

Minutes
Town Board Regular Meeting
Town of Paonia, Colorado
September 8, 2015

RECORD OF PROCEEDINGS

The Regular Meeting of the Town Board of Trustees held Tuesday, September 8, 2015 was called to order at 7:00 p.m. by Mayor Neal Schwieterman, followed by the Pledge of Allegiance.

Trustees present were as follows:

Mayor Neal Schwieterman
Mayor Pro-Tem Charles Stewart
Trustee David Bradford
Trustee Ross King
Trustee Amber Kleinman
Trustee Suzanne Watson
Trustee Eric Goold

Town Staff present were as follows:

Town Manager/Town Clerk Jane Berry
Deputy Clerk Corinne Ferguson
Finance Officer Cindy Jones
Investigator Neil Ferguson

Deputy Clerk Ferguson determined a quorum was present and Mayor Schwieterman proceeded with the meeting.

Approval of Agenda

Motion by Trustee Stewart, Supported by Trustee Goold to approve the agenda as presented. Motion carried with six (6) ayes and zero (0) nays.

Announcements

Paonia High School Update – Student Council Co-Presidents Bo Pipher and Jeramiah Hillman were present on behalf of Paonia High School. Football, cross-country, volleyball, and tennis teams are underway and performing well. Next week is homecoming week with activities throughout the week. The homecoming parade will be downtown at 12:30pm, the football home game is at 7pm in Town Park, and the homecoming dance is Saturday, September 19, 2015 from 8:00pm to 11:00pm at the high school.

Visitors

None

Unfinished Business

None

New Business

Consideration to Approve Liquor License Renewal Application for Sol Margaritas

No one was present on behalf of Sol Margaritas. This is a standard renewal with no issues noted.

Motion by Trustee King, Supported by Trustee Kleinman to approve the Liquor License Renewal for Sol Margaritas. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve Submission of Great Outdoors Colorado (GOCO) Youth Corps Grant Application on behalf of Western Slope Conservation Center (WSCC)

WSCC is requesting approval to submit a GOCO Youth Corps grant application to offset costs for installation of signage at the Paonia River Park in 2016. The Town will serve as the pass-through entity for the grant funds but WSCC will be submitting and carrying out the functions of the Grant

process.

Motion by Trustee Kleinman, Supported by Trustee Gould to approve the submission of the GOCO Youth Corps Grant Application by WSCC. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve IMG Water Tank Roof Repairs Proposal

Structural damages to the IMG water tank roof needs repaired before work can continue to get the tank back on-line. The costs are estimated at \$18,000.00 for the labor and materials, \$4,000.00 for engineering, bringing the total estimated repair costs to \$22,000.00. The order of all repairs to the tank are as follows:

1. concrete floor installation
2. cracks in the tank walls
3. wall coating
4. roof trusses
5. roof

Motion by Trustee King, Supported by Trustee Bradford to approve \$22,000.00 to include labor, materials, and engineering for the IMG water tank repairs. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve IMG Water Tank Concrete Contract Bid Award

Two bid proposals were received. Town Manager Berry provided copies of the bids, bid tally sheet, and the SGM recommendation. PNCI Construction was the least expensive bid at \$184,280.00 with additional costs totaling \$8,347.00 for installation of the concrete sidewalk and splash blocks.

Discussion ensued regarding water storage loss with new concrete floor installation and the cause for significant differences in bid estimates.

Motion by Trustee King, Supported by Trustee Bradford to award PNCI Construction the concrete contract at the IMG storage tank in the amount of \$192,627.00. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve Change Orders No. 3 & 4 – Lamborn Mesa Water Treatment Plant Improvements Project

Change Order No. 3: installation of an underground pipe connection for the re-routed pipe system to the 2MG water tank in lieu of a wet tap connection. The proposed cost is \$4,618.00.

Change Order No. 4: installation of Schedule 40 PVC pipe in lieu of AWWA C900 PVC pipe. The proposed cost is a reduction of \$7,208.00.

Motion by Trustee King, Supported by Trustee Bradford to approve Change Orders No. 3 & 4 with a net contract deduction in the amount of \$2,590.00, bringing the new contract total to \$946,382.11. Motion carried with six (6) ayes and zero (0) nays.

Fiscal Year 2014 Audit Discussion

A special meeting was held August 27, 2015 for the 2014 audit presentation from RubinBrown to the Board of Trustees. The special meeting was open for public attendance. The discussion time is for community members to ask questions regarding the audit.

