

Town Council Regular Meeting
Town of Paonia, Colorado
June 26, 2012

RECORD OF PROCEEDINGS

The Regular Meeting of the Town Council held Tuesday, June 26, 2012 was called to order at 7:03 p.m. with the Pledge of Allegiance. Those present were Mayor Neal Schwieterman, Trustees Corinne Ferguson, Brian Ayers, Ross King, Eric Goold, Amber Kleinman, and Larry Wissbeck; Travis Loberg; Chief Scott Leon, Attorney James Briscoe; and Town Clerk Barbara Peterson.

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

Approval of Agenda

Mayor Schwieterman noted that prior to the meeting, Mr. Crank had requested that the issue on the agenda be removed to gather more information. Trustee King moved to approve the agenda as amended. Trustee Ayers seconded and the motion passed unanimously.

Announcements

- Mayor Schwieterman thanked Council and staff for a fine job while he was on vacation.

Visitors

- Wes Perrin asked if there was anything citizens may do to put pressure on the railroad to repair the Third Street crossing. It was also noted that the railroad ties are loose. Public Works Director Loberg indicated he may be able to grind down the asphalt lip and has already contacted the local maintenance person for “track” time.

Unfinished Business

- None

New Business

Resolution 2012-07 – Apple Valley Tennis Court Grant Support

Lisa Cook was present. Ms. Cook noted the North Fork Pool, Park and Recreation District (NFPPR) receives its funding from property taxes. Approximately \$6,000 is spent each year to maintain the Apple Valley tennis courts. This year the NFPPR has done the crack and fill as well as ordered new nets. Even though the good news is that the base of courts is not heaving, the courts are at the end of their useful life. NFPPR is resubmitting a grant to Great Outdoors Colorado (GOCO) for replacement courts and is requesting the Town support the project with \$10,000 to be spread over two (2) years, to not support another GOCO grant application, and to partner with the NFPPR on this project. Discussion regarding GOCO procedures regarding planning versus construction grants ensued. Mayor Schwieterman provided a brief background on the Paonia High School (PHS) project and noted it might be worth having a conversation between NFPPR, the Town and PHS. Chief Leon noted the PHS project is not just for the school, but incorporates trails going throughout the entire community. It was also noted that the tennis courts are existing assets and should be made a priority. After further discussion, Trustee King moved to approve Resolution 2012-07 supporting NFPPR application to GOCO, allocating \$10,000 over the next two (2) years and to not support another GOCO grant application in 2012. Trustee Ayers seconded. Discussion regarding conversations between PHS, NFPPR and the Town and competitiveness of the applications ensued. Trustee Ferguson moved to amend the motion striking the support clause for another application in 2012. Trustee Kleinman seconded. The amended motion was brought to a vote and the motion failed with Trustees Ferguson and Kleinman voting “aye” and Trustees Ayers, Goold, King, and Wissbeck voting “nay”. The original motion was brought to a vote and passed with Trustee Ferguson voting “nay”.

Resolution 2012-08 – Temporary Water Restrictions

Mayor Schwieterman read the resolution for visitor benefit restricting water usage. Public Works Director Loberg indicated the springs are holding up, untreated water is being spilled and offered the opinion that restrictions may not be necessary at this time. Existing storage would serve the town for approximately twelve days. Mayor Schwieterman noted that if our storage tanks get to the point of non-recovery, then it would be a good time to re-evaluate. While it is prudent to be aware, restrictions are not necessary at this time. Trustee King felt it was good to let people know that the Board of Trustees is aware and paying attention. Mayor Schwieterman has been attending the Gunnison Basin

Resolution 2012-08 – Temporary Water Restrictions continued:

Roundtable discussions and in this season of high heat and low water, the town is seeing water use usually attributed to late July. After discussion, Trustee Wissbeck moved to table this item. Trustee Kleinman seconded and the motion passed with Trustee King voting “nay”.

Bailey – Goat Request

Crystine Bailey was present. Ms Bailey is requesting to keep 2 miniature goats on her property located at 118 Main Avenue. Ms. Bailey has spoken to her neighbors, receiving a variety of comments. Ms. Bailey has installed a double fence barrier and this type of breed does not climb or jump. Ms. Bailey has agreed to increase the frequency of cleaning to address odor concerns. The Police Department did receive one complaint regarding odor. Ms. Bailey’s children do not drink cow’s milk, but they do drink goats’ milk. Trustee King voices concerns over allowing exemptions from ordinances. Trustee Ferguson noted that the previous Board had reviewed animals under codification and would allow under limited circumstances. Another neighbor had a concern regarding disease, however, these types of goat are not susceptible to most diseases that normally afflict goats. Trustee Kleinman thinks the Council could be more open to permaculture on small homesteads. Even if this exemption is approved, neighbors have recourse available via the nuisance ordinance. Trustee Ferguson moved to allow Crystine Bailey to retain two (2) miniature goats on the property located at 118 Main Avenue. Trustee Kleinman seconded. This was determined to be an exception, not a variance. Motion was brought to a vote and passed with Trustee Ayers and King voting “nay”.

Additional Business

Mayor’s Report:

Mayor Schwieterman reported receiving many complaints regarding mosquitoes. Please address complaints to the Mosquito Abatement District at 527-6681. The audit will be presented on Friday, July 6 at 11:00 a.m. at Town Hall. All Points Transit is seeking funding for 2013 and will be discussed during budget time. Club 20 is having a meeting on Wednesday, July 11, 2012 in Delta regarding health care.

Public Works: Public Works Director Loberg reported the park fence is fixed. Elam will not be able to fix potholes until after the 4th of July, although the Town will make sure the parade route is completed.

Police Report: Chief Leon reported getting ready for the upcoming festivals and reminded everyone of the statewide fire ban.

Finance Report: Trustee Wissbeck is looking forward to the audit and encouraged all of Council to attend.

Parks Report: Trustee Goold is working on the park fees proposal. Public Works Director Loberg indicated the sawdust for the dance area would be down before Cherry Days.

Public Safety Report: Trustee Ayers had nothing to report.

Street Report: Trustee King had nothing to report.

Water/Sewer Report: Trustee Ferguson reported work is completed regarding the McGavin annexation agreement.

Personnel Report: Trustee Wissbeck reported working on internal changes in the office. Trustee Ferguson reported having a draft for the personnel manual.

Minutes:

Corrections submitted. Trustee Ferguson moved to approve the minutes of June 12, 2012 as amended. Trustee King seconded and the motion passed unanimously.

Disbursements:

Trustee Wissbeck reviewed and moved to pay the bills ending June 24, 2012. Trustee Ferguson seconded and the motion passed unanimously.

8:51 p.m. Meeting adjourned.

Mayor, Neal Schwieterman

Town Clerk, Barbara J. Peterson