

**Town of Paonia
214 Grand Avenue
Tuesday, July 8, 2025 6:30 PM
Town Board Minutes**

Record of Proceedings

Mayor Smith calls the meeting to order at 6:29 PM.

Roll Call

Present:

Mayor Smith

Mayor Pro-Tem Swartz

Trustee Czech

Trustee Heck

Trustee Hunter

Trustee Selter

Absent:

Trustee Valentine

Approval of Agenda

Trustee Hunter makes a motion to approve the agenda with the removal of the June 24th minutes, seconded by Trustee Stelter.

The motion carries unanimously.

Announcements

August 5th National Night Out

Town Administrator Wynn announces that the Town will have a presence at the event being held at the Delta County Fairgrounds.

Mayor Pro-Tem Swartz reads Appreciations.

Western Slope Conservation Center and USS Forest Service trail maintenance scheduled July 24 and 25 for the Gunnison Forest.

Public Comment

Any topic not included under Actions & Presentations; 3-minute time limit.

Consent Agenda

Trustee Stelter makes a motion to approve the consent agenda, seconded by Trustee Hunter.

The motion carries unanimously.

Staff Reports

Town Administrator Wynn provides highlights from his staff report.

Public Works Director Poulos provides highlights from her staff report.

Police Chief Laiminger provides highlights and speaks about upcoming BMW Rally plans.

Actions & Presentations

Public comments must be related to the agenda item, 3-minute time limit.

Item #1 - Ratification of Resolution 16-2025 Enacting Stage 1 Fire Restrictions from July 3, 2025, Emergency Meeting

Mayor Smith provides a summary of the Emergency Meeting held on July 3rd, 2025 and its purpose, and explaining the procedure of ratifying the Board decision.

Trustee Stelter makes a motion to approve Resolution 16-2025, seconded by Mayor Pro-Tem Swartz.

Town Clerk Vetter asks for motion to include the date the resolution was adopted at the emergency meeting.

Trustee Stelter makes a motion to amend the main motion to state that it was adopted on July 3, 2025, at the emergency meeting at 4:30PM, seconded by Mayor Pro-Tem Swartz.

The motion carries unanimously.

Main motion as amended: to approve Resolution 16-2025, adopted on July 3, 2025 at the emergency meeting at 4:30pm.

The amended main motion carries unanimously.

Item #2 - Explanation & Consideration of Short-Term Rental Initiative Denial

Mayor Smith explained the denial of a short-term rental (STR) citizen petition, sharing the Town Attorney's memo detailing the legal rationale, to ensure transparency and trust in the process. With the town's current STR enforcement moratorium expiring December 31st, the Board proposed scheduling a public workshop in August to collaboratively craft a new ordinance, aiming to get ahead of the deadline and avoid potential future special elections and begin the complex process of creating a new STR regulation framework for the town.

Public Comment:

D. Spiegel: comments on the referendum and future meetings.

Board discussion includes what process to use for drafting a starting point, community review and participation, discussion of reasons for denial of initiative, and scheduling a work session.

Clerk Vetter confirmed that scheduling a workshop would fall outside the scope of the current agenda, which focuses on the denial itself.

Trustee Stelter makes a motion to put an agenda item on the July 22 regular meeting, to schedule a work session to address short-term rental regulations, seconded by Trustee Hunter.

The motion carries unanimously.

Item #3 - Consideration of Lease Agreement with Big B's

Town Administrator Wynn explains the contract is identical to 2024 with dates changed, and Jeff Schwatz, Big B's, is present to answer questions.

Trustee Hunter makes a motion to approve the lease agreement with Big B's with the noted change to Section 2-b – in the first sentence to add the words “or repair” after the word ‘prepare’, seconded by Trustee Stelter.

The motion carries unanimously.

Item #4 - Discussion on Upcoming Water Restrictions

Town Administrator Wynn provides an update on a request for water restrictions that will be on the July 22, 2025 agenda. He explains that staff will be asking the Board to adopt a resolution enacting stage one water restrictions starting August 1, 2025, in preparation for the installation of the temporary water tank, which holds less water and the start of the 2-million-gallon tank relining project.

Public Comment:

D. Spiegel: asks questions about strictness.

Item #5 - Consideration of Approval of Adopting Ordinance 25-05 Operation of Off Highway Vehicles

Trustees Czech and Hunter provide background on the Public Safety Committee's work related to the ordinance. Trustee Hunter also reads two emails submitted by community members into the

record.

Board discussion includes difficulties in measuring decibel levels, the need for sound measuring equipment, and enforcement.

Trustee Hunter makes a motion to approve ordinance 2025-05, with the following changes: under Section 8-5-10, under Definitions, for off highway vehicles add in parentheses OHV, (OHV), so both are understood to have the same definition. To revise Section 8-5-20, #7, to remove the decibel limit so it would read "the OHV must have a muffler that is in constant operation and properly maintained", to add to Section 8-5-30, as item F, "no person shall operate an off highway vehicle on a road, roadway or alley of the town while carrying any person or riding in any position that may interfere with the safe operation or control of an off highway vehicle or the view of the operator", seconded by Trustee Stelter.

Public Comment:

M. Durlin: comments on safety.

Voting Aye:

Trustee Hunter

Trustee Heck

Trustee Stelter

Voting Nay:

Mayor Pro-Tem Swartz

Trustee Czech

The motion carries.

Item #6 - Change Order #1 Temporary Tank at 2MG Tank Relining Project

Public Works Director Poulos gives background and explains the need for the change order.

Mayor Pro-Tem Swartz makes a motion to approve Change Order #1, for the temporary tank with a not to exceed amount of \$12,700.00, seconded by Trustee Stelter

The motion carries unanimously.

Item #7 - Consideration of Resolution 17-2025; DOLA's Technical Assistance Grant to Update the Housing Needs Assessment to Comply with SB24-174

Town Administrator Wynn gives background on the need to update and include missing parts as required by SB24-174.

Trustee Hunter makes a motion to approve Resolution 17-2025, seconded by Trustee Heck.

Trustee Hunter makes a motion to amend the motion to approve Resolution 17-2025 with the date changed from June to July 8th, seconded by Trustee Stelter.

The amendment carries unanimously.

The main motion as amended: to approve Resolution 17-2025, with the date changed from June, to July 8th.

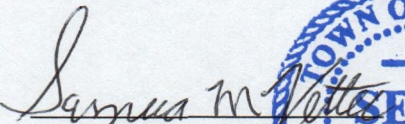
The motion carries unanimously.

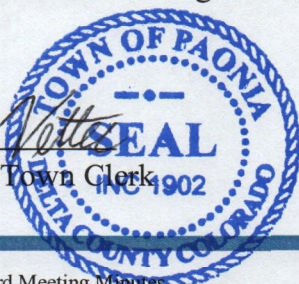
Mayor & Trustee Reports

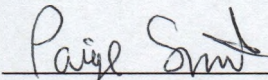
None

Adjournment

Mayor Smith adjourns the meeting at 8:22PM


Samira M. Vetter, Town Clerk




Paige Smith, Mayor