

Town Council Regular Meeting
Town of Paonia, Colorado
May 10, 2011

RECORD OF PROCEEDINGS

The Regular Session of the Town Council held Tuesday, May 10, 2011 was called to order at 7:00 p.m. with the Pledge of Allegiance. Those present were Mayor Neal Schwieterman, Trustees Brian Ayers, Lucien Pevec, Blake Kinser, Sid Lewis and David Weber, Scott Leon, Attorney James Briscoe and Town Clerk Barbara Peterson. Trustee Corinne Ferguson was absent.

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

Approval of Agenda

Mayor Schwieterman reported the minutes from April 26, 2011 did not get out until late and suggested removing that item until the next meeting. Trustee Weber moved to approve the agenda as amended. Trustee Kinser seconded and the motion passed unanimously.

Announcements

- Mayor Schwieterman read the Poppy Day proclamation for May 23 through May 30, 2011.

Visitors

None

Unfinished Business

New Business

KVNF – Special Event Liquor Request

KVNF is requesting to sell alcohol at the Pickin Productions summer concert series to be held in the Town Park located at 700 Fourth Street August 4, 11, 18 and 25, 2011 from 6:00 to 9:00 p.m. featuring local beer and wines. Trustee Pevec moved to approve the special event liquor application as requested. Trustee Ayers seconded and the motion passed unanimously. Trustee Pevec moved to allow KVNF to use the park for alcohol sales as requested. Trustee Ayers seconded and the motion passed unanimously.

Ordinance 2011-03 – Amending Annexation Ordinance 2000-04

Mayor Schwieterman read the ordinance for visitor benefit deleting paragraph 1a of Ordinance 2000-04 relinquishing any requirement for a forty (40) foot right of way before the property may be sold. Trustee Weber moved to approve Ordinance 2011-03 with the correct date. Trustee Kinser seconded and the motion passed unanimously.

Delta County Housing – Letter of Support

Mayor Schwieterman read the letter for visitor benefit. The Town consistently budgets \$250.00 per unit for three (3) units. Delta County Housing has a stable program and there are no anticipated changes. Trustee Lewis moved to authorize the mayor to sign the letter of support for Delta County Housing. Trustee Kinser seconded and the motion passed unanimously.

HB1264 – Letter of Opposition

Colorado House Bill 1264 fact sheets regarding off-highway vehicles (OHV) being allowed on public roads were provided in Council packets. The Colorado Municipal League (CML) is opposing the bill because it would usurp local control. Chief Leon's preference would be to allow OHV's with an opt-out instead of the way the bill was written. Golf carts with street modifications are now legal and there is a consensus that if OHV's were allowed on public roads for recreational use, there would be problems. Mayor Schwieterman noted the legislative session ends tomorrow. After more discussion regarding environmental concerns and government mandates, no action was taken.

Additional Business

Mayor's Report: Mayor Schwieterman spoke with the Solid Waste Coordinator regarding the County free day. The Town Spring Clean-up days are being scheduled for May 21-28, 2011 and June 19-25, 2011. Information for citizens will be distributed via a public service announcement in papers, e-mail and radio. Gary Vance is the new Delta County Solid Waste Coordinator. Mr. Vance ran the recycling program in Mesa County. The Delta Middle School is hosting a meeting with Mr. Vance this Thursday, May 12, 2011 at 6:00 p.m. at the school to discuss recycling in the county. The Paonia Elementary students were unable to do The Great Rake at the Town Park last fall, so students will be painting the pavilion instead. Mayor Schwieterman met with Western Slope Conservation Center (WSSC) regarding a Great Outdoors Colorado (GOCO) grant that will fund a youth conservation corp. The application will be submitted by WSSC/North Fork River Improvement Association (NFRIA) in an effort to improve the path up to ADA standards at the river park as well as tamarisk removal. There is no funding match required, nor does it require staff administration, but WSSC does need a municipality to be the cooperating agency. The youth corp. is self-insured and the Town only needs to make sure the work is completed. Trustee Pevec moved to approve WSSC to apply for a GOCO grant on behalf of the Town of Paonia for river park improvements. Trustee Ayers seconded and passed unanimously. The Finance Officer was unable to get the quarterly reports done. To help alleviate backlog, the office assistant has agreed to work extra hours until staff is caught up. Regarding the junk ordinance violation on Clark Avenue, the property owner has assured the Town it will be cleaned up by May 15, 2011. This item will not have to be handled through the administrative process of going to District Court.

