

Minutes
Town Board Regular Meeting
Town of Paonia, Colorado
August 8, 2017

RECORD OF PROCEEDINGS

The Regular Meeting of the Town Board of Trustees held Tuesday, August 8, 2017 was called to order at 7:00 PM by Mayor Charles Stewart, followed by the Pledge of Allegiance.

Barry Pennell, newly appointed trustee, was sworn in to office by Town Clerk Corinne Ferguson and welcomed to the Board with a prepared statement given by Trustee Bradford.

Roll Call:

Trustees present were as follows:

Trustee Bill Bear
Trustee David Bradford
Trustee Karen Budinger
Trustee Barry Pennell
Trustee Suzanne Watson

Town Staff present were as follows:

Town Administrator Ken Knight
Town Clerk Corinne Ferguson
Finance Officer Cindy Jones
Police Chief Neil Ferguson
Public Works Director Travis Loberg
Town 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 five (5) ayes and zero (0) nays.

Announcements

None

Visitors

Members of the North Fork Pool, Park, & Recreation District (the District) Board were present. The group provided an update of projects the District are involved with. The District provided an overview of a plan to implement three (3) baseball fields at the Hotchkiss Recreation annex by the existing swimming and soccer facilities. The Districts requested the Board provided a letter of support for a GOCO grant opportunity for funding. The Board requested a copy of the letter for review. This item will be on the next agenda.

Linda Penny – Requested to be on the agenda for open discussion with the Board. Ms. Penny was not present.

Unfinished Business

None

New Business

Public Hearing – AllHemp Trading Company Special Use Permit

Mayor Stewart opened the public hearing for AllHemp Trading Company Special Use Permit at 7:26pm.

Mayor Stewart provided an explanation of the process for the public hearing and special review stating these facts:

All individuals who planned to speak regarding the request were sworn in by Town Clerk Ferguson.

1. The location of the proposed special use permit is 719 Second Street, Paonia, CO 81428.
2. The zoning for the specified location is I-1 light industrial.
3. The Planning Commission met July 27, 2017 for the purpose of establishing recommendations to the Board for the proposed use.
4. The Zoning Commission recommendations were read for the record.

Administrator Knight reviewed the Staff information for the proposed use and staff approval recommendation.

Elliot Brown, CEO of AllHemp Trading Co, gave a presentation regarding hemp farming issues and gave a description of the plant tissue genetics process and the company goals.

Board Comment:

Question and discussions ensued regarding plant types, similarities/differences between cannabis and hemp processing, Department of Agriculture testing schedules, odor impacts, general processing procedures, and best standards and practices.

Main areas of concern noted were:

1. On-site contaminants
2. Air filtration/odor control
3. Waste disposal
4. Regulations
5. Security

Public Comment:

Questions and discussions ensued regarding equipment noise impact, economic benefit potential, odor control, similarity to cannabis, and agricultural use in-Town.

Main areas of concern noted were:

1. Noise control
2. Allergens
3. Odor control
4. Incompatibility with residential area
5. Costs to Town for Town staff time
6. Safety

Mayor Stewart closed the public hearing at 9:00pm.

Motion by Trustee Budinger, supported by Trustee Pennell to approve the special use permit for AllHemp Trading Company as recommended by the Planning Commission.

Motion to amend by Trustee Bear, supported by Trustee Bradford to add a new special review requirement with any substantial change in ownership of business and a fee structure to cover inspection costs be developed by staff. Motion carried with five (5) ayes and zero (0) nays.

Motion to amend by Trustee Watson, supported by Trustee Bear to set inspection schedule to quarterly, date and time to be determined by Town Staff, with more frequent inspections if determined the applicant is in non-compliance. Motion carried with five (5) ayes and zero (0) nays.

Motion to amend by Trustee Watson to require the applicant to apply marijuana best practices. Motion failed for lack of a second.

Main amended motion by Trustee Budinger, supported by Trustee Pennell to approve the special use permit for AllHemp Trading Company, located at 719 Second Street, stipulating review of THC testing results, regular quarterly inspections, established fee structure, and new special review with change in ownership. Motion carried with four (4) ayes and one (1) nay from Trustee Watson.

Five (5) Minute Recess Called.

