

TOWN OF PAONIA



Work Session & Regular Town Board Meeting, July 13, 2021
MAYOR AND CITY COUNCIL MEMBERS

Mayor Bachran
Trustee Knutson
Trustee Budinger
Trustee Pattison
Trustee Johnson
Trustee Meck
Trustee Bear

July 13, 2021,

Work Session Minutes

5:30 pm

Mayor Mary Bachran called the Work Session Meeting of the Town of Paonia to order at 5:30 pm. A formal video of the Work Session and Regular Meeting link -

<https://www.youtube.com/watch?v=WcXknY0HwmY>

ROLL CALL:

Mayor Mary Bachran asked **Deputy Clerk Amanda Mojarro** to call the roll.

Deputy Clerk Mojarro was not in the room and Town Administrator Ferguson called the roll and those present were **Mayor Bachran, Trustee Bear, Trustee Pattison, Trustee Knutson, Trustee Budinger, Trustee Johnson and Trustee Meck.**

North Fork Valley Airport Discussion: A presentation by Neil Schwieterman from the North Fork Airport Advisory Committee discussed the importance of the airport and the maintenance of it. Discussion was also ensued by Board members regarding appointing a new liaison for the committee. A formal video recording – can be seen on the Town YouTube channel. See above for link.

- Discussed the attachments – Airport Capital Improvement Plan
- New liaison
- Appoint a Board member as the liaison.
- A meeting between the North Fork Advisory Committee and Delta County should take place.
- Not Clear what the County is asking for.
- More clear information needs to obtain from the County as to what they are asking the Town for.
- Neil Schwieterman will try and set up another meeting with the County to discuss the airport.

The Works Session was Adjourned at 6:19 pm by Mayor Bachran.

July 13, 2021,

Regular Meeting Minutes

6:30 pm

Mayor Mary Bachran called the Regular Meeting of the Town of Paonia to order at 6:30 pm.

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1. Approval of the Agenda:

Trustee Bear moved to approve the agenda as presented, seconded by Trustee Knutson. A verbal was taken with all Trustee voting "Aye," motion passed.

2. Announcements:

A presentation by Jean Ceriani from the Delta County Hospital informed the Board and Town of the West Elk Walk-In Clinic's closure and that the DCMH clinic in Hotchkiss will modifying there hours to accept walk-ins.

Public Works Director Travis Loberg presented a drought update and Town's water information to the Board. Discussion made by the Board, Public, and Director on the spread sheet regarding the spill amount and water sold.

Public Comments on items not on the agenda:

Mayor Bachran read the decorum statement to Citizens and asked Citizens for comments on Items not on the tonight's Agenda.

Bob Bushta – Thanked Public Works and Paonia Police Department for the help on Cherry Days.

Mary DiFranco – talked about a 7-foot fence issue with the neighbor.

Paige Smith – talked about the ad in the DCI about a parks contract.

Elain Brett – talked quickly about her Flow chart.

Suzanne Watson – Town's YouTube channel issue with transcript not showing.

Pamela Jackson – Talked about transparency.

Fredrick Zimmer – talked about working in a constructive way even if there were negative comments which could be said in a constructive way.

Trustee Bear moved to add the issue of the 7-foot-high fence to the next agenda, seconded by Trustee Meck. A verbal vote was with all Trustees voting "Aye," motion passed.

Rural Community Assistance Corporation (RCAC) – Introduction and Explanation of Rate Study: A presentation by Ty Long discussing the water rate survey, long term assets, come to Town of Paonia to meet with town staff and provide a final draft of recommendations.

Staff Reports:

Town Administrator Corinne Ferguson reminded the Board and public of paint pick-up day and reported the status of Apple Valley's Tree inventory evaluation report submission timeline. Answered questions about the report. Public: Add dates to reports of when items are ordered, and Sherwin Williams also takes recyclable paint.

Public Works Director Travis Loberg reported to the Board that the Paonia High School meter has been installed and is completed. Discussed the disinfecting status of the 1 million water tank. Answered questions about the report.

Paonia Chief Ferguson reported to the Board that the booth they had at Cherry Days to register dogs for free was a success, the new hire will begin his academy police training and police deputies have completed their firearms training. Answered question about the police blotter and on traffic infractions.

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Town Attorney Nerlin was absent to answer questions. Mayor Bachran read about additional projects not in the original report, submitted via email by the Attorney. Discussion was made about annexations and Hawks Haven annexation. Suggestion was to table the annexation discussion until 2022.

Trustee Bear moved to set a special meeting for August 3rd at 5:30 pm regarding for committees' goals and mayor's responsibility, seconded by Trustee Knutson. A verbal vote was taken with all Trustees voting "Aye," motion passed.

