



**TOWN OF PAONIA**  
**TUESDAY, OCTOBER 08, 2019**  
**SPECIAL TOWN BOARD MEETING**  
**5:00 PM**  
**REGULAR TOWN BOARD MEETING**  
**6:30 PM**

**Roll Call**

[2020 Budget](#)  
[Executive Session - Staffing](#)

**Roll Call**

**Approval of Agenda**

**Announcements**

**Recognition of Visitors & Guests**

- [1.](#) Visitors & Guests
- [2.](#) Paonia Streetlights
  - DMEA
  - Dark Skies Paonia

**Consent Agenda**

- [3.](#) Regular Minutes September 27, 2019  
Permanent Modification of Premise - Paonia Liquors LLC

**Mayor's Report**

- [4.](#) Recognition for Service - Trustee Hart
- [5.](#) Procedure for Filling Vacant Trustee Seat

**Staff Reports**

- [6.](#) **Administrator's Report**
- [7.](#) Modification of Mapping RFP to Asset Inventory RFP
- [8.](#) Recommendation for Back-flow Device Testing
- [9.](#) **Public Works Report**
- [10.](#) **Police Report**
- [11.](#) **Treasurer's Report**

**Disbursements**

- [12.](#) Disbursements

**Unfinished Business**

**New Business**

- [13.](#) Delta County Libraries Presentation Regarding Ballot Issue 7A
- [14.](#) DeHerrera Minor Subdivision – 115 North Fork Avenue
- [15.](#) Western Slope Conservation Center – Great Outdoors Colorado – Grant Support
  - Resolution 2019-13- Paonia River Park Community Access Project
- [16.](#) Citizen Initiative - Water Tap Sale Moratorium

**Committee Reports**

**17. Finance & Personnel**

18. Town Administrator Hiring Calendar

**19. Public Works-Utilities-Facilities**

**20. Governmental Affairs & Public Safety**

**21. Space 2 Create**

22. Executive Session - To discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. Section 24-6-402(4)(a) - Specific to Acquisition of Property

**23. Tree Board**

**Adjournment**

24. Adjournment

I. RULES OF PROCEDURE

**Section 1. Schedule of Meetings.** Regular Board of Trustees meetings shall be held on the second and fourth Tuesdays of each month, except on legal holidays, or as re-scheduled or amended and posted on the agenda prior to the scheduled meeting.

**Section 2. Officiating Officer.** The meetings of the Board of Trustees shall be conducted by the Mayor or, in the Mayor's absence, the Mayor Pro-Tem. The Town Clerk or a designee of the Board shall record the minutes of the meetings.

**Section 3. Time of Meetings.** Regular meetings of the Board of Trustees shall begin at 6:30 p.m. or as scheduled and posted on the agenda. Board Members shall be called to order by the Mayor. The meetings shall open with the presiding officer leading the Board in the Pledge of Allegiance. The Town Clerk shall then proceed to call the roll, note the absences and announce whether a quorum is present. Regular Meetings are scheduled for three hours, and shall be adjourned at 9:30 p.m., unless a majority of the Board votes in the affirmative to extend the meeting, by a specific amount of time.

**Section 4. Schedule of Business.** If a quorum is present, the Board of Trustees shall proceed with the business before it, which shall be conducted in the following manner. Note that all provided times are estimated:

- (a) Roll Call - (5 minutes)
- (b) Approval of Agenda - (5 minutes)
- (c) Announcements (5 minutes)
- (d) Recognition of Visitors and Guests (10 minutes)
- (e) Consent Agenda including Approval of Prior Meeting Minutes (10 minutes)
- (f) Mayor's Report (10 minutes)
- (g) Staff Reports: (15 minutes)
  - (1) Town Administrator's Report
  - (2) Public Works Reports
  - (3) Police Report
  - (4) Treasurer Report
- (h) Unfinished Business (45 minutes)
- (i) New Business (45 minutes)
- (j) Disbursements (15 minutes)
- (k) Committee Reports (15 minutes)
- (l) Adjournment

\* This schedule of business is subject to change and amendment.

**Section 5. Priority and Order of Business.** Questions relative to the priority of business and order shall be decided by the Mayor without debate, subject in all cases to an appeal to the Board of Trustees.

**Section 6. Conduct of Board Members.** Town Board Members shall treat other Board Members and the public in a civil and polite manner and shall comply with the Standards of Conduct for Elected Officials of the Town. Board Members shall address Town Staff and the Mayor by his/her title, other Board Members by the title of Trustee or the appropriate honorific (i.e.: Mr., Mrs. or Ms.), and members of the public by the appropriate honorific. Subject to the Mayor's discretion, Board Members shall be limited to speaking two times when debating an item on the agenda. Making a motion, asking a question or making a suggestion are not counted as speaking in a debate.

**Section 7. Presentations to the Board.** Items on the agenda presented by individuals, businesses or other organizations shall be given up to 5 minutes to make a presentation. On certain issues, presenters may be given more time, as determined by the Mayor and Town Staff. After the presentation, Trustees shall be given the opportunity to ask questions.

**Section 8. Public Comment.** After discussion of an agenda item by the Board of Trustees has concluded, the Mayor shall open the floor for comment from members of the public, who shall be allowed the opportunity to comment or ask questions on the agenda item. Each member of the public wishing to address the Town Board shall be recognized by the presiding officer before speaking. Members of the public shall speak from the podium, stating their name, the address of their residence and any group they are representing prior to making comment or asking a question. Comments shall be directed to the Mayor or presiding officer, not to an individual Trustee or Town employee. Comments or questions should be confined to the agenda item or issue(s) under discussion. The speaker should offer factual information and refrain from obscene language and personal attacks.

**Section 9. Unacceptable Behavior.** Disruptive behavior shall result in expulsion from the meeting.

**Section 10. Posting of Rules of Procedure for Paonia Board of Trustees Meetings.** These rules of procedure shall be provided in the Town Hall meeting room for each Board of Trustees meeting so that all attendees know how the meeting will be conducted.

## **II. CONSENT AGENDA**

**Section 1. Use of Consent Agenda.** The Mayor, working with Town Staff, shall place items on the Consent Agenda. By using a Consent Agenda, the Board has consented to the consideration of certain items as a group under one motion. Should a Consent Agenda be used at a meeting, an appropriate amount of discussion time will be allowed to review any item upon request.

**Section 2. General Guidelines.** Items for consent are those which usually do not require discussion or explanation prior to action by the Board, are non-controversial and/or similar in content, or are those items which have already been discussed or explained and do not require further discussion or explanation. Such agenda items may include ministerial tasks such as, but not limited to, approval of previous meeting minutes, approval of staff reports, addressing routine correspondence, approval of liquor licenses renewals and approval or extension of other Town licenses. Minor changes in the minutes such as non-material Scribner errors may be made without removing the minutes from the Consent Agenda. Should any Trustee feel there is a material error in the minutes, they should request the minutes be removed from the Consent Agenda for Board discussion.

**Section 3. Removal of Item from Consent Agenda.** One or more items may be removed from the Consent Agenda by a timely request of any Trustee. A request is timely if made prior to the vote on the Consent Agenda. The request does not require a second or a vote by the Board. An item removed from the Consent Agenda will then be discussed and acted on separately either immediately following the consideration of the Consent Agenda or placed later on the agenda, at the discretion of the Board.

## **III. EXECUTIVE SESSION**

**Section 1.** An executive session may only be called at a regular or special Board meeting where official action may be taken by the Board, not at a work session of the Board. To convene an executive session, the Board shall announce to the public in the open meeting the topic to be discussed in the executive session, including specific citation to the statute authorizing the Board to meet in an executive session and identifying the particular matter to be discussed "in as much detail as possible without compromising the purpose for which the executive session is authorized." In the event the Board plans to discuss more than one of the authorized topics in the executive session, each should be announced, cited and described. Following the announcement of the intent to convene an executive session, a motion must then be made and seconded. In order to go into executive session, there must be the affirmative vote of two thirds (2/3) of Members of the Board.

**Section 2.** During executive session, minutes or notes of the deliberations should not be taken. Since meeting minutes are subject to inspection under the Colorado Open Records Act, the keeping of minutes would defeat the private nature of executive session. In addition, the deliberations carried out during executive session should not be discussed outside of that session or with individuals not participating in the session. The contents of an executive session are to remain confidential unless a majority of the Trustees vote to disclose the contents of the executive session.


**Section 3.** Once the deliberations have taken place in executive session, the Board should reconvene in regular session to take any formal action decided upon during the executive session. If you have questions regarding the wording of the motion or whether any other information should be disclosed on the record, it is essential for you to consult with the Town Attorney on these matters.

## **IV. SUBJECT TO AMENDMENT**

**Section 1. Deviations.** The Board may deviate from the procedures set forth in this Resolution, if, in its sole discretion, such deviation is necessary under the circumstances.

**Section 2. Amendment.** The Board may amend these Rules of Procedures Policy from time to time.

AGENDA SUMMARY FORM

	Budget 2020 Special Meeting		
Summary:			
Notes:			
Possible Motions:  Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

# EXECUTIVE SESSION MOTION FORM

(Note: 2/3 quorum present must vote yes; the session may only occur at a regular or special meeting of the body)


## I MOVE TO GO INTO EXECUTIVE SESSION:

(if the stated purpose of the executive session is legal advice, do not combine it with any other purpose):


- 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);
- For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e);
- To discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. Section 24-6-402(4)(a);
- 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;
- For discussion of a matter required to be kept confidential by the following federal or state law, rule or regulation: \_\_\_\_\_ under C.R.S. Section 24-6-402(4)(c);
- For discussion of specialized details of security arrangements or investigations under C.R.S. Section 24-6-402(4)(d);
- For consideration of documents protected by the mandatory non-disclosure provisions of the Open Records Act under C.R.S. Section 24-6-402(4)(g);
- Other (specify): \_\_\_\_\_

Specific  
to: \_\_\_\_\_ for  
identification purposes only.

AGENDA SUMMARY FORM


	Roll Call		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:


AGENDA SUMMARY FORM


	Agenda Approval		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:



AGENDA SUMMARY FORM

	Announcements		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Visitors & Guests		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	<p>Paonia Streetlights</p> <ul style="list-style-type: none"> <li>• DMEA</li> <li>• Dark Skies Paonia</li> </ul>
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**Summary:**  
 The Town has carried forward a line item for streetlights in the amount of \$25,000 for multiple years. Invited to speak at the meeting are a representative from DMEA and members of the Dark Skies Paonia group to discuss plans moving forward for the street lights in Paonia.

**Notes:**

**Possible Motions:**

Motion by: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_ vote: \_\_\_\_\_

Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

# Town of Paonia Street Lights

<u>Quantity</u>	<u>Type</u>	<u>Wattage</u>	<u>Monthly Tariff</u>	<u>Monthly Cost</u>
7	HPS	100	\$ 14.42	\$ 100.94
13	HPS	150	\$ 17.89	\$ 232.57
2	HPS	250	\$ 25.54	\$ 51.08
63	MV	175	\$ 17.94	\$ 1,130.22
2	MV	250	\$ 24.19	\$ 48.38
3	MV	400	\$ 34.01	\$ 102.03
<b>Monthly Total</b>				<b>\$ 1,665.22</b>

## Proposed

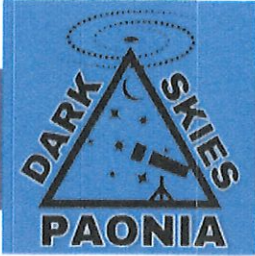
<u>Quantity</u>	<u>Type</u>	<u>Wattage</u>	<u>Monthly Tariff</u>	<u>Monthly Cost</u>
90	LED	38	\$ 7.21	\$ 648.90
0	LED	74	\$ 12.77	\$ -
<b>Monthly Total</b>				<b>\$ 648.90</b>
<b>Monthly Savings</b>				<b>\$ 1,016.32</b>

## Costs (Estimate)

<u>Quantity</u>	<u>Type</u>	<u>Wattage</u>	<u>Cost Each</u>	<u>Total</u>
90	LED	38	\$ 229.52	\$ 20,656.76
0	LED	74	\$ 321.75	\$ -
90	Photocells		\$ 30.11	\$ 2,709.90
<b>Total Cost</b>				<b>\$ 23,366.66</b>

Cost	Savings	
\$ 23,366.66	\$ 1,016.32	<b>23.0 months payback</b>
		<b>5.2 SIR @ 10 years</b>
		<b>7.8 SIR @ 15 years</b>

Account	Service Address	Device Type	Dvc Type Description	Active Qty	Charge	Cost per light	Wattage
6440160600	STREET LIGHTS	S16	SEC LIGHT HP-8-16000 75 KWH	1	\$16.46	16.46	150
6444001800	DAUNKNOWN 01033	S16	SEC LIGHT HP-8-16000 75 KWH	16	\$263.36		150
6444004000	COBBLE CREEK	S16	SEC LIGHT HP-8-16000 75 KWH	171	\$2,814.66		150
6440160900	STREET LIGHTS	S16	SEC LIGHT HP-8-16000 75 KWH	2	\$32.92		150
6444010000	SECURITY LIGHTS	S16	SEC LIGHT HP-8-16000 75 KWH	2	\$32.92		150
				192		\$3,160.32	
6440160900	STREET LIGHTS	S17	SEC LIGHT HP-8-30000 120 KWH	213	\$5,005.50	23.5	250
6440161200	STREET LIGHTS	S17	SEC LIGHT HP-8-30000 120 KWH	136	\$3,196.00		250
6444003900	DAUNKNOWN 01034	S17	SEC LIGHT HP-8-30000 120 KWH	18	\$423.00		
				367		\$8,624.50	
6444001800	DAUNKNOWN 01033	S15	SEC LIGHT HP-8-9500 50 KWH	376	\$4,989.52	13.27	100
6444004000	COBBLE CREEK	S15	SEC LIGHT HP-8-9500 50 KWH	4	\$53.08		100
6440160900	STREET LIGHTS	S15	SEC LIGHT HP-8-9500 50 KWH	4	\$53.08		100
6440161200	STREET LIGHTS	S15	SEC LIGHT HP-8-9500 50 KWH	3	\$39.81		100
6444010000	SECURITY LIGHTS	S15	SEC LIGHT HP-8-9500 50 KWH	188	\$2,494.76		100
6440160400	STREET LIGHTS	S15	SEC LIGHT HP-8-9500 50 KWH	1	\$13.27		100
6440160700	STREET LIGHTS	S15	SEC LIGHT HP-8-9500 50 KWH	1	\$13.27		100
6440160300	STREET LIGHTS	S15	SEC LIGHT HP-8-9500 50 KWH	3	\$39.81		100
6444000000	SECURITY LIGHTS	S15	SEC LIGHT HP-8-9500 50 KWH	163	\$2,163.01		100
				743		\$9,859.61	
6444001800	DAUNKNOWN 01033	SL7	SEC LIGHT MV-8-11200 115 KWH	1	\$22.26	22.26	250
				1		\$22.26	
6440160600	STREET LIGHTS	SL8	SEC LIGHT MV-8-21000 175 KWH	1	\$31.29	31.29	400
6444001800	DAUNKNOWN 01033	SL8	SEC LIGHT MV-8-21000 175 KWH	1	\$31.29		400
				2		\$62.58	
6440160000	WALKWAY LIGHTS	SL6	SEC LIGHT MV-8-7950 80 KWH	41	\$676.91	16.51	175
6440160400	STREET LIGHTS	SL6	SEC LIGHT MV-8-7950 80 KWH	192	\$3,169.92		175
6440160700	STREET LIGHTS	SL6	SEC LIGHT MV-8-7950 80 KWH	128	\$2,113.28		175
6440160300	STREET LIGHTS	SL6	SEC LIGHT MV-8-7950 80 KWH	151	\$2,493.01		175
				512		\$8,453.12	
				1817		\$30,182.39	
6440160600	STREET LIGHTS	S32	ST LIGHT LED-8-10200 150	10	\$117.50	11.75	
6444001800	DAUNKNOWN 01033	S32	ST LIGHT LED-8-10200 150	4	\$47.00		
6444004000	COBBLE CREEK	S32	ST LIGHT LED-8-10200 150	5	\$58.75		
6440160900	STREET LIGHTS	S32	ST LIGHT LED-8-10200 150	1	\$11.75		
6440161200	STREET LIGHTS	S32	ST LIGHT LED-8-10200 150	1	\$11.75		
6440160900	STREET LIGHTS	S31	ST LIGHT LED-8-10200 250	1	\$11.75	11.75	
6440160600	STREET LIGHTS	S30	ST LIGHT LED-8-3400 100	5	\$33.20	6.64	
6444001800	DAUNKNOWN 01033	S30	ST LIGHT LED-8-3400 100	5	\$33.20		
6440160900	STREET LIGHTS	S30	ST LIGHT LED-8-3400 100	3	\$19.92		
6440160000	WALKWAY LIGHTS	S30	ST LIGHT LED-8-3400 100	2	\$13.28		
6440160400	STREET LIGHTS	S30	ST LIGHT LED-8-3400 100	12	\$79.68		
6440160700	STREET LIGHTS	S30	ST LIGHT LED-8-3400 100	2	\$13.28		
6440160300	STREET LIGHTS	S30	ST LIGHT LED-8-3400 100	6	\$39.84		
				57	1874	\$30,673.29	\$490.90



