

Minutes
Regular Town Board Meeting
Town of Paonia, Colorado
November 26, 2024

Meeting Video Link: https://www.youtube.com/watch?v=5P_bNTKTw5w

RECORD OF PROCEEDINGS

Roll Call

PRESENT

Mayor Paige Smith

Mayor Pro-Tem John Valentine

Trustee Rick Stelter

Trustee Kathy Swartz (Zoom)

Trustee Walter Czech

Trustee Lucy Hunter (Zoom)

Trustee Mike Heck (Zoom)

Approval of Agenda

Trustee Stelter makes a motion, seconded by Trustee Czech, to move legacy events discussion to another meeting.

The motion carries unanimously

Trustee Stelter makes a motion, seconded by Mayor Pro-Tem Valentine, to move to executive session to after item 2 on the agenda.

The motion carries unanimously.

Trustee Stelter makes a motion, seconded by Trustee Czech, to approve the agenda as amended.

The motion carries unanimously.

Announcements

The Tree Board has three terms expiring. Please drop off your application and letter of interest in at Town Hall no later than Noon December 4th, 2024.

There is an opening on the Zoning Board of Adjustments. Please put in your application and letter of interest at Town Hall no later than Noon December 4th, 2024.

Public Comment

No public comment is made.

Consent Agenda

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

The motion carries unanimously.

Staff Reports

Town Administrator Wynn presents the Departmental Scorecard.

Police Chief Laiminger provides updates on his department.

Actions & Presentations

Action Item #1- Continued from 11/12/2024 Meeting - Ordinance No. 2024-05 Regulating Short Term Rentals

The Board of Trustees discuss survey results, housing needs assessment, number of licenses available and comparisons with other communities caps and regulations.

Public Comment:

A. Ford: comments on ADA requirements.

S. Watson: comments on Paonia Municipal Code.

S. Graves: comments on small town STR's.

Member of the Public: comments on impacts of small town STR's.

M. Lawson: comments on future impacts.

P. McCarthy: comments on long-term renters.

D. Marek: comments on cap and local contact person.

Town Attorney Buchner gives his legal advice on the legislative action.

Board: discusses amendments to local contact person section, timing, license caps, public hearings for all zoning.

Trustee Stelter makes a motion, seconded by Trustee Czech to include R-2 and R-3 zoning in the Special Use Review requirements.

Voting Aye: Trustee Stelter, Trustee Czech, Mayor Pro-Tem Valentine and Trustee Czech.

Voting Nay: Trustee Hunter and Trustee Swartz

The motion carries.

Trustee Swartz makes a motion, seconded by Trustee Stelter to lower the amount of licenses from 40 to 30, including single bedroom rentals.

Voting Aye: Mayor Pro-Tem Valentine, Trustee Stelter, Trustee Czech, Trustee Hunter, Trustee Swartz.

Voting Nay: Trustee Heck.

The motion carries.

Trustee Stelter makes a motion, seconded by Trustee Czech to amend the ordinance to include that in order for a Short-Term Rental to Operate after May 1, 2025 they must have applied for a license or be licensed by April 1, 2025.

Voting Aye: Mayor Pro-Tem Valentine, Trustee Stelter, Trustee Czech, Trustee Hunter.

Voting Nay: Trustee Swartz, Trustee Heck

The motion carries.

Trustee Stelter makes a motion, seconded by Trustee Czech to adopt Ordinance 2024-05 Regulating Short Term Rentals with revisions.

The motion carries unanimously.

Trustee Swartz makes a motion, seconded by Trustee Hunter, to move Action Item 2 to after the executive session.

The motion carries unanimously.

Executive Session for a conference with the Town Attorneys for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b); specific to ongoing litigation.

Mayor Pro Tem Valentine makes a motion, seconded by Trustee Stelter, to go into executive session for a conference with the Town Attorney's for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b); specific to ongoing litigation.

The motion carries unanimously.

Executive Session Start: 8:57 pm

Executive Session End: 9:23 pm

Attending the executive session were Mayor Smith, Mayor Pro-Tem Valentine, Trustee Stelter, Trustee Czech, Trustee Swartz, Trustee Hunter, Trustee Heck, Town Attorney Buchner, Attorney Mack, CIRSA representative Francesca Pellerano, Clerk Vetter and Public Works Director Heiniger.

No concerns are noted by attendees.

Trustee Hunter leaves the meeting at 9:25pm

Trustee Stelter makes a motion, seconded by Trustee Czech to extend the meeting for 45 minutes (10:15 PM)

The motion carries unanimously.

Action Item #2 - Continued item from 11/12/2024 Meeting - Resolution 2024-15 Adopting a Mission Statement and Values Statements for the Town of Paonia

Trustee Stelter makes a motion, seconded by Mayor Pro-Tem Valentine, to approve Resolution 2024-15 Adopting a Mission Statement and Values Statement for the Town of Paonia including attachments B and C.

The motion carries unanimously.

Action Item #3 Consideration of creating a Legacy Event Designation

Tabled to a future meeting.

Action Item #4 - Consideration of Adopting Ordinance 2024-06 Enacting an Electronic Communication's & Device Security Policy.

Trustee Czech makes a motion, seconded by Trustee Stelter to table to the December 10th, 2024 meeting.

The motion carries unanimously.

Action Item #5 - RFP 2024-04 Brush Clearing for Hydrogeological Study Contractor Selection

Trustee Stelter makes a motion, seconded by Trustee Czech to approve the RFP for Hemlock Consulting, LLC as the lowest, most responsive and responsible bidder.

The motion carries unanimously.

Action Item #6 - Consideration of Planning Commission Request to Trustees to Instruct Phoenix Rising to Provide Outreach for the Final Draft Comprehensive Plan

Trustee Stelter makes a motion, seconded by Trustee Czech to instruct Phoenix Rising Resources to provide outreach for the final draft of the Comprehensive Plan.

The motion carries unanimously.

Action Item #7 - Consideration of Forming a Citizen's Watch Group

Trustee Stelter makes a motion, seconded by Mayor Pro-Tem Valentine to table until the first meeting of January.

The motion carries unanimously.

Action Item #8 - Consideration of Approval of Resolution 16-2024 Opting Out Certain Elected and Appointed Positions from Worker's Compensation

Trustee Stelter makes a motion, seconded by Trustee Swartz to approve Resolution 16-2024 Opting Out Certain Elected and Appointed Positions from Worker's Compensation with an amendment to include the Tree Board.

The motion carries unanimously.

Action Item #9 - Discussion on Capital Improvement Phase I Project Needs Assessment

Trustee Czech makes a motion, seconded by Trustee Stelter to approve a public hearing on December 11, 2024 on the Capital Improvement Phase I Project Needs Assessment.

The motion carries unanimously.

Mayor & Trustee Reports

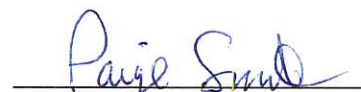
None

Adjournment

The meeting adjourns at 9:46 PM


Samira M Vetter, Town Clerk




Paige Smith, Mayor