Bill Brunner – 608 Second Street – requested a synopsis of the special meeting, what circumstances mitigated the additional increase in costs for the completion of the audit and if the contract was not amended by the Board why the Board chose to pay the additional costs.

Discussion ensued regarding limited unrestricted funds, personnel benefits previous and current, and the necessity of additional items RubinBrown investigated at the Boards request.

Elaine Brett – Hawks Haven – Viewed the Auditor viewpoints in the office but feels the viewpoints should be made available via the Town website for others who cannot come to Town Hall during business hours. Ms. Brett also asked what the Boards plan of action will be regarding the auditors findings.

Town Manager Berry explained the viewpoints are for Board and staff review, but in an effort to provide transparency and a clear understanding of the Towns financial situation the Board chose to make the document available for review.

Bill Brunner and Ethel Leslie spoke in favor of the airport and the asset and benefit it is to the Town and visitors to Town. Trustee King assured there will be many opportunities to discuss the Town's involvement and part ownership of the airport in the near future. No decisions to sell any Town assets have been made to date.

Trustee Goold added that he was not in favor of hiring the new auditing firm because of the increase in costs, but now believes it was the best decision for the Town. RubinBrown provided a clear and concise report.

Draft Town Fee Schedule Discussion

Town Manager Berry plans to provide a Resolution at the next Board meeting for consideration to adopt the proposed fee schedule. The proposed schedule was given to the Board in July for review and discussion. Trustee King questioned if the proposed fee schedule adequately covers the costs for each item.

Discussion ensued regarding the effort to begin to recoup some administrative costs, the multiple fines and fees that have not been increased for many years, and the necessity to increase some fees to match the adopted Codification, and the effect of proposed fees on some non-profit organizations.

Patricia Walsh-Oenick – 41918 O Road – asked if community members will be able to view and comment on the proposed changes. The draft fee schedule will be available on the Town website.

Regular Business

Mayor's Report: Mayor Schwieterman reported:

Mayor Schwieterman is waiting for more information to present regarding a possible performance contract with the state in an effort to move forward with the proposed DMEA street light upgrade.

Town Manager Report: Town Manager Jane Berry reported:

1. The CML Region 10 Meeting is scheduled for Monday September 28, 2015 in Gunnison.
2. Town scheduled Ethics training is scheduled for September 10, 2015 from 10:30am to 12:30pm. The front offices will be closed.
3. The ballot proposal regarding SB-152 will be number 2B on the November ballot.
4. The 2016 CIRSA renewal will be presented at the next regular Board meeting.
5. Times will be scheduled for committees to begin budget discussions.

Public Works Department Report: Public Works Director Travis Loberg was not in attendance:

Town Manager Berry reported that the public works department continues to be consumed with water projects. A water main break on O Road was located and repaired the previous weekend.

Police Department Report: Investigator Neil Ferguson reported:

1. Continues working to complete the mandatory POST training for the year.
2. Approximately 70% of traffic stops provided on the current blotter resulted in a citation.
3. The operation of drones is a newer concern with minimal law enforcement recourse other than a possible noise violation per Town ordinance. Destruction of a drone hovering over one's property could be a chargeable offense and is not recommended.
4. 99% of costs associated with out-of-town training may be reimbursable through Colorado POST.

Committee/Meeting Reports:

- Finance and Personnel: Nothing to Report.
- Public Works: Nothing additional to Report.
- Governmental Affairs: Nothing to Report.
- Services & Recreation: Nothing to Report.
- Facilities & Development: Nothing to Report.
- Public Safety: Nothing to Report.

Minutes:

Motion by Trustee Stewart, Supported by Trustee King to approve as amended, the Town Board

Regular Meeting Minutes for August 25, 2015. Motion carried with six (6) ayes and zero (0) nays.

Motion by Trustee King, Supported by Trustee Bradford to approve the Town Board Special Meeting Minutes for August 27, 2015. Motion carried with six (6) ayes and zero (0) nays.

Disbursements:

A Town CD in the amount of \$122,314.30 will be closed and funds deposited in to the Town operating account.

Motion by Trustee King, Supported by Trustee Stewart to authorize the disbursements through the period of September 4, 2015 in the amount of \$245,799.29 as reviewed by the Finance Committee with the Town's Finance Officer. Motion carried with six (6) ayes and zero (0) nays.

Adjournment:

The meeting was adjourned by Mayor Schwieterman at 9:20 PM.

/s/

J. Corinne Ferguson, Deputy Town Clerk

/s/

Neal Schwieterman, Mayor