

**Minutes**  
**Town Board Regular Meeting**  
**Town of Paonia, Colorado**  
**August 25, 2015**

**RECORD OF PROCEEDINGS**

The Regular Meeting of the Town Board of Trustees held Tuesday, August 25, 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  
Mayor Pro-Tem Charles Stewart  
Trustee David Bradford  
Trustee Ross King  
Trustee Amber Kleinman  
Trustee Suzanne Watson  
Trustee Eric Goold

Town Staff present were as follows:

Town Manager/Town Clerk Jane Berry  
Deputy Clerk Corinne Ferguson  
Finance Officer Cindy Jones  
Investigator Neil Ferguson  
Public Works Director Travis Loberg

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

**Approval of Agenda**

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

**Announcements**

None

**Visitors**

Doug Long, 6 Pan American Avenue, asked if the contract for the IMG water storage tank was enforceable and what responsibility the contractor held regarding the lining repair of the IMG water storage tank.

Elaine Brett, on behalf of the Paradise Theater, extended an invitation to staff and the Board to attend the viewing of a documentary titled *Food Patriots*. The viewing will take place at the Paradise Theater September 21, 2015 at 6pm.

The Colorado Grand car show will be coming to Paonia for dessert as well as shooting footage for the event on September 18, 2015.

**Unfinished Business**

None

**New Business**

**Consideration to Approve IMG Water Tank Rehabilitation Repair Proposal**

Chad Paulson and Brandyn Bair were present on behalf of SGM. The Public Works Department continues to work diligently with SGM and Spiegel Industrial to complete the IMG water tank rehabilitation. SGM proposed a contract amendment to add a six (6) inch concrete slab floor on top of the existing floor in the water storage tank. The proposed floor will help stabilize the tank and prevent movement. A crystalline product mixed in the concrete will also act as a water barrier to suppress infiltration. SGM suggests a tank inspection one (1) year after the tank is back on-line and every five (5) to ten (10) years after.

Conversation ensued regarding ground/irrigation water infiltration and the trench drain system used to re-direct ground/irrigation water.

Motion by Trustee King, Supported by Trustee Bradford to approve the SGM IMG Storage Tank amendment dated August 21, 2015 for the amount of \$14,530.00, subject to an approved supplemental agreement to be provided by SGM delineating items listed under Task 3 and stating the deadline dates are estimations only. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve Lamborn Mesa WTP Improvements Proposed Change Order No. 2

Change Order No. 2 allows for the relocation of an existing waterline so a necessary stem wall can be constructed for the building addition.

Motion by Trustee King, Supported by Trustee Bradford to approve Change Order No. 2 for the Lamborn Mesa Water Treatment Facility in the amount of \$6,986.00. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve IMG Water Tank Roof Replacement Proposed Change Order No. 2

Motion by Trustee King, Supported by Trustee Bradford to approve Change Order No. 2 for the IMG Water Tank Roof Replacement, removing Bid Item RR4b – Regrade and Reseed in the amount of \$2,260.00. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve Thirteenth Amendment to WestWater Engineering Agreement for the IMG Concrete Water Tank Roof Replacement Project

The Thirteenth Amendment completes the engineering for the IMG roof replacement.

Motion by Trustee King, Supported by Trustee Bradford to approve the Thirteenth Amendment to WestWater Engineering Contract in the amount of \$16,485.00 bringing the total contract amount to \$396,979.86. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve the Intergovernmental Agreement with Delta County for Cost Sharing of Emergency Notification Services (Code Red)

The Code Red program was formerly known as “Reverse 911.” The system allows the Town to inform specific residences throughout town of an emergency situation in the area. Anyone can register their home and cellular phone number, as well as their e-mail address with the County to receive the Code Red alerts. The Town has participated for the last three (3) years. The yearly cost share for Town is \$1,400.00.

Motion by Trustee Goold, Supported by Trustee Stewart to approve the IGA with Delta County regarding the Code Red system in the amount of \$1,400.00. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Adopt Resolution No. 2015-12 SB-152 Ballot Proposal for the November 3, 2015 General Election

Resolution 2015-12 includes the language that would appear on the November 3, 2015 General Election ballot permitting the Town to provide services to the community that are currently restricted in C.R.S. 29-27-101 should the Town want to do so. Costs associated with the election are estimated at \$2,274.00 but may decrease based on the participation of other community’s. Discussion ensued regarding placing Resolution 2015-12 on the ballot during the November 2015 general election or waiting until the April 2016 election. Trustee Stewart added that placing the question on the November ballot will give a clear direction for the Board regarding community support.

