

**MINUTES**  
**Town of Crested Butte**  
**Regular Town Council Meeting**  
**Monday, October 19, 2015**  
**Council Chambers, Crested Butte Town Hall**

Mayor Huckstep called the meeting to order at 7:07PM.

Council Members Present: Jim Schmidt, Glenn Michel, Chris Ladoulis, Roland Mason, Shaun Matuszewicz, and Skip Berkshire

Staff Present: Town Manager Todd Crossett, Town Attorney John Belkin, Finance Director Lois Rozman, Building and Zoning Director Bob Gillie, Chief Marshal Tom Martin, Public Works Director Rodney Due, Parks and Recreation Director Janna Hansen, Town Planner Michael Yerman, and Town Clerk Lynelle Stanford

**APPROVAL OF THE AGENDA**

Mason moved and Michel seconded a motion to approve the agenda. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

**CONSENT AGENDA**

- 1) **Approval of October 5, 2015 Regular Town Council Meeting Minutes.**
- 2) **Approval of Letter of Support for the Tourism Association's Grant for Non-Motorized Recreational Trails Large Construction and Maintenance Projects for Trail Signage in the Gunnison Valley.**
- 3) **Approval of Letter of Support for the Gunnison Land Preservation Grant for Copley Lake Project.**

Number 2, Approval of Letter of Support for the Tourism Association's Grant for Non-Motorized Recreational Trails Large Construction and Maintenance Projects for Trail Signage in the Gunnison Valley, was removed from Consent Agenda and added as the last item under New Business.

Schmidt moved and Ladoulis seconded a motion to approve the Consent Agenda as amended. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

**PUBLIC COMMENT**

Ann Johnston – Executive Director of the Crested Butte Land Trust

- Apologized that she would not be present for the agenda item that was removed from Consent Agenda.

- Town did not receive an invitation to the awards ceremony for the Starburst Award the Land Trust received for the Snodgrass project. She said they were sincerely invited, but she wasn't sure what happened. She would love to do another celebration, and she suggested going out for ice cream. She also volunteered to present to Council.

## STAFF UPDATES

### Tom Martin

- Mentioned there would be a training exercise at the impound lot (the old Town dump) on Wednesday night from 5:30PM to 6:30PM for Fire, EMS, and the Marshals. They would stage a car accident, and Flight for Life would be flown in.
- Mentioned there were Marshals in training, and it was a good time of year to catch up on vacations and training.

### Rodney Due

- The McCormick Ditch piping came in on time and under budget. People seemed happy with it.
- Weather permitting, they would be paving Butte Avenue and 9<sup>th</sup> Street in Blocks 79 and 80.
- The RV dump station would be finished as well. Schmidt wondered if more RVs used the dump station this year than in previous years. Due said he could get a general number, but Diner mentioned the money coming in from the dump station had been significant.
- Ian Baird would be the newest Wastewater Operator. He was replacing Michael Cerrano.
- Schmidt asked what they were doing about drainage in front of the Meadows Condos. Due said one owner voiced concern. Due stubbed in a 6-inch pipe and capped it, which connected to a storm box located at 6<sup>th</sup> and Teocalli.
- Ladoulis confirmed Due would be present to assist if necessary on the presentation on the mine spill that was on the agenda.

### Janna Hansen

- Crews had been busy prepping for winter. They were actively pulling benches, bike racks, and picnic tables, which were going into pavilions.
- They were preparing the ice arena, but they were waiting on a new hot water heater that should be ready before they started making ice.
- Attended the Colorado Parks and Recreation Association conference last week.
- Mentioned they had three positions to fill: one to replace Baird and two Zamboni drivers for the winter season.
- Tennis courts were just about done. Trees were planted, and irrigation and grass were finished. Huckstep added there was an Arbor Day celebration held there.

### Bob Gillie

- The Center for the Arts' architects would start meeting with BOZAR to discuss the mass and scale of the building.

Michael Yerman

- The Deli Trail had the final covering put down. Stock granted an easement through his property.
- The Center for the Arts and BOZAR would be meeting.
- CDOT was in Town last week concerning intersection improvements. He asked about a turn lane for the campground (Avalanche Park). The need was based on the number of campsites. Their initial reaction was there needed to be improvements.