Public Works: Scott Leon reported Pall is on site trying to finalize phase two of the one million gallon water treatment plant (1MG) by Friday. Two buildings were budgeted for storage at \$6,000.00 each. Mr. Leon talked with the Finance Officer and the one budgeted for administration will be eliminated, but the other one is needed for the 1MG.

Police Report: Chief Leon reported the vandalism has been curtailed. Officer Hart resigned effective May 20, 2011 as he has taken a position with the Gunnison County Sheriff's Office.

Finance Committee Report: Trustee Pevec has read the draft investment policy from Delta County and identified areas that the committee needs guidance.

Parks Committee Report: Trustee Pevec had nothing to report. Scott Leon reported the parks contractor has started and doing a great job. Parks Committee would like to have the sod installation in front of the gazebo moved up on the priority list.

Public Safety Committee Report: Trustee Ayers reported the speed limit on Niagara Avenue is too high and would like it to be dropped to 20 mph. Speed limits shall be addressed at time of codification.

Street Committee Report: Trustee Lewis had nothing to report. Trustee Ayers questioned the condition of the railroad tracks on Third Street. Office staff has been making the railroad customer request line available to citizens to call directly. Trustee Lewis brought up the issue of the jutting concrete on Onarga by Don's Market and wondered if Public Works could pack it with asphalt for a short-term fix.

Water/Sewer Committee Report: Trustee Weber reported that Mayor Schwieterman made the executive decision to appropriate funds under an emergency situation regarding engineered drawings due to a valve switch and drainage issues, and moved to approve Mayor Schwieterman authorizing a change order for ECO Contracting in the amount of \$9,900.00. Trustee Lewis seconded and the motion passed unanimously. At the last meeting, a change order was proposed for the Skayda system, in the amount of \$12,127.00. Trustee Weber felt this amount was too much and recommended against the order. Trustee Kinser moved to approve the change order for \$12,127.00 for the Skayta system. Trustee Pevec seconded. Discussion noted the system would have the ability to gather data to report to the state, currently being done manually. With additional flow meters, the Town will get more cross section data that is essential and may be monitored from remote locations such as the office. Motion was brought to a vote and passed with Trustee Weber voting "nay".

Personnel Committee Report: Trustee Kinser noted that with the timeline breakdown of a new officer with applications, testing and psychological evaluations, it would take six (6) weeks, which puts the Town at the July 4th holiday festivities. Trustee Kinser is recommending an emergency hire to have a new officer trained in three (3) weeks. The Town is using existing applications to start the process.

Personnel Committee Report: continued

Cell phone reimbursements were reviewed and Trustee Kinser moved to approve \$25.00 per month per officer for cell phone reimbursement. Trustee Weber seconded. Discussion noted the average amount would cover costs for the operators. Cell phones are preferred by dispatchers for sensitive information relays. Motion was brought to a vote and passed unanimously.

Minutes:

Corrections noted. Trustee Weber moved to approve the minutes of March 22, 2011 as amended. Trustee Kinser seconded and the motion passed unanimously.

Disbursements:

Trustee Pevec moved to pay the bills ending May 10, 2011. Trustee Kinser seconded and the motion passed unanimously.

8:20 p.m. Meeting adjourned.

Mayor, Neal Schwieterman

Town Clerk, Barbara J. Peterson