

**Minutes**  
**Regular Town Board Meeting**  
**Town of Paonia, Colorado**  
**January 12, 2021**

**RECORD OF PROCEEDINGS**

The Regular Meeting held via zoom on Tuesday, January 12, 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=3-APtg0X774>

**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 table the executive session.

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**

- Mayor Bachran announced the Christmas light winners and honorable mentions for 2020.
  - First place - 313 North Fork Ave.
  - Second place – 225 Clark Ave
  - Third place – 319 Poplar Ave
  - First honorable mention – 224 Dorris Ave.
  - Second honorable mention – 635 Shady Lane.

**Visitors & Guest**

- Thomas Markle stated his perspective regarding the cost of utilities and the reason he comes to the Board meetings.
- Page Smith commented on her preference of having the unfinished and new business back on the agenda and requested to not limit the times a person can make public input on an item, and thanked Public Works, Finance Officer, and the Administrator in preparation for the reports.

**Staff Reports**

Administrator’s Report:

- Investigating different methods for submitting public comments on agenda items to the Board of Trustees.
- Addressed the call forwarding to the staffs’ phones feature with Phonz Plus – This feature will be used should staff be out of the office.
- An updated draft of the sections of the master plan to be prospectively emailed to the Planning Committee and the Board of Trustees for feedback.
- The information sign to be installed at Poulos Park by end of the year.
- COVID-19 update.

- The administrator is evaluating ways to help businesses provided that the level of cases rises and enters into a red stage.
- The administrators' written report was in the packet.

Public Works report:

- Bulk water station status update – currently being shipped and getting it scheduled for installation.
- The spillage report will be included in the next meeting packet.
- Discussed the rise in levels of ammonia at the sewer plant.
- High School meter installation was rescheduled for February.
- Discussed the best procedures for street maintenance.
- Trustee Bear would like a list of all the water taps.
- Public Works Director's written report was in the packet.

Police Report:

- Ordered the new police vehicle and will be arriving next week.
- Police Officers are taking special training.
  - Trustee Johnson would like a list of training that the officers are getting done.
- Police Officers have been doing a lot of traffic control.
- Trustee Knutson was concerned about vehicles being left on the streets for extended periods.
  - Chief explained that after 72 hours the vehicle becomes abandoned.
- Trustee Meck was concerned about snow shoveling the sidewalks.
  - Chief explained that the police officers will be red tagging those who do not shovel their sidewalks.

Attorney Report:

- Update on the case of Eric Pace, the Ditch Company, and the Building contract will be in the attorney's report for the following board meeting.

**Disbursements**

Treasurer's Report:

- Reviewed disbursements and payroll – documents were included in the packet.
- The Finance Officer's report was included in the packet.

Disbursements Report:

Motion by Trustee Budinger and Seconded by Trustee Knutson and unanimously carried to approve the disbursements as provided for the end of the year (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				

Motion by Trustee Budinger and Seconded by Trustee Knutson and unanimously carried to approve the disbursements 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				

**Regular Business**

Resolution 2021-01 Public Posting:

- Annual update of public posting place and newspaper of record.
- Required by State Statue to designate a public posting place and the official publication of newspaper circulation.
- Public posting places: Town Hall, 214 Grand Ave, Paonia, Colorado
- The official publication of newspaper circulation: Delta County Independent (DCI), Delta County, Colorado
- Resolution 2021-01 – designation of public place for posting if notices, was included in the packet.

Board & Staff discussion points:

- None.

Public Comment:

- None.

Motion made by Trustee Bear, Seconded by Trustee Meck and unanimously carried to approve Resolution 2021-01 – designation of public place for posting if notices.

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				

Paonia Tree Board Appointments:

- Per Ordinance 2020-05 Article 7 Section, 2-7-20 – the Tree Board will consist of a minimum of two (2) and a maximum of six (6) volunteer community members.
- The Tree Board has two (3) open positions.
- The Town received four (4) applications/letters of interest from – Paula Martin – current Board chair, Greg Hottinger, Moriah Whoolilurie, and Roger Brail current member. Their application/letters of interest were included in the packet.
- If one of the members does not get elected to serve on the Tree Board and wishes to, they can serve as an ex-officio member.
- Each applicant received the chance to speak.

Motion made by Trustee Meck, Seconded by Trustee Knutson and unanimously carried to appoint Paula Martin Board chair, Greg Hottinger, and Moriah Whoolilurie to the Tree Board.

