

Minutes
Regular Town Board Meeting
Town of Paonia, Colorado
September 24, 2019

RECORD OF PROCEEDINGS

Roll Call

1. Roll Call
PRESENT
Mayor Charles Stewart
Mayor Pro-Tem Chelsea Bookout
Trustee Mary Bachran
Trustee William Bear
Trustee Karen Budinger
Trustee Dave Knutson

ABSENT

Trustee Samira Hart

The Regular Town Board Meeting held Tuesday, September 24, 2019, was called to order at 6:30 PM by Mayor Charles Stewart followed by the Pledge of Allegiance.

Approval of Agenda

2. Agenda Approval

Motion to approve the agenda as presented.

Motion made by Trustee Bear, Seconded by Trustee Bachran.

Voting Yea: Mayor Pro-Tem Bookout, Trustee Knutson, Trustee Bear, Trustee Budinger, Trustee Bachran.

Announcements

3. Trustee Hart notified Mayor Stewart of her resignation as of October 09, 2019 Discussion ensued regarding the vacancy of the board of trustee seat at the October 08, 2019 meeting.

Recognition of Visitors & Guests

1. None.

Consent Agenda

4. Regular Minutes: August 27, 2019
Special Minutes: September 04, 2019
Regular Minutes: September 10, 2019
Coyote School – Elsewhere Studios – Special Event Permit 10/31/19

Motion to approve consent agenda as presented.

Motion made by Trustee Knutson seconded Mayor Pro-Tem Bookout Voting

Yea: Mayor Pro-Tem Bookout, Trustee Bachran, Trustee Budinger, Trustee Bear, Trustee Knutson.

Mayor's Report

5. Mayor's Report
Nothing to report.

Staff Reports

6. Interim Administrators Report:
 - Public Works working on capital improvement project maps
 - Map of sidewalk to repair prior and upcoming

- Arch Coal water tap contract
- North Fork Valley Airport
- Invitation to Phil Zimmer to discuss updating street lighting, to be on the next agenda.

7. Public Works

- Town Park is ready for Mountain Harvest Festival.
- Football Field is looking great.
- Concrete ready to pour in front of Town Hall.
- 1MG spilling 100,000 per day.
- 2MG spilling 70,000 per day.
- Computer error is being resolved.

8. Police Report

Chief absent

- Chief Ferguson advised Mayor Stewart there was nothing to report.

9. Treasurer's Report

- Reviewed payroll and disbursements.

Disbursements

10. Disbursements

Motion to approve disbursements as presented and discussed.

Motion made by Mayor Pro-Tem Bookout, Seconded by Trustee Budinger.

Voting Yea, Mayor Pro-Tem Bookout, Trustee Bachran, Trustee Bear, Trustee Knutson.

Unfinished Business

11. Western Slope Conservation Center – Letter of Support – Community Conservation Proposal.

Ben Katz, Public Lands Program Director requested a letter of objection from the board of trustees regarding the USFS Grand Mesa, Uncompahgre, & Gunnison National Forests plan revision and a background plan including a map of areas which were included in the packet.

Discussion Points:

- Special interest area
- Recommended wilderness
- Motorized vehicle restrictions in the special interest areas
- Logging in the recommended wilderness areas

Motion to approve Western Slope Conservation Center – Letter of Support as presented.

Motion made by Mayor Pro-Tem Bookout seconded by Trustee Knutson Voting Yea: Trustee Bachran, Trustee Budinger, Mayor Pro-Tem Bookout, Trustee Knutson. Voting Nay: Trustee Bear.

Motion to direct Mayor Pro-Tem Bookout to sign the letter prior to submittal.

Motion made by Trustee Bachran seconded by Trustee Budinger. Voting Yea: Trustee Bachran, Trustee Budinger, Mayor Pro-Tem Bookout, Trustee Knutson, Trustee Bear.

14. Citizen for a Health Community - North Fork Mancos Master Development Plan Review & Consideration to Submit an Objection.

Natasha Ledger presented the board with a newly drafted letter of objection included in the packet to the Board of Trustees. Patrick Dooling, Executive Director of WSCC stated that the Western Slope Conservation Center supports the letter and

being signed by the town. Noted concern: Citizens for a Healthy community positioning themselves for a lawsuit that they may intend to bring Town of Paonia in to.

