

Minutes
Town Board Regular Meeting
Town of Paonia, Colorado
June 28, 2016

RECORD OF PROCEEDINGS

The Regular Meeting of the Town Board of Trustees held Tuesday, June 28, 2016 was called to order at 7:00 PM by Mayor Charles Stewart, followed by the Pledge of Allegiance.

Trustees present were as follows:

Mayor Charles Stewart
Trustee Bill Bear
Trustee David Bradford
Trustee Bill Brunner
Trustee Karen Budinger
Trustee Chelsea Bookout
Trustee Suzanne Watson

Town Staff present were as follows:

Town Manager Jane Berry
Town Clerk Corinne Ferguson
Finance Officer Cindy Jones
Sergeant Neil Ferguson
Town Attorney David Marek arrived at 8pm.

Public Works Director Travis Loberg was absent.

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

Approval of Agenda

Motion by Trustee Bradford, Supported by Trustee Bear to approve the agenda as presented. Trustee Brunner questioned why discussion for Town Ordinance Section 10-6-60 was not on the agenda as requested. The ordinance will be discussed during the Town Managers Report. Motion carried with five (5) ayes and one (1) nay from Trustee Brunner.

Announcements

None

Visitors

Constantine Hirschfeld – 336 Rio Grande Avenue – Asked the Board to consider allowing ATV's on the streets in light of the newly passed State law allowing use on roads. The subject has been under review and the Governmental Affairs Committee will present information to the Board after Sergeant Ferguson completes his research on the subject.

Unfinished Business

None

New Business

The Orton Family Foundation North Fork Valley Heart & Soul Project

Alexis Halbert was present. Ms. Halbert provided a brief history of the four (4) year North Fork Heart & Soul community engagement project. For two (2) years community input regarding the desires of the community, history, and the community core values were gathered and then

presented to the Town Board. Ms. Halbert believes the data collected and values identified can be a valuable asset to the Town when the Comprehensive Plan update begins. The North Fork Valley Heart & Soul Project received national recognition and many accomplishments have been made in conjunction with the project. Mayor Stewart thanked Ms. Halbert for her contributions to the Town of Paonia and wished her well in her upcoming endeavors.

Consideration to Award C&N Construction, Inc. 2016 Sidewalk Construction Project Contract

Public Works Director Travis Loberg and C&N Construction reviewed four (4) project areas of most significant concern. C&N Construction have provided each area in an individual proposal.

- Proposal #350 – Grand Avenue and Second Street curb and sidewalk replacement as needed. Estimated cost of \$32,000.
- Proposal #351 – Installation of Handicapped access on Grand Avenue in front of Paonia Physical Therapy located at 223 Grand Avenue. Estimated cost of \$3,300.
- Proposal #352 – Extension of the Fourth Street sidewalk repair where repairs ended in 2015. Estimated cost of \$12,000.
- Proposal # 353 – Installation of sidewalk near ditch at Town Park. The sidewalk will not enclose the ditch. Estimated cost of \$20,000.

The total estimated costs for all projects are \$66,000. which \$35,000 has already been approved by the Board for 2016 repairs.

Town Manager Berry suggested the additional funds necessary be allocated as follows:

- \$4,000 from Streets general fund
- \$2,500 additional from Sidewalk fund
- \$24,500 from the Capital Improvements fund

Discussion ensued regarding proposal #353, the installation of new sidewalks along Fourth Street next to Town Park. The main concern noted with the lack of sidewalk at Town Park is student safety at a bus stop near the park. Discussion continued regarding optional sidewalk placement, relocation of the existing bus stop, the Paonia Pathways Report and sidewalk suggestions, and CIRSA opinions regarding Town liability with sidewalk placements.

Mary Bachran – 511 Box Elder Avenue and Paul Douglas – 122 Coloardo Avenue – spoke in favor of removing proposal #353, requesting the sidewalk projects focus remain on repairing existing hazards prior to the installation of new sidewalks.

Elaine Brett – 1899 Hawks Haven Road – asked if sidewalk repairs will slow road repairs.

Motion by Trustee Bear, Supported by Trustee Bradford to accept C&N Construction, Inc. proposals 350 through 353, to be funded as suggested by Town Manager Berry.

Motion to amend original motion by Trustee Watson, Supported by Trustee Brunner to remove proposal # 353, the installation of sidewalks at Town Park. Motion carried with five (5) ayes and one (1) nay from Trustee Bradford.

Amended motion by Trustee Bear, Supported by Trustee Bradford to accept C&N Construction, Inc. proposals #350 through 352, to be funded as suggested by Town Manager Berry. Motion carried with six (6) ayes and zero (0) nays.