Lynelle Stanford

- Campaign finance forms would be due Friday, October 30.
- 402 addresses were updated through the County. Of those addresses that were changed, 370 were within the Town of Crested Butte.
- There was a completed liquor license transfer application submitted for Kochevar's.
- Asked if anyone would knowingly be absent for the meeting on December 21 because she was trying to organize outside speakers to discuss Council roles and responsibilities.

Todd Crossett

- Stated that Town received an announcement on Friday that there was a delay in the delivery of ballots through the USPS.
- On November 5 there would be a One Valley Prosperity Project community meeting.

## **PUBLIC HEARING**

### **1) Resolution No. 32, Series 2015 – Resolutions of the Crested Butte Town Council Approving the Continued Operation of Snow Machines for Rubber-Tracked Snow Cat Machines, the Designated Route and the Restrictions of Operations.**

Huckstep confirmed that proper public notice was given, and the public hearing was opened. Huckstep referred to a staff report from Stanford with the recommendation to approve. Alan Bernholtz was present at the meeting in support of the resolution. He requested that going forward the snow cat permit could be approved administratively without needing to have a public hearing each year. The public hearing was closed. The Council decided to talk about the future process under Other Business.

Matuszewicz moved and Ladoulis seconded a motion to approve Resolution No. 32, Series 2015. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

### **2) Resolution No. 33, Series 2015 – Resolutions of the Crested Butte Town Council Approving the Designated Route, Restrictions of Operations and the Continued Operation of Nordic Center Snow Cats and Snowmobiles.**

Huckstep confirmed proper public notice was given, and he referenced a staff report from Stanford with the recommendation to approve. The public hearing was closed.

Schmidt moved and Mason seconded a motion to approve Resolution No. 33, Series 2015. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

## NEW BUSINESS

### **1) Presentation by the EPA on the Standard Mine Spill.**

Christina Progress and Bill Murray from the EPA, Doug Jamison from the Colorado Department of Public Health & Environment, and Ashley Bembenek, consultant hired by the Town, were introduced.

Progress showed photos of the site, and she explained the vacuum truck's operation. The purpose of the vacuum truck was to collect adit discharge and sediment. The pond allowed sediment to settle and then water would spill over to the subsequent three ponds. The water would become progressively cleaner as it moved through the ponds before it discharged into Elk Creek. When the spill occurred, the truck was siphoning off water to allow additional capacity in the pond. Also, when the release occurred, as the water was drawn down, the pipe encountered the sediment. The sediment was a gray rock material that turned to powder when it was drilled. Michel asked which pond it was where the spill occurred. Progress said it was the first one.

Progress showed a slide with a picture of the pond bottom sediments. Schmidt wondered what they did with the sediment. Progress said it was dewatered to a slurry, and then it was trucked out to a mine waste repository. Progress showed sediment data from the October 6 vacuum truck release. She explained the spill happened at 2PM. Jim Hanley was present and received notification after conclusion of his conference call. He notified Town at 4PM and the Colorado Spill Hotline at 4:30PM. Hanley knew the vacuum truck could hold 2,400 gallons of material. When the truck operator shut off the truck, it was still about  $\frac{3}{4}$ 's full. They estimated the spill to be approximately 600 gallons of water mixed with sediment.

Schmidt questioned if there was cell service in the area. Progress answered they had a satellite phone, which didn't always work. They decided it was more prudent to drive down to where there was a cell signal. Matuszewicz asked if the remaining water and sediment in the truck were tested. Progress said they were not tested, but they tested water and sediment in the pond. Ladoulis asked for comment on lessons they learned, and Progress said she would cover later in the presentation.