Motion to approve the letter of objection to the U.S. Forest Service as presented.

Motion made by Mayor Pro-Tem Bookout, Seconded by Trustee Knutson.

Voting Yea: Mayor Pro-Tem Bookout, Trustee Bachran, Trustee Knutson, Trustee Budinger. Voting Nay: Trustee Bear.

Motion to direct Mayor Pro-Tem Bookout and Board members who agree to sign the Letter of Objection to the U.S. Forest Service as presented.

Motion made by Trustee Bachran seconded by Trustee Budinger. Voting Yea: Trustee Bachran, Trustee Budinger, Mayor Pro-Tem Bookout, Trustee Knutson, Trustee Bear.

15. Blue Sage Center - Letter to the State Historical Grant Fund

Attorney Nerlin provided the board with an updated draft letter that was handed out to the Mayor and Board members and did a summary of the letter.

Motion to accept Blue Sage Center as presented to the State Historical Grant Fund.

Motion made by Trustee Bachran seconded by Trustee Budinger.

Voting Yay: Mayor Pro-Tem Bookout, Trustee Knutson, Trustee Bear, Trustee Budinger, Trustee Bachran.

16. Water System Infrastructure Analysis

Public Works Director Travis Loberg stated that the request for a reference check on Farnsworth and JDS Hydro is complete with no negative references to report.

Discussion ensued by Trustee Bear recommending an initial meeting with the public works committee team and the client of the project.

Interim Administrator Corinne Ferguson stated that JDS Hydro contracted with DOLA and the grant funding is not available to the Town at this time via the contract. A DOLA representative will be coming to Town to meet and discuss other options.

Motion to contract with JDS Hydro to perform the infrastructure analysis.

Motion made by Trustee Bear seconded by Trustee Bachran. Voting Yay: Mayor Pro-Tem Bookout, Trustee Knutson, Trustee Budinger, Trustee Bear, Trustee Bachran.

Finance Officer Cindy Jones recommended stating a dollar amount for the project in the motion.

Discussion Points:

Project funding

Rate increases

Moving forward on the project

Specifics of loan reserve requirements

New Business

16. North Fork Senior Connections (A Little Help) - Letter of Support

Randy Campbell a member of A Little Help presented a draft letter of support for a planning grant to the Laura Jane Musser Foundation for \$5000. The draft letter is included in the packet.

Motion to approve North Fork Senior Connections (A Little Help) - Letter of Support as presented.

Motion made by Trustee Knutson seconded by Trustee Bachran. Voting Yay: Bear, Trustee Budinger, Trustee Knutson, Trustee Bachran, Mayor Pro- Tem Bookout.

18. North Fork Creative Coalition - Street Closure Request

Treasurer Heidi Hudek and Board member Kaspar Keil presented a street closure application for Final Friday Frolics, September 27, 2019, in correlation with the Mountain Harvest Festival in hopes of bringing people to shop downtown. A street closure permission form signed by the businesses agreeing with the street closure along with a letter was presented in the packet to the Board of Trustees.

Trustee Knuston provided his appreciation of how the North Fork Creative Coalition discussed the road closure with the downtown business owners.

Interim Administrator Corinne Ferguson stated that this would be the second time the North Fork Creative Coalition has done a back to back road closure with the Mt. Harvest Festival. Concerns regarding maneuvering the barricades for vehicles to move in and out were discussed.

Kaspar Keil stated that members would be physically maneuvering the barricades.

Discussion Points:

Additional Police Patrol

Additional hours from the Public Works Department

No fire permitted

Cannot close prior to 6pm

Motion to approve North Fork Creative Coalition - Street Closure Request as presented.

Motion made by Trustee Bachran seconded by Trustee Budinger. Voting Yea: Trustee Knuston, Trustee Bear, Trustee Bachran, Trustee Budinger, Mayor Pro - Tem Bookout.

19. Minnesota Avenue – Installation of Sidewalk Apron and Stop sign – Review and Request for Extension

Mayor Stewart provided a brief history of the conditional approval for a special use, to include a sidewalk apron and stop sign on Minnesota Avenue, made March 12, 2019.