Treasurer Report: Treasurer King discussed about the preliminary audit report and that the Auditor will be presenting at the July 27th meeting.

Disbursements: Discussion on multiple items were made regarding the Ellen Hanson Smith Center construction inspection work and if approval was made, suggestion to act of the Space 2 **Create funds** and add this matter to the agenda. **Citizen Comments:** Public member Paige Smith mentioned her concern with the purchase of Keurig coffee machines and coffee pods listed on disbursements, she then went on making malfeasance accusations towards staff members for this purchase machine and coffee. Administrator Ferguson spoke to this to clarify.

Trustee Pattison moved to recess for five (5) minutes, seconded by Knutson. A verbal vote was taken with all Trustees voting "Aye," motion passed.

Trustee Pattison moved to direct the Town Attorney to provide a report on "the malfeasance" and add it to the agenda. A verbal vote was taken with five (5) Trustees voting "Aye," Trustee Bear, Trustee Pattison, Trustee Meck, Trustee Johnson and Trustee Knutson and one (1) Trustee voting "Nay," motion passed.

Trustee Bear moved to amend the motion to develop a policy on the purchases of non-essential items, seconded by Trustee Johnson. A verbal vote was taken with all Trustees voting "Aye," motion passed.

Trustee Budinger moved to approve disbursements as presented, seconded by Trustee Knutson. A verbal vote was taken with all Trustees voting "Aye," motion passed.

Consent Agenda

Regular Minutes – 06/22/21

Trustee Pattison sent out minute correction.

Liquor Licenses – Third Street Bistro – Linda Little

Special Event Permits – Friends of the Paradise Theatre – Pickin in the Park

Trustee Meck moved to approve the consent agenda with corrections, seconded by Trustee Budinger. A verbal was taken with all Trustees voting "Aye," motion passed.

Unfinished Business

Board Consideration of the Paonia Skate-Park Project Update and Location Commitment

Request: A presentation by Jay Canode informing the suggested locations for the Skate Park first suggestion is to have it remain where it is located at the Town Park or secondly relocate it to the suggested location at the river-front parcel near the Paonia K-8 school. Jay Canode stated the Board needs to commit to the location in order to move forward with the grant.

Trustee Pattison would like to meet with the North Fork Recreation District on this matter

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Rene Atchley – not in favor of the new suggested location
Thomas Markle – in favor of the new suggested location
Phil Kumar – not in favor of the new suggested location
Kris Kendal – not in favor of the new suggested location
Suzanne Watson – not in favor of the new suggested location
Signe Degraffenreid – not in favor of the new suggested location
Xanadu Sisson – not in favor of the new suggested location

Trustee Budinger moved to accept the location as the Town designation of the Skate Park, seconded by Trustee Meck. A verbal vote was taken with no Trustees voting. Motion failed.

Trustee Knutson moved to table the Skate Park discussion, seconded by Trustee Budinger. A verbal vote was taken with all Trustees voting “Aye,” motion passed.

- Trustee Pattison suggested inviting Jay Canode and the other entities involved in this project to the August 3rd special meeting to discuss it more depth.
- Trustee Pattison clarified that tabling this item was until the next Board meeting.

Trustee Pattison moved to add the Skate Park to the special meeting on August 3rd at 5:30 pm and ask that the Delta County School District, North Fork Recreational District and Jay Canode be in attendance. A verbal vote was taken with all Trustees voting “Aye,” motion passed.

Trustee Knutson moved to extend the meeting for one (1) hour, seconded by Trustee Johnson. A verbal vote taken with all Trustees voting “Aye,” motion passed.

Trustee Review: Riverbank subdivision – Declaration of Covenants, Condition, and Restrictions (CCR’s) and Subdivision Improvements Agreement (SIA): Board members moved forward to discuss the documents regarding this project. Trustee Bear made a comment that he would like that the statement on page 2 of the document under security be expanded. Trustee Knutson made a comment on cost. Trustee Meck made a comment on the “Town contracted engineer.” Trustee Budinger made a comment on the curb and gutter. The document will be brought back with suggested changes made by the Board.

Board Consideration of Corona virus Relief Fund Update and Remaining Fund for Expenditure: Was presented by staff to the Board and requested direction. Trustee Pattison made comment to table this item in order to gather more information.

Trustee Pattison moved to table item to next meeting and request a full line item on accounting to date, seconded by Trustee Bear. A verbal vote was taken with all Trustees voting “Aye,” motion passed.

