

Minutes
Regular Town Board Meeting
Town of Paonia, Colorado
January 08, 2019

RECORD OF PROCEEDINGS

Roll Call

PRESENT

Mayor Charles Stewart
Trustee Mary Bachran
Trustee William Bear
Trustee Karen Budinger
Trustee Dave Knutson

ABSENT

Mayor Pro-Tem Chelsea Bookout
Trustee Samira Hart

Approval of Agenda

Motion made by Trustee Bear, Seconded by Trustee Budinger, to approve the agenda as amended, Removing Mr. Brunner request due to his absence. Motion carried.

Announcements

1. Announcement of Christmas Lighting Contest Winners
Mayor Stewart provided a list of the Christmas light winners and honorable mentions.

Motion made by Trustee Knutson, Seconded by Trustee Bachran, to apply the Christmas awards as a payment to the winner's utility bill. Motion carried.

Recognition of Visitors & Guests

Suzanne Watson - Requested the opportunity to discuss Resolution 2017-06, standards of conduct for elected officials. Ms. Watson noted her nay vote as a Board member at the time of the approval of Resolution 2017-06 and what she considered a violation of the resolution by Mayor Stewart by writing a letter to the editor. Ms. Watson requested the Board review the resolution and see if the actions of the Mayor were appropriate.

Tomas Markle - Looks forward to benefiting from the new equipment and added the changes in the community room look great.

Consent Agenda

2. Regular Board Minutes, December 11, 2018
Special Meeting Minutes, December 27, 2018
Special Event Liquor License – Edesia Kitchen – Kid's Pasta Project
Trustee Knutson - requested to remove Edesia from consent Agenda.
Motion made by Trustee Bachran, seconded by Trustee Budinger to approve the consent agenda regular minutes from December 11, 2018 as amended. Motion carried.

Special meeting minutes from December 27, 2018 as presented. Motion carried with an abstention from Trustee Bachran.

Special Event Permit request for the Kid's Pasta Project, to be held at the Edesia Kitchen – Discussion ensued regarding the application corrections and restrictions placed upon the kitchen.

Motion made by Trustee Knutson seconded by Trustee Budinger to approve the special event license with hours of operation concluding at 9pm. Motion carried.

Mayor's Report

3. Appointment to the Planning Commission

Mayor Stewart provided a brief history of the necessity to fill the vacated seat left from newly appointed Trustee Knutson. Three letters of interest were received from the public.
Ms. Monica Foguth - Present
Mr. Dave Bradford - Present
Mr. Bill Brunner – Absent

Parties present were given the opportunity to address the Board.
Mayor Stewart appointed Ms. Monica Foguth.

Staff Reports

- Town Administrators Report

Upcoming planning meeting scheduled on January 15th and February 5th.

- DCED meeting upcoming in Cedaredge.
- A phone hearing with the Town Attorney to discuss a well permit issued within the Town IGA area.
- Trustee Bear questioned how the Town informs homeowners of their responsibility to shovel sidewalks.
- Suzanne Watson - questioned if the well was a domestic water well or irrigation well.
- Approximately \$9,000 in brick sales and a commitment from Delta County in the amount of \$2,500.

- Public Works Report

- Started new 3-day trash route. It's a learning process for the public and the crew but anticipates it will be a better system.
- Snow plowing has commenced and is going well.
- IMG is complete, less the ridge cap which has not been delivered due to an error at the supply company. Once installed disinfection of tank and filling will begin.

- Police Department Report

- Still accepting applications for part-time officer.
- Officer Patterson started as School Resource Officer today.
- Town awarded \$6,117. for the Grey and Black Marijuana grant with a deadline to expend by June 30, 2019.
- Tamie Meck - DCI - asked for clarification for suspicious designation on the blotter.
- Dave Bradford - Questioned a van parked in alley behind his property in alley right-of-way and procedures to have vehicles moved.

- Town Treasurer Report

- Treasurer King provided an overview of the end-of-year payments made following Board prior approval at the December 11, 2018 meeting.
- Administrator Knight executed the agreement for the new auditing firm.

Motion made by Trustee Budinger, Seconded by Trustee Bachran to approve end of year disbursements as provided. Motion carried.

Disbursements

Disbursements reviewed through January 8, 2019.

Motion made by Trustee Budinger, Seconded by Trustee Knutson Motion to approve disbursements as presented. Motion carried.

Unfinished Business

8. Memorandum of Understanding – DMEA/Elevate Public Access

Motion made by Trustee Bachran, Seconded by Trustee Knutson to table to the next the meeting for Attorney Nerlin available to provide the information. Motion carried.

9. Ordinance 2019-01 De-Annexation/Disconnection Municipal Code Addition

Mayor Stewart introduced for a second read proposed Ordinance 2019-01 was presented to the Board. Mayor Stewart read the title for the record. Motion made by Trustee Bear, Seconded by Trustee Bachran to adopt ordinance 2019-01. Motion carried.

New Business

10. Aaron W. Papke, dba Thomas Waldo’s – Transfer of Ownership – Liquor License
No issues noted. All documents and payments made. Chief Ferguson reminded the applicants of the requirement to report altercations that occur at the bar. Motion made by Trustee Budinger, Seconded by Trustee Bachran to approve the transfer of ownership application as presented. Motion carried.

11. Resolution 2019-01 – Designating Official Posting Location and Official Publication Newspaper. The annual updating the of the official posting place for Town business. Motion made by Trustee Bear, Seconded by Trustee Budinger to adopt Resolution 2019-01 as presented. Motion carried.

12. Resolution 2019-02 – Mutual of Omaha 457 (b) Plan Amendment
Administrator Knight provided an overview of the amendment process and need to adopt changes to the Town retirement plan via resolution Motion made by Trustee Bachran, Seconded by Trustee Budinger to approve Resolution 2019-02 as presented. Motion carried.

13. Personnel Handbook Sections 202 & 209 Amendment – Access to Personnel Files and Medical Information Privacy – (Discussion Only)
Mayor Stewart described the issues he perceives with section 202 and 209 of the personnel handbook, noting that court rulings, including the Delta County Court decision, have altered what is protected records for personnel. Mayor Stewart noted his concern with the broad definition of a personnel file and potential liability, should the handbook agreement with staff be violated by release of documents the handbook defines as privileged. Motion made by Trustee Bear, Seconded by Trustee Bachran to direct the personnel committee and Town Attorney to review and bring a recommendation to the Board. Motion carried.

Committee Reports

- Finance & Personnel
Nothing additional to report.

- Public Works/Utilities/Facilities
Nothing to report.

- Governmental Affairs/Public Safety
Meeting January 10th to sort a list of thirteen items and set priorities.

- Tree Board
The Town has once again been awarded tree city designation.

Adjournment

Motion made by Trustee Bear, Seconded by Trustee Knutson to adjourn Motion carried.

J. Corinne Ferguson, Town Clerk

Charles Stewart, Mayor