The EPA took samples on Saturday after the spill at several locations, including Standard Mine, Coal Creek, the Mt. Emmons Water Treatment Plant, and at Town's drinking water intake. Elk 10 was the closest monitoring point to the release location. Progress showed graphs that depicted concentrations of various metals collected by both Bembenek on behalf of Town and the EPA. The numbers compared pre and post-event

data. It was questioned why there were differences between the Town's and the EPA's data. Progress said there was not a lot of sediment in creeks, and it was hard to find a sample bottle of sediment. Also, different particle sizes could cause variations in concentrations. Progress explained that the post-event samples were lower with the exception of Elk 10, which was closest to the spill site. Progress reviewed the results of each metal including: cadmium, copper, arsenic, lead, manganese, and zinc. For arsenic, the data was similar to or below pre-existing conditions. Lead displayed a similar trend, and manganese was hovering around where it was pre-existing or slightly above. Progress added they didn't see significant increases moving downstream. Michel questioned the standard deviation. Progress said the minimum and maximum showed a range of concentrations. Jamison explained the "pre-" represented data over the years. It was further explained that because of variability with sampling techniques and locations, deviations of 30 to 50 percent were generally found acceptable.

Conclusions from the EPA: 1) Sediment collected at the drinking water intake for metals was below average pre-event concentrations; 2) EPA sediment concentrations at all locations fell within the range of pre-event concentrations; 3) Sediment and surface water were at least one order of magnitude below recreational use benchmarks for human health; 4) Concentrations within the sediment pond were equal to or lower than Elk 10 sediments with the exception of lead; 5) Sediment results showed inherent variability due to particle size variability across samples, organic matter content, and sampling technique and location.

Schmidt questioned the risk after the spill. Progress said they could see a gray stretch of water, which was about 100 yards long. They walked the creek down from Standard Mine, and they could see sediment for about the first 1,500 to 1,800 feet down the creek. However, they didn't notice gray sediment at the confluence of Coal Creek.

Schmidt wondered what the effects on human health were from acids and alkaline. Progress said the pH was about 7 by the time it was discharged into the stream. There was a short discussion on pH and chemistry, and Due summarized they wouldn't hurt a person.

Ladoulis was most interested in what could have happened and how they would make sure it didn't happen again. Specifically, Ladoulis wanted to devote time to how they were going to make sure that two hours didn't transpire before notification. Progress agreed it was a key point. It was mentioned a call site directly to the water treatment plant would be ideal. It was added that the response had to fit the release. Huckstep asked what the appropriate response was from a policy perspective. Council needed to be aware of the measured response or what was the measure of response. He recognized the challenge was they wanted to support the EPA, but they had to protect the health, safety, and welfare of the citizens. Progress said the EPA was dealing on a statewide basis, but they were learning how to work with communities. Ladoulis said there was alerting people of a problem, but there was also a need to alert people when there wasn't a problem. Murray said they were sensitive and understood they needed to have plan in place to notify stakeholders. They were trying to figure out how to work with local

partners. Huckstep identified a problem of the time gap between the event and when they received the information. Due didn't want to put out information without knowing. Huckstep challenged that the situation was not just administrative or technical; it was political as well. The Council decided to discuss Town's responsiveness under Other Business.

Ashley Bembenek was a water quality consultant hired by the Town to investigate the outcome of the spill. Bembenek collected four sediment samples and three water samples. She collected a sediment sample from the pond because she wanted to understand the sediment that had spilled. She said sediment concentrations were well below the risk to human health. Concentrations of arsenic, cadmium, copper, lead, manganese, and zinc exceeded screening benchmarks for ecological receptors. However, they were no more problematic than mine waste already on site. Bembenek expounded on the reasons for differences in her data and the EPA's data, which included variations in location and sediment.

Bembenek focused on water quality. Looking downstream, the channel had about ¼ of an inch of gray sediment on rock surfaces, and there were also green colored algae present. According to water quality data, post-incident conditions were lower than pre-incident conditions. Moving downstream, about 2.2 miles downstream of the spill, there was no evidence of gray sediment in the channel. Bembenek also sampled at the Town diversion structure, and there was no evidence of gray spill sediment. Bembenek's conclusions were: 1) Metal concentrations in the spill sediment did not exceed risk-based criteria for human health; 2) Metal concentrations in the spill sediment exceeded screening criteria for ecological receptors for arsenic, cadmium, copper, lead, manganese, and zinc. The same metals were identified as problematic in the Record of Decision for the Standard Mine; 3) Post-incident metal concentrations in all water samples were lower than or equal to pre-incident median conditions. There was no change in water quality attributed to the spill incident; 4) Town staff were correct in their initial assessments that the potential for impact to drinking water supply was negligible.