**A MILKY WAY COMMUNITY**

[WWW.DARKSKIESPAONIA.COM](http://WWW.DARKSKIESPAONIA.COM)

**Working Cooperatively with Town of Paonia and DMEA on upgrading streetlights:**

- 3000 Kelvin or less color temperature
- Fully Shielded
- Lighting Assessment – Pedestrian lighting
- Town Ordinance for International Dark Sky Certification
- Grants Available

**Benefits of Dark Sky Certification:**

- International Recognition
- Health
- Environment & Wildlife
- Astro Tourism
- Energy & long-term cost savings
- Conserve our Dark Sky Resource for future generations
- Safety and Light levels – Many cities including Denver use 3000K or less

**Public and Business Support:**

- Governor Proclaimed month of June 2019 as Dark Sky Month
- Working with DMEA board
- Outreach events – strong community support
- National Building Codes by 2024 will require compliance with Dark Sky friendly lighting
- Governor Polis Proclaimed the Month of June as Dark Sky Month

PO BOX 806 Paonia, CO 81428  
Lyn Howe 808-756-5310 or Aaron Watson 970- 534- 5550

## Lighting, Crime & Safety:

THERE IS NO CLEAR SCIENTIFIC EVIDENCE THAT INCREASED OUTDOOR LIGHTING DETERS CRIMES. IT MAY MAKE US FEEL SAFER, BUT HAS NOT BEEN SHOWN TO MAKE US SAFER.

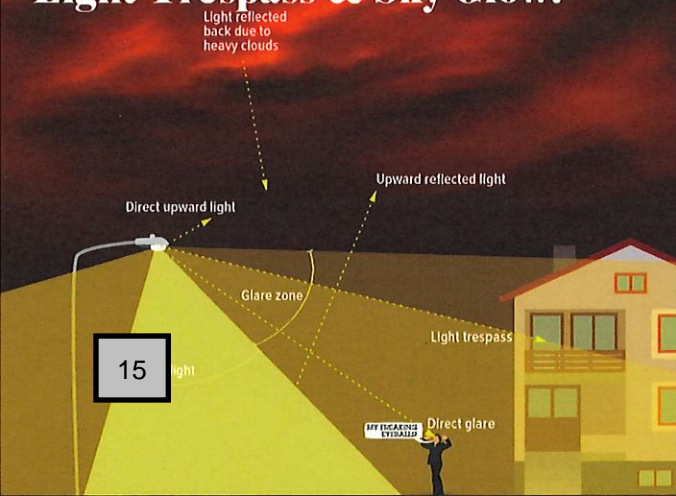
A 2015 STUDY PUBLISHED IN THE JOURNAL OF EPIDEMIOLOGY AND COMMUNITY HEALTH FOUND THAT STREETLIGHTS DON'T PREVENT ACCIDENTS OR CRIME, BUT DO COST A LOT OF MONEY.

## Glare From Bright, Unshielded Lights Actually Decreases Safety.

IN FACT, MOST PROPERTY CRIME OCCURS IN THE LIGHT OF DAY. CRIMES LIKE VANDALISM AND GRAFFITI ACTUALLY THRIVE ON NIGHT LIGHTING. A DARK SKY DOES NOT NECESSARILY MEAN A DARK GROUND. SMART LIGHTING THAT DIRECTS LIGHT WHERE NEEDED CREATES A BALANCE BETWEEN SAFETY AND STARLIGHT.

ACCORDING TO A 2012 REPORT FROM THE AMA, "GLARE FROM NIGHTTIME LIGHTS CAN CAUSE HAZARDS RANGING FROM DISCOMFORT TO FRANK VISION DISABILITY."

## Light Trespass & Sky Glow:



## Effects Of Light At Night On Our Health:

**In less than 100 years, humans have radically altered the nighttime environment, putting our health at risk.**

THE AMERICAN MEDICAL ASSOCIATION (AMA) HAS RECENTLY ADOPTED AN OFFICIAL POLICY STATEMENT ABOUT STREET LIGHTING. THE AMA RECOMMENDS OUTDOOR LIGHTING AT NIGHT, IN PARTICULAR STREET LIGHTING, SHOULD HAVE A COLOR TEMPERATURE OF NO GREATER THAN 3000 KELVIN AND BE PROPERLY SHIELDED TO MINIMIZE GLARE AND REDUCE DETRIMENTAL HUMAN AND ENVIRONMENTAL EFFECTS.

RESEARCH SHOWS WHITE LED LIGHT DISRUPTS OUR CIRCADIAN RHYTHMS AND SUPPRESS OUR MELATONIN PRODUCTION BY 5 TIMES. SUPPRESSION OF MELATONIN DISRUPTS SLEEP AND MAY BE LINKED TO BREAST CANCER.

## Effects Of Light At Night On Wildlife And Our Environment

PLANTS, INSECTS AND ANIMALS DEPEND ON THE DAILY CYCLES OF THE EARTH, LIGHT AND DARK TO CONTROL LIFE-SUSTAINING BEHAVIORS SUCH AS REPRODUCTION, NOURISHMENT, SLEEP AND PROTECTION FROM PREDATORS. SCIENTIFIC EVIDENCE SUGGESTS LIGHT AT NIGHT HAS NEGATIVE AND DEADLY AFFECTS ON MANY CREATURES INCLUDING BIRDS, MAMMALS, AMPHIBIANS, INVERTEBRATES AND PLANTS.

## To Become A Designated International Dark Sky Community We Encourage Your Support To Accomplish The Following:

- ENGAGE BUSINESSES, POLICE, EMERGENCY ORGANIZATIONS AND OUR COMMUNITY TO SUPPORT A LIGHTING ORDINANCE THAT COMPLIES WITH INTERNATIONAL DARK SKY REQUIREMENTS.
- SUPPORT NEW PUBLIC AND RESIDENTIAL OUTDOOR LIGHTING STANDARDS THAT COMPLY WITH A REVISED USE CODE.
- INSTALL STREET LIGHTING THAT IS 3000 KELVIN OR LESS AND PROPERLY SHIELDED TO ELIMINATE LIGHT TRESPASS.
- PLACE LIGHTING WHERE NEEDED, WHEN NEEDED AND DIRECTED DOWNWARD.
- OFFER EDUCATIONAL ACTIVITIES: SKY PARTIES, COLLABORATION ON AN INTERNATIONAL CITIZEN-SCIENCE CAMPAIGN; ENGAGE STUDENTS AND PUBLIC PARTICIPANTS TO MEASURE & SUBMIT THEIR NIGHT SKY BRIGHTNESS OBSERVATIONS.

**Check our website for updates, events and more information on exterior lighting standards we will work to implement.**

[www.darks skiespaonia.com](http://www.darks skiespaonia.com)



## Energy Savings

LIGHT POLLUTION COSTS ABOUT \$3 BILLION DOLLARS/YEAR WORTH OF ENERGY LOST TO BAD LIGHTING. LIGHT POLLUTION CASUES MILLIONS OF TONS OF CARBON TO BE RELEASED INTO OUR ATMOSPHERE EVERY YEAR.

TO OFFSET THIS CARBON FOOTPRINT WE WOULD NEED TO PLANT 600 MILLION TREES ANNUALLY.

# DARK SKIES PAONIA A 501C3 NON-PROFIT

## OUR MISSION:

TO PROMOTE AND ADOPT A TOWN OF PAONIA ORDINANCE THAT WILL REGULATE OUTDOOR NIGHT-TIME LIGHTING IN ACCORDANCE WITH INTERNATIONAL DARK SKY REQUIREMENTS; THEREBY PRESERVING, PROTECTING AND ENHANCING DARK SKIES IN PAONIA FOR THE BENEFIT OF THE HEALTH OF OUR CITIZENS, ENVIRONMENT AND ALL CREATURES THAT RELY ON DARK SKIES TO THRIVE. TO PROMOTE THE USE OF OUTDOOR NIGHT-TIME LIGHTING THAT REDUCES ENERGY USE, ELIMINATES GLARE AND LIGHT TRESPASS ON NEIGHBORS, SAVES ENERGY, PROMOTES ASTROTOURISM AND BENEFITS ALL.

## OUR GOALS:

- TO OBTAIN AND MAINTAIN DESIGNATION FOR PAONIA AS AN INTERNATIONAL DARK SKY COMMUNITY.
- TO EDUCATE OUR COMMUNITY AND POLICY MAKERS ABOUT PROPER NIGHTTIME LIGHTING AND EMPOWER THEM TO "BRING BACK THE NIGHT".
- TO PROMOTE ENVIRONMENTALLY AND ENERGY FRIENDLY OUTDOOR LIGHTING.
- TO ADVOCATE FOR THE PROTECTION OF THE NIGHT SKY.

Before



After

TORONTO AFTER A STREET LIGHT OUTAGE



DARK SKIES PAONIA  
A MILKY WAY COMMUNITY

ONE LIGHT AT A TIME  
YOU DON'T HAVE TO WAIT  
TO MAKE A DIFFERENCE

TURN OFF YOUR LIGHTS!

*"The dark is but a canvas on which to paint our dreams with the stars. Imagine the magic of darkness and star paintings. Turn off your lights, go to the darkest places and begin your masterpiece."*

DARK SKIES PAONIA



Protecting the night sky starts with YOU!

- Light only what you need**  
 16
- Use energy efficient bulbs and only as bright as you need**  
5w
- Shield lights and direct them down**
- Only use light when**  
AUTOMATIC TIMER
- Choose warm white light bulbs**
- Join IDA!**  
We need your help to continue the fight against light pollution.



DARK SKIES PAONIA  
1350 THIRD ST.  
PAONIA, CO 81428  
970-534-5500


DONATE  
HELP US REACH  
OUR GOALS!



WWW.DARKSKIESPAONIA.COM

BRING BACK THE NIGHT!



	<p>Regular Minutes September 27, 2019</p> <p>Permanent Modification of Premise - Paonia Liquors LLC</p>		
<p>Summary:</p>			
<p>Notes:</p>			
<p>Possible Motions:</p> <p>Motion by: _____ 2<sup>nd</sup>: _____ vote: _____</p>			
<p>Vote:</p>	<p>Trustee Bachran:</p>	<p>Trustee Bear:</p>	<p>Trustee Bookout:</p>
<p>Trustee Budinger:</p>	<p>Trustee Hart:</p>	<p>Trustee Knutson:</p>	<p>Mayor Stewart:</p>

**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

DRAFT

## Permit Application and Report of Changes

Current License Number 03-10199  
**All Answers Must Be Printed in Black Ink or Typewritten**  
 Local License Fee \$ \_\_\_\_\_

1. Applicant is a <input type="checkbox"/> Corporation ..... <input type="checkbox"/> Individual <input type="checkbox"/> Partnership ..... <input checked="" type="checkbox"/> Limited Liability Company		Present License Number  <b>03-10199</b>
2. Name of Licensee <b>Christina Knowles</b>		3. Trade Name <b>Paonia Liguors</b>
4. Location Address <b>4 3rd Street</b>		
City <b>Paonia</b>	County <b>Delta</b>	ZIP <b>81428</b>

**SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.**

Section A – Manager reg/change	Section C
• License Account No. _____  <input type="checkbox"/> Manager's Registration (Hotel & Restr.).....\$75.00 <input type="checkbox"/> Manager's Registration (Tavern).....\$75.00 <input type="checkbox"/> Manager's Registration (Lodging & Entertainment).....\$75.00 <input type="checkbox"/> Change of Manager (Other Licenses pursuant to section 44-3-301(8), C.R.S.) NO FEE	<input type="checkbox"/> Retail Warehouse Storage Permit (ea)..... \$100.00 <input type="checkbox"/> Wholesale Branch House Permit (ea)..... 100.00 <input type="checkbox"/> Change Corp. or Trade Name Permit (ea) ..... 50.00 <input type="checkbox"/> Change Location Permit (ea) ..... 150.00 <input checked="" type="checkbox"/> Change, Alter or Modify Premises \$150.00 x _____ Total Fee _____ <input type="checkbox"/> Addition of Optional Premises to Existing H/R \$100.00 x _____ Total Fee _____ <input type="checkbox"/> Addition of Related Facility to an Existing Resort or Campus Liquor Complex \$160.00 x _____ Total Fee _____ <input type="checkbox"/> Campus Liquor Complex Designation <span style="float: right;">No Fee</span> <input type="checkbox"/> Sidewalk Service Area <span style="float: right;">\$75.00</span>
Section B – Duplicate License	
• Liquor License No. _____  <input type="checkbox"/> Duplicate License ..... \$50.00	

**Do Not Write in This Space – For Department of Revenue Use Only**

Date License Issued	License Account Number	Period
---------------------	------------------------	--------

The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be cashed. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your bank account electronically.	<b>TOTAL AMOUNT DUE</b>	\$	.00
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Change of Manager

**8. Change of Manager or to Register the Manager of a Tavern, Hotel and Restaurant, Lodging & Entertainment liquor license or licenses pursuant to section 44-3-301(8).**

(a) Change of Manager (attach Individual History DR 8404-I H/R, Tavern and Lodging & Entertainment only)

Former manager's name \_\_\_\_\_

New manager's name \_\_\_\_\_

(b) Date of Employment \_\_\_\_\_

Has manager ever managed a liquor licensed establishment? Yes  No

Does manager have a financial interest in any other liquor licensed establishment? Yes  No

If yes, give name and location of establishment \_\_\_\_\_

Modify Premises or Addition of Optional Premises, Related Facility, or Sidewalk Service Area

**9. Modification of Premises, Addition of an Optional Premises, Addition of Related Facility, or Addition of a Sidewalk Service Area**

NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities.

(a) Describe change proposed move wine into storage room for sales

(b) If the modification is temporary, when will the proposed change:

Start \_\_\_\_\_ (mo/day/year) End \_\_\_\_\_ (mo/day/year)

NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00

(c) Will the proposed change result in the licensed premises now being located within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary?

(If yes, explain in detail and describe any exemptions that apply) Yes  No

(d) Is the proposed change in compliance with local building and zoning laws? Yes  No

(e) If this modification is for an additional Hotel and Restaurant Optional Premises has the local authority authorized by resolution or ordinance the issuance of optional premises? Yes  No

(f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises.

(g) Attach any existing lease that is revised due to the modification.

