

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

RECORD OF PROCEEDINGS

The Regular Meeting of the Town Board of Trustees held Tuesday, December 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
Trustee 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
Public Works Director Travis Loberg

A quorum was present and Mayor Schwieterman proceeded with the meeting.

Approval of Agenda

Motion by Trustee King, Supported by Trustee Kleinman to approve the agenda as amended. Motion carried with six (6) ayes and zero (0) nays.

Announcements

The 2014-2015 Baseline Water Quality Report is complete and available on the Western Slope Conservation Center website.

Visitors

Bill Brunner – 219 Orchard Avenue – questioned why his water usage was estimated high. Deputy Clerk Ferguson explained a system update now estimates usage differently and the high estimates are being adjusted.

Unfinished Business

None

New Business

Consideration to Appoint Christmas Lighting Contest Judges

Motion by Trustee Kleinman, Supported by Trustee Goold to approve the Christmas Light Judges as discussed at the prior Board meeting. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Adopt Emergency Ordinance 2015-01 Water Rates

Town Manager Berry stated per the recommendation of the Town Attorney language was added to the ordinance regarding the emergency status definition. Ed Marston provided a letter requesting a full water rate study be completed in 2016.

Trustee Kleinman reiterated that the policy content of the ordinance will be discussed in the New Year. The current ordinance addresses necessary rate increases to complete the budget for 2016.

Trustee Watson questioned how the penalty assessments within the emergency water ordinance within

an ordinance are reflected in the adopted codification. Discussion ensued regarding Ordinance 2014-04 and 2014-09.

Bill Brunner questioned how elective expenses and un-designated funds effect the rate increases.

Motion by Trustee King, Supported by Trustee Bradford to adopt Emergency Ordinance 2015-01 Water Rates. Motion carried with five (5) ayes and one (1) nay by Trustee Watson.

Consideration to Adopt Emergency Ordinance 2015-02 Garbage Rates

Town Manager Berry gave a brief overview of the suggested changes in Emergency Ordinance 2015-02.

Motion by Trustee King, Supported by Trustee Goold to adopt Emergency Ordinance 2015-02 Garbage Rates. Motion carried with five (5) ayes and one (1) nay by Trustee Watson.

Consideration to Adopt Emergency Ordinance 2015-02 Sewer Rates

Town Manager Berry gave a brief overview of the suggested changes in Emergency Ordinance 2015-03.

Motion by Trustee Goold, Supported by Trustee Kleinman to adopt Emergency Ordinance 2015-03 Sewer Rates. Motion carried with five (5) ayes and one (1) nay by Trustee Watson.

Consideration to Adopt Resolution 2015-15 2016 Town of Paonia Budget

An overview of the proposed 2016 budget was given. Trustee Bradford chose to address media and individual questions regarding the Capital Improvement Fund. Trustee Bradford read for the record the 1992 ballot question that passed 283/189, and the subsequent Ordinance adopting the sales tax increase.

Bill Brunner stated the amount budgeted for RubinBrown Auditing is excessive.

Motion by Trustee King, Supported by Trustee Stewart to adopt Resolution 2015-15 2016 Town of Paonia Budget. Motion carried with five (5) ayes and one (1) nay by Trustee Watson.

Consideration to Adopt Resolution 2015-16 2016 Town of Paonia General Fund Mill Levy

The Resolution and certification of the tax mill levy reflects approximately a \$29,000 increase in total assessed valuation.

Motion by Trustee King, Supported by Trustee Kleinman to adopt Resolution 2015-16 Town of Paonia General Fund Mill Levy. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve Special Event Liquor License Application for the North Fork Valley Rotary Club

Motion by Trustee Kleinman, Supported by Trustee Goold to approve the Special Event Liquor License Application for the North Fork Valley Rotary Club. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve Special Event Liquor License Application for the North Fork Valley Rotary Club

Motion by Trustee Kleinman, Supported by Trustee Goold to approve the Special Event Liquor License Application for the North Fork Valley Rotary Club. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Set Special Town Board Meeting for December 29, 2015 at 9:00am

The meeting is necessary to close out financial obligations

Motion by Trustee King, Supported by Trustee Kleinman to adopt Resolution 2015-16 Town of Paonia General Fund Mill Levy. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve Spiegel Industrial, LLC Change Order #1

The Change Order request reflects a reduction in overall project retainage, changing the contract amount to \$344,750.35.

Motion by Trustee King, Supported by Trustee Bradford to approve Spiegel Change Order #1 for the decreased contract amount of \$8,839.67. Motion carried with six (6) ayes and zero (0) nays.

Regular Business

Trustee Goold exited the meeting at 7:55pm.
Trustee Goold returned at 7:57pm.

Mayor's Report: Mayor Neal Schwieterman reported:

- The Bross Hotel received historical designation.
- Another Safe Routes to School meeting has been scheduled on December 15th to continue conversation regarding safety at the 4th and Grand Avenue intersection.

Town Manager Report: Town Manager Jane Berry reported:

1. Thank you to the volunteers who participated in the decorating of Poulos Park.
2. Thanks to staff, particularly Finance Officer Cindy Jones for assistance with the completion of the 2016 budget.
3. The co-housing project plans to submit drawings this week in preparation for the Planning Commission meeting in January.
4. Friday at 10am is the town auction.

Public Works Department Report: Public Works Director Travis Loberg reported:

1. Spiegel Industrial has begun prep work for the 1MG tank lining repair. The majority of the lining will be removed and re-coated.
2. The 2MG project continues to make good progress.

Police Department Report: Investigator Neil Ferguson:

1. Colorado POST have approved two requests for reimbursement for training. With the reimbursement the Town only contributed for the fuel to attend the training.
2. The police department plans to increase training for 2016.

Committee/Meeting Reports:

- Finance and Personnel: Trustee King requested the Town Manager place commercial marijuana discussion on the February agenda. Trustee Watson requested a meeting with Mayor Schwieterman and Town Attorney Marek to discuss C.R.S. 31-4-304 – the appointment and compensation of administrative officers. Discussion ensued regarding the appropriate measures taken when a minority of trustees deem a subject worthy of the expenditure of Town funds for time with the Town attorney.
- 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 Bradford, Supported by Trustee Goold to approve the Town Board Special Meeting Minutes for November 24, 2015. Motion carried with six (6) ayes and zero (0) nays.

Motion by Trustee Kleinman, Supported by Trustee Goold to approve the Town Board Regular Meeting Minutes for November 24 2015. Motion carried with six (6) ayes and zero (0) nays.

Disbursements:

Motion by Trustee Stewart, Supported by Trustee King to authorize the disbursements through the period of December 11, 2015 as reviewed by the Finance Committee with the Town's Finance Officer. Motion carried with six (6) ayes and zero (0) nays.

EXECUTIVE SESSION:

Motion by Trustee Stewart, Supported by Trustee King to go in to executive session 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. Motion carried with six (6) ayes and zero (0) nays.

Adjourned for executive session at 8:37 PM
Reconvened at 9:40 PM

Mayor Schwieterman read executive session closing statement. No action taken.

Adjournment:

The meeting was adjourned by Mayor Schwieterman at 9:41 PM

J. Corinne Ferguson

J. Corinne Ferguson, Deputy Town Clerk

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Neal Schwieterman, Mayor