

**Minutes**  
**Town Board Regular Meeting**  
**Town of Paonia, Colorado**  
**October 24, 2017**

**RECORD OF PROCEEDINGS**

The Regular Meeting of the Town Board of Trustees held Tuesday, October 24, 2017 was called to order at 6:30 PM by Mayor Charles Stewart, followed by the Pledge of Allegiance.

Roll Call:

Trustees present were as follows:

Charles Stewart  
Bill Bear  
Chelsea Bookout  
David Bradford  
Karen Budinger  
Barry Pennell  
Suzanne Watson

Town Staff present were as follows:

Administrator Ken Knight  
Clerk Corinne Ferguson  
Finance Officer Cindy Jones  
Chief Neil Ferguson  
Public Works Director Travis Loberg  
Treasurer Ross King

A quorum was present and Mayor Charles Stewart proceeded with the meeting.

**Approval of Agenda**

Motion by Trustee Bear, supported by Trustee Budinger to approve the agenda as presented.  
Motion carried with six (6) ayes and zero (0) nays.

**Announcements**

The executive session will occur at 8pm because of a scheduled telephone conference.

Motion by Trustee Watson, supported by Trustee Budinger to schedule a special meeting for the proposed 2018 Budget at 6pm October 30, 2017. Motion carried unanimously.

Motion by Trustee Bear, supported by Trustee Bradford to schedule a special meeting for the audit presentation on November 14, 2017 at 5pm. Motion Carried unanimously.

Motion by Trustee Bradford, supported by Trustee Budinger to approve closing the office November 13, 2017 for Veterans Day. Motion carried unanimously.

Motion by Trustee Watson, supported by Trustee Budinger to schedule a special meeting for proposed 2018 budget at 6pm on November 7, 2017 if necessary. Motion carried unanimously.

**Recognition of Visitors & Guests**

Constantine Hirschfeld – noted issue with the name Wildflower Children’s Collective, noting the Board should research what a collective is.

**Consent Agenda**

Minutes:

October 10, 2017 Special Meeting  
October 10, 2017 Regular Meeting  
October 17, 2017 Special Meeting

Motion by Trustee Budinger, supported by Trustee Bookout to approve the consent agenda.  
Motion carried unanimously.

### **Mayor's Report**

An executive session will be on the November 14, 2017 agenda to discuss incident of the Governmental Affairs Committee meeting.

### **Town Administrator's Report**

1. Will be out of the office for medical reasons October 27, 2017.

### **Public Works Department Report**

1. Bulk water fill station signage on order.
2. In-Town water pipe installation should be completed by the end of the week.
3. Logs removed from the sewer treatment plant site were damaging the fence and donated to a person in need following contact from the Delta County Welfare Department.
4. The leaf-vac is operational.

### **Police Department Report**

1. A written report and statement was provided in the packet.
2. A black bear cub was in Town, the Department of Wildlife caught the cub and plans to rehab prior to release.  
Parking issues along Second Street were discussed.

### **Treasurer's Report**

1. Disbursements and payroll have been reviewed.
2. The audit presentation is scheduled for November 14, 2017.

### **Unfinished Business**

Committee Reports

Finance and Personnel: Trustees Bookout & Budinger:

1. Read a written report regarding investigation and recommendation of complaint alleged against Trustee Watson. Discussion ensued regarding potential errors in the timeline as stated by Trustee Watson.

Motion by Trustee Bradford, supported by Trustee Bear to move discussion and potential action to the next regular Board meeting. Motion passed unanimously.

Public Works: Trustees Bear & Bradford:

1. Working on a plan regarding Miner's Statue.

Governmental Affairs: Trustees Pennell & Watson:

1. Recommended the acquisition of tablets for Board use in 2018.
2. Recommended approval of SolSmart designation request.

Motion by Trustee Bradford, supported by Trustee Bear to set discussion as an agenda item November 14, 2017. Motion failed with two (2) ayes and four (4) nays.

Motion by Trustee Bookout, supported by Trustee Budinger to approve the SolSmart Designation application. Motion carried with Four (4) ayes and two (2) nays.

### **New Business**

Rotary Club – Poulos Park Rehab Project

Rotary Club requests Town participation in an upcoming rehab project in Poulos Park, which will include the installation of lights supplied by the Town and the establishment of a designated fund for donations. The lighting will deter vandalism as well as help in identifying people in the park after hours.

Sarah Bishop – on behalf of Rotary Club, reiterated the desire to rehab the park and stated she is happy with the Chief Ferguson and Director Loberg’s plan to address lighting and vandals in the park.

Discussion ensued regarding lighting and the existing water system in Poulos Park.

