

Minutes
Town Board Regular Meeting
Town of Paonia, Colorado
January 27, 2015

RECORD OF PROCEEDINGS

The Regular Meeting of the Town Board of Trustees held Tuesday, January 27, 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 David Bradford
Trustee Eric Goold
Trustee Ross King
Trustee Amber Kleinman
Trustee Charles Stewart
Trustee Suzanne Watson

Town Staff present were as follows:

Town Manager Jane Berry
Police Chief Scott Leon
Public Works Director Travis Loberg
Finance Officer Cindy Jones
Deputy Clerk Corinne Ferguson

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

Approval of Agenda

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

Announcements

Mayor Schwieterman announced that Delta County Economic Development (DCED) received an Economic Development Grant that will help address job loss in the community. DCED has hired a consultant to oversee the grant implementation.

Visitors

Paonia High School Update – Student Council members Josh Altman, Bo Pipher, and Zach Milner were present on behalf of the high school. Paonia High was ranked one of the top five-hundred (500) schools in the nation according to Newsweek Magazine©. Both Junior and Senior High School wrestling teams have upcoming tournaments and duals scheduled, with regionals set for February 13 and 14, 2015. Easton and Morgan Hartigan were named CHAASA 2A Players of the Year in Volleyball. Chase Park is a finalist for the 2015 Coca Cola© Scholarship. Currently there are fifty-three (53) students registered for AP classes offered at Paonia High School.

Patricia Walsh-Oenick requested explanation of the Board Committee restructuring and how it will benefit the Town. Town Manager Berry provided a brief explanation of her previous experiences with the new committee structure as well as how they will improve discussions within staff and the public as well as with the Board.

Unfinished Business

Appointment of Town Municipal Judge Bradley Kohlman

Town Manager Berry stated that pursuant to Colorado Revised Statute 31-1-304 the Town Municipal Judge Bradley Kohlman should have been appointed following the regular election in April, 2014. Trustee Goold expressed disappointment that Judge Kohlman was not present so Board members could meet him. Discussion ensued regarding differences between Municipal and District Courts.

Motion by Trustee King, Supported by Trustee Kleinman to appoint Bradley Kohlman as Town Municipal Court Judge until April 30, 2016. Motion carried with six (6) ayes and zero (0) nays.

Motion by Trustee King, Supported by Trustee Kleinman, to amend the previous motion, appointing Judge Kohlman retroactively, to April 30, 2014. Motion carried with six (6) ayes and zero (0) nays.

New Business

Proclamation – Paonia Football Appreciation

Mayor Schwieterman read the Proclamation declaring January 28, 2015 Paonia Eagle Football Appreciation Day following the football teams successful second year 1A Championship win for the 2014-2015 school year.

Consideration to Extend Parks Maintenance Contract

Town Manger Berry explained a change with the potential contract extension expiration date to allow the contract to run concurrent with the Fiscal Year (FY) calendar, expiring December 31, 2015. The contract compensation amount remains the same.

Motion by Trustee Bradford, Supported by Trustee Watson to table consideration for the contract extension until the February 10, 2015 Board Meeting. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Award Engineering Services Contract for the Rehabilitation of the 1.0 MG Water Storage Facility Project

Town Manger Berry stated three (3) proposals were received and each met all criteria listed in the RFQ for the 1.0 MG Water Storage Rehabilitation Project. Proposals were received from Burns and McDonnell in the amount of \$78,222.00, SGM in the amount of \$18,575.00, and WestWater Engineering in the amount of \$34,745.00. Discussion ensued regarding the cost differences and the expedited timeline for the project. Trustee King stated the Public Works Committee and staff recommendation is to award the contract to SGM. Town Manager Berry added the timeline completion is anticipated for August 1, 2015 but staff is hopeful that timeline can be accelerated. Discussion ensued regarding whether the new direction could possibly be classified as a change order.

Motion by Trustee King, Supported by Trustee Bradford to award the Engineering Services Contract for the Rehabilitation of the 1.0 MG Water Storage Facility Project to SGM in the amount of \$18,575.00. Motion carried with six (6) ayes and zero (0) nays.

Authorization of Travis Loberg as Official Representative to Attend Annual Water Company and Ditch District Meetings

Town Manager Berry stated that Public Works Director Travis Loberg attends annual meetings on behalf of the Town and should be designated as the official representative granting him the proxy vote should the Board wish him to continue.

Motion by Trustee Stewart, Supported by Trustee Goold to designate Travis Loberg as the official representative of the Town of Paonia at water company and ditch meetings. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Adopt Resolution 2015-05 Amending the FY 2014 Budget

Mayor Schwieterman read the introduction to Resolution 2015-05.

Motion by Trustee King, Supported by Trustee Kleinman to approve Resolution 2015-05 Amending the FY 2014 Budget. Motion carried with five (5) ayes and one (1) nay by Trustee Watson.

Regular Business

Mayor's Report: Mayor Schwieterman read a letter received from Secretary Tom Vilsack with the United States Department of Agriculture thanking the Town for the letter of support regarding the Colorado Roadless rule.

Town Manager: Manager Berry received the agreement with Rubin Brown for Auditing Services and has provided it to Attorney Marek for review. A grant request has been received from The Learning Council. Manager Berry plans to review the request with the Finance and Personnel Committee for direction.

- Police Report: Chief Leon submitted a written report and gave preliminary information regarding a burglary that occurred at Hay's Drugstore Friday, January 23, 2015.
- Public Works: Director Loberg continues work on multiple water projects and pothole filling throughout Town.

Committee/Meeting Reports:

- Finance & Personnel: Trustees Stewart and King continue to meet weekly and review all transactions regarding Town finances.
- Public Works: Trustee Bradford reported a follow-up meeting with Mike Jackson regarding pre-annexation agreements. Some concern was raised with the language in the Town pre-annexation agreement. Trustee Bradford requested that the number of pre-annexation agreements be researched at a later date.
- Governmental Affairs: Nothing to report.
- Services & Recreation: Nothing to report.
- Facilities & Development: Nothing to report.
- Public Safety: Nothing to report.
- Website: Trustee Watson reported the website committee met earlier today with Town Manager Berry, Deputy Clerk Ferguson, and Christy Eller, the Town website designer. Content is being gathered and provided. Trustee Goold added it is important that the finalized Codification be digitally available when the website is completed.

Minutes:

Corrections to the Regular Minutes from January 13, 2015 were noted.

Motion by Trustee Stewart, Supported by Trustee Goold to approve the amended Minutes from January 13, 2015. Motion carried with six (6) ayes and zero (0) nays.

Disbursements:

Motion by Trustee King, Supported by Trustee Bradford to authorize the payment of the bills through January 27, 2015. Motion carried with six (6) ayes, zero (0) nays.

Executive Session:

Motion by Trustee Stewart, Supported by Trustee King to convene into 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) related to the Town Clerk.
Motion carried with six (6) ayes and zero (0) nays.

8:06 p.m. Meeting recessed.

9:57 p.m. Meeting reconvened.

Participants in the Executive Session were Mayor Schwieterman, Trustees Bradford, Goold, King, Kleinman, Stewart, and Watson, and Town Manager Berry. Town Attorney David Marek, CIRSA appointed Special Council Marni Nathan Kloster and CIRSA General Council Tami Tanoue via telephone. No concerns were noted.

9:59 p.m. Meeting adjourned.

Deputy Town Clerk, Corinne Ferguson

Mayor, Neal Schwieterman