Schmidt stated the two-hour delay that Hanley was on the conference call was what bothered him. There was a short discussion on communication from the site of the spill and possible communication options including a repeater.

**2) Ordinance No. 10, Series 2015 – An Ordinance Amending Section 13-1-120 of the Crested Butte Municipal Code to Increase the Minimum Monthly Service Charge Per Meter for Water Used at a “Base Rate” to \$27.50 Per Month Per EQR; Amending Section 13-1-150 of the Code to Increase the Monthly Service Charge for Sewer Service to \$33.50 Per Month Per EQR; Amending Section 13-1-160 of the Code to Increase the Availability of Service Fee to \$9.00 Per Month for Water for Each Building Site and \$9.00 Per Month for Sewer for Each Building Site.**

Huckstep mentioned the staff report in which it was recommended Ordinance No. 10 be set for public hearing. He added that the ordinance represented what they had been discussing in work sessions.

Berkshire moved and Mason seconded a motion to set Ordinance No. 10, Series 2015 for public hearing at the November 2, 2015 Council meeting. **Motion passed.**

**3) Resolution No. 34, Series 2015 – Resolutions of the Crested Butte Town Council Adopting Certain Fees and Charges for the Fiscal Year 2016.**

Huckstep referenced the staff report from Rozman with the recommendation to approve. He explained that it adopted fees for 2016. Schmidt questioned what permits were given out for tree cutting. Rozman said the fee came from the Building Department, and she thought it once had been wrapped up with the right of way permit. Gillie clarified there was a rule that all trees cut over a certain size needed to be approved. Hansen said the permitting was a review process.

Huckstep questioned the pillow tax, and he noticed that it remained at \$10 per pillow. Crossett said there would be updates, and the topic on VRBOs involved significant discussion. A budget amendment could be made. Rozman explained the pillow tax was tied within the BOLT. Fees were included on one fee schedule, including any fees that had to be set by ordinance.

Matusewicz said that sidewalk-seating fees were intentionally set low as a pilot program. He didn't want the Council to lose track they were supposed to be an introductory rate. Mason wondered if his intent was to minimize sidewalk-seating by assessing a heavy fee. Matusewicz recognized it was good for Town, but the original intent was a low introductory rate. Berkshire didn't recommend changing without a public process. They decided to discuss further under Other Business.

Mason moved and Schmidt seconded a motion to approve Resolution No. 34, Series 2015. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

**4) Resolution No. 35, Series 2015 – Resolutions of the Crested Butte Town Council to Adopt the Mill Levy for the Town of Crested Butte, Colorado for the Fiscal year 2016, Beginning the First Day of January 2016 and Ending the Last Day of December 2016.**

Huckstep confirmed there was a staff report from Rozman with the recommendation to set for public hearing.

Berkshire moved and Michel seconded a motion to set Resolution No. 35, Series 2015 for public hearing at the November 2, 2015 Council meeting. **Motion passed.**

**5) Resolution No. 36, Series 2015 – Resolutions of the Crested Butte Town Council Adopting the Budget and Appropriating Sums of Money for the Town of Crested Butte, Colorado for the Fiscal Year Beginning the First Day of January 2016, and Ending the Last Day of December 2016, Estimating the Amount of Money**

**Necessary to be Derived from the Revenue Sources, and Setting Forth the Total Estimated Expenditures for Each Fund.**

Huckstep referenced a staff report from Rozman with the recommendation to set for public hearing.