(h) For the addition of a Sidewalk Service Area per Regulation 47-302(A)(4), include documentation received from the local governing body authorizing use of the sidewalk. Documentation may include but is not limited to a statement of use, permit, easement, or other legal permissions.

Campus Liquor Complex Designation

**10. Campus Liquor Complex Designation**

An institution of higher education or a person who contracts with the institution to provide food services

(a) I wish to designate my existing \_\_\_\_\_ Liquor License # \_\_\_\_\_ to a Campus Liquor Complex Yes  No

Additional Related Facility

**11. Additional Related Facility**

To add a Related Facility to an existing Resort or Campus Liquor Complex, include the name of the Related Facility and include the address and an outlined drawing of the Related Facility Premises.

(a) Address of Related Facility \_\_\_\_\_

(b) Outlined diagram provided Yes  No

**Oath of Applicant**

I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge

Signature <i>Christina Knowles</i>	Title <i>Owner</i>	Date <i>9-24-19</i>
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**Report and Approval of LOCAL Licensing Authority (CITY / COUNTY)**

The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the applicable provisions of Title 44, Articles 4 and 3, C.R.S., as amended. **Therefore, This Application is Approved.**

Local Licensing Authority (City or County)	Date filed with Local Authority
--	---------------------------------

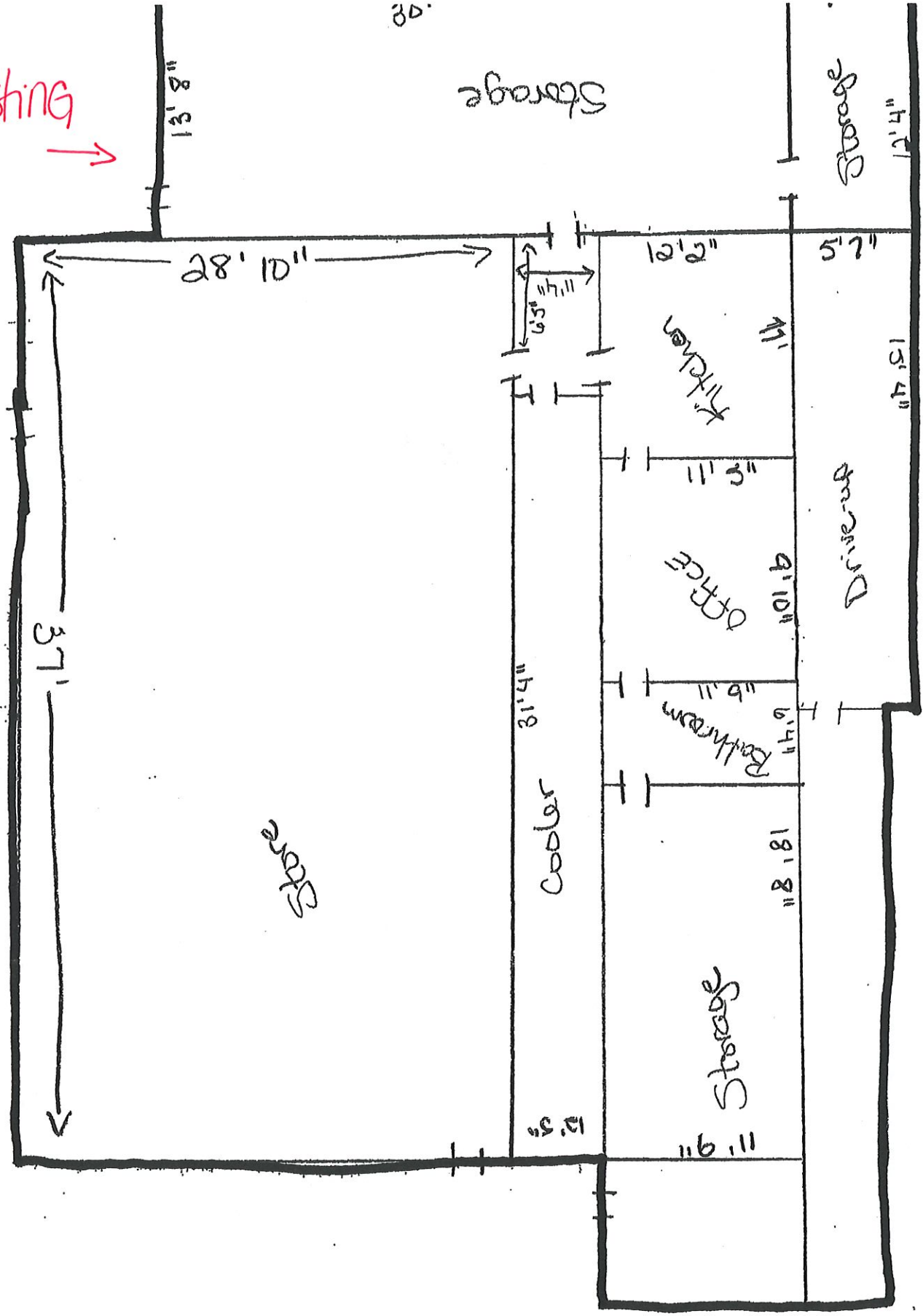
Signature	Title	Date
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**Report of STATE Licensing Authority**

The foregoing has been examined and complies with the filing requirements of Title 44, Article 3, C.R.S., as amended.

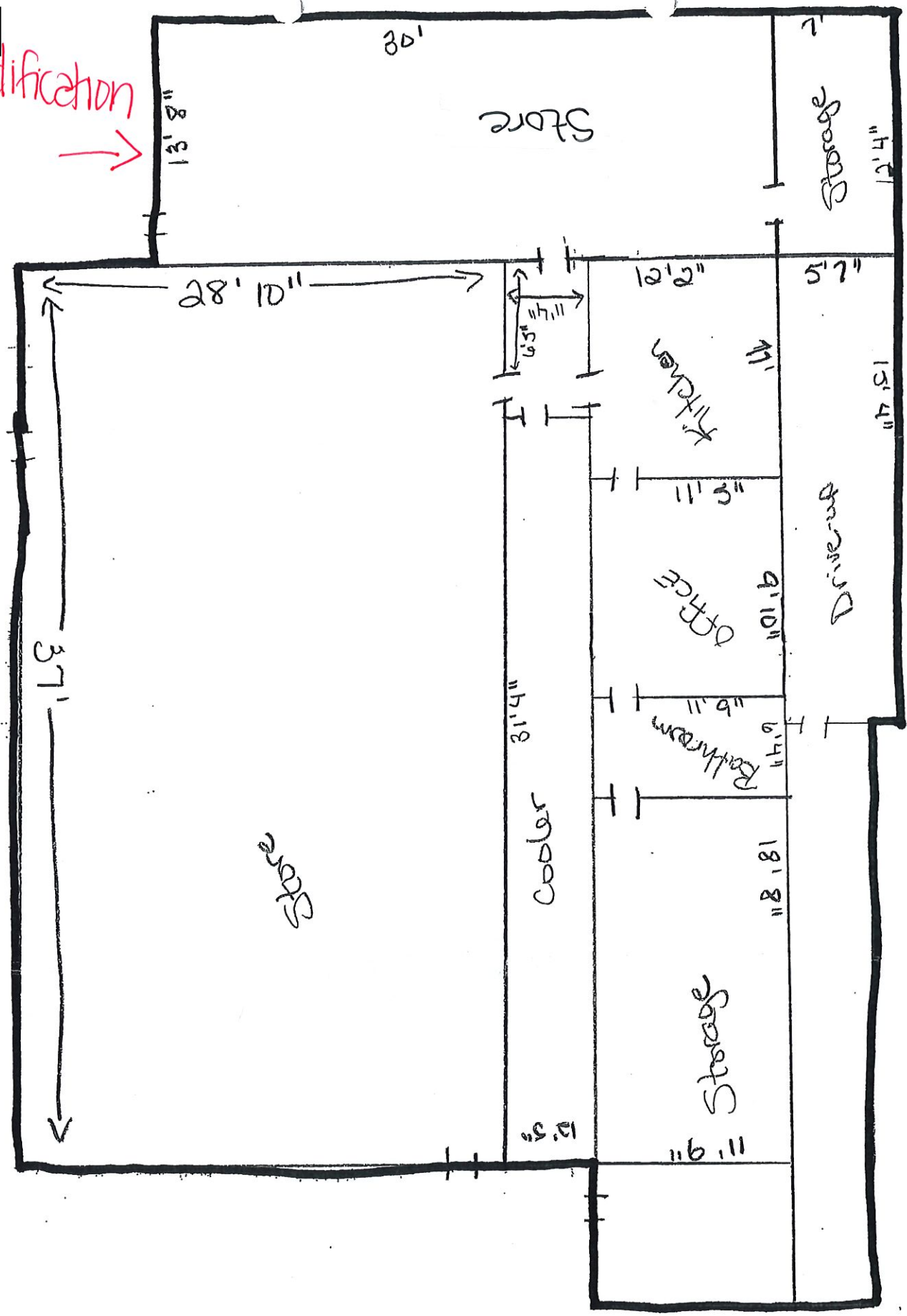
Signature	Title	Date
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3. Existing  
→




3.

Modification



	Recognition for Service - Trustee Hart		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Filling Vacant Trustee Seat		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

Sec. 2-2-10. - Board of Trustees; terms, authority, qualifications and vacancies.

- (a) *Four-year terms for Trustees.* At the April 6, 1976 election, six (6) Trustees shall be elected. The three (3) candidates for Trustee receiving the highest number of votes shall be elected for four-year terms, and the three (3) candidates for Trustee receiving the next highest numbers of votes shall be elected for two-year terms. At the next subsequent election and at each regular election thereafter, three (3) Trustees shall be elected to serve four-year terms.
- (b) *Authority.* The Board of Trustees shall constitute the legislative body of the Town, shall have the power and authority, except as otherwise provided by statute, to exercise all power conferred upon or possessed by the Town, and shall have the power and authority to adopt such laws, ordinances and resolutions as it shall deem proper in the exercise thereof.
- (c) *Qualifications.* Each Trustee shall be a resident of the Town and a registered elector who has resided within the Town limits for a period of at least twelve (12) consecutive months immediately preceding the date of the election. However, in case of annexation of property, any person who has resided within the annexed territory for the time prescribed in this Subsection shall be deemed to have met the residence requirements for the Town.
- (d) *Removal from office.* By a majority vote of all members of the Board of Trustees, the Mayor or any Trustee may be removed from office. No such removal shall be made without a charge in writing and an opportunity of hearing being given unless the officer against whom the charge is made has moved out of the Town limits. When any officer ceases to reside within the Town limits, he or she may be removed from office pursuant to this Subsection.
- (e) *Vacancies.* The Board of Trustees shall have power, by appointment, to fill all vacancies in the Board of Trustees or in any other elected office, and the person so appointed shall hold office until the next regular election and until his or her successor is elected and qualified. If the term of the person creating the vacancy was to extend beyond the next regular election, the person elected to fill the vacancy shall be elected for the unexpired term. Where vacancies exist in the offices of Trustee and successors are to be elected at the next election to fill the unexpired terms, the three (3) candidates for Trustee receiving the highest number of votes shall be elected to four-year terms, and the candidates receiving the next highest number of votes, in descending order, shall be elected to fill the unexpired terms.

(Ord. No. 336, 1974; Ord. No. 2014-04, § 1, 1-13-2015)

5. § 31-4-303. Trustees to fill vacancy - mayor pro tem - clerk pro tem.

**Colorado Statutes**

**Title 31. GOVERNMENT - MUNICIPAL**

**CORPORATE CLASS - ORGANIZATION AND TERRITORY**

**Article 4. Organizational Structure and Officers**

**Part 3. ORGANIZATIONAL STRUCTURE AND OFFICERS OF STATUTORY TOWNS**

*Current through the 2019 Legislative Session*

**§ 31-4-303. Trustees to fill vacancy - mayor pro tem - clerk pro tem**

The board of trustees has the power, by appointment, to fill all vacancies in the board or any other office, and the person so appointed shall hold his office until the next regular election and until his successor is elected and has complied with section 31-4-401. The board also has the power to fill a vacancy in the board or in any other elective office of the town by ordering an election to fill the vacancy until the next regular election and until a successor has been elected and has complied with section 31-4-401. If a vacancy in the board or in such other elective office is not filled by appointment or an election is not ordered within sixty days after the vacancy occurs, the board shall order an election, subject to the municipal election code, to be held as soon as practicable to fill the vacancy until the next regular election and until a successor has been elected and has complied with section 31-4-401. At its first meeting, the board shall choose one of the trustees as mayor pro tem who, in the absence of the mayor from any meeting of said board or during the mayor's absence from the town or his inability to act, shall perform the mayor's duties. The board also has the power to elect a clerk pro tem to perform the duties of the clerk during his absence or inability to act.


**Cite as C.R.S. § 31-4-303**


**History.** L. 75: Entire title R&RE, p. 1034, § 1, effective July 1. L. 81: Entire section amended, p. 1495, § 7, effective June 8. L. 83: Entire section amended, p. 1257, § 11, effective July 1. L. 88: Entire section amended, p. 1125, § 6, effective April 4.

**Editor's Note:**

*This section is similar to former § 31-3-303 as it existed prior to 1975.*



	Administrator's Report		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Modification of Mapping RFP to Asset Inventory RFP
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Summary:  
 Modifying Boar direction for waterline mapping to a full asset inventory, which will include waterline mapping as part of the inventory.


Notes:  
 After meeting with Kimberly from DOLA Travis and I request that we be permitted to modify the mapping rfp. It was strongly recommended, and I agree, that what we need to do is a full asset inventory, to include water and sewer lines, plants, storage, streets, springs, boxes, culverts, fleet, etc, which would include the full mapping component of all lines, water, storm water, and sewer. There is a December grant cycle the Town plans to apply for, that would provide a 50/50 match for the project. Crawford, while substantially smaller than Paonia, is in process of completing their inventory now, at a cost of \$38,000. Even if the Town came in at \$100,000, that is a \$50,000 match which can be spread-out over-all Town funds since it will include all Town assets.

In order to address the immediate need of the waterline mapping we will create the rfp to list waterline mapping as an individual line item as well as project #1 on the complete inventory.

This inventory is something the Town has never had in its entirety. It will include lifetime left on our inventory and help build the capital improvement planning component we desperately need. It will also substantially help drive the update on the master plan.

Possible Motions:  
 Motion by: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_ vote: \_\_\_\_\_

Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	<p>Recommendation for Back-Flow Device Testing</p>
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**Summary:**  
Request to solicit proposals from certified back-flow testers in the area.


**Notes:**  
Through a lot of work-hours, site visits, and telephone calls we are now in the range required to meet compliance with back-flow testing and reporting. Between the public works director, myself, and the deputy clerk, we have logged in excess of 40+ hours in the last 45 days to complete this endeavor. This brings us to compliance of 70% of devices tested/reported.


Throughout this process and knowing that in the next cycle we will need 80% compliance we propose, for Board approval, to direct solicit Western Slope back-flow testers to bid to contract directly with the Town for annual back-flow certifications. The Town will provide the list of properties with a testable device to the contractor, who will schedule, test, provide document and invoice to the town, who will, in turn, add the test, AT COST, to the Sales & Service line on our utility billing.

