

TOWN OF PAONIA



Regular & Special Town Board Meeting, August 24, 2021 **MAYOR AND CITY COUNCILMEMBERS**

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

August 24, 2021,

Special Meeting Minutes

5:00 pm

Mayor Mary Bachran called the Special Meeting of the Town of Paonia to order at 5:00 pm. A formal video of the Work Session and Regular Meeting link - <https://www.youtube.com/watch?v=kSQsFOt7OII>

ROLL CALL:

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

Deputy Clerk Mojarro called the roll and those present were **Mayor Bachran, Trustee Bear, Trustee Pattison, Trustee Knutson, Trustee Budinger, Trustee Johnson and Trustee Meck.**

Committee Structure Review:

Board members spoke about the committee structure based on each committees' roles and responsibilities that were presented. Discussed ad hoc and standby committees.

Trustee Knutson moved that in preparation for redesigning the committee structure that each committee be asked to provide two pieces of information to the Board. One that the committee assignments that are ad hoc and ongoing need to be addressed. Second whether the committee needs to be a standing committee, seconded by Trustee Budinger. Motion unanimously passed.

Trustee Knutson moved to amend the motion to add language - using the screen of governance and management, and that the committees' look at their task to decide which task is governance or management.

Trustee Knutson moved to have the Town Administrator provide alternative staff structure and that individual Board members provide input in advance, seconded by Trustee Pattison. Motion failed with three (3) nays and two (2) ayes.

Mayor Role Review:

Board member discussed the mayor's roles and responsibilities. Topic of discussion were strong or weak mayor structures.

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Mayor Mary Bachran called the Regular Meeting of the Town of Paonia to order at 6:31 pm.

ROLL CALL:

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

Deputy Clerk Mojarro called the roll and those present were **Mayor Bachran, Trustee Bear, Trustee Pattison, Trustee Knutson, Trustee Budinger, Trustee Johnson and Trustee Meck.**

1. Approval of the Agenda:

Trustee Bear moved to approve the agenda as presented, seconded by Trustee Johnson. Motion unanimously passed.

2. Announcements:

Mayor Bachran announced to the Delta County Commissioner's accepted that the mayor be a on the Airport Committee. The CDOT grant was not granted to the Town. Chief Ferguson announced his resignation along with the resignation of officer Brian Berger and PD Clerk Joanne Katzer. The Governmental Affairs and Public Safety will be conducting an exit interview with the Chief.

Trustee Patterson moved to solicit bids for a municipal organizational, consultant recruiter, seconded by Trustee Meck. Motion failed with two (2) ayes and four (4) nays.

Visitors and Guest:

Mayor gave credit to Seth Weber and artist involved in painting the mural next door to Town Hall, and also to the volunteers Len Howe, Janet Thorup, and Elain Brett with helping with the Town's landscaping.

Community Comment Period:

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

Mary DiFranco and Suzanne Watson commented on the fence issue, Marylee Hauze commented on her water leak issue, Bill Brunner and Suzanne Watson also commented on the leak issue. Ashly Sargent commented on the fence issue.

Staff Reports:

Town Administrator Corinne Ferguson report was included and answered Board questions on items in her report.

Town Attorney Nerlin no report was included and reported out to the Board about that the report of the fence issue will be in the next meeting agenda and answered Board questions.

Treasurer Report: Treasurer King was absent from the meeting. Finance Officer Jones was available to answer questions about the documents included.

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Trustee Knutson moved to approve the consent agenda as provided, seconded by Trustee Budinger. Motion unanimously passed.

Trustee Pattison moved to amend the motion to only approve items on the consent to number six (6), seconded by Trustee Knutson. Motion unanimously passed.

Mountain Harvest Festival Fee Waiver Request:

Representatives Thomas Backus and Josh Behrman addressed the Board in a request to waive the park use fee of \$450.00.

Trustee Knutson moved to waive the park use fee for the Mountain Harvest Festival, seconded by Trustee Budinger. Motion passes with five (5) ayes and one (1) nay.

Unfinished Business

Community Comment Period:

No comments were made.

Second Reading – Ordinance 2021-06 Municipal Code Modification of Chapter 06 Article 01 – Alcoholic Beverages Licensing and Distance from Public Schools: A second reading review of the ordinance which modifies it to reduce the distance restriction to 350 feet and allows for issuance of bed and breakfast permits.

Trustee Bear moved to approve the Second Reading – Ordinance 2021-06 Municipal Code Modification of Chapter 06 Article 01 – Alcoholic Beverages Licensing and Distance from Public Schools, seconded by Trustee Budinger. Motion unanimously passed.

Second Reading of Ordinance 2021-07 Amendment to Provisions of Town Code Regarding Purchase and Possession of Marijuana: The second reading review of the ordinance which is to address the rescinding of the prohibition of marijuana sales and taxation in the Town of Paonia.

