

Town of Crested Butte
Regular Town Council Meeting
Minutes
Monday, March 3, 2014
Council Chambers, Crested Butte Town Hall

Mayor Huckstep called the meeting to order at 7:11 p.m.

Council members present: Roland Mason, Jim Schmidt, David K. Owen, Chris Ladoulis, and Glenn Michel.

Staff present: Todd Crossett, Town Manager; John Belkin, Town Attorney and Shelley Jansen, Town Clerk.

Staff present for part of the meeting: Jake Jones, Parks and Recreation Director; Tom Martin, Marshal and Lois Rozman, Finance Director.

APPROVAL OF AGENDA

Add Executive Session For the Purpose of Determining Positions Relative to Matters that may be Subject to Negotiations, Developing Strategy for Negotiations, and/or Instructing Negotiators, Under C.R.S. Section 24-6-402(4)(e) for the purposes of discussing the upcoming meeting with US Energy to be placed before legal matters.

Remove agenda item 4) Discussion and Possible Action Regarding the Crested Butte Land Trust Requesting Approval from the Council to Increase the Size of the Lower Loop Parking Lot.

Schmidt moved and Ladoulis seconded to approve the agenda with the changes as stated above. A roll call vote was taken with all voting "Yes." **Motion Passed.**

CONSENT AGENDA

- 1) Approval of February 18, 2014 Minutes.
- 2) Approval of a Special Event Application: Crested Butte Wine & Food Festival Grand Tasting, Saturday July 12, 2014, presented by Center for the Arts, Big Mine Ice Arena over 300 people.
- 3) Approval of a Special Event Liquor License Application: Crested Butte Wine & Food Festival Grand Tasting, Saturday, July 12, 2014, presented by Center for the Arts, Big Mine Ice Arena over 300 people.
- 4) Approval of Special Event Application: Celebration, Saturday, July 19, 2014, presented by CB Music Festival, Big Mine Ice Arena over 300 people.
- 5) Approval of Special Event Liquor License Application: Celebration, Saturday, July 19, 2014, present by CB Music Festival, Big Mine Ice Arena over 300 people.
- 6) Approval of Special Event Application: From Russia with Love Symphony, Thursday, July 10, 2014, CB Music Festival, Big Mine Ice Arena over 300 people.
- 7) Approval of Special Event Liquor License Application: From Russia with Love Symphony, Thursday, July 10, 2014, CB Music Festival, Big Mine Ice Arena over 300 people.
- 8) Letter of Support for a State Historic Fund Grant Application for the Crested Butte Mountain Heritage Museum.

Schmidt moved and Mason seconded to approve the consent agenda.
A roll call vote was taken with all voting "Yes." **Motion Passed.**

PUBLIC COMMENTS

Glo Cunningham, Director of the Museum thanked the council for the \$3,000 grant and letter of support for the grant.

Jennie Birnie, Executive Director of the Center for the Arts appreciated the council for approving and supporting the programs. The Center for the Arts raised \$50,000 from the CB Wine and Food Festival and the center works hard to have all events in town limits.

Gabe Martin-Managing member of Big Air on Elk LLC stated that everything is in and issues have been mitigated to make the event safer than ever. Councilman Schmidt asked about the snow to be used as a jersey barrier and Town Manager Crossett stated that we would need 2 feet or more snow to make that happen.

STAFF UPDATES

Lois Rozman-

- January sales tax is up 1.3% from 2013 and a few large restaurants have not submitted, yet.
- Spring grant cycle will be out April 1st, with a deadline of May 15th.
- Auditors coming the week of March 17th. Councilman Schmidt asked about the sales tax from the Retail MJ Establishments and Rozman stated that she can't give any information until three Marijuana Establishments need to be in existence before disclosing sales tax dollars, per the state rules.

Shelley Jansen-

- Council 2014 photo is in and will be framed and displayed in council chambers.

Tom Martin-

- Getting ready for Mardi Gras tomorrow afternoon.
- Big Air on Elk will be this weekend and Elk Avenue will be closed. Since the Mt. Express will be rerouted down Maroon Avenue, Mt. Express requested to close off the north side of Maroon for safety concerns.

Jake Jones-

- Two GOCO grants are in the mail today-Tennis Court and Big Mine Park Master Plan. The Board decides at the June 11th meeting.

Todd Crossett-

- CHFA application is in to the state for the affordable housing project
- Big Air on Elk is this weekend
- Meeting with US Energy in Riverton, Wyoming on Thursday of this week.
- Gillie is in Denver this week for a building conference

- Eleven snow cat tipped over near Lake Irwin. Forest Service went up there and found residual contamination. Forest Service recommends that Eleven hires a 3rd party contractor. Eleven hired the 3rd party and has placed some booms to prevent contamination. Rodney Due, Public Works Director went up to the site to observe.
- Councilman Schmidt asked if the recovery of the snowmobile has been mitigated from the avalanche that happen a couple of weeks ago. Crossett stated he wasn't sure on the status of the snowmobile.

NEW BUSINESS

1) Discussion and Possible Action in Regards to Consideration of Financial Support for a GOCO Grant for the Whitewater Park in Gunnison, Colorado, John Messner.