Meeting reconvened at 9:50PM.

The Learning Council – Visionary Summit Large Park Event Request

The Learning Council (TLC) requests permission to use Poulos Park during the second annual Visionary summit September 2nd and 3rd, 2017, from 9am to 10pm.

No issues were noted.

Motion by Trustee Watson, supported by Trustee Budinger to approve The Learning Council Visionary Summit Large Park event application as presented. Motion carried with five (5) ayes and zero (0) nays.

Police Department Reallocation of Funds for Taser Acquisition

Chief Ferguson provided a recap of discussion from previous Board meeting. Taser and funding information were provided in the packet.

Trustee Pennell discussed grants and other potential funding options.

Motion by Trustee Pennell, supported by Trustee Watson to table discussion to next Board meeting. Discussion ensued regarding timing and officer safety. Motion failed with zero (0) ayes and five (5) nays.

Motion by Trustee Bradford, supported by Trustee Budinger to approve the reallocation of monies from the Capital Fund for the purchase of four (4) Tasers for the police department in an amount not to exceed \$8,500.00. Motion carried with five (5) ayes and zero (0) nays.

Regular Business

Mayor's Report: Mayor Stewart had nothing to report.

Town Administrator's Report: Town Administrator Ken Knight reported:

1. The Snow removal policy is in packets for review
2. All permitting for the bridge abutments initiated
3. Recommends no sidewalk repair this year
4. Library sidewalk extension proposal underway
5. Received one (1) bid for the Fifth Street realignment and no bids for trash services

Public Works Department Report: Public Works Director Travis Loberg reported:

1. The in-Town project is progressing with line tie-in

Public Works Director Loberg requested permission to allocate approximately \$10,000 from Public Works operating budget for the purchase of an updated bulk water dispenser located at the Town shop.

Motion by Trustee Bradford, supported by Trustee Bear table discussion until next Board meeting and list as an agenda item. Motion carried with five (5) ayes and zero (0) nays.

Public Works Director Loberg requested permission to allocate approximately \$16,000 from the Public Works sewer repairs & maintenance budget for the purchase of two (2) sewer aerators.

Motion by Trustee Bear, supported by Trustee Watson to table discussion until next Board meeting and list as an agenda item. Motion carried with five (5) ayes and zero (0) nays.

Police Department Report: Chief Neil Ferguson reported:

1. A written report and statement was provided in the packet.

Treasurer's Report: Town Treasurer Ross King reported:

1. Disbursements and payroll have been reviewed.
2. Awaiting follow-up from the auditors.
3. No recommendation at this time regarding revenue options for next budget.
4. Attended the ColoTrust Regional meeting with Cindy Jones and Ken Knight. Very informative regarding investments and potential for inflation in 2018.

Committee Reports

1. Finance and Personnel: Nothing additional to report.
2. Public Works:
 - Discussed snow removal plan
 - Change orders expected for in-Town project
 - Potential changes and necessity for the Vista Drive loop to be plowed for emergency access
 - In favor of Samuel Wade sewer line extension
 - Jumbo Trail sign on Pan American Avenue needs removed

Motion by Trustee Bradford, supported by Trustee Bear to authorize Town Administrator Knight to negotiate with Hawks Haven Homeowners Association regarding placement of the gate, snow plowing needs, and Bond release. Motion carried with five (5) ayes and zero (0) nays.

3. Governmental Affairs: agenda set for upcoming meeting.

Minutes

Motion by Trustee Budinger, supported by Trustee Bradford to approve the minutes for July 25, 2017, as amended. Trustee Pennell abstained. Motion carried with four (4) ayes and zero (0) nays.

Disbursements

Motion by Trustee Budinger, supported by Trustee Bear to authorize the disbursements as reviewed by the Town Treasurer and Finance Committee for August 7, 2017, in the amounts of, \$98,166.99 for accounts payable, \$50.00 for emergency check, \$6,358.37 for payroll taxes, and \$16,133.49 for payroll. Motion carried with five (5) ayes and zero (0) nays.

Adjournment

The meeting was adjourned by Mayor Stewart at 10:56PM

____s/s_____
J. Corinne Ferguson, Town Clerk

____s/s_____
Charles Stewart, Mayor