Frederick Zimmer believes the sidewalk apron is no longer needed seeing that there is no more construction and traffic flow is back to regular from the 10 single-family homes the area has. The clay workshop has 4 people working occasionally.

Trustee Bear commented that it would be ideal to build-up to the sidewalk with optional material other than concrete to protect the sidewalk from damage. Trustee Knuston considers this to be an ideal option.

Motion to modify action from March 12, 2019, Frederick Zimmer will build up to sidewalk level with sidewalk with alternative material. Motion made by Trustee Bear Seconded by Trustee Knuston. Voting Yea: Trustee Bachran. Trustee Budinger, Trustee Bear, Trustee Knutson, Mayor Pro–Tem Bookout.

Silver Leaf resident stated to have a date of completion in the motion.

Motion to amend the main motion to add the date of completion by the end of October 2019.

Main amended motion made by Trustee Bear Seconded by Trustee Knuston. Voting Yea: Trustee Knutson, Trustee Budinger, Mayor Pro-Tem Bookout, Trustee Bear.

20. Clark Avenue Sewer Line Project Bid Results

The Clark Ave sewer line bid results were included in the packet for review.

Motion to accept Roop Excavation bid of \$156,740 and go forward with the sewer line project. Motion made by Trustee Bear seconded by Trustee Bachran. Voting Yea: Trustee Budinger, Trustee Bachran, Trustee Bear, Mayor Pro-Tem Bookout, Trustee Knuston.

21. Town Tree Removal Policy

Interim Administrator Corinne Ferguson presented a policy regarding tree removal within Town. Current regulations and internal policy were included in the packet for review.

Mayor Stewart believes the removal of specific trees within Town is necessary, when causing property and sidewalk safety issues and it is within the Administrators' authority to make decisions regarding the removal of trees.

Discussion Points:

- Administrator authority to remove certain trees
- Property and Sidewalk safety
- Policy notification to homeowners
- Active involvement from the Tree Board
- Monies spent on trees by homeowners
- Considerations of homeowners
- List of trees needing to be addressed

Motion to reaffirm tree removal based on safety and damage caused to sidewalks under the Town Ordinance per section 5, Administrator authority. Motion made by Trustee Bear Seconded by Trustee Knuston. Voting Yea: Mayor Pro-Tem Bookout, Trustee Knuston, Trustee Bear, Trustee Budinger.

Motion to amend the main motion to convert the 15-day notice to 30-day notice in section 3 of internal Town Tree removal policy.

Main amended motion made by Trustee Bear Seconded by Trustee Knuston. Voting Yea: Trustee Knutson, Trustee Budinger, Mayor Pro-Tem Bookout, Trustee Bachran.

Public Comment:

Suzanne Watson - concerned with no negotiation with the Town after the 30-day tree removal letter is sent to homeowners who are gone for the winter months.

Interim Administrator Corinne Ferguson stated notices will be sent by certified mail, Once the 30-day notice is sent there is no negotiation.

Michelle Patterson - concerned with homeowners that maintain the tree not having an opinion on the tree removal.

Thomas Markle – believes the tree board could have meetings set up to discuss which trees to remove.

Committee Reports

22. Finance & Personnel

Discussion ensued by Mayor Pro-Tem Bookout to revisit the hire of a new Town Administrator and to schedule a time.

Mayor Stewart requested the calendar regarding timeline for hiring a new Town Administrator be on the agenda for committee reports at the next board meeting.

28. Public Works-Utilities-Facilities

Discussion regarding:

- Trees
- Water storage
- Sewer line

29. Governmental Affairs & Public Safety

Discussion regarding:

- Trustee seat vacancy
- Accessory Dwelling Unit discussion (ADU)

30. Space 2 Create

- Twin Lakes property consideration for dwelling development

Discussion ensued by Mayor Stewart regarding what action can be taken specifically on Twin Lakes property.

31. Tree Board

- Website is almost complete

Adjournment

Motion to adjourn.

Motion made by Trustee Bear, Seconded by Trustee Bachran.

Voting Yea: Mayor Pro-Tem Bookout, Trustee Knutson, Trustee Bear, Trustee Bachran.

Adjourned at: 8:59 pm

Amanda Mojarro, Deputy Clerk

Charles Stewart, Mayor