**Possible Motions:**

Motion by: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_ vote: \_\_\_\_\_

Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Public Works		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Police Report		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

# Paonia Police Department

## Law Incident Table, by Date and Time

**Date Occurred:** 09/15/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
17:06:02	MARIJUANA	ORCHARD AVE, Paonia, CO	PPD	PPD	WW
20:05:36	WELFARE CHECK	FARMERS MINE RD, Paonia, CO	PPD	DIST3	
<b>Total Incidents for this Date: 2</b>					

**Date Occurred:** 09/16/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
14:33:14	MARIJUANA	ORCHARD AVE, Paonia, CO	PPD	PPD	WW
16:39:57	CITIZEN ASSIST	GRAND AVE, Paonia, CO	PPD	PPD	
<b>Total Incidents for this Date: 2</b>					

**Date Occurred:** 09/17/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
17:44:58	MARIJUANA	ORCHARD AVE, Paonia, CO	PPD	PPD	WW
19:25:29	SUSPICIOUS	2ND ST, Paonia, CO	PPD	PPD	
<b>Total Incidents for this Date: 2</b>					

**Date Occurred:** 09/18/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
16:51:13	Information	GRAND AVE; PHS, Paonia, CO	PPD	PPD	
19:37:48	AGENCY ASSIST	SAMUEL WADE RD, Paonia, CO	PPD	PPD	
<b>Total Incidents for this Date: 2</b>					

**Date Occurred:** 09/19/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
07:37:55	SUSPICIOUS	NORTH FORK AVE, Paonia, CO	PPD	PPD	
12:42:32	ANIMAL CONTROL	2ND ST, Paonia, CO	PPD	PPD	
14:30:59	Parking Problem	50 SAMUEL WADE RD, Paonia, CO	PPD	DIST3	WW
17:40:52	ALARM	GRAND AVE, Paonia, CO	PPD	PPD	
<b>Total Incidents for this Date: 4</b>					

**Date Occurred:** 09/20/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
14:26:17	Disturbance	GRAND AVE, Paonia, CO	PPD	PPD	VW
18:00:11	CITIZEN ASSIST	NIAGARA AVE; Paonia, CO	PPD	PPD	

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<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
18:40:56	911/hangup	MEADOWBROOK BLVD; PAONIA CARE AND REHABILITATION, Paonia, CO	PPD	PPD	
21:11:34	AGENCY ASSIST	HIGHWAY 133, Paonia, CO	PPD	DIST3	
<b>Total Incidents for this Date: 4</b>					

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Date Occurred: 09/21/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
02:16:55	Juvenile Prob	NORTH FORK AVE, Paonia, CO	PPD	PPD	
14:47:47	CITIZEN ASSIST	GRAND AVE, Paonia, CO	PPD	PPD	
17:45:35	Traffic Stop	200 BLOCK OF 2ND St., Paonia, CO	PPD	PPD	CIT
<b>Total Incidents for this Date: 3</b>					

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Date Occurred: 09/22/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
04:54:05	ALARM	3RD ST, Paonia, CO	PPD	PPD	
<b>Total Incidents for this Date: 1</b>					

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Date Occurred: 09/23/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
15:45:46	MARIJUANA	NORTH FORK AVE, Paonia, CO	PPD	PPD	WW
18:02:33	MARIJUANA	NORTH FORK AVE, Paonia, CO	PPD	PPD	WW
18:42:02	MARIJUANA	BOX ELDER AVE, Paonia, CO	PPD	PPD	WW
19:37:15	SUSPICIOUS	PAN AMERICAN AVE, Paonia, CO	PPD	PPD	
<b>Total Incidents for this Date: 4</b>					

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Date Occurred: 09/24/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
14:12:32	TrafficAccident	500 Block 2nd St., Paonia, CO	PPD	PPD	CIT
15:40:17	Medical/transfe	GRAND AVE, Paonia, CO	PPD	PPD	
20:51:14	CIVIL PROBLEM	NIAGARA AVE, Paonia, CO	PPD	PPD	
<b>Total Incidents for this Date: 3</b>					

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Date Occurred: 09/26/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
10:06:25	ABANDONED VEHIC	4TH ST; , Paonia, CO	PPD	PPD	WW
11:46:32	AGENCY ASSIST	MAIN AVE, Paonia, CO	PPD	PPD	
18:19:54	ANIMAL CONTROL	4TH ST; PAONIA TOWN PARK, Paonia, CO	PPD	PPD	
19:22:54	AGENCY ASSIST	CANYON RD, Paonia, CO	PPD	DIST3	
<b>Total Incidents for this Date: 4</b>					

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**Date Occurred:** 09/27/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
15:16:43	Traffic Stop	400 BLOCK 5TH STREET, Paonia, CO	PPD	PPD	CIT
15:46:54	Traffic Stop	400 BLOCK 5TH STREET, Paonia, CO	PPD	DIST3	CIT
20:01:07	CIVIL PROBLEM	2ND ST, Paonia, CO	PPD	PPD	

**Total Incidents for this Date: 3**

**Date Occurred:** 09/28/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
09:46:08	THEFT	HIGHWAY 133, Paonia, CO	PPD	DIST3	
10:45:32	Medical/transfe	DELTA AVE, Paonia, CO	PPD	PPD	
16:24:06	MARIJUANA	3RD ST, Paonia, CO	PPD	PPD	WW
18:49:23	ANIMAL CONTROL	OAK AVE, Paonia, CO	PPD	PPD	
19:01:54	AUTO THEFT	400 Block 4th St., Paonia, CO	PPD	PPD	RFP
21:26:02	Pursuit	BLOCK 3RD STREET, Paonia, CO	PPD	PPD	RFP

**Total Incidents for this Date: 6**

**Date Occurred:** 09/29/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
13:24:04	Traffic Stop	4TH ST; PAONIA TOWN PARK, Paonia, CO	PPD	PPD	CIT

**Total Incidents for this Date: 1**

**Date Occurred:** 09/30/19

<u>Time</u>	<u>Nature</u>	<u>Address</u>	<u>Agency</u>	<u>Loctn</u>	<u>Dsp</u>
11:45:20	SUSPICIOUS	3rd St & 4th St; btwn boxelder & poplar, Paonia, CO	PPD		
12:59:38	FRAUD	POPLAR AVE, Paonia, CO	PPD	PPD	

**Total Incidents for this Date: 2**


Total reported: 43


- VW=1
- WW=9
- CIT=5
- RFP=2

**Report Includes:**

All dates between `00:00:01 09/15/19` and `00:00:01 10/01/19`, All agencies matching `PPD`, All disposition's, All natures, All location codes, All cities



	Treasurer's Report		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Disbursements		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:



Delta County Libraries Presentation Regarding Ballot Issue 7A

Summary:  
 Lea Hart with the Delta County Libraries requested to be on the agenda to present information to the Board regarding ballot issue 7A.

Notes:

Possible Motions:  
 Motion by: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_ vote: \_\_\_\_\_

Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

# TOWN OF PAONIA

REQUEST TO BE PLACED ON AGENDA

PO Box 460  
Paonia, CO 81428  
970/527-4101  
townofpaonia@tds.net

Here are things you need to know:

- You must contact the Town Clerk prior to coming to Council. Quite often the issue can be resolved by staff action.
- No charges or complaints against *individual* employees should be made. Such charges or complaints should be sent to the employee's Department Head in writing with your signature.
- Remarks that discriminate against anyone or adversely reflect upon the race, color, ancestry, religious creed, national origin, political affiliation, disability, sex, or marital status of any person are *out of order* and may end the speaker's privilege to address the Council.
- Defamatory, abusive remarks or profanity are *out of order* and will not be tolerated.

Please complete the following information and return this form no later than the Wednesday prior to the Board meeting to the above address or bring it to the Town Hall at 214 Grand Avenue.

Office hours are Monday through Friday, 8:00 a.m. to 4:30 p.m.

Regular Board meetings are scheduled for the second and fourth Tuesdays of each month.

Asking for October 8, 2019

Name of person making presentation: Lea Hart

Organization, if speaking on behalf of a group: Passionate About Libraries

Is this a request for Board action? Yes  No

Please provide a summary of your comments:

This a presentation on the background information that led to the Delta County Libraries ballot issue 7A

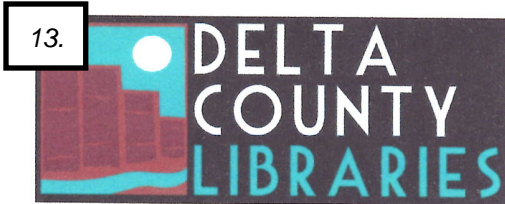
What staff member have you spoken to about this? Please summarize your discussion:

Aranda, Corinne for getting on agenda Dave Knutson about 7A

Contact information:

Name: Lea Hart  
Mailing Address: 845 1600 RD  
Delta, CO 81416

E-mail: lea.library.deltacounty@gmail.com  
Daytime Phone: 970-985-8413



# CEDAREdge CRAWFORD DELTA HOTCHKISS PAONIA

Serving and Empowering People  
Providing Resources for Life, Leisure, and Learning

September 6, 2019

## **Delta County Elections Office Officially Grants Library District Funding Measure as Ballot Number 7A**

September 6, 2019 – The Delta County Elections Office has officially granted the Delta County Library District funding measure as ballot number 7A.

On November 5, 2019, Delta County voters will be asked to support a mill levy increase to generate new funds for the library district. Passage of the ballot measure would generate an estimated \$843,972 of annual operating revenue in 2020. A large portion would be used to restore operating hours and provide the staffing necessary to provide the increased programming and receive additional grant funds.

Since 2011, funding for Delta County Libraries from both public and private sources has declined by \$667,000 from \$1,947,567 in 2011 to \$1,280,713 budgeted for 2019. A significant portion of this decrease, \$200,000, is the result of an amendment to the state constitution called the “Gallagher Amendment”, which automatically lowers the amount of residential property taxes that special districts like Delta County Libraries can collect from residential property owners. The Library District targets a reserve balance equivalent to six months of operating revenue to cover unforeseen circumstances and emergencies such as a frozen water pipes or an elevator breakdown.

Due to the lack of funding, the libraries have had to reduce hours from 245 service hours per week to 169 service hours per week. During that same time-period, the district has reduced the size of staff in proportion to the decrease in service hours.

“Libraries are a well-known, but often taken for granted community amenity,” says Library Director Lea Hart. “The libraries in Delta County reflect the diversity, character, needs, and expectations of our community. Those needs and expectations are often extensive, and the services invaluable. We’ve heard loud and clear from our patrons that they want our hours restored and more youth programming.”

A group of Delta County community members has formed a campaign committee in support of the ballot initiative called “Passionate About Libraries”. They’ve created a website so voters can review the ballot question language, FAQs, news and other information about the election question. To visit the website, go to [www.supportdeltacountylibraries.com](http://www.supportdeltacountylibraries.com). The committee also created a Facebook page titled, “Passionate About Libraries- Delta County.”

P.O. BOX 858, DELTA, CO 81416  
970.399.7878 FAX 970.808.4225 [www.deltalibraries.org](http://www.deltalibraries.org)

# LIBRARY LEVY INFORMATION

## WHAT IS THE LIBRARY PROPOSING?

The Delta County Library District Board of Trustees are placing a levy funding request on the November 5, 2019 ballot in Delta County, Colorado to increase the library levy by 2.75 mils. The increase is estimated to generate an additional \$843,972 of annual operating revenue. The owner of a \$100,000 residence would expect to pay an estimated \$19.52 per year. Qualifying seniors and veterans may be eligible to pay a reduced amount based on Colorado's Property Tax Exemption.

## WHY IS THE LIBRARY PROPOSING THIS LEVY INCREASE?

Since 2011, funding for Delta County Libraries from both public and private sectors has declined by \$667,000 from \$1,947,567 in 2011 to \$1,280,713 budgeted for 2019. Due to declining revenue since 2011, Delta County Libraries has reduced hours from 245 service hours per week to 169 service hours per week. The Board of Trustees for the library has identified the need for sustainable, on-going levy funding to restore lost service hours and expand library services for Delta County.

# WHAT DOES MY VOTE MEAN?

## A YES VOTE MEANS...

- More Library Service Hours
- More Youth Programs
- More Adult Education
- More Senior Services
- More Funding for Books and Digital Resources
- More Access to Information and Technology
- Improved Maintenance to Library Buildings

## A NO VOTE MEANS...

- Reduced Library Service Hours
- Cuts to Youth Programs
- Cuts to Adult Education
- Cuts to Senior Services
- Reduced Funding for Books and Digital Resources
- Reduced Access to Information and Technology
- Cuts to Maintenance of Library Buildings

**Election Day is Tuesday, November 5, 2019. Ballots will be mailed October 15.**

**Cedaredge Library**  
180 SW 6th Avenue  
Cedaredge, CO 81413  
970.399.7674

**Crawford Library**  
545 Hwy 92  
Crawford, CO 81415  
970.399.7783

**Delta Library**  
211 W 6th Street  
Delta, CO 81416  
970.874.9630

**Hotchkiss Library**  
149 E Main Street  
Hotchkiss, CO 81419  
970.399.7781

**Paonia Library**  
80 Samuel Wade Road  
Paonia, CO 81428  
970.399.7881



Hello Library Advocates,

Here are the links to the campaign website, where you can read ballot language, FAQ's, and we accept campaign contributions. Please share with friends, neighbors and supporters.

<https://www.supporteltacountylibraries.com/>

Facebook & Instagram pages:

<https://www.facebook.com/PALDeltaCO/>

<https://www.instagram.com/PALDeltaCO/>

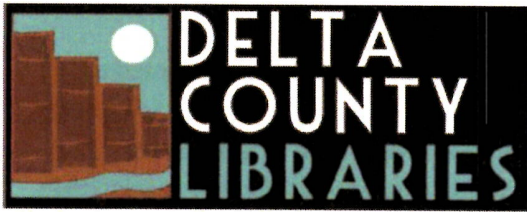
We can use as much content as you can provide. Please send us ideas, images, stories, and videos via email and we will post to our social media.

Email:

[passionateaboutlibraries@gmail.com](mailto:passionateaboutlibraries@gmail.com)

*Please reach out to friends and neighbors for contributions.* Online contributions can be made at [www.supportdeltacountylibraries.com](http://www.supportdeltacountylibraries.com). Checks should be made out to PAL (Passionate About Libraries) and mailed to **PO Box 914, Delta, CO 81416**.

We are planning sophisticated digital campaign programs as well as traditional letter writing, placing yard signs, presentations, and knocking on doors.



## Answers to Your Questions

### General

**Q: What are the benefits of a community library?**

A. Libraries are important cornerstones of a healthy community. Libraries give people equal opportunity to search for information, find jobs, explore research topics, experience new ideas, and get lost in wonderful stories - while at the same time providing a sense of place for gathering.

The libraries in Delta County reflect the diversity, character, needs, and expectations of our community. Those needs and expectations are often extensive, and the services invaluable.

Libraries are often the only readily available source of comprehensive information needed by people for personal, family and job-related purposes. Our community's economy benefits when business people use library resources to make wise business decisions, employees use it to improve job skills, or the disadvantaged use it to help break the cycle of poverty. During economic hardship, our citizens turn to and depend on the library.

**Q: What do the residents of Delta County ask us for more than anything else?**

A. Most commonly, Delta County residents ask for expanded service hours, a greater variety of print and digital materials, more youth programming, and improved outreach to seniors. Additionally, Delta County residents ask for increased technology assistance, support in obtaining employment, and expanded access to learning and leisure opportunities.

**Q: Why are there five libraries in Delta County?**

A: Initially, Delta County's five libraries were started individually, in order to make their communities stronger. Cedaredge Library was created in 1911 by the Cedaredge Women's Literary Club. Crawford Library opened in 1981 as part of a cooperative program with Delta County Joint School District 51. The Delta Women's Club started raising money in 1909 and finished building the Delta Carnegie Library in 1912. The Hotchkiss Women's Wednesday Club founded the free reading room in Hotchkiss in 1909. In 1932 a schoolteacher, along with groups of Girl Reserves, began collecting books for the Paonia community library. The communities in Delta County started their libraries, built them and supported them.



**Q: Why did the Library District conduct a phone survey in March?**

A: The Library District conducted a public opinion survey to learn three things. First, we wanted to understand the current level of support in our communities for the library district. Second, we wanted to know what people value the most about library services and what they want to see more of in the future. Finally, we wanted to gauge public support among likely voters for a possible mill levy increase on the November 2019 ballot.

