

**Minutes**  
**Regular Town Board Meeting**  
**Town of Paonia, Colorado**  
**November 10, 2020**

**RECORD OF PROCEEDINGS**

The Regular Meeting held Tuesday, November 10, 2020, was called to order at 6:30 p.m. by Mayor Mary Bachran, followed by the Pledge of Allegiance. Formal Video Record at:  
<https://www.youtube.com/watch?v=QJ4jfIMZLqg&t=4656s>

**Roll Call**

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

**Approval of Agenda**

Agenda Approval

- Motion made by Trustee Bear, Seconded by Trustee Knutson and unanimously carried to move the discussion items (9) Resolution 2020-18 Water Rates and Charges and (10) Resolution 2020-19 Garbage Rates to be discussed first under regular business.

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison	X			
Mayor Bachran				

**Announcements**

- The Paonia Elementary students will be brought in smaller groups to see the state's capital tree.
- Mayor Bachran wished the chief of police a happy birthday.

**Paonia's Great Rake – Paonia Elementary School Recognition**

- Mayor Bachran presented a certificate of recognition to the Paonia Elementary School Student Council for their service in the great rake at the Town Park.

**Proclamation for Hospice and Palliative Care Month**

- Mayor Bachran signed the proclamation and proclaimed the month of November as Hospice & Palliative Care Month. The Hope West Delta County proclamation was included in the packet.

**Staff Reports**

Administrator's Report:

- Local Bed and Breakfast has inquired about reducing the 500 feet limit for liquor licenses.
- Addressed use of Twin Lakes property as a concrete washout location. In contact with the state about proper clean up methods.
- Delta County's COVID-19 website has been added to the Towns website for ease of access.
- The sound system in the community room update is to be completed the week after Thanksgiving.
- Discussion regarding COVID-19 – currently Delta County is in the orange.



- Mayor Bachran has contacted Delta County requesting information on the incident rate for Paonia – Delta County stated that the reporting is across the board not for a specific zip code.
- Meetings may be held virtual in the future due to COVID-19.
- Trustee Pattison questioned what type of COVID-19 funds are reimbursable through the grant.
  - Sound system upgrade
  - Business grants – helps businesses in need of assistance
  - North Fork Senior Connections grants – helps people in need of assistance
  - PPE
  - Remote Working Upgrades

Public Works report:

- Continue to run the leaf vacuum.
- Work on the storm sewer tie in on 2nd and Grand Avenue intersection will be completed the week of November 23rd.
- The redlining of the map for water is ready to be uploaded.
- Monday Browns Hill will be in Town to begin SCADA installation.
- Work on Box Elder sidewalks should be completed the week of November 13<sup>th</sup>.
- Trustee Knutson would like to see COVID-19 sewer testing.
  - Waiting for a response from labs
  - All 7 labs that do these types of tests are full.
- Trustee Pattison commented regarding the auction of the old skid steer.
  - The resolution for auctioning off the skid steer will be presented at a future meeting.
- Trustee Meck wanted to know when the 3<sup>rd</sup> street project will begin
  - The 3<sup>rd</sup> street project is delayed and will be scheduled soon.

Police Report:

- Police Officers are completing the required training - An ethics and anti-bias training are in the works.
- Chief proudly announced that Back the Badge passed and thanked everyone for their support.

Attorney Report:

- Continue to work on the building inspector’s contract – a letter was sent on October 30<sup>th</sup>.

**Disbursements**

Treasurer’s Report:

- Treasurer King was absent, and Finance Officer Cindy Jones proceeded to report.
- Reviewed disbursements and payroll.
- Continue to work on the 2021 budget.
- Disbursements were included in the packet.

Disbursements Report:

Motion by Trustee Knutson and seconded by Trustee Budinger and unanimously carried to approve the disbursements as provided.

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison	X			
Mayor Bachran				

**New Business**



Resolution 2020-18 Water Rates and Charges:

- Discussion ensued regarding Resolution 2020-18 for the new water rates.

Board & Staff discussion points:

- Trustee Pattison was concerned with the impact this would cause for low-income homes.
  - The Administrator reminded the community that the Town has a utility relief program for those who apply and are qualified for LEAP.
- Trustee Pattison questioned if the water had to be an enterprise fund and use the taxes to pay for other projects.
  - Attorney Nerlin stated yes, it does as long as it is a municipal utility.

Motion made by Trustee Knutson, Seconded by Trustee Bear and carried with 5 ayes and 1 nay.

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison		X		
Mayor Bachran				

Resolution 2020-19 Garbage Rates:

- Discussion ensued Regarding Resolution 2020-19. The proposed garbage rates were included in the packet.

Board & Staff discussion points:

- Trustee Pattison suggested an op-out of the trash pickup.
  - Trustee Meck and Mayor Bachran were not in favor of this option.

Public Comment:

- Community member Suzanne Watson was concerned with the cost of the spring clean-up, and with people randomly putting trash out by the alleys and signs, this forces the town to pick up trash that is at no cost to those who put it there.
- Community member Thomas Markle was not in favor of how the data from big trash companies was compiled and then used to compare the cost of trash for a small town.
  - The Administrator stated that the data was used for informational purposes.

Motion made by Trustee Knutson, Seconded by Trustee Budinger and carried with 5 ayes and 1 nay to adopt the resolution 2020-19 of the Town of Paonia establishing garbage rates and charges as presented.