North Fork Valley Airport Advisory Board Representative Appointment

Mayor Stewart provided a brief history of the town ownership of 75% of the North Fork airport and the agreement between the Town and Delta County. A nine (9) member advisory board meets regularly to discuss airport matters. Historically the Mayor appointed a member to the Board but Mayor Stewart interprets the agreement to read that the appointment should be made by the Town Board collectively.

Motion by Trustee Bradford, supported by Trustee Bear, to appoint Treasurer Ross King to the airport advisory board.

Trustee Watson believes that the airport appointment should be reviewed and a suggested

appointment provided by the Facilities and Development Committee and expressed disdain that the subject had not been discussed within the committee prior to the item being placed on the agenda.

Trustee Brunner expressed interest in the advisory board seat and clarified that he is a pilot but holds no vested interest or use of a hangar at the airport.

Former Trustee Eric Goold expressed interest in the advisory board seat, noting he believes his experience on the Board of Trustees and on the Facilities and Development Committee would be an asset to the town and to the advisory board.

Motion by Trustee Watson, Supported by Trustee Brunner to postpone the North Fork Valley airport advisory Board appointment until July 12, 2016. Motion carried with six (6) ayes and zero (0) nays.

A Special Meeting for a Board work Session set for 6pm on July 12, 2016 at Town Hall.

Regular Business

Mayor's Report: Mayor Charles Stewart reported:

1. Attended a coal listening session hosted by Western Colorado Congress on June 17, 2016. The impact of mine closures to the community was discussed.
2. Attended the BLM public hearing regarding formal review of the coal leasing program on June 23, 2016. A leasing moratorium is currently in place while practices are under review. Mayor Stewart suggests those concerned about coal in the valley submit comments to the BLM. The comment period is open until July 28, 2016.

Town Manager Report: Town Manager Jane Berry reported:

1. A special meeting has been set for July 26, 2016 at 5pm for the audit presentation by Town auditor RubinBrown.
2. Town Hall will be closed at noon on Friday, July 1, 2016 and Monday, July 4, 2016 in observance of Independence Day.
3. A 2017 budget planning retreat has been scheduled for Saturday, August 13, 2016 from 9am to noon.
4. The codification project has made tremendous progress over the past several weeks. The corrections should be available within the next 45 to 60 days.
5. A pre-construction meeting regarding infrastructure for the Silver Leaf co-housing project has been scheduled.
6. Several business prospects have been discussed for the community.

Public Works Department Report: Public Works Director Travis Loberg was absent. Town Manager Berry reported:

1. No information regarding the review of the environmental impact issues have been received from CDPHE.
2. The grating and gravel project on Clark Avenue will begin in the next few weeks.
3. Preparations for upcoming events are underway.
4. Liner repairs for the sewer pond are being quoted after rodent damage occurred.

Police Department Report: Sergeant Neil Ferguson reported:

1. Preparations for upcoming events are underway.
2. Code enforcement continues.

Treasurers Report: Town Treasurer Ross King reported:

1. All disbursements have been reviewed.
2. A Finance Committee meeting has been scheduled for Wednesday.

Committee Reports

1. Finance and Personnel: Nothing to report.
2. Public Works: The Blue Spruce Trees located at the old sewer pond are unhealthy and have become entangled within the power lines. The trees are becoming a hazard and are financially restrictive to try to salvage and relocate. It is recommended at this time to cut down the trees on the lot. The Town continues to work with the county on the Fifth Street and Grand Avenue intersection project.
3. Governmental Affairs: Nothing to report.
4. Services & Recreation: Planning to meet soon.
5. Facilities & Development: Planning to meet soon.
6. Public Safety: Planning to meet soon.

Minutes

Motion by Trustee Bradford, Supported by Trustee Bookout to approve the Town Board Regular Meeting Minutes as amended for June 14, 2016. Motion carried with six (6) ayes and zero (0) nays.

Disbursements

Motion by Trustee Budinger, Supported by Trustee Bear to authorize the disbursements as reviewed by the Finance Committee with the Town's Finance Officer in the amounts of \$87,404.29 for accounts payable, 4923.49 for payroll by check, \$17,270.87 for payroll taxes, and \$17,878.56 for payroll. Motion carried with six (6) ayes and zero (0) nays.

Executive Session

Motion by Trustee Bradford, Supported by Trustee Bookout to go into executive session for a conference with the City/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 Hawks Haven Road Agreement. Motion carried with six (6) ayes and zero (0) nays.

The Town Board entered into Executive Session at 9:21 PM.

The Town Board reconvened the Regular Meeting Session at 10:18 PM.

Participants in the Executive Session were Mayor Stewart, Trustee Bear, Trustee Bradford, Trustee Brunner, Trustee Budinger, Trustee Bookout, and Trustee Watson. Town Manager Berry, and Town Attorney David Marek. No concerns were noted.

Adjournment

The meeting was adjourned by Mayor Charles Stewart at 10:20 PM

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Corinne Ferguson, Town Clerk

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Charles Stewart, Mayor