. The Auditor will present the 2016-2017 audit at the December Council Meeting.
6. **New Business**
  - a. **Resolution for Property Exchange**

After discussion, Council Member Scott Brown motioned to adopt the resolution to exchange property with the Sugar Mountain Ski Resort. Council Member, Norris Clifton seconded the motion. Mayor Pro Tem, Gunther Jochl abstained from voting. All were in favor and the **motion carried** three (3) votes to zero (0).

7. **Old Business**

## 8. Other Business

- a. **Tax Collection Rate** – as of Thursday, November 10, 2016 40.16%. Mayor Pro Tem, Gunther Jochl requested a report of delinquent taxes be presented at the December Meeting.
- b. **Discovery Tax Bill** – After discussion, Council Member, Norris Clifton motioned to approve the discovery tax bill for Franz & Company, LLC in the full amount with penalty. Council Member, Scott Brown seconded the motion. All were in favor and the **motion carried** four (4) votes to zero (0).

## 9. Departmental Reports

- a. **Police Chief's Monthly Report** – Police Chief, David Henson submitted his report with 256- Resident Checks, 563- Business Checks, and 1,906 Patrol Miles.
  - b. **Public Works Director's Monthly Report** – Report provided informed council that the department has snow plows ready for winter and the Golf Course has been prepared for winter.
  - c. **Asst. Zoning Administrator's Monthly Permit Log** – Report provides only two tree permits have been issued since the October meeting.
  - d. **Finance Officer's Financial Report** – A Budget report was provided. Attorney fees and some salary line items have been exceeded. Council will need to make budget amendments for these items.
- 10. Public Comments** – Dedy Traver of Highland Cir. advised the Sugar Mountain Community Association has approved to cover expenses for flowers and mowing of the park next year.

## 11. Closed Session - Personnel & Litigation

At 5:11 Mayor Pro Tem, Gunther Jochl motioned to go into closed session with a second from Council Member, David Ammann. All were in favor and the **motion carried** four (4) votes to zero (0). At 5:30 Council Member, David Ammann motioned to come out of closed session with a second from Council Member, Scott Brown. All were in favor and the **motion carried** four (4) votes to zero. Council Member, Scott Brown motioned to award Village Manager, David Lane longevity pay in the amount of Ten Thousand Dollars for his Thirteen years of service. Council Member, Norris Clifton seconded the motion. All were in favor and the **motion carried** four (4) votes to zero (0). Council Member, Scott Brown made a second motion for the Village to reimburse third party expenses related to the most recent litigation contingent on Village Attorney review of the request. Council Member, Norris Clifton seconded the motion. Mayor Pro Tem, Gunther Jochl abstained from voting. All were in favor and the **motion carried** three (3) votes to zero (0).

**12. Mayor/Council Comments** – Mayor Pro Tem, Gunther Jochl commented on the recent fires causing smoke in the area. Council Member, Scott Brown commented on the current President Elect, Retirement of Village Manager, David Lane, His meeting with Congresswoman Judy Fox, and requested that members of other Village Boards submit a summary report to council after each meeting.

**13. Adjournment of Regular Meeting** – Council Member, Norris Clifton motioned to adjourn with a second from Council Member, Scott Brown. All were in favor and the **motion carried** four (4) votes to zero (0).

**Meeting adjourned at 5:38 p.m.**

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Dennis M. Lacey, Mayor

ATTEST:

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Tammy W. Floyd, Clerk

SEAL