Library usage and reading

**Q: How many people use the library?**

A: In 2018, Delta County Libraries had over 208,000 people walk through the doors. That does not include people who use our Wi-Fi accessible near the library buildings every day. It also does not consider the outreach we provide to the community, through which we reach thousands more students, seniors, and others.

**Q: Do children use the library?**

A: In 2018, Delta County Libraries circulated over 75,700 children and teen items. That is an annual increase of 15%, over 10,000 more items than in 2017.

More than 14,000 children and teens attended the over 600 youth programs offered by Delta County Libraries.

**Q: Does anyone still use the library when we have the internet and smart phones?**

A: In 2018 we circulated 125,260 books. In addition, we circulated over 15,440 e-books, almost 10,000 audiobooks and almost 10,600 e-audiobooks. Delta County reads, in one way or another, about 161,300 local library books per year.

Here are some other important facts:

- We had over 32,000 user sessions on our computers last year – that's 88 every day of the year.
- We had over 20,000 people participate in our programs in 2018.
- Active library users increased each of the last five years, from 7,340 in 2013 to 9,963 in 2018. The increase last year was significant due to the Student e-Card program we partner with the School District on.

Programs and services

**Q: How do Delta County Libraries support students and educators?**

A. Delta County Libraries provides free access to early literacy opportunities by offering weekly storytimes at each library in Delta County. Storytimes are open to children ages 0 through 5 and their parents or caretakers and are a wonderful introduction to reading.

We have learning resources for every student, whether they attend public school, home school, or participate in an alternative program.

We add support to our school district by increasing student and educator access to valuable and diverse educational resources.

Delta County Libraries enhance education by bringing in special programs such as the “Discover Health Exhibit” that over 1,300 students explored in 2018 through field trips from schools around the county.

**Q: Why does the Library District and the Delta County School District work together? What are the programs for local school children?**

A: The two districts work together to increase the availability of valuable educational resources and tools to educators and students. The Library District provides student library cards to all students by request of school staff members through the Student e-Card program that began in the fall of 2018.

The student library card provides access to downloadable materials, such as books and newspapers, reliable academic research resources, online classes, and more. The Library District provides on-going support for educators and students to utilize the many online resources available with the student card.

**Q: How do libraries help senior citizens?**

A: Delta County Libraries provides outreach to seniors in a variety of ways. We read to seniors in one location. We deliver books, audiobooks and movies to housebound seniors in several locations.

Local libraries expose seniors to new technology with a helping hand, giving technology classes and one-on-one attention to help make changes to enhance their lives. We also provide access to online health and financial classes.

Financial

**Q: How does the Library get its funding? Aren't you part of the County?**

A: The Delta County Public Library District is a Special District. The property tax levy income it receives is used only for the Delta County Libraries. Property tax revenue funds approximately 70 percent of the Library District’s revenue stream. Delta County Government funds approximately 10 percent of the District’s revenue, allocating \$50,000 per year for capital maintenance and \$87,967 per year from sales tax revenue for operating expenses. The balance of funding comes from miscellaneous sources including

fines, fees, donations and small grants. The Library District is not a division of the County government nor any other local municipality.

**Q: Why does the Library need more revenue to increase hours?**

A: Since 2011, we have reduced hours from 245 service hours per week to 169 service hours per week. During that same time-period, we have reduced the size of our staff in proportion to the decrease in service hours. In order to restore lost hours, Delta County Libraries will need to hire and train more people. Further, additional staff time will allow us to receive additional grant funding for programming that requires staff time to run.

**Q: Why are the libraries not open on nights and weekends?**

A: The decision to cut evening and weekend hours in 2014 was based entirely on patron usage patterns and visitor data. It was necessary to cut hours based on lost revenues and our goal was to remain open during the hours that the majority of people tend to use the libraries. We want to be able to reach more people by expanding our service hours to include more weeknight and weekend hours.

**Q: Why does the library need more money for programming?**

A: Our mission is “Serving and Empowering People. Providing Resources for Life, Leisure, and Learning”. One of the ways we achieve our mission is by offering extensive programming that meets the needs and interests of the community. Our current level of funding only allows the Library District to provide a minimal amount of programming. For example, many of our youth programs are for all ages. More funding would allow for age-specific programs which would better match the interests and learning of each program. For adults, we would like to offer lecture series that feature contemporary authors and prominent speakers. Currently, we do not have the funding to cover these fees.

**Q: How would the Library District spend the money from a mill levy increase?**

A: A mill levy increase of 2.75 mills is estimated to generate an additional \$843,972 of annual operating revenue. A large portion, \$487,000, would be used to restore operating hours and support the staffing necessary to provide increased programming, which we intend to ultimately augment with grant funding.

- \$76,000 to increase and improve youth activities and services for pre-school, school-age children and teens. These activities prepare children for reading, develop STEM skills and help them succeed in school. These funds would also be used to enhance senior services and expand outreach to seniors.
- \$85,000 to broaden our collections of books, eBooks, eAudiobooks, DVDs and magazines, increasing patron access to materials and expanding our online library.

- \$40,972 to improve adult education, including High School Equivalency Testing and college exam proctoring. Delta County Libraries would also use this funding to offer classes teaching work-ready skills such as computers, math and writing, and English as a second language for adults.
- \$155,000 to fund necessary computer upgrades and building maintenance.

**Q: "My taxes just keep going up!" Why would you need to increase the Library District mill levy?**

A: Since 2011, funding for Delta County Libraries from both public and private sources has declined by \$667,000 from \$1,947,567 in 2011 to \$1,280,713 budgeted for 2019. A significant portion of this decrease is the result of an amendment to the state constitution called the "Gallagher Amendment", which automatically lowers the amount of residential property taxes that special districts like Delta County Libraries can collect from residential property owners. The Library District targets a reserve balance equivalent to six months of operating revenue in order to cover unforeseen circumstances and emergencies such as a frozen water pipes or an elevator breakdown.

While the market value of residential property in Delta County has increased over time, the assessment rate has decreased from 30% to 7.15% since the Gallagher Amendment was passed in the 1980s.

**Q: How much would this mill levy increase raise my taxes?**

A: An owner of a \$100,000 residence would pay an estimated \$19.52 per year. Qualifying seniors and veterans may be eligible to pay a reduced amount based on Colorado's Property Tax Exemption Program. Total 5.75 mill levy would be \$41.12 per year.

A: An owner of a \$100,000 commercial property would pay an estimated \$79.75 per year. Total 5.75 estimated mill levy would be \$166.75 per year.

**Q: I never know when you are open, why?**

A: When we had to cut service hours in 2014, we wanted to be sure at least two of our five libraries were open to the public every day except Sunday. We decided to stagger the schedule of each library countywide in order to meet that goal. For example, Cedaredge, Paonia and Crawford are open on Friday but closed on Monday. Delta and Hotchkiss are open on Monday but closed on Friday. All libraries except for Hotchkiss are open on Saturday. This may cause some confusion for people in knowing which libraries open which days are, but we felt it was the best plan in order to continue to provide countywide services for everyone. Please visit [www.deltalibraries.org](http://www.deltalibraries.org) for a listing of each library's hours.

**Q: Why can't volunteers staff the library?**

A: Library volunteers' compliment what library staff members are hired to do. Volunteers work on projects and many of them do shelving and cleaning. Volunteers make valuable contributions under the supervision of trained and experienced library employees. Library staff members are trained to offer

consistent library services to every patron who walks in the door. They are responsible for understanding and complying with district-wide policies and procedures that are essential for daily operations. Library staff members are accountable for the oversight of valuable equipment and materials. They are trained to find and evaluate relevant information for diverse populations, ages, and needs. Library staff members are specifically trained to ascertain and meet people’s needs. So, while volunteers are a valuable component of a successful Library District, they cannot replace a skilled and trained team of library staff members.

**Q: What will happen if a mill levy doesn’t pass?**

A: Without additional revenue to cover our ever-increasing expenses, the Library District will face financial hardship. In response, we will have to further reduce service hours and days at each of the five libraries. We will also have to consider other significant cuts to library services and programming.

**Q: Why can’t the library increase funding by applying for grants?**

A: Grants are rarely given for operating expenses. Most grants require a match and usually that match includes costs fulfilled by staff time. Writing and managing grants requires a significant amount of staff time. In recent years, we have lost opportunities to acquire grant monies because we do not have enough staff to meet the requirements of the grant.

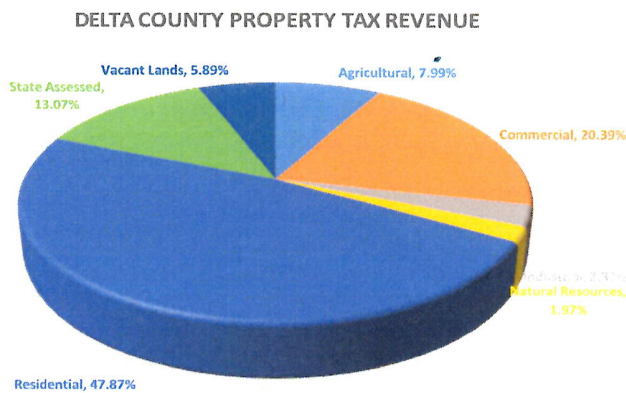
## Delta County Libraries Understanding the Impacts of Gallagher and TABOR

<b>Residential Property Tax</b>				
Actual Property Value x <b>Assessment Rate</b> = Assessed Property Value (taxable value of property)				
\$100,000	x	<b>7.15%</b>	=	\$7,150
Assessed Property Value x Mill Levy (rate of taxation) = Property Tax Revenue				
\$7,150	x	61.99730	=	\$443.28

### 1982 Gallagher Amendment



Assessment Rate			
Event	Year	Residential	Non-Residential
Before Gallagher Amendment	1982	30%	30%
After Gallagher Amendment	1983	21%	29%
Delta County Libraries first mill levy	1997	9.74%	29%
Current 2019 Assessment Rate	2019	7.15%	29%
Projected to go down from here Can never go back up because of Tabor	2021	↓	29%



Delta County Libraries Property Tax Revenue	
2009	\$ 1,060,241
2016	\$ 945,846
2017	\$ 935,003
2019	\$ Projected 825,992

**1992 TABOR Amendment—Taxpayer’s Bill of Rights**  
Requires all tax increases go to voters for approval.

**Collision of Gallagher and TABOR**  
*Ratcheting Down the Residential Assessment Rate:*  
Gallagher—Residential rate must decline when value of residential property rises faster than non-residential.  
TABOR—Residential rate cannot increase without voter approval.

Sources:



DeHerrera Minor Subdivision – 115 North Fork Avenue

**Summary:**  
 Administrator recommended minor subdivision.

**Notes:**  
 I have received and reviewed the minor subdivision request from Hannah & Simon DeHerrera, 115 North Fork Avenue.  
**Requirements for application review are:**  
 1. Complete Application with Fees – Received  
 2. Legal description of property and proof of ownership – Received  
 3. Location Improvement Certificate – Received  
 4. A narrative describing access, parking, and fire protection access – Received  
 All requirements have been met.  
**Requirements for Administrator recommendation for approval are:**  
 1. Proposed parcels are parallel to the existing lot – Met  
 2. Proposed parcel have applicable setbacks – Met  
 3. Structures on proposed parcels do not exceed maximum coverage – Met  
 4. Proposed area conforms to zoning use – Met  
 5. creates no more than three (3) parcels – Met  
 6. No code violations created on proposed parcel - Met  
 7. Referred to all Town departments and utility company’s minimum of 15 days prior – Met  
 8. No other minor subdivision on this lot exists – Met  
 All requirements have been met.

**Possible Motions:**  
 Motion by: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_ vote: \_\_\_\_\_

Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

**MINOR SUBDIVISION / BOUNDARY ADJUSTMENT**  
**APPLICATION**

Name Simon DeHerrera & Hannah Stratton DeHerrera Application Date 4-25-19  
Property Address 115 North Fork Ave, Paonia Development Review mailed  
Telephone Number [REDACTED] Meeting Date 9.23.19

**MINOR SUBDIVISION/BOUNDARY ADJUSTMENT**

The division of land that meets at least one of the following conditions:

1. The division of a parcel of land into three lots or less. A parcel of land may only be subdivided into three lots or less under the minor subdivision procedures once. Any subsequent subdivision, except for condition 2 below, must follow the procedures for a major subdivision.
2. The relocation or adjustment of a lot line that does not create new lots.

Applications for Minor Subdivisions shall be filed at least 30 days in advance of the meeting at which they are to be considered by the Development Review Committee. Incomplete applications shall result in denial of application acceptance and returned for completion, consequentially delaying hearings.

**The application shall include the following:**

- Application fee of \$500.00
- A legal description of the property
- Proof of ownership
- Location Improvement Certificate certified by a Colorado licensed surveyor
- Plat of the proposed subdivision parcels sufficient to determine the size and area of each proposed parcel and describing each such parcel, as a portion of a lot, tract, or parcel, or lots, or tracts, or parcels on the Town Plat. The plat shall also identify the location of all public rights-of-way, location and size of the vehicular access to each parcel and the location of all utilities and all utility easements
- Narrative Statement describing fire protection, emergency access, flood protection and proposed vehicular access
- WILMORE  Copy of any restrictive covenants that are proposed or have been recorded affecting the lots, tracts or parcels that are the subject of re-subdivision
- Any other information or documents requested by the Town Administrator that are necessary to render a decision under the criteria hereinafter set forth

The undersigned agree that the real property described on the site plan shall be developed only in accordance with the approved special review site plan and other provisions of the zoning regulations of the Town of Paonia.



**I. Project Summary**

Please answer only the questions that apply to your Special Review/Variance request. Any additional information, which would be beneficial in the consideration, may be noted in the "Comments" section.

- a. Reason for Minor Subdivision In order to create two separate properties.
- b. Current Zoning of Property R-1 Residential
- c. How will fire and flood protection be provided? No change
- d. How will emergency access be provided? No change
- e. Provide a description of the proposed access to each proposed parcel existing house has curbside parking and street access. New parcel will have concrete driveway. Both have alley access.
- f. What additions/changes in utilities will be necessary? Include water, sewer, gas, and electric. New parcel will need all utilities. Existing house will retain all utilities.
- g. Will property have Commercial/Private or Public Use? Private
- h. Anticipated traffic flow and volume? 1 to 2 vehicles per unit.

Comments: We are dividing this property to help fulfill a need for housing in the community.

**II. Public Notice Requirements**

Property has been posted notifying meeting with the Development Review Committee. Said sign to be at least 2 foot by 2 foot (2'x2') and posted for at least 15 days prior to said meeting.