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison		X		
Mayor Bachran				

Charter Communication Franchise Agreement:

- Discussion ensued regarding the review of the franchise agreement with charter communication

Board & Staff discussion points:



- Attorney Nerlin explained the franchise agreement and requested feedback from the board members.
- Trustee Knutson is in favor of the 3% collection of the annual gross revenue per the 2012 agreement and would like to have a public access channel.
- Cable franchise agreement payments are allocated to streets repairs and maintenance in the budget.
- An increase to the franchise agreement is passed on by Charter to the customer.

Motion made by Trustee Knutson, Seconded by Trustee Pattison and carried with 5 ayes and 1 nay to keep the Charter Communication Franchise Agreement at the 3% level.

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger		X		
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison	X			
Mayor Bachran				

CIRSA – Excess Crime 2021 Renewal Quote:

- 2021 excess crime coverage documents were included in the packet.

Motion made by Trustee Bear, Seconded by Trustee Budinger, and unanimously carried to adopt the CIRSA 2021 Excess Crime 2021 renewal quote to continue with additional \$500,000 policy - \$400 a year (included in the budget).

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison	X			
Mayor Bachran				

Public Works Water Sanitary Survey Results and Resolution Schedule:

- Discussion ensued regarding the sanitary results – documents were included in the packet.
- Trustee Meck was concerned with the results of the sanitary survey and would like for Public Works Director to keep on top of reporting and filing to the state and would like to see these reports get caught up.
- Trustee Pattison would like to see monthly report updates.
- Discussed scheduling a tour of the sewer and water plants
  - Mayor suggested having a virtual tour.

Public comments:

- Community member Paige Smith suggested that the records be kept on-premises, concerned with reports not being filed, and suggested to have an educational meeting about water.

Resolution 2020-20 Modification of Town Fee Schedule:

- Discussion ensued by the Board on the recommended modification of the Town fee schedule.

Motion by Trustee Knutson, Seconded by Trustee Budinger to set the dog tag fee at \$45 for the life of the dog that is spayed.

- Trustee Knutson withdrew the motion.



Public Comments:

- Community member Paige Smith stated that most of the fees have an ordinance attached to them and suggested that the ordinance be reviewed before making changes to the fees.

Motion by Trustee Bear, Seconded by Trustee Knutson and unanimously carried to keep the current rates.

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison	X			
Mayor Bachran				

- Discussion ensued on the building fee schedule. Paige Smith suggested clarifying the language to make it easier to understand.
- Building fees will be addressed along with the contract.
- Trustee Pattison would like to have the ordinance attached for each fee which needs to be reviewed annually.

Resolution 2020-21 Withdrawal from Space to Create:

- Mayor Bachran announced the withdrawal from Space to Create
- Resolution 2020-21 withdrawal from Space to Create was included in the packet.

Motion by Trustee Budinger, Seconded by Trustee Bear and unanimously carried to withdrawal from Space to Create.

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison	X			
Mayor Bachran				

Resolution 2020-22 Supervisory Authority of Town Administrator:

- Resolution 2020-22 is to formalize the Mayor’s supervisory status of the Town Administrator position.

Motion by Trustee Budinger, Seconded by Trustee Knutson and unanimously carried to adopt Resolution 2020-22 Supervisory Authority of the Town Administrator.

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison	X			
Mayor Bachran				

Town Administrator Six Month Review:

- Trustee Knutson stated that each board member and the public will evaluate the town administrator.
  - 3-month review evaluation and priorities were included in the packet.
  - Compile all the data from the board and public



- Hold an executive meeting to discuss the review

**Consent Agenda**

Regular Minutes:

10/27/2020

Liquor License Renewal & Modification of Premise  
Blue Sage Center for the Arts

**Liquor License Renewal and Modification of Premises:**

- No issues noted
- Liquor License and modification of premises application was included in the packet

Motion by Trustee Knutson, Seconded by Trustee Budinger and unanimously carried to approve the consent agenda excluding regular minutes for October 27, 2020.

Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison	X			
Mayor Bachran				

**Mayor's Report**

Mayor's Report

- Attended the Juvenile Diversion program on October 29, 2020
  - Met with Brenda Burns case manager at the Center for Mental Health.
  - Police Department will be taking training on mental health.
  - Mayor and Trustee Budinger spoke with Region 10 regarding accessory dwelling units (ADUs).

**Committee Reports**

Finance & Personnel report:

- Meeting November 11, 2020, at 3:30 pm for check signing.

Governmental Affairs & Public Safety report:

- Meeting December 7th at 3:00 pm
- Discussed establishing the Marijuana ordinance
- Discussed Back the Badge.
- Discussed ADUs and short-term rentals.
- Discussed the concrete washout.

Public Works-Utilities-Facilities report:

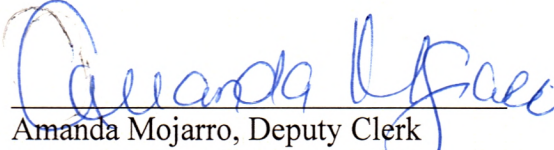
- Nothing to report.

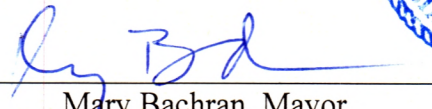
Tree Board:

- Nothing to report.

**Adjournment**

The meeting was adjourned by Mayor Bachran at 8:49 pm

  
Amanda Mojarro, Deputy Clerk

  
Mary Bachran, Mayor