Steve Keenan – 514 3<sup>rd</sup> Street – Encouraged the Board to speak with community members with broadband experience for innovative ideas.

Motion by Trustee Kleinman, Supported by Trustee Stewart to adopt Resolution 2015-12 SB 152 Ballot Proposal for the November 3, 2015 General Election. Motion carried with six (6) ayes and zero (0) nays.

Consideration to Approve the Intergovernmental Agreement with the Delta County Clerk for Coordinated Election Services for the November 3, 2015 General Election

Motion by Trustee Bradford, Supported by Trustee Kleinman to approve the IGA with the Delta County Clerk to participate in the November 3, 2015 Coordinated Election.

Motion carried with six (6) ayes and zero (0) nays.

### **Regular Business**

Mayor's Report: Mayor Schwieterman reported:

The State suggests the Town analyze the efficiency of all Town buildings for possible inclusion in a performance contract request in relation to the DMEA street lights upgrade proposal.

The Bross Hotel has requested a Historic Location Designation and asked for a letter of support from the Town.

Motion by Trustee Kleinman supported by Trustee Goold to authorize Mayor Schwieterman to sign a letter of support for the Bross Hotel Historic Designation. Motion passed with six (6) ayes and zero (0) nays.

Town Manager Report: Town Manager Jane Berry reported:

1. The Board needs to determine a date and approve an agenda for the upcoming Municipal Quarterly to be hosted by the Town.
2. The Board is invited to attend a countywide broadband project informational meeting September 24, 2015 at 5:30pm at the Delta County Courthouse.
3. The co-housing group have named the project Silver Leaf. The property closing is scheduled for next week. The total investment for the project is estimated in the 2 million dollar range.
4. Several restaurants in Town have expressed concern regarding pop-up food vendors located on private property within Town limits. Town Manager Berry suggested the restaurant owners/managers meet to discuss solutions.
5. A call for volunteers is in the Delta County Independent and has been published on the Town website. Applications are available as well as write-in letters of interest.
6. Technical issues with the website are being addressed by staff, website designer Christy Eller, and the Town I.T. contractor Dave Ungaro.
7. A special meeting is scheduled for August 27, 2015 at 3pm.

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

1. The backwash recovery system installation at the 2MG treatment plant is complete. The building will be delivered September 10, 2015.
2. Water meters continue to be replaced with radio meters throughout Town.

Police Department Report: Investigator Neil Ferguson reported:

1. An incident occurred following the August 20, 2015 Pickin in the Park concert. Several items were stolen but have been recovered. The suspect has been charged.
2. Officers will be participating in several training opportunities over the next few months.
3. Officer Patterson continues to do well in the FTO and should move to phase 2 in the next week.

Committee/Meeting Reports:

- Finance and Personnel: The auditor statements and viewpoints were distributed. An opportunity for Board discussion will be at the August 27, 2015 special meeting, with a public comment opportunity at a future regular meeting.
- Public Works: Nothing to Report.
- Governmental Affairs: Met to discuss SB 152 and the Town Codes.
- Services & Recreation: The first meeting with the Conservation Center went well. The signage for the Paonia River Park is in the beginning stages.
- Facilities & Development: Nothing to report.
- Public Safety: Nothing to report.

Minutes:

Motion by Trustee Stewart, Supported by Trustee King to approve as amended, the Town Board Regular Meeting Minutes for August 11, 2015. Motion carried with six (6) ayes and zero (0) nays.

Motion by Trustee King, Supported by Trustee Kleinman to approve the Town Board Special Meeting

Minutes for August 15, 2015. Motion carried with six (6) ayes and zero (0) nays.

Disbursements:

Motion by Trustee King, Supported by Trustee Stewart to authorize the disbursements through the period of August 19, 2015 in the amount of \$152,832.11 as reviewed by the Finance Committee with the Town's Finance Officer. Motion carried with six (6) ayes and zero (0) nays.

Adjournment:

The meeting was adjourned by Mayor Schwieterman at 9:15 PM.

/s/

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J. Corinne Ferguson, Deputy Town Clerk

/s/

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Neal Schwieterman, Mayor