Messner is requesting \$3,000 of matching funds from the Town of Crested Butte for the GOCO grant. Messner stated that in the application that will be submitted tomorrow, he would put that a request has been made to the Town of Crested Butte for matching funds.

Council asked Messner to apply to the Spring/Summer Community Grant cycle.

2) Approval of Special Event Application: Paragon People's Fair, August 30-31st, 2nd and 4th St. Elk Avenue Closure, 7 a.m. Saturday-7 p.m. Sunday.

Ladoulis moved and Schmidt seconded to approve the special event application: Paragon People's Fair, August 30-31st, 2nd and 4th St. Elk Avenue Closure, 7 a.m. Saturday-7 p.m. Sunday.

A roll call vote was taken with all voting "Yes." **Motion Passed.**

3) Introduction to Zero Plastic Bag Initiative, Kristen Van Hoesen, Executive Director of ORE.

Kristen Van Hoesen gave a PowerPoint on, "Think Outside the Bag" about plastic bags. Van Hoesen stated that there has been a collaborated effort between, WSCU, ORE, and Crested Butte Youth Council. There are also some business sponsors, Gunnison Farmer's Market, Arell Logic and more will be approached for a valley wide bag campaign.

The PowerPoint discussed the following:

Vision:

Ordinances adopted by Crested Butte, Mt. Crested Butte and Gunnison Councils to reduce plastic bag waste. Other communities are doing it are Telluride, Aspen, Carbondale, Glenwood Springs and Boulder has adopted various policies.

Goal & Objectives:

Provide open forum for business and public input.

Promote a shift away from a "use-and-toss" mentality

Provide a free, reusable "Gunnison Valley" souvenir bag to residents and visitors. Art students at the local schools would design them.

Present ordinances by April 22, 2014, Earth Day.

Frequently Asked Questions:

When would an ordinance go into effect? Six months after the ordinance is adopted. Businesses could apply to an extension if needed.

How does the bag fee work?

If adopted, all grocery and retail locations in Gunnison, Crested Butte and Mt. Crested Butte are required to charge 10 cents for every paper bag used at checkout. The stores retain five cents of the fee and the remaining five cents is sent to the respective municipality to address the impacts of disposable bags.

Are some types of bags exempt from the fee?

Yes, the fee does not apply to produce bags, bulk food bags, or bags used to wrap meat or fish, newspaper bags or bags provided by pharmacists, garment bags, or bags sold in packages containing multiple bags for uses such as food storage, garbage, pet waste, or yard waste.

Get Involved!

Sign an electronic petition

Donate/become a sponsor

Sign up to volunteer

Be an advocate-write a letter of support to your elected officials and your editor.

Be the Change!

Van Hoesen stated that there is a sample of an ordinance in the packet from Telluride. Councilman Schmidt asked how the other corporate partners in other communities feel about this ordinance. Van Hoesen stated that all communities do it differently and she was not sure.

Councilman Schmidt asked how effective other communities with large visitors are responding. Van Hoesen stated that many communities with large visitors give the bag away to them and they love having the bag as a souvenir.

Councilman Michel asked if our decision is dependent on how other local communities will respond. Van Hoesen stated that she hopes not. Councilman Michel asked if the groups have outreached to other business owners. Van Hoesen stated that it has been informal through the chambers and will be going door to door. Van Hoesen stated that there has been a lot of support.

Councilman Ladoulis asked if an ordinance is not passed would Clark's still voluntarily support it, since they are a great distributor of the bags. Councilman Ladoulis asked if other communities have been successful. Van Hoesen stated that in Aspen and Glenwood Springs plastic bags are banned at grocery stores.

Van Hoesen stated that they will be back with an ordinance and more feedback from the community.

4) Discussion and Possible Action Regarding Allowing Open Containers in Certain Public Places.

Mayor Huckstep was wondering if there was a possibility to avoid the special event liquor licensing process as simplicity and discussions with Breckenridge led him to believe that it could happen. Attorney Belkin stated that the Breckenridge ordinance may not comply with state law. Louisville, Boulder, Snowmass, Telluride were contacted to gain information about an open container policy. Attorney Belkin stated that a possibility could be to gain 20,000 square feet to create an entertainment district. Attorney Belkin also stated that it is statutory and we can find the towns that are doing it and businesses would need to be involved with it.

Council agreed not to move forward.

5) Ordinance No. 3, Series 2014 - An Ordinance Amending Chapter 10, Article 8 of the Crested Butte Municipal Code to Allow the Open Carry of a Firearm Except in Certain Town-owned Buildings or Other Specific Areas.

Michael Rock, lives 3 miles south of town and worked for Governor Lamb and Governor Roemer and was a County Manager of Gunnison, City Manager in Loveland and Lakewood. Rock stated that he would encourage limitations in public buildings and in parks. Rock spent much of his career in post shooting reviews (Columbine) and never felt safer by carrying a gun in public buildings. Rock stated that there is a reason why police and agents go through a lot of training to carry a gun. Rock stated that civilians don't receive the professional training and there is a fantasy that one would be protected if civilians have a gun. Rock stated an example in the Aurora Cinema shooting as an example: If you have a citizen who takes out a gun in a dark area to try and find who the shooter may be; you end up with citizens shooting other innocent bystanders. In the end, Rock stated that having guns do not make you safer and thanked the council for their time and consideration.