Trustee Budinger moved to approve the Second Reading of Ordinance 2021-07 Amendment to Provisions of Town Code Regarding Purchase and Possession of Marijuana, seconded by Trustee Johnson. Motion unanimously passed

New Business

Community Comment Period:

Bill Brunner commented the structure of the public comment period. Suzanne Watson commented on the commercial zone billing and the acquisition of a public works vehicle. Christina Patterson on the asset inventory for public works.

Zoning Board of Adjustments & Appeals Open Seat Appointments: The Board nominated the candidates to set on the Zoning Board of Adjustment & Appeals.

Trustee Bear moved to nominate all in town residents to be on the Zoning Board of Adjustment & Appeals, names of the members Gia Fanelli, Suzanne Watson, Steve Clisset, and Ian Oeser.

Trustee Knutson moved to nominate Zuzana Tauvinkl to be on the Zoning Board of Adjustment &

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Administrator Ferguson is to bring back a CORA cost analysis to the Board.

Trustee Pattison moved to direct staff to do a CORA analysis and bring back to the Board by the second meeting in September, a review of what the processes would look like to get all Trustee emails available on the website to adopt Clear Gove's open check book and to make all unprotected infrastructure information available to the public, seconded by Trustee Knutson. Motion unanimously passed.

Trustee Pattison moved to develop an ordinance to identify protected infrastructure security. Failed for a lack of second.

Trustee Pattison moved to develop an ordinance specifically to protect data access to the Board members, seconded by Trustee Knutson. Motion unanimously passed.

The Board discussed the municipal court part of the ordinance for citizen who want to challenge an ordinance. The Board directed the Town Administrator to put out on the list serve for municipalities to see if there is a Town that has a process of some kind.

Commercial Zone Billing Procedure:

The Board discussed the process of how commercial property owners are being billed. Administrator Ferguson explained how it's historically been done and. Trustee Pattison commented as a public member regarding how she as a commercial property owner is being charged. Trustee Pattison suggested having a single base rate across the Board or by tap size. Town Administrator will contact RCAC, the company that is doing the rate study for the Town, to ask them how this will impact cost.

American Rescue Plan Act (ARPA) Fund Use:

Trustee Bear moved to commit the American Rescue Plan Act (ARPA) Funds of \$369,232.79 dollars to the tank lining of the two million tank and to the altitude valve of the one million tank, seconded by Trustee Budinger. Motion unanimously passed.

Board Review of Debt Reserve Requirements and Fund Balances:

The Board discussed the rate covenant, operation & maintenance reserves.

Trustee Knutson moved to extend the meeting for thirty (30) minutes, seconded by Trustee Budinger. Motion passed with five (5) ayes and one (1) nay.

Board consideration of Town Line of Credit Loan Renewal:

Trustee Pattison moved to renew the line of credit, seconded by Trustee Knutson. Motion unanimously passed.

Board Consideration of Public Works Vehicle Acquisition:

Trustee Knutson moved to authorize the purchase of the vehicles presented, seconded by Trustee Budinger. Motion passed with four (4) ayes and two (2) nays.

Mayor's Report

Report was included. Mayor Bachran answered question on items on her report and commented on the if the Board wanted to bring back the requirement of wearing of mask.

Committee Reports

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Governmental Affairs and Public Safety: reported as included.

Public Works and Facilities: Nothing to report.

Tree Board: Nothing to report.

Advisory Water Committee: Nothing to report.

Community Comment Period:

Ashley Sargent commented that if her personal information could be redacted before sending out to the Board members. Suzanne Watson commented on the committee wish list, suggested that CORA should have a place on the website, that emails from other citizens should be publicly available for viewing, the Zoning Board of Adjustment & Appeals should have a Planning & Zoning member and needs to be corrected.

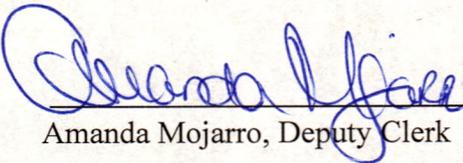
Trustee Bear moved to extend meeting for another ten (10) minutes, seconded by Trustee Meck. Motion passed with five (5) ayes and one (1) nay.

Thomas Markle commented on the commercial zone billing procedure and how his commercial property is being billed.

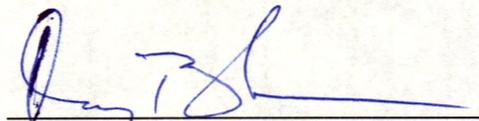
Trustee Pattison would like to add to the next meeting agenda the discussion of how the process structure of the comment period went.

ADJOURNMENT:

The Regular Council Meeting was adjourned at 9:13 pm.


Amanda Mojarro, Deputy Clerk




Mary Bachran, Mayor