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				

Advisory Water committee – Term Limits:

- Discussed setting up the staggered terms of the newly created and appointed committee members of the Advisory Water Board and referenced Ordinance 2020-09, Section 2-10-20 (3) of the Town code.
- The Administrator suggested staggering the initial three (3) year terms with one (1) expiring each year for the first three (3) years to end in August and randomly draw names to determine whose term ends within the three (3) year term.

Motion made by Trustee Bear, Seconded by Trustee Budinger, and unanimously carried to approve Public Works Committee draw the names of the newly appointed members by random, ending/beginning their terms in August, and have the results be published at the next meeting.

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				

**Ordinance 2021-TBD Outdoor Lighting Regulations:**

- Discussion ensued by Dark Skies member Aaron Watson regarding the request to approve the draft ordinance.
- The recommended draft Ordinance was included in the packet with the Clerk's notes.
- By approving the ordinance Mr. Watson stated that this would qualify Paonia as an International Dark Sky Community.

**Board & Staff discussion points:**

- Trustee Bear was concerned about who will be enforcing the Ordinance.
  - Mr. Watson stated that would be the Board's decision to make.
- Trustee Meck stated that she would be interested in hearing from the Municipality of Ridgway regarding their dark sky ordinance.
- The Administrator commented on the security lighting that some businesses have to adhere to.
  - Suggested to have security lighting exempt from the ordinance.
- Trustee Pattison suggested clarifying some of the languages under 6-5-2 definitions number five (5)
- The Board commented on the next steps that should be taken are to revise and edit the draft ordinance and then send it to the Dark Sky Committee for a review then bring it back to the Board for final review.

**Public Comments:**

- Suzanne Watson was concerned about light trespassing on private property and needs to be addressed in the ordinance.

Motion made by Trustee Budinger, Seconded by Trustee Knutson, and unanimously carried to send the draft ordinance to Dark Skies Committee for the update to include suggestions provided and bring back to the Board.

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				

**Consent Agenda**

Regular Minutes: 11/24/2020, 12/15/2020.

Special Minutes: 12/28/2020

Liquor License Renewal: Aspen Yoga Inc dba Loui's Pizza My Heart.

- Minutes and Liquor License renewal documents were included in the packet.

Motion by Trustee Knutson, Seconded by Trustee Budinger and unanimously carried to approve the consent agenda as presented with modification to the November 24, 2020 minutes.

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

- Mayor Bachran was invited to present at the Downtown Colorado Inc, symposium on our CDOT grant – reimagining Grand Ave. project.

Finance & Personnel report:

- Checking signing January 13, 2021, at 10:00 am for check signing.

Governmental Affairs & Public Safety report:

- Met 1/11/2021 via zoom.
- Meeting 02/08/2021 at 6:00 p.m. via zoom
- Discussed Back the Badge
- Addressed the Let's Talk session about **STAR'S** via zoon on 1/14/2021 at 6:00 p.m.

Public Works-Utilities-Facilities report:

- Meeting on 1/20/2021 at 9:00 a.m.

Tree Board:

- Arbor Day conference held on the 10<sup>th</sup> and 14<sup>th</sup> of February via zoom.

**Executive Session**

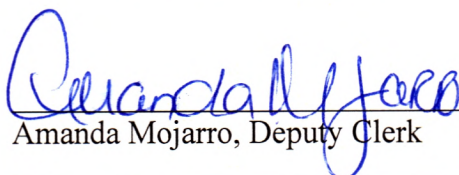
- Entered at: 8:13 pm
- Returned to open meeting at 8:53 pm
- No action was taken.
- Attendees: Mayor Bachran, Trustees Bear, Budinger, Johnson, Knutson, Meck, and Pattison, Administrator / Town Clerk Corinne Ferguson, and Town Attorney Bo Nerlin.

Motion by Trustee Bear, Seconded by Trustee Knutson and unanimously carried to enter into an executive meeting - For discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; specific to Town Administrator 6-month review. And for a conference with the Town attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b); specific to Eric Pace v. Town of Paonia.

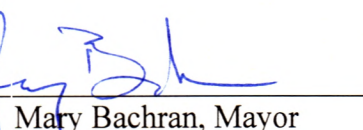
Council Member	For	Against	Abstain	Absent
Trustee Bear	X			
Trustee Budinger	X			
Trustee Johnson	X			
Trustee Knutson	X			
Trustee Meck	X			
Trustee Pattison	X			
Mayor Bachran				

**Adjournment**

The meeting was adjourned by Mayor Bachran at 8:19 pm

  
Amanda Mojarro, Deputy Clerk



  
Mary Bachran, Mayor