**III. Acknowledgement to Pay Fees**

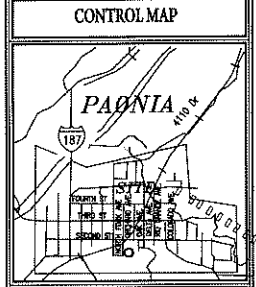
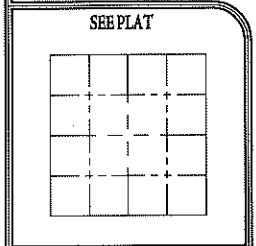
This application must be completed and a **non-refundable** fee of **\$500.00** is assessed to cover the administrative costs. **Payment must accompany this application. By signing below, I acknowledge that I will be billed for any overages of costs incurred for this Minor Subdivision.**

SIGNED [Signature]  
DATE 4-25-19

# DeHERRERA MINOR SUBDIVISION

LOTS 23-26 IN BLOCK 9 OF THE FOOTE AND WILLIAMS ADDITION  
TO THE TOWN OF PAONIA  
WITHIN THE NW1/4 OF SECTION 5, T.14S., R.91W., 6TH P.M.  
TOWN OF PAONIA, DELTA COUNTY, COLORADO

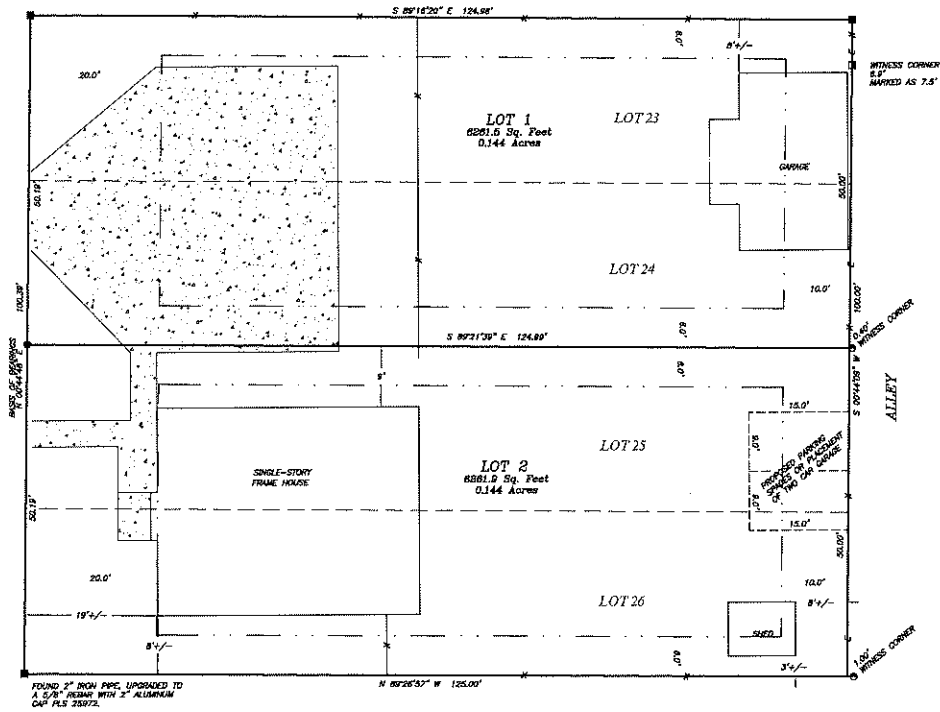
**DEDICATION**  
I, SIMON DeHERRERA and HANNAH STRATTON-DeHERRERA, being the owner of land described as follows:  
LOTS 23-26 IN BLOCK 9 OF THE FOOTE AND WILLIAMS ADDITION TO THE TOWN OF PAONIA,  
County of Delta, State of Colorado.  
In the Town of Paonia, Delta County, Colorado, under the name of the DeHERRERA MINOR SUBDIVISION  
Have by these presents sold out, partitioned and subdivided the same into lots, as shown on this plat under the name of DeHERRERA MINOR SUBDIVISION, and so hereby dedicate, grant and convey to the Town of Paonia, State of Colorado for the use of the public, streets as shown hereon and hereby dedicate those portions of land labeled as assessments for public utilities as shown hereon.



- TYPICAL LEGEND
- Found 5/8" rebar with 2" aluminum cap PLS 12758 or as noted
  - Found 3/8" rebar with 1 1/2" aluminum cap LS 1455 as Witness Corner
  - Set 5/8" rebar 30" long with 2" aluminum cap PLS 26972 or as noted.
  - Set 5/8" rebar 30" long with 2" aluminum cap PLS 26972 as Witness Corner
- Fencelines
  - Electro (overhead) subject to easement
  - Electro (underground)
  - Water lines
  - Lot line
  - Setback line
  - Concrete

**BASIS OF BEARINGS:**  
N.00°44'48"E. FROM THE SW CORNER LOT 26 TO NW CORNER LOT 23, FOOTE AND WILLIAMSON ADDITION  
GEODETIC NORTH  
GPS OBSERVATION  
SCALE 1"=10 U.S. SURVEY FEET

NORTH FORK AVE.



Owner:  
SIMON DeHERRERA      HANNAH STRATTON-DeHERRERA

**NOTARIAL:**  
State of Colorado    ) ss.  
County of Delta     )  
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_ A.D. 2019, by SIMON DeHERRERA and HANNAH STRATTON-DeHERRERA  
My commission expires: \_\_\_\_\_  
My address is: \_\_\_\_\_  
Witness my hand and official seal.

**TOWN OF PAONIA PLANNING COMMISSION APPROVAL:**  
The within plat for DeHERRERA MINOR SUBDIVISION of the Town of Paonia, is approved this \_\_\_\_\_ day of \_\_\_\_\_ A.D. 2019 and the public dedication of utility easements, roads and common areas is approved.

Chairman \_\_\_\_\_

**TOWN OF PAONIA APPROVAL:**  
The within plat for DeHERRERA MINOR SUBDIVISION of the Town of Paonia, is approved this \_\_\_\_\_ day of \_\_\_\_\_ A.D. 2019 and the public dedication of utility easements, roads and common areas is approved.

Mayor \_\_\_\_\_  
Attest: \_\_\_\_\_

Town Clerk \_\_\_\_\_

**NOTES:**  
SETBACKS ARE 20' FROM FRONT, 5' FROM SIDE AND 10' FROM REAR LOT LINES PER THE TOWN OF PAONIA REGULATIONS.

**SURVEYOR'S CERTIFICATION**  
I, Randy A. Wilmore, do hereby certify that the above described parcel has been surveyed by me and under my direct supervision and that such survey is accurately represented hereon, and is based upon my knowledge, information and belief, and is in accordance with applicable standards of practice and is not a guaranty or warranty, either expressed or implied.

Date: \_\_\_\_\_ Signed: \_\_\_\_\_  
COLORADO PROFESSIONAL LAND SURVEYOR #28972

<p><b>WILMORE &amp; COMPANY</b> PROFESSIONAL LAND SURVEYING, INC. 400 Grand Avenue    970.527-4200 PHONE P.O. Box 1653        970.527-4202 FAX Paonia, Colorado 81428    www.wilmoreandsurveying.com E-MAIL: randy@wilmoreandsurveying.com</p>	<p><b>FIELD CHECK</b> RAW, BWS</p>	<p><b>DeHERRERA MINOR SUBDIVISION</b> LOTS 23-26 IN BLOCK 9 OF THE FOOTE AND WILLIAMS ADDITION TO THE TOWN OF PAONIA WITHIN THE NW1/4 OF SECTION 5, T.14S., R.91W., 6TH P.M. TOWN OF PAONIA, DELTA COUNTY, COLORADO</p>
	<p><b>DEPUTY:</b> RAW</p>	
	<p><b>CHECKED BY:</b> KC</p>	
	<p><b>DATE:</b> 25 MAY 2019</p>	

Doc Fee: \$18.90

WARRANTY DEED

This Deed, made January 12, 2018

Between [redacted] of the County Delta, State of COLORADO, grantor(s) and Simon DeHerrera and Hannah Stratton-DeHerrera, as Joint Tenants whose legal address is [redacted] County of Delta, and State of COLORADO, grantee.

WITNESS, That the grantor, for and in the consideration of the sum of ONE HUNDRED EIGHTY-NINE THOUSAND DOLLARS AND NO/100'S (\$189,000.00 ) the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto the grantee, their heirs and assigns forever, all the real property together with improvements, if any, situate, lying and being in the County of Delta, State of COLORADO described as follows:

Lots 23, 24, 25 and 26 in Block 9 of Foote and Williams Addition to the Town of Paonia, County of Delta, State of Colorado.

Together with, without warranty, One Town of Paonia water tap and One Town of Paonia sewer tap and 1/2 share of the Stewart Ditch Co.

also known by street and number as 115 North Fork Avenue, Paonia, CO 81428

TOGETHER with all and singular hereditaments and appurtenances, thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD said premises above bargained and described, with the appurtenances, unto the grantee, his heirs and assigns forever. And the grantor, for himself, his heirs and personal representatives, does covenant, grant, bargain and agree to and with the grantee, his heirs and assigns, that at the time of the enrolling and delivery of these presents, he is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind of nature so ever, except for taxes for the current year, a lien but not yet due and payable, and those specific Exceptions described by reference to recorded documents as reflected in the Title Documents accepted by Buyer in accordance with section 8.1 (Title Review) of the contract dated November 14, 2017, between the parties.

The grantor shall and will WARRANT AND FOREVER DEFEND the above-bargained premises in the quiet and peaceable possession of the grantee, his heirs and assigns, against all and every person or persons lawfully claiming the whole or any part thereof. The singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

IN WITNESS WHEREOF, the grantor has executed this on the date set forth above.

SELLERS:

Tynan Szvetez

Jamie Holler

STATE OF COLORADO  
COUNTY OF DELTA

}ss:

The foregoing instrument was acknowledged, subscribed and sworn to before me January 12, 2018 by Tynan Szvetez and Jamie Holler.

Witness my hand and official seal.

Notary Public  
My Commission expires:

Kristine M Ryan  
10/9/18

ESCROW NO. 598-F0520334-091-VP2  
WDrev



KRISTINE M RYAN  
Notary Public  
State of Colorado  
My Commission Expires: October 4, 2018  
LIC# 19984025731

14.



*Narrative Statement*

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**(no subject)**

1 message

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**Hannah Stratton** <hstratton11@gmail.com>

Thu, Apr 25, 2019 at 9:30 PM

To: Simon DeHerrera <jamesde10@hotmail.com>

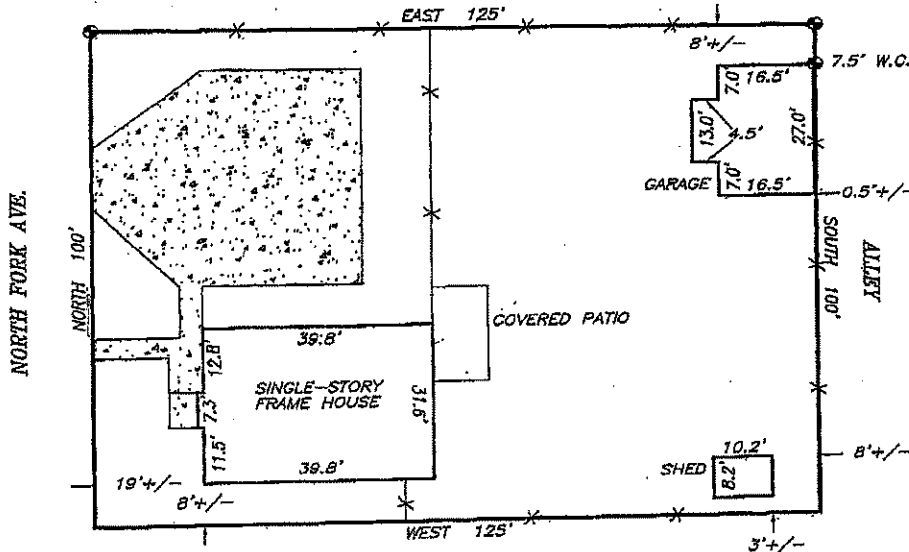
Emergency access and flood protection and fire protection- the same as current, with access from North Fork avenue in the front and from the alley in the back. Both parcels have driveway access and curb side parking.

Utility easements run through the rear alley along with water and natural gas. (To be verified)

# IMPROVEMENT LOCATION CERTIFICATE

THIS IS NOT A SURVEY

BORROWER(S): TYNAN SZVETECZ AND JAMIE HILLIER  
LENDER: WELLS FARGO HOME MORTGAGE  
PROPERTY ADDRESS: 115 NORTH FORK AVENUE  
GENERAL LOCATION: PAONIA  
DATE: 14 AUGUST 2009



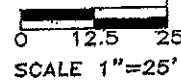
### TYPICAL LEGEND

- Found pin with cap
- Fence lines
- Tel. line
- Electric (overhead)
- Gas line
- Water line
- Easement
- Creek - River
- Irrigation ditch
- ▨ Concrete

NOTE: BOUNDARY LINES ARE UNKNOWN WITHOUT A SURVEY. THREE MONUMENTS WERE FOUND. THE IMPROVEMENTS APPEAR TO BE WITHIN THE BOUNDARY LINES.

### LEGAL DESCRIPTION:

LOTS 23, 24, 25 AND 26 IN BLOCK 9 OF FOOTE AND WILLIAMS ADDITION TO THE TOWN OF PAONIA,  
COUNTY OF DELTA, STATE OF COLORADO.



INVESTIGATION BY WILMORE AND COMPANY PROFESSIONAL LAND SURVEYING INC., P.O. BOX 1662, 406 GRAND AVENUE, PAONIA, COLORADO 81428 (970)527-4200 FAX (970)527-4302  
I hereby certify that this IMPROVEMENT LOCATION CERTIFICATE was prepared solely for WELLS FARGO HOME MORTGAGE, that it is NOT a survey plat, and that it is NOT to be relied upon for the establishment of fences, buildings, or other future improvement construction lines. I further certify that the improvements on the above described parcels on this 14TH day of AUGUST, 2009, EXCEPT as may be shown above, that there are no apparent encroachments upon the described parcel by improvements on an adjoining property, EXCEPT as indicated, and that there is no apparent evidence of any easement crossing or burdening this parcel, EXCEPT AS NOTED.




**Wilmore and Company**  
Professional Land Surveying Inc.

JOB# ILC09047

AUGUST 14, 2009

DRAWN BY: KC  
FIELD: KC



	<p>Western Slope Conservation Center – Great Outdoors Colorado – Grant Support</p> <ul style="list-style-type: none"> <li>Resolution 2019-13- Paonia River Park Community Access Project</li> </ul>		
<p><b>Summary:</b>                  The WSCC requests Town support of a GOCO grant application for a river park project which will include the replacement of the Minnesota Creek Bridge, outdoor education and seating areas, picnic and shade areas, and more. The request specific to the town is to support the project, act as a grant fund pass-through for WSCC, adopt Resolution 2019-13 in support of the project.</p>			
<p><b>Notes:</b></p>			
<p><b>Possible Motions:</b>                  Motion to adopt Resolution 2019-13 in support of the Paonia Riverpark Community Access Project.</p> <p>Motion by: _____ 2<sup>nd</sup>: _____ vote: _____</p>			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

**Questionnaire - Paonia River Park Community Access Project**

**YOUR COMMUNITY**

The Paonia River Park Community Access Project will serve the Town of Paonia (population 1,450) and the surrounding North Fork Valley communities (estimated population 10,000) including Hotchkiss (population 942) and Crawford (population 430). The North Fork Valley spans 400 square miles in southeastern Delta County, nestled between the West Elk Mountains and the Black Canyon of the Gunnison. The Paonia River Park (River Park) is located along the banks of the North Fork of the Gunnison River (North Fork) in Paonia. It is utilized for river-based recreation, an observatory for environmental learning, an outlet for creative expression, and as an ongoing community stewardship project. The Park is 24 acres in size and is jointly owned by the Town of Paonia and Western Slope Conservation Center.

Since the 1880s our rural community has been home to generations of hard-working ranchers, shepherds, farmers, orchardists, and coal miners. In recent decades, vintners, winemakers, organic growers, and urban refugees have migrated to the valley seeking a wholesome and authentic community to raise their families or retire. Wrestling more than a subsistence living from this beautiful but physically and economically isolated area is difficult. The per-capita income in Paonia is approximately \$28,268, which is 19% less than the state per-capita income (\$34,845). Delta County is the 13th poorest county in Colorado and has a 3.2% unemployment rate. Delta County was included in the Consumer Finance Protection Bureau’s 2019 list of rural and underserved counties. 2018 Statistics from the Colorado Department of Education show that 56% of Paonia High School students and 48% of Paonia Elementary School students qualify for free or reduced cost lunches.