Councilman Schmidt asked about the Land Trust Easements and Jake Jones, Director of Parks and Recreation stated that there wasn't consensus from the council to include Land Trust Easements. Jones stated that the easements are on public lands.

Councilman Schmidt would rather make it more restrictive and at the public hearing make it less restrictive. Councilman Schmidt would not allow open carry in any of the parks or public properties listed in the staff memo and signage would need to be posted. Councilman Schmidt stated that the biathlon team trains in Big Mine Park and requested that similar events be accepted with approved by the council. Attorney Belkin asked if it should be approved administratively or by the council. Council agreed that it should be administrative.

Councilman Owen asked how difficult and how much would it be to post at these locations? Jake Jones stated it would approximately cost \$20 at each location. Councilman Owen asked about the 8th St. parkway. Jones stated that since 8th St. parkway is a school safe zone that it would also be on the list.

Councilman Mason asked what the perception would be of having these signs all over town. Mason asked is the cure worse than the disease? Marshall Martin stated that the signs would be mainly informational. Councilman Mason would like to see where the signs will be posted.

Discussion ensued on how to address this in a tasteful way without a lot of signage to alarm individuals.

Council directed Town Manager Crossett to come back to the Council with various locations that would be posted and keep it understated.

Rock stated that the signage is simple to say firearms are prohibited or no open carry.

John Wirsing likes the idea of one sign that says no dogs, glass or open carry. Wirsing reinforced his belief that one who carries is safe and asked council to be clear on the wording.

Ladoulis moved and Schmidt seconded to set ordinance no.3, series 2014 to a public hearing on March 17, 2014 and directed the staff to put in the whole list.

EXECUTIVE SESSION

For the Purpose of Determining Positions Relative to Matters that may be Subject to Negotiations, Developing Strategy for Negotiations, and/or Instructing Negotiators, Under C.R.S. Section 24-6-402(4)(e).

Schmidt moved and Mason seconded to go into an executive session.
A roll call vote was taken with all voting "Yes." **Motion Passed.**

Council went into executive session at 9 p.m. and ended at 10:20 p.m. Mason, Huckstep, Schmidt, Michel, Ladoulis, Owen, Town Manager Crossett and Town Attorney Belkin attended the executive session. No action was taken.

LEGAL MATTERS

Nothing

COUNCIL REPORTS AND COMMITTEE UPDATES

Mason-

- Mt. Express meeting asked a question about the status of the Belleview bus stop and the conversations with the area property owners? Town Manager Crossett stated he would check into it when Gillie returned. There was also a reminder to bus drivers to be positive and helpful and cameras may be installed on various buses.

Michel-

- Mt. Express Board discussed the drivers being positive at all times.

Huckstep-

- RTA adopted guidelines in how the drivers are encouraged to deal with individuals left behind on the bus stop anywhere on the route. The guidelines are designed to

accommodate individuals that must return to a work position as compared to others. Alpine Express is telling RTA that they don't have a solution to the problem-cost and availability of drivers. RTA Approved United Houston/Gunnison flight.

- RTA had a retreat and to ensure the valley is collaborating.

Schmidt-

- Meeting of the Gunnison Land Preservation Board on Thursday and they are looking at \$220,000 in grant proposals.
- Schmidt stated that he does not drive RTA anymore and what he has heard from the drivers is that they are over packed and have been called negative comments from locals.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

Mayor Huckstep stated that in 2011 and 2012 he played a role in the USA Pro Challenge and would be happy to report to the council the updated information for 2014. Councilman Michel stated that it should be standard procedure for Mayor Huckstep to recuse himself from the discussion. Mayor Huckstep agreed.

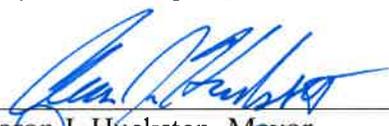
DISCUSSION TO SCHEDULE FUTURE WORK SESSION TOPICS

None

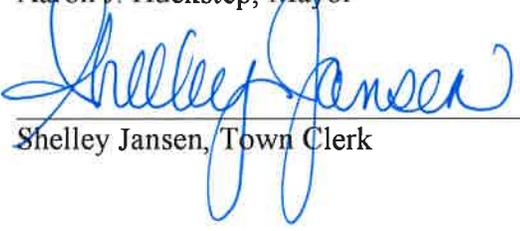
COUNCIL MEETING SCHEDULE

Monday, March 17, 2014-6 p.m. Work Session-7 p.m. Regular Council
Monday, April 7, 2014-6 p.m. Work Session-7 p.m. Regular Council
Monday, April 21, 2014-6 p.m. Work Session-7 p.m. Regular Council
Monday, May 5, 2014-6 p.m. Work Session-7 p.m. Regular Council

Mayor Huckstep adjourned the meeting at 10:38 p.m.



Aaron J. Huckstep, Mayor



Shelley Jansen, Town Clerk

(SEAL)