Motion by Trustee Bradford, supported by Trustee Budinger to establish a dedicated fund account for the Poulos Park rehab project and dedication. Motion passed unanimously.

S2C LJ Musser Fund Grant Application

The LJ Musser Fund grant is a two-phased rural initiative grant for planning and implementation. The S2C committee requests Board approval to submit the grant application for the planning phase. Multiple letters of support were received by the S2C Committee group.

Discussion ensued regarding items required with the application.

Motion by Trustee Bookout, supported by Trustee Budinger to authorize the Town to submit for the LJ Musser Fund grant application and provide the application to the Town upon completion. Motion carried unanimously.

Coyote Schools dba Elsewhere Studio LJ Musser Fund Grant Application

The LJ Musser Fund grant is a two-phased rural initiative grant for planning and implementation. The Coyote Schools requests a letter of support to submit the grant application for the implementation phase. Multiple letters of support were received by Elsewhere Studio.

Motion by Trustee Bookout, supported by Trustee Budinger to authorize the Mayor to sign a letter of support for Coyote Schools dba Elsewhere Studios LJ Musser Fund Grant application. Motion carried unanimously.

Western Slope Conservation Center GOCO Grant Application

Jake Harbin was present on behalf of the WSCC. The WSCC requests Town participation in the application for a GOCO grant application that will be used for infrastructure improvements at the Paonia River Park.

The grant will facilitate the replacement of the Minnesota Creek Bridge with an ADA compliant bridge, extend the trail, and installation of an outdoor classroom area.

Motion by Trustee Bookout, supported by Trustee Budinger to approve the Town participation with the Western Slope Conservation Center GOCO grant application. Motion carried unanimously.

Motion by Trustee Budinger, supported by Trustee Watson to extend the Board meeting to 10PM. Motion carried unanimously with one (1) abstention from Trustee Pennell.

S2C ArtSpace Letter of Agreement

The Town will need to enter in to agreement with a signature on a letter of agreement with ArtSpace for the performance of the Space 2 Create feasibility study.

Discussion ensued regarding costs included within the letter of agreement and the 30 day and \$2,500.00 termination clause.

Motion by Trustee Pennell, supported by Trustee Budinger to approve the letter of agreement with ArtSpace with an effective date of October 31, 2017, pending a commitment of funding. Motion carried unanimously.

CIRSA Optional Coverage Quotes

Three optional insurance coverage quotes were requested by Town staff.

Community Service Workers coverage will provide accident/injury coverage for the Town and allow the Municipal court to utilize community service as an outcome to citations as well as monetary action. The costs are \$3.63 per person.

Volunteer Accident coverage will provide accident/injury coverage for the Town and allow volunteers to participate in Town activities such as parks clean up, office work, and snow shoveling, should the Town want to utilize a volunteer program. The costs are \$2.75 per person.

Excess Crime coverage protects above the current limitation of \$150,000 (less deductible) for things such as employee dishonesty, money and securities, forgery and fraud. The costs are:

\$500,000 excess crime coverage - \$255.00  
\$2,000,000 excess crime coverage - \$805.00  
\$5,000,000 excess crime coverage - \$ 1,851.00

Motion by Trustee Watson, supported by Trustee Budinger to postpone discussion until November 14, 2017 regular meeting. Motion carried unanimously.

**8:00 Scheduled Executive Session**

Motion by Trustee Bookout, supported by Trustee Bear to go in to executive session 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); specific to Mr. Brunner's CORA request. Motion carried unanimously.

Entered executive session at 7:55pm  
Returned to open session at 8:51pm

In attendance were: Mayor Stewart, Town Attorney Nerlin, Administrator Knight, Nicholas Poppy, CIRSA Special Council via Telephone, and Trustees Bear, Bookout, Bradford, Budinger, Pennell, and Watson.

No issues noted.

Motion by Trustee Bear, supported by Trustee Budinger directing the Town Attorney to act in accordance with the legal advice given in executive session. Motion carried unanimously.

**Disbursements**

Motion by Trustee Budinger, supported by Trustee Bookout to authorize the disbursements as reviewed by the Town Treasurer and Finance Committee for October 22, 2017, in the amounts of, \$60,842.96 for accounts payable, \$6,620.65 for payroll taxes, \$15,784.43 for payroll, and \$261,603.39 transfer to ColoTrust. Motion carried unanimously.

**Adjournment**

Motion by Trustee Bookout, supported by Trustee Bradford to adjourn the meeting. Motion carried unanimously.

The meeting was adjourned by Mayor Stewart at 9:58 PM

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

\_\_\_\_\_/s/\_\_\_\_\_  
Charles Stewart, Mayor