Nearly half of Delta County is public lands, including the Grand Mesa Uncompahgre and Gunnison (GMUG) National Forests, Gunnison Gorge National Conservation Area, and Black Canyon of the Gunnison National Park. Even so, access to these public lands is not always easy for local residents, who recently identified significant geographic, cultural, and economic barriers to recreating in the outdoors through a GOCO Inspire Initiative survey of 3600 students and 400 adults. 95% of the riverfront along the North Fork of the Gunnison River is privately owned, which makes the few public access points like the Paonia River Park essential community resources. According to a separate North Fork Valley Pool, Park and Recreation District survey, our community’s most popular recreational activities include visiting nature areas, running/walking, hiking, fishing, and swimming. While there is growing interest in biking, river rafting, and snowmobiling, traditional recreational activities such as hunting and fishing remain popular and contribute nearly \$28 million to the local economy.

Our sparsely populated valley has an abundance of public lands, but the River Park is the only local park designed to connect the community with nature. Paonia’s Town Park provides athletic facilities, a stage for outdoor concerts, playgrounds, and green space for picnics and festivals. The only other local free park-like places in the North Fork Valley are the Hotchkiss and Crawford elementary school playgrounds and the picnic area within the County

fairgrounds. Confluence Park in Delta, 30 miles from Paonia, is the closest park with trails, river access, and interpretative signs.

Due to the lack of access to public spaces along the river, the Paonia River Park sees significant visitation from a variety of user groups; Paonia-area students: 600 visits/year (400 4th Graders, 10 additional class visits of various grades); Local residents: 14600 visits/year (average 40 visits per day, less in winter, more in summer); Recreational Boaters: 950 visits/year (150 during Float Fest, 20 parties per week x 10 week season x 4 people per party); Tourists: 1200 visits/year (10 per day x 120 days of high season). Additionally, an average of 120 of the 200 students at Paonia Elementary school visit the River Park as part of their curriculum. These students visit these locations with their classes multiple times per year. Furthermore, the Western Slope Conservation Center hosts Conservation Days annually at the Paonia River Park for all of Delta County's 4th graders.

## SCOPE

### Minnesota Creek Bridge Replacement

A key feature that has led to the success of the Paonia River Park has been its ADA accessibility. People of all ages use the trail system due to its gentle slopes and smooth tread. However, one feature in need of update for ADA-compliance is the Minnesota Creek Pedestrian Bridge. The current bridge over Minnesota Creek was constructed in 2008 and updated with safety railings in 2009 (Photo 1). The bridge connects the front end of the park to the loop trail and the northeast end of the park, creating an approximately 1-mile-long trail loop (Map 1 - Location Map). The bridge is the only way to legally and safely access the northeast end of the park. The primitive design of the bridge is not ADA-compliant, is aesthetically unpleasing, and does not adhere to the visual theme of the other structures within the park. The bridge was originally constructed as a temporary, low-cost option to connect the trail system.

Moreover, the confluence of Minnesota Creek and the North Fork is eroding as the river settles into its preferred path (Photos 2 and 3). The trail just east of Minnesota Creek bridge experiences seasonal flooding which causes damage to the trail and adds maintenance costs each year (Photos 5 and 6). Despite efforts to stabilize the eroding bank, the bridge structure and adjacent trails are at risk of undercutting each flood season. Taking this unstable geomorphology into consideration, the updated bridge and connecting trail system will be rebuilt at a stable location approximately 100 feet upstream from the confluence. This will require building trails to reconnect the new bridge to the existing trail.

In 2014, the Conservation Center completed its trails master plan and contracted Dowl Engineering to begin designs for an ADA compliant pedestrian bridge. Appendix A details Dowl's engineering plans for the new Minnesota Creek Pedestrian Bridge. The bridge will be constructed according to the LRFD Guide Specifications for the Design of Pedestrian Bridges, 2nd Edition. Cost estimate for this project is included in the budget. Recent flash flooding and high runoff conditions on Minnesota Creek, combined with continued erosion of the banks of the North Fork near the bridge, highlights the need for detailed modeling of Minnesota Creek to ensure the bridge is engineered to withstand high water conditions in the future. The bridge



will be a permanent, long-term fixture at the Paonia River Park, allowing easy access to the loop trail and a planned outdoor classroom.

There is a risk that the results from the engineering modeling will recommend that some or all of the bridge needs to be placed further upstream, outside of our property boundary. If this is so, we will pursue an easement through the neighboring property. This will require an additional grant to assist with legal costs, and may adjust the timeline. We have discussed plans for the River Park with our neighbors, and they would be open to pursuing an easement for this portion of our project.

### **Outdoor Classroom with Boulder Seating**

The Paonia River Park is designed to serve as an outdoor classroom, with educational signage, piezometers, river and wetland overlooks, and river access. The 2014 Paonia River Park Trail Master Plan included plans for a formal outdoor classroom with boulder seating on the northside of Minnesota Creek (Map 1). The Master Plan identified a design that would be functional and have low-impact to the surrounding natural area (Map 2). The selected location is a natural amphitheater and is ideal for a gathering space (Photo 7). The outdoor classroom will consist of 35 large boulders placed in nested semicircles on a pitched slope, providing seating for roughly 70 individuals, facing a small stage/speaker's area, and protected by a shade structure. This space could also be used as a community group gathering space, education and lecture venue, picnic area, and more. The installation will be permanent, for which the only maintenance required will be removing weeds.

### **Picnic Area Shade Structure**

A primary installation of the Paonia River Park Master Plan in 2014 was two picnic tables on a concrete slab adjacent to the path and parking lot in the upper section of the park. (See photo 8 of the picnic area intended for the shade structures) This area receives high visitation from school groups and families, in addition to being utilized during our educational events. A planned shade structure over the tables that provides protection from inclement and hot sunny weather is still needed.

### **ACCESS**

The Paonia River Park is accessible by foot, bike, automobile, or boat. The River Park is located on Grand Avenue, less than a half mile from Hwy 133/West Elk Scenic Byway. Shady Lane, a gravel road, connects the Paonia River Park entrance to Grand Avenue. Within the River Park there is a gravel parking lot with room for up to 20 cars and five trailers. The graded gravel boat ramp provides access to the river. There is an artistic fish skeleton bike rack for people to safely stow bikes.

While many River Park visitors choose to drive, visitors from Paonia can easily walk or bike to the Park, since it is less than ½ mile from downtown Paonia. The vast majority of students in Paonia study close to the park, allowing safe and easy access for classes and for youth outside of school activities. Paonia Elementary School/North Fork School for Integrated Studies, the Vision Charter School and Paonia Junior/Senior High School are all within a ½ mile, (Map 1).

A Paonia River Park Working Group, facilitated by the Western Slope Conservation Center, has set improved accessibility as one of its primary goals for the Park. In 2013, the Western Slope Conservation Center installed a winding concrete pathway that connects the road and parking lot to the viewing platform and picnic area. In 2015, the Conservation Center installed an ADA-compliant ramp for access between the entrance and picnic area to the River Park trail system. Currently, the only limitation for ADA-compliance is the pedestrian bridge which this project proposes to replace. The new bridge will make a planned formal outdoor classroom with boulder seating and shade structures on the path beyond Minnesota Creek accessible for all students and community members.

The Paonia River Park provides one of the few legal public access points to the North Fork. Within the Park is a gravel boat ramp, which serves two of the three most popular rafting reaches of the North Fork: Paonia Reservoir to Paonia River Park (3-hour Class 3+ reach) or Paonia to Hotchkiss (2-hour Class 2/3 reach).

### **NEED**

The Paonia River Park Bridge and Outdoor Classroom project is a community project that will improve and secure long-term connectivity and access to the trail system within the Park. This project will amplify recreational access and facilitate community learning and gathering opportunities for visitors and residents. Because usage of the Park increases understanding and enjoyment of our local river environment, cultivating stronger relationships between local citizens and our rivers is critical to supporting river-based recreation, the success of natural resource management, and increased participation in local conservation initiatives.

The Paonia River Park was designed as an outdoor classroom. As part of environmental curriculum at Paonia Junior/Senior High, students often take walking field trips to the River Park. Younger students from the nearby elementary school also walk there for field trips to gain hands-on experience about the natural environment. However, aside from the 2 picnic tables at the park entrance and 3 benches spread throughout the park, there is no group seating within the 19-acre park. An outdoor classroom with boulder seating for 75 and a 20' x 20' covered speaker's area will serve as a comfortable natural amphitheater for larger groups to assemble. This new classroom will be placed toward the middle of the park away from cars, providing a safer gathering space for children. In addition to student groups, community groups will also be able to hold seminars or other gatherings in the space.

We will enhance visitor and learning experiences by constructing a new permanent pedestrian bridge to cross Minnesota Creek, which will secure safe, long-term ADA compliant access to the full mile-long Paonia River Park trail loop. This trail loop includes additional river access, wetland and wildlife viewing, and a series of interpretive signs as funded by a 2015 GOCO Mini-grant. Preliminary design and engineering for the new bridge has been in place for 4 years. We have been unable to secure funding under any other grants for this important project.

The existing pedestrian bridge over Minnesota Creek is severely deficient. (See photos 1-5) The current bridge was built as a temporary solution using a piece of large concrete culvert. It is the only section of the trail system that is out of compliance for ADA accessibility. The bridge has already required stabilization due to erosion during high water, both from Minnesota Creek and

the main stem of the North Fork of the Gunnison River. High runoff in Spring 2019 also caused the bank anchoring the current structure to erode, and the bridge will likely wash out completely within the next year. To ensure the bridge will not be threatened by high water in the future, a new site further up Minnesota Creek, that also includes enough span length for an ADA-accessible deck, needs to be engineered with detailed flow modeling. Constructing a new bridge will require installing 100 ft of new trail to re-connect the existing trails on either side of the new bridge.

We take pride in sharing public access to the North Fork. Ninety-five percent of the land bordering the North Fork is privately owned, effectively shutting off public river access along the majority of the river. The Paonia River Park provides the only developed legal public access on the 33-mile-long river. We also take responsibility for publishing maps, information, and signage that informs visitors of the rights, duties, and responsibilities that go hand-in-hand with accessing and stewarding the river environment.

### **PLANNING/OUTREACH**

Planning along the Paonia River Park corridor has a long history of being a community, consensus-building endeavor. Before the Paonia River Park was established, the Conservation Center's predecessor, the North Fork River Improvement Association (NFRIA), held a series of public meetings in 2003 with representatives including the North Fork Pool Park & Recreation District, the Town of Paonia, neighboring residential landowners, local industry, and citizens to explore interest in public river access.

The Paonia River Park has been a platform through which diverse stakeholders have come together to shape the property's development. The original Paonia River Park Committee developed the first plan that took advantage of the Paonia River Park site's unique qualities: a former in-stream gravel mine adjacent to two historic buildings, its proximity to three schools, and its condition as a healthy riparian corridor.

This original plan was further developed and finalized into the guiding documents we use today with the help of a Colorado Parks and Wildlife Planning Grant awarded in 2013. The Paonia River Park Committee, with the help of the Paonia River Park Coordinator, solicited input from the community through a Public Open House and Tour in August of 2013 that was attended by ten people; a Paonia River Park Survey in the same month that was completed by 74 people (See Attachment E, Blank Paonia River Park Survey & Attachment F, Paonia River Park Survey Results); a Draft Trail Plan Presentation in October of 2013 that was attended by 12 people; a Public Comment Period from February through May of 2014 when plan drafts were displayed at the Paonia Town Hall and Paonia Public Library with space for public comment; and a Paonia River Park Follow-Up Tour in June of 2014. Through this community engagement, the Paonia River Park Trail Master Plan was born. An improved pedestrian bridge and outdoor classroom is a part of the plan that also includes future connectivity across the Grand Street Bridge to a proposed loop trail on Paonia JR/SR High School land and other trails. Our Paonia River Park Bridge and Outdoor Classroom project will be a key element the River Park trail system and development of the River Park.

The Town of Paonia and the Conservation Center are working together to prepare the project site:

- Determination of the bridge design and its location are in process, using the Minnesota Creek Bridge initial design work that was completed by Dowl engineering in July 2015
- WSCC is working with our neighbors to develop a project implementation plan that will benefit the river park community.

**OPPOSITION**

There is no opposition to this project.

**TIMELINE**

Preliminary engineering and design of the Minnesota Creek Pedestrian Bridge was completed in 2015. (Appendix A: Minnesota Creek Bridge Plan Set and Cost Estimates). Early designs for the Outdoor Classroom with Boulder Seating was completed with the Paonia River Park Trail Master Plan in 2013. The following table details the projected schedule for installation for the Pedestrian Bridge and Outdoor Classroom with Boulder Seating:

Project	Start Date	Completion date
Minnesota Creek Bridge		
Final Design	5/1/2020	7/31/2020
Mobilization	8/01/2020	8/31/2020
Remove Old Bridge	9/1/2020	10/1/2020
Bridge Installation/Construction	9/1/2020	11/1/2020
Reconnect Trail to bridge sections	5/1/2021	6/30/2021
Outdoor Classroom with Boulder Seating		
Design of outdoor Classroom	5/1/2020	5/31/2020
Construction / Boulder Installation	5/31/2021	7/1/2021
Outdoor Classroom Shade Structure		

Design	1/1/2021	3/1/2021
Construction	7/1/2021	8/1/2021
Picnic Shade Structure		
Design	3/31/2020	3/31/2020
Construction	4/1/2020	5/1/2020
Final Report for GOCO		
Drafting & Completion	9/1/2021	3/1/2022

**MAINTENANCE**

**Minnesota Creek Pedestrian Bridge**

The Paonia River Park has been a grassroots, community maintained project for over 17 years. The Western Slope Conservation Center and Paonia River Park Working Group will be responsible for managing maintenance of the newly constructed Minnesota Creek Pedestrian Bridge. Maintenance of the bridge is likely to be minimal as the infrastructure is designed for as little wear as possible. Also, by removing the current bridge and reconstructing an ADA-compliant one further upstream, the trail will no longer be subject to damage from seasonal flooding. Annual cost: negligible

**Outdoor Classroom with Boulder Seating**

Similarly, the Outdoor Classroom with Boulder Seating, located within the Paonia River Park, is designed to have minimal maintenance needs. In keeping with the living riparian corridor theme of the River Park, the Outdoor Classroom will not include any impervious surfaces or structures that need to be maintained. Weeding, trimming around boulders, trash clean up, and other maintenance tasks will be performed by volunteers on organized River Park Work days. Annual cost: \$500.

**YOUTH INVOLVEMENT**

WSCC works closely with local schools including: Delta County School district, Paonia Experiential Leadership Academy, North Fork School Integrated Studies; and other outdoor education groups such as The Nature Connection. Students from these institutions frequently visit the River Park, and the outdoor classroom will give them the space for a focused learning environment in an outdoor setting. Following completion of the project, we will host an opening ceremony of the Outdoor Classroom to showcase its use for educational events. All local schools will be invited to attend. Aside from direct work with the schools, this project will expand our educational programs and workshops--which tend to take place on local Forest Service Lands or in our office--to this outdoor seating area.

Additionally, the US Forest Service, and The Nature Connection recently created the Youth Outdoor Network (YON) at high schools across Delta County. YON consists of students interested in the outdoors and pursuing careers in the natural resources sector. In addition to attending field trips and educational opportunities in school, YON students often assist in stewardship projects across the region, with a few even joining trail crews in the summer.

We plan to enlist YON students and student volunteers from local schools to help with key components of this project, such as trail reconnection and post-construction staging for the boulder classroom. We also consistently use student volunteers for projects like invasive weed removal and landscaping, clean-up projects, and trail maintenance.

### **MATCH STATUS**

This project is the result of multiple partnerships. We are currently seeking to secure \$31,200 in cash match through the Telluray Foundation and \$12,500 through the Walton Family foundation. We expect to secure funding through the Telluray Foundation in November 2019 and Walton Family Foundation in January 2021. We have additional partnerships with a number of entities invested in the River Park. We have secured \$14,000 of in-kind match through the following partners: Delta County, Delta County School District, The Nature Connection, Odisea Engineering, OldCastle Materials, and other private landowners. The Western Slope Conservation Center will be contributing an additional \$1,500 of in-kind time to the project.

