

Minutes
Town Board Regular Meeting
Town of Paonia, Colorado
July 10, 2018

RECORD OF PROCEEDINGS

The Regular Meeting of the Town Board of Trustees held Tuesday, July 10, 2018 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
Mary Bachran
Chelsea Bookout
Karen Budinger
Samira Hart
Barry Pennell

Town Staff present were as follows:

Town Administrator Ken Knight
Clerk Corinne Ferguson
Finance Officer Cindy Jones
Police 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

Staff requests the removal of June 26, 2018 minutes from consent agenda and the addition of the sandblasting bid to the agenda.

Motion by Trustee Bookout, supported by Trustee Hart to approve the agenda as amended.
Motion carried unanimously.

Announcements

A Citizens for a Healthy Community meeting will be held at Town Hall July 11, 2018.
Fantastic Cherry Days event!
Kudos to the Paonia Police Department and Fire Department for rapid responses when needed.

Recognition of Visitors & Guests

Ola Sun – provided information she believes is a public health concern to the Board. Ms. Sun plans to return later with more information for the Board.

Dave Knutson – Vista Drive – complimented the Public Works Department on a job well done regarding flash flooding in Apple Valley Park.

Consent Agenda

Coyote Schools dba Elsewhere Studio INSPIRED Special Event Permit.

Motion by Trustee Bachran, supported by Trustee Hart to approve the consent agenda as amended. Motion carried unanimously.

Mayor's Report

Nothing to report.

Town Administrator's Report

1. Out of the office tomorrow morning for a personal matter.
2. Water conservation discussion has resulted in a voluntary drop in water use by Town consumers.
3. A public lands discussion will be occurring July 24th and August 21st. A Town representative has been requested.
4. Amanda Mojarro has been hired as the new deputy clerk. She will begin working for the Town July 23rd.

Public Works Department Report

1. Apple Valley flood clean-up will begin once the area dries out.
2. Sidewalks and road repair to begin next week.
3. Everyone pleased with Cherry Days events.

Suzanne Watson – Delta Avenue – questions regarding fire hydrant on Delta Avenue and Second Street. Director Loberg stated water is irrigation, not Town/hydrant water.

Police Department Report

1. The current blotter is included in packet.
2. Only one (1) report resulted from Cherry Days event.
3. Most people respectful of the fireworks ban.

Treasurer's Report

1. Disbursements and payroll have been reviewed.
2. No updates for title search on old sewer plant have been received.
3. The request for proposal for auditing firms has been published.
4. Hoping to have draft for review of the 2017 audit at the next meeting.

Unfinished Business

Resolution 2018-07 – Amended Budget 2018

The draft resolution incorporates all approved changes from budget discussion of work session and regular Board meeting.

Motion by Trustee Bookout, supported by Trustee Bachran to adopt Resolution 2018-07, the amended budget for 2018, as presented. Motion carried unanimously.

Clock Treatment Plant – IMG Sandblasting Bid Award

The liner failure and necessity to take the IMG storage tank offline has been a topic of discussion at several Board meetings. The sandblasting of the failed liner was awarded at the June 12, 2018 meeting, but the contractor was no longer available. At the June 26th meeting Public Works Director Loberg reported that the options and costs were being evaluated for follow-up with the Board of Trustees. As of Friday, July 6th, at completion of the agenda and Board packet, the cost estimate had not been received, so the sandblasting was not initially included on the agenda. Staff request to amend the agenda was approved for tonight, July 10th. The bid from Southwest systems was provided for review, which includes the sandblasting and re-lining of the storage tank at an additional cost of \$194,000 for a total cost of approximately \$345,000.

Discussion ensued regarding substantial decrease in cost estimates, warranty's, and timeline for completion.

Mayor Stewart advised the Board to be sure they were comfortable moving forward with approving the additional costs on an item not on the agenda, or the Board can set a special meeting.

Discussion ensued regarding potential complications of delayed materials and continued discussion at last several meetings.

Dave Knutson – Vista Drive – stated he is surprised the Board would consider moving forward on an item not on the agenda.

Suzanne Watson – Delta Avenue – recommended the Board set a special meeting.

Jakki Taylor – noted meetings are public and if the public cared to be informed they should show up.

Ian Oesur – spoke in favor of moving forward with the project.

Motion by Trustee Budinger, supported by Trustee Hart to approve the Southwest System bid at a cost of approximately \$345,000 as presented. Motion carried unanimously.

New Business

Citizen's for a Healthy Community – BLM 4th Quarter Oil and Gas Lease Sale

Andrew Forkes-Gudmundson – member of Citizen's for a Healthy Community (CHC), was present. Approximately 7,800 acres of land in the North Fork Valley is proposed for lease sales the fourth quarter of 2018. Federal oil and gas leases are a lease right for ten (10) years to start mining but will continue to mine until all minerals are depleted. The public comment period is open for only fifteen (15) days. CHC is requesting the Board request an extension and be prepared to submit scoping comments, should the extension request be denied.

Extended discussion ensued regarding written statements, direct calls to the BLM contact, and multiple options detailing potential scoping comments. An extensive packet was provided by CHC for the Board but was not given to the Board in advance with the packet.

Motion by Trustee Bookout, supported by Trustee Hart to authorize Administrator Knight to submit a request for a public comment extension to the BLM.

Public comment period re-opened. Mayor Stewart added that comments needed to be specific to the motion on the floor and that the Board could not move forward with the scoping letter at this meeting due to the delayed receipt of the CHC packet.

During public comment audience member Ms. Watson, waived her agenda in the air and spoke out from her seat about an earlier agenda item. Mayor Stewart reminded Ms. Watson that comments from the audience were out of order and each speaker needed to be recognized by the chair. Ms. Watson was asked to come to the podium and was reminded that comments needed to be specific to the motion on the floor. Again Ms. Watson began to address the Board regarding an earlier agenda item. Mayor Stewart admonished Ms. Watson. Ms. Watson continued, at which time Mayor Stewart directed Chief Ferguson to remove Ms. Watson from the meeting.

Trustee Bookout called a point of order, requesting further information regarding the authority to remove Ms. Watson from the meeting. Mayor Stewart provided the information as requested.

Alex Johnson, Western Slope Conservation Center (WSCC) Executive Director, recommended the Board set a special meeting to address the scoping letter, should the request for an extension be denied.

Motion by Trustee Bookout, supported by Trustee Pennell to schedule a special meeting for Monday, July 16, 2018 at 6pm.

Resolution 2018-08 opt Out of State Review of Special Event Permits

Administrator Knight gave a brief overview of the staff request for permission to opt out of state review of special event permit applications. Colorado statutes permits for local licensing authority to approve special event applications without state review and will stream-line the process for our local non-profit organizations.

Motion by Trustee Bookout, supported by Trustee Pennell to adopt Resolution 2018-08, opting out of State review of special event applications, as presented. Motion carried unanimously.

Resolution 2018-09 Procedure for Prohibiting Open Burn

The Town participates in the Delta County Emergency Management Plan and adheres to the Delta County fire restrictions. The proposed resolution properly adopts the procedure and plan as well as applying a penalty assessment for violations.

Motion by Trustee Hart, supported by Trustee Bachran to adopt Ordinance 2018-09, procedures for prohibiting open burn, as presented. 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 July 10, 2018 in the amounts of, \$49,585.31 accounts payable, \$50.00 check to NRA Rifle Instructor School, \$90,577.85 WPA loan payment, \$50,521.00 USDA loan payment, \$6,528.17 payroll taxes, \$16,544.72 for payroll direct deposit, \$67,449.99 ColoTrust transfer, and \$18.61 for credit card. Motion carried unanimously.

Finance and Personnel: Trustees Bookout & Budinger:
Nothing additional to report.

Public Works: Trustees Bear & Bachran:
Nothing additional to report.

Governmental Affairs: Trustees Pennell & Hart:
Nothing additional to report.

S2C: Trustees Budinger & Pennell:
Nothing additional to report.

Tree Board: Trustee Hart:
Nothing to report.

Adjournment

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

The meeting was adjourned by Mayor Stewart at 8:20pm

s/s

s/s

J. Corinne Ferguson, Town Clerk

Charles Stewart, Mayor