Board Consideration of JDS Hydro Preliminary Report – Infrastructure Analysis & Discussion Regarding Public Access to Town Documents Regarding the Municipal Water Supply and System: Mayor Bachran started the meeting off by reading Attorney’s Nerlins email regarding Bill Brunner’s citizen initiative and suggestion to meet with him prior to initiating the Citizen Initiative.

Trustee Bear moved to table this item, seconded by Trustee Knutson. A verbal vote was taken with all Trustees voting “Aye,” motion passed.

- Trustee Pattison made a clarification comment that this item would be tabled until the next meeting.

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New Business

Board Consideration of Clock Treatment Valve Engineering Proposal: A presentation made by Public Works Director Travis Loberg. Multiple comments were made by the Board related to this project and suggestions were made.

- Look at the system as whole.
- The installation of valve is need get done.
- Budget money was set aside for this project.
- Suggested waiting until the water engineering report is complete.
- Discussed conflicting time issues of the system.
- This is one of JDS Hydro's recommendation to complete the installation of the valve.

Trustee Meck moved to approve up to ten-thousand dollars (\$10,000) on design engineering and vault valve, seconded by Trustee Knuston. A verbal vote was taken with three (3) Trustees voting "Aye," Trustee Budinger, Trustee Jonson and Trustee Meck and three (3) Trustees voting "Nay," Trustee Bear, Trustee Pattison, Trustee Knuston. Mayor Bachran was the tie breaker and voted "Aye," motion passed.

First Reading of Ordinance 2021-06 Municipal Code Modification of Chapter 6 Article 1. – Alcoholic Beverages Licensing and Distance from Public Schools: Was presented by Administrator Ferguson. At the June 22nd meeting, the Bross Hotel presented a request before the Board to extend the 500-foot restriction so that they could apply for a Bed & Breakfast liquor license. The Board's direction at that meeting was to modify the ordinance and remove the 500-foot restriction and bring it back to the Board. Trustee Pattison made a comment to remove "The Bross Hotel," from the ordinance. After several minutes of discussion, the Town Administrator suggested to take the Board's recommendation to Town Attorney Nerlin and bring back for review at the next meeting. The Board members agreed.

- Include specific liquor licenses in the ordinance.
- Remove name of "The Bross Hotel" from ordinance don't make it specific to one business.

First Reading of Ordinance 2021-05 Imposition of Marijuana Occupational Tax: Was discussed by the Board. Comments were made regarding specific to language "Transaction" on the document and change it to "Sales Transaction."

Trustee Budinger moved to pass Ordinance 2021-05 as the first reading with clarification of sales transaction, seconded by Trustee Pattison. A verbal vote was taken with all Trustees voting "Aye," motion passed.

Board Consideration of the Streetlight Review Committee Member Appointment Clarification: Trustee Knuston stated that he has a personal conflict with a light that shines into his home and for this reason is asking for someone to replace him as one of the members of the Dark Skies group. Trustee Pattison volunteered to replace Trustee Knuston.

Trustee Pattison moved to extend the meeting for another thirty (30) minutes, seconded by Trustee Knutson. A Verbal was taken with all Trustees voting "Aye," motion passed.

Board consideration of the Advisory Water Committee Recommendations for the Water Project Priority List and Budgetary Expenditures of American Rescue Plan Act (ARPA): A list of priorities was presented by Trustee Meck. Comments were made by the Board members to have a meeting specific to the ARPA grant or set a special meeting to discuss this item specifically. Trustee Meck made a comment that the system is exceptionally large as a whole to be evaluated the way that is needed, Public Works Director Loberg suggested to break the system down into sections to make it easier to evaluate.

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Board Review of Town of Paonia Purchasing Policy: Was tabled until the next meeting.

Trustee Budinger moved to table the purchasing policy discussion, seconded by Trustee Knutson. A verbal vote was taken with all Trustees voting "Aye," motion passed.

Mayor's Report

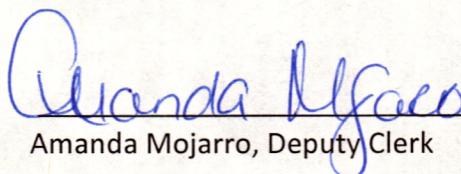
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Committee Reports

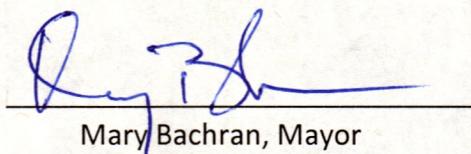
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ADJOURNMENT:

The Regular Council Meeting was adjourned at 11:22 pm.


Amanda Mojarro, Deputy Clerk




Mary Bachran, Mayor