### **NEED FOR FUNDS**

The Paonia River Park Bridge and Outdoor Classroom project represents the next step in a community-driven goal of a comprehensive use of our river corridor in the Paonia area. There have been many projects over the years to work incrementally toward that goal and this project is the next step in that progression. It will improve safety and comfort, in particular for local students, as well as reduce future maintenance costs due to improved bridge engineering and siting for the Minnesota Creek bridge. We have no other known opportunities for carrying out this important connectivity without the support of the GOCO LPOR grant program.



**Photo 1:** Current primitive bridge over Minnesota Creek during low flow summer months



**Photo 2:** Severely eroded bank looking east from the Minnesota Creek Bridge is a safety and ADA compliance risk, and a threat to bridge stability.



**Photo 3:** Severely eroded bank viewed northwest toward the bridge. This section of trail just off the bridge experiences flooding and erosion during Spring runoff, and a major piece was eroded with Spring 2019's high runoff.







**Photos 4 & 5:** Bridge and Confluence of Minnesota Creek and the North Fork of the Gunnison. Flooding during Spring Runoff (bottom photo) jeopardizes the stability of the river bank and bridge.



**Photo 6:** Flooded trail during Spring runoff, just southeast of Minnesota Creek bridge. The new bridge and connecting trail will be built outside of flood-prone areas, reducing maintenance costs and risks to infrastructure.



**Photo 7:** Proposed location of outdoor classroom with boulder seating. The natural shape of this area will lend well to its use as a gathering space for large classes or community groups.



**Photo 8:** Proposed location of shade structure above current picnic area.

15.

## Paonia River Park Community Access - Project Budget

	Source of Funds	Date Secured		GOCO Grant Request	Applicant Match (\$)	Partner Match (\$)
<b>CASH</b>						
	GOCO Grant Request	<i>applied</i>		<b>135,230.00</b>		
	Town of Paonia	<i>10/24/2019</i>			<b>1,000.00</b>	
	Western Slope Conservation Center	<i>10/24/2019</i>			<b>1,500.00</b>	
	Telluray Foundation	<i>pending</i>				<b>31,200.00</b>
	Gates Family Foundation	<i>pending</i>				<b>12,500.00</b>
<b>IN-KIND</b>						
	Town of Paonia	<i>10/24/2019</i>				1,000.00
	Private Landowners	<i>11/2/2019</i>				10,500.00
	Odisea, LLC	<i>11/2/2019</i>				2,500.00
<b>TOTAL SOURCE OF FUNDS</b>				<b>135,230.00</b>	<b>\$2,500.00</b>	<b>57,700.00</b>

	Use of Funds	Number of Units	Cost Per Unit	GOCO Funds	Applicant Funds	Partner Funds
<b>CASH</b>						
<b>Design &amp; Engineering</b>						
<i>Odisea, LLC</i>	Pedestrian Bridge engineering, design, permits	1.00	LS	30,000.00		
<b>Paonia River Park Pedestrian Bridge</b>						
<i>TBD Based on bids</i>	Pedestrian Bridge	1.00	LS	69,000.00		11,000.00
<i>Private landowners &amp; WSCC</i>	Boulders (35 @ \$300 in-kind)			-		
<b>Trail Re-Alignment for New Bridge</b>						
100 LF						
WSCC	Mobalization and installation	1.00	LS	3,000.00		1,000.00
<i>Delta Sand &amp; Gravel</i>	Materials for trail re-alignment	1.00	LS	1,500.00		500.00
<b>Boulder Classroom and Shade</b>						
<i>WSCC sub-contractors</i>	Site prep. & consturction of Boulder Classroom	1.00	LS	9,040.00		13,560.00
<i>WSCC sub-contractors</i>	Site prep. & construction of Shade Structure	1.00	LS	5,360.00		8,040.00
<b>Picnic Table Shade Structure</b>						
<i>WSCC sub-contractors</i>	Site prep. & construction of Shade Structure	1.00	LS	6,400.00		9,600.00
<b>Project Management &amp; Reporting</b>						
WSCC	Project Management	5%		4,715.00	1,500.00	
WSCC	Administration and Reporting	5%		6,215.00		
<b>DF FUNDS - CASH SUBTOTAL</b>				<b>\$135,230.00</b>	<b>\$1,500.00</b>	<b>\$43,700.00</b>

75

15.	IN-KIND	Use of Funds	No. of Units / Hours / Acres	Cost Per Unit / Hour / Acre	GOCO Funds	Applicant Funds	Partner Funds
	<b>Professional Services</b>						
	<i>Odisea, LLC</i>	Pedestrian Bridge engineering and design					\$2,500
	<b>Materials</b>						
	<i>Private landowners</i>	Boulders	35.00	\$300			10,500.00
	<b>Equipment</b>						
	<i>Town of Paonia</i>	In-kind heavy machinery and Gravel				1,000.00	
		<b>USE OF FUNDS - IN-KIND SUBTOTAL</b>			\$0.00	\$1,000.00	\$13,000.00
		<i>Contingency 10% (not required, cannot be GOCO funds)</i>				\$0	\$0
		<b>TOTAL PROJECT COST</b>			\$135,230.00	\$2,500.00	\$56,700.00

**Remember: the Total Project Cost row must equal the Total Source of Funds row above**

15.

**Total  
Funding (\$)**

\$135,230.00
\$1,000.00
\$1,500.00
\$31,200.00
\$12,500.00
\$1,000.00
\$10,500.00
\$2,500.00
<b>195,430.00</b>

**Total  
Funding (\$)**

\$30,000.00
\$80,000.00
\$4,000.00
\$2,000.00
\$22,600.00
\$13,400.00
\$16,000.00
\$6,215.00
\$6,215.00

**0,430.00**

77

15.
<b>Funding (\$)</b>
\$2,500.00
\$10,500.00
\$1,000.00
<b>\$14,000.00</b>
<b>\$0</b>
<b>\$194,430.00</b>

**TOWN OF PAONIA  
RESOLUTION NO. 2019-13**

Supporting the Grant Application for a Local Parks and Outdoor Recreation Grant from the State Board of the Great Outdoors Colorado Trust Fund and the completion of Paonia River Park Community Access Project.

WHEREAS, the Western Slope Conservation Center (WSCC) supports the Great Outdoors Colorado grant application for the Paonia River Park and Community Access project; and if the grant is awarded, the WSCC supports the completion of the project.

WHEREAS, the WSCC has requested \$135,230 from Great Outdoors Colorado to construct a new bridge and boulder classroom in the Paonia River Park.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE Town of Paonia and OF THE WSCC THAT:

Section 1: The Town of Paonia and the WSCC strongly supports the application, The Town of Paonia agreed to provide in-kind support, and WSCC has appropriated matching funds for a grant with Great Outdoors Colorado.

Section 2: If the grant is awarded, the Town of Paonia and the WSCC strongly supports the completion of the project.

Section 3: Town of Paonia and the WSCC authorizes the expenditure of grant provided funds necessary to meet the terms and obligations of the Grant awarded.

Section 4: The project site is owned by the WSCC and Town of Paonia and will be owned by the WSCC and Town of Paonia for the next 25 years.

Section 5: The WSCC and Town of Paonia recognizes that as the recipient of a Great Outdoors Colorado Local Government grant the project site must provide reasonable public access.

Section 6: WSCC will continue to maintain the Paonia River Park Community Access Project in a high-quality condition and will appropriate funds for maintenance in its annual budget.

Section 7: If the grant is awarded, the Town of Paonia hereby authorizes the Mayor of Paonia to sign the grant agreement with Great Outdoors Colorado.


Section 8: This resolution to be in full force and effect from and after its passage and approval.

**PASSED, APPROVED, AND ADOPTED** at a regular meeting of the Board of Trustees of the Town of Paonia, Colorado, on this \_\_\_\_ day of \_\_\_\_\_ 2019.

Attest:

\_\_\_\_\_  
J. Corinne Ferguson, Town Clerk

\_\_\_\_\_  
Charles Stewart, Mayor

	Citizen Initiative - Water Tap Sale Moratorium
---	--

**Summary:**  
 First presentation of the citizen initiative to place a moratorium on water tap sales for the Town of Paonia.

**Notes:**

The citizen initiative petition for a proposed water tap moratorium was received and deemed sufficient to go before the Board of Trustees for review as of October 3, 2019. The total number of qualified signatures that that were required to obtain a statement of sufficiency was 53. Upon completion of the verification process 57 valid signatures were received.

The Board of Trustees has twenty (20) days to make the determination to accept the proposed ordinance or to send to the voters via election.

**Possible Motions:**

Motion by: \_\_\_\_\_ 2<sup>nd</sup>: \_\_\_\_\_ vote: \_\_\_\_\_

Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:



**WARNING:**

**IT IS AGAINST THE LAW:**

**For anyone to sign any initiative or referendum petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.**

**DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE.**

**TO BE A REGISTERED ELECTOR,**

**YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE.**

**Do not sign this petition unless you have read or have had read to you the proposed initiative or referred measure or the summary in its entirety and understand its meaning.**

**Summary of Proposed Ordinance**

An ordinance of the Town of Paonia amending Chapter 13, Article 1, of the Paonia Municipal Code by the addition of a new Section 13-1-131, imposing a moratorium on the sale of water taps and placing limits on future water sales.

The two persons who represent the proponents of this initiative petition in all matters affecting the petition and to whom all notices or information concerning the petition shall be mailed are:

Bill Brunner, P.O. Box 172, Paonia, CO 81428

Kathryn Martinez, 408 Delta Avenue, Paonia, CO 81428

**Text of Proposed Ordinance**

**Section 1. Amendment of Town Code.**

Chapter 13, Article 1, of the Town Code is amended by the addition of the following:

**Sec. 13-1-131 Moratorium.**

(a) Definitions. As used in this Section, unless the context clearly indicates otherwise, the following terms shall have the following meanings.

*Moratorium* means suspension of the sale of domestic water taps that the Town of Paonia is not legally obligated to serve on the effective date of this ordinance.

*Tap* means a physical service connection to the municipal domestic water supply distribution system or right to water supplied by the Town of Paonia. For the purposes of this Section, tap shall also include the extension of water delivery pipes.

## (b) Moratorium on the Sale of Water Taps.

A moratorium is hereby imposed on the sale of water taps by the Town of Paonia.

## (c) Requirements for termination of the moratorium and limits on future sales.

(1) This moratorium shall be in effect until the following conditions are met:

(i) A report, bearing the seal of a licensed engineer experienced in domestic water supply systems, finds that the Town of Paonia has in operation sufficient infrastructure and associated water rights to serve all existing obligations for water into the foreseeable future, and;

(ii) A report, bearing the seal of a licensed engineer experienced in domestic water supply systems, quantifies additional obligations, enumerated in the form of water taps, that the Town of Paonia can reasonably supply without the likelihood of adversely affecting the service to existing water tap holders.

(d) The Town of Paonia shall not incur obligations for more water taps than the number quantified in the report required by subsection (c)(1)(ii) above, unless another report meeting the conditions of subsection (c)(1)(ii) establishes a new limit.

(e) This moratorium shall not apply to water delivered at a stand pipe or public tap operated by the Town of Paonia.

**Section 3. Severability.**

If any provision of this ordinance or the application of it to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provisions or applications. The provisions of this ordinance are expressly declared to be severable.

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Signature of Elector	Printed Name	Residence Street Address	City, Zip Code	County	Date Signed
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					

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Signature of Elector	Printed Name	Residence Street Address	City, Zip Code	County	Date Signed
12					
13.					
14.					
15.					
16.					
17.					
18.					
19.					
20.					
21.					
22.					
23.					

**WARNING:**

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**For anyone to sign any initiative or referendum petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.**

**DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE.**

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**Summary of Proposed Ordinance**

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Signature of Elector	Printed Name	Residence Street Address	City, Zip Code	County	Date Signed
24.					
25.					
26.					
27.					
28.					
29.					
30.					
31.					
32.					
33.					
34.					

AFFIDAVIT OF CIRCULATOR

STATE OF COLORADO )  
 ) ss.  
COUNTY OF DELTA )

I, the undersigned, state and affirm:

1. That I have read and understand the laws governing the circulation of petitions;
2. That I was eighteen years of age or older at the time the section of the petition was circulated and signed by the listed electors;
3. That I circulated the foregoing petition section;
4. That each signature on the foregoing petition section was affixed in my presence;
5. That each signature affixed to the foregoing petition section is the signature of the person whose name it purports to be;
6. That, to the best of my knowledge and belief, each of the persons signing the foregoing petition section was, at the time of signing, a registered elector of the Town of Paonia; and
7. That I have not paid or will not in the future pay and that I believe no other person has paid or will pay, directly or indirectly, any money or other thing of value to any signer for the purpose of inducing or causing such signer to affix his or her signature to the petition.

Date the \_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Signature of Petition Circulator

Printed Name: \_\_\_\_\_

Residence: \_\_\_\_\_

Municipality: \_\_\_\_\_


County: \_\_\_\_\_


State: \_\_\_\_\_

Acknowledged before me this \_\_\_ day of \_\_\_\_\_, 2019.

Witness my hand and official seal.

\_\_\_\_\_  
Notary Public

	Finance & Personnel		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Town Administrator Hiring Calendar		
Summary:			
Notes:			
Possible Motions:			
Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:



## Town Administrator Recruitment Calendar

A Description	B Begin	C End	D Who	E Action
Review Calendar, Job Description and Plan			PC	Review
Appoint Interim Town Administrator		8/29/19	BD	Appoint Corinne Ferguson
Present Recruitment Plan to the Board			TA	Approval
Advertise Position			TA	
ICMA				
CML				
Locally (DCI)				
Deadline to Receive Applications				
Application Review			PC	
Background Check			TA	
Announce Finalists				
Set Interviews for Week of October 14				
Welcome to Town			Staff	
Community & Facility Tour			Staff	Guided Tour
Community Meet & Greet			Public	Hold Public Reception
Board Interviews			BD	Special Board Meeting
Board Decision			BD	
Extend Employment Offer			BN	
Negotiate Employment Contract			BN	
Notify Remaining Candidates of their Status			TC	
Board Approves Contract			BD	
Anticipated Start Date for New Town Administrator				


PC = Personnel Committee


TC = Town Clerk


BD = Town Board

BN = Bo Nerlin, Town Attorney

TA = Interim Town Administrator

	Public Works-Utilities-Facilities		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Governmental Affairs & Public Safety		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Space 2 Create		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

# EXECUTIVE SESSION MOTION FORM


(Note: 2/3 quorum present must vote yes; the session may only occur at a regular or special meeting of the body)


## I MOVE TO GO INTO EXECUTIVE SESSION:


(if the stated purpose of the executive session is legal advice, do not combine it with any other purpose):

- 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);
- For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e);
- To discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. Section 24-6-402(4)(a);
- 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;
- For discussion of a matter required to be kept confidential by the following federal or state law, rule or regulation: \_\_\_\_\_ under C.R.S. Section 24-6-402(4)(c);
- For discussion of specialized details of security arrangements or investigations under C.R.S. Section 24-6-402(4)(d);
- For consideration of documents protected by the mandatory non-disclosure provisions of the Open Records Act under C.R.S. Section 24-6-402(4)(g);
- Other (specify): \_\_\_\_\_

Specific to: \_\_\_\_\_ for identification purposes only.

		Executive Session – Space to Create	
		Summary:	
Notes:			
Possible Motions:			
Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Tree Board		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart:

	Adjournment		
Summary:			
Notes:			
Possible Motions: Motion by: _____ 2 <sup>nd</sup> : _____ vote: _____			
Vote:	Trustee Bachran:	Trustee Bear:	Trustee Bookout:
Trustee Budinger:	Trustee Hart:	Trustee Knutson:	Mayor Stewart: