

Minutes
Town Board Regular Meeting
Town of Paonia, Colorado
January 26, 2016

RECORD OF PROCEEDINGS

The Regular Meeting of the Town Board of Trustees held Tuesday, January 26, 2016 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 Eric Goold
Trustee Suzanne Watson

Trustee Amber Kleinman was absent.

Town Staff present were as follows:

Town Manager/Town Clerk Jane Berry
Deputy Clerk Corinne Ferguson
Investigator Neil Ferguson

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

Approval of Agenda

Motion by Trustee Bradford, Supported by Trustee Goold to approve the agenda. Motion carried with five (5) ayes and zero (0) nays.

Announcements

The Town received one (1) petition for the open Mayor seat and nine (9) petitions for the three (3) open Trustee seats for the April 5, 2016 election. The Town thanks all who considered and completed petitions to run for the seats.

Visitors

Paul Douglas – 122 Colorado Avenue – Attended the Planning Commission work session and meeting. Mr. Douglas stated he is disappointed in Town Manager Berry’s definition of the special review process and believes the proper planning for the best interest of the community is not being adhered to. Mr. Douglas believe the project should return to the Planning Commission for further review, specifically regarding the Land Development Regulations (LDR) requirements for sidewalks, gutters, and infrastructure costs and installation.

Discussion ensued regarding the LDR regarding sidewalks, curbs, and gutters, co-housing idea and “tiny homes”. Mr. Douglas was encouraged to discuss his concerns at the next meeting regarding the co-housing project.

Unfinished Business

A work session was scheduled for 5:30 pm prior to the next meeting, February 9, 2016 to continue discussion regarding policy language for Ordinance 2015-01(e).

New Business

Discussion by the Town Board of the Retail Recreational Marijuana Issue

Trustee King stated he believes the Board should re-visit retail marijuana as well as other economic development options to create jobs, business opportunities, and revenue for the Town. Specific to retail marijuana Trustee King believes the Town has four (4) options.

1. Do nothing
2. Act as a Board
3. Wait for a community initiated petition process

4. Let other communities act and lose the opportunity

Board discussion ensued regarding the previous ballot questions regarding marijuana that failed, other economic opportunities such as annexations, and investigating the pros and cons within other communities that have allowed retail marijuana.

Jere Lowe – 12441 Minerich Road – believe the 2014 ballot initiative should have been separated in to four (4) separate questions instead of lumped in to one question and the Board has a responsibility to look at the reality of retail marijuana and consider bringing a question forward instead of leaving it in the hands of the public.

Constantine Hirschfeld – 336 Rio Grande Avenue – The marijuana issue has been voted down twice and should not continue to be a discussion. Mr. Hirschfeld does not believe marijuana will bring revenue to the Town.

Patty Capen – 217 Poplar Avenue – Marijuana is not the only revenue stream available and the Board needs to be discussing other economic development ideas.

Discussion ensued regarding the airports lack of revenue and voting requirements for TABOR.

Consideration to Approve Renewal of Liquor License Application for Aspen Yoga, Inc. – DBA Louie’s Pizza My Heart

Motion by Trustee Goold, Supported by Trustee King to approve the Liquor License Application for Aspen Yoga, Inc. – DBA Louie’s Pizza My Heart. Motion carried with five (5) ayes and zero (0) nays.

Regular Business

Mayor’s Report: Mayor Neal Schwieterman had nothing to report.

Town Manager Report: Town Manager Jane Berry reported:

1. The election submission deadline was January 25, 2016, with one (1) packet received for Mayor and nine (9) packets received for the three (3) open Board member seats.
2. Standing committee meetings need to be scheduled to discuss pending 2016 projects.
3. Pitkin Mesa Pipeline annual meeting is set for February 1, 2016. Public Works Director Loberg will be in attendance.
4. Notice received regarding Charter Cable Fee increases effective February 15, 2016.
5. The Municipal Quarterly is tentatively set for the end of April.
6. Public Works Director Loberg requested the Board consider approving a purchase of a snow blower attachment for the skid steer. The snow blower attachment improves the ability to remove snow from small areas. Discussion ensued regarding the cost allocation, on-street parking, and whether the purchase was necessary. Consensus was taken for the Public Works committee to review and bring forward a recommendation.
7. Investigator Ferguson received a promotion to Sergeant effective retroactively January 1, 2016. Sergeant Ferguson is assuming all responsibility as the officer in charge of the police department. Discussion ensued regarding the lack of a police chief by title, the exemplary manner in which Sergeant Ferguson has stepped in over the last year in the absence of a Chief, and the Town Managers oversight of the police department.

Public Works Department Report: Public Works Director Travis Loberg was absent:

Town Manager Berry reported:

1. Alpine CM successfully completed their contractual obligations on all projects.
2. The 2MG upper plant projects are proceeding well.
3. FilterTech is assisting in operating the upper plant during Public Works Director Loberg’s absence at training February 15th -19th, 2016.
4. The crew continues to work on ice and snow removal.
5. Pot hole patching has begun were possible.
6. The required Quarterly Reporting to CDPHE has been submitted.

Police Department Report: Sergeant Neil Ferguson reported:

1. Parking problems continue to be addressed by the department.
2. Vehicles will be towed at owner’s expense if not moved in a timely manner after tagged.

Committee/Meeting Reports:

- Finance and Personnel: The Town Manager Grant received from the Department of Local Affairs (DOLA) is under discussion due to an expiration date of January 31, 2016 that does not cover the three (3) year agreement.
- Public Works: Nothing to report.
- Governmental Affairs: Requesting the Chamber of Commerce host a meet and greet opportunity for the Mayor and Trustee candidates.
- Services & Recreation: Nothing to report.
- 8. Facilities & Development: Planning to schedule a meeting soon to discuss a letter regarding the creation of a jumbo bike trail.
- Public Safety: Nothing to report.

Minutes:

Motion by Trustee Goold, Supported by Trustee King to approve the Town Board Regular Meeting Minutes as amended for January 12, 2016. Motion carried with five (5) ayes and zero (0) nays.

Motion by Trustee King, Supported by Trustee Goold to approve the Town Board Special Meeting Minutes for January 12, 2016.

Trustee Charles Stewart – aye
Trustee David Bradford – aye
Trustee Ross King – aye
Trustee Eric Goold – abstain
Trustee Suzanne Watson – abstain

Discussion ensued regarding what made a majority quorum.

Motion failed with three (3) ayes and two (2) abstentions. Minute's approval will carry forward to next regular Board meeting.

Disbursements:

Motion by Trustee King, Supported by Trustee Stewart to authorize the disbursements through the period of January 26, 2016 as reviewed by the Finance Committee with the Town's Finance Officer. Motion carried with five (5) ayes and zero (0) nays.

Adjournment:

The meeting was adjourned by Mayor Schwieterman at 8:49 PM

|s|

J. Corinne Ferguson, Deputy Town Clerk

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Neal Schwieterman, Mayor