Mason moved and Schmidt seconded a motion to set Resolution No. 36, Series 2015 for public hearing at the November 2, 2015 Council meeting. **Motion passed.**

**6) Resolution No. 37, Series 2015 – Resolutions of the Crested Butte Town Council Authorizing the Expenditure of up to \$25,000.00 from the Town’s Open Space Fund for the Crested Butte Land Trust’s Purchase of Approximately 15 Acres Described as ROOSEVELT NO. 3 Lode Mining Claim, Embracing a Portion of Section 2, Township 14 South, Range 87 West, 6th P.M.**

Huckstep referred to Yerman’s staff report with the recommendation to approve. There were no questions for Staff.

Schmidt moved and Mason seconded a motion to approve Resolution No. 37, Series 2015 approving the funding agreement with the Crested Butte Land Trust for the Copley Lake Project. A roll call vote was taken with all voting, “Yes.” **Motion passed unanimously.**

**7) Ordinance No. 9, Series 2015 – An Ordinance of the Crested Butte Town Council Amending the Enforcement Procedures Set Forth in Chapter 16, Article 24 of the Crested Butte Municipal Code Applicable to Certain Voluntary Agreements between Property Owners and the Town; Amending the Definition of Rental, Long-Term; and Making Such other Conforming Amendments to the Code in Connection Therewith.**

Huckstep mentioned there were two memos from Belkin and a staff report from Gillie recommending Ordinance No. 9 be set for public hearing. Berkshire questioned the implementation. He thought it needed deliberate implementation. Matusewicz cited a story of an owner who was a repeat offender that decided to rent out his accessory dwelling to a local who needed a place to live. The Council agreed it was an example of a success. Berkshire was concerned about unintended consequences such as people not electing to build ADUs. Matusewicz disagreed it was a valid concern. He thought people should be following the criteria anyway. Berkshire thought the best chance for success was to make things simple and clear. Gillie was questioned on how the ordinance was different than the rule set they had now. Gillie explained the objective was to streamline the ability to enforce the restrictive covenants. It eliminated the municipal court aspect and substituted the Town Manager as the appeal body. Yerman further explained the proposed ordinance gave the Town Manager process; it would set forth a clearer path through process. Huckstep wanted to clarify to the Council that ADUs were often thought of as affordable housing, but it was a zoning issue. He encouraged them to shoot higher. He suggested that if they were thinking of ADUs as

affordable housing then they should make it that. Ladoulis said that passing the ordinance shouldn't preclude them from doing so.

Ladoulis moved and Schmidt seconded a motion to set Ordinance No. 9, Series 2015 for public hearing at the Council's next regularly scheduled meeting on November 2, 2015. **Motion passed.**

**8) Approval of Letter of Support for the Tourism Association's Grant for Non-Motorized Recreational Trails Large Construction and Maintenance Projects for Trail Signage in the Gunnison Valley.**

Matusewicz questioned where the trail kiosks would be placed, and Yerman listed places such as: the Rec Path and the Lower Loop Trail system. Yerman explained the TA asked him to draft a letter of support for their grant. He recognized an opportunity to leverage funds he had budgeted for signage.

Matusewicz moved and Mason seconded a motion to authorize the Mayor to sign a letter of support for the TA's Construction/Maintenance Grant and to allocate a \$10,000 match using funds from the planned Trail Kiosk project budget in 2016. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

**LEGAL MATTERS**

None

**COUNCIL UPDATES AND COMMITTEE UPDATES**

Jim Schmidt

- Met with the Creative District. He said the idea was to set up a committee to approve projects around Town as they came forth. They wanted to identify projects with hot buttons that should be considered by the Council. He asked the Council to let him know if they wanted more oversight or had thoughts or concerns.

Skip Berkshire

- Attended a Gunnison Valley Housing Foundation meeting last week. He mentioned issues concerning local self-help built houses. Yerman explained that the self-help build units had electric heat, and the cost to heat the units was quite high. There was consideration of using Renewable Energy Mitigation Program (REMP) fees or the community grant program to assist homeowners with their heating bills. Berkshire wondered why they would request community grant funds when they could use REMF funds, which were meant for energy conservation. Yerman mentioned Town Staff talked about using REMF fees, and Staff felt they should be used towards Town projects, instead of affordable housing projects. Berkshire thought the Housing Foundation wasn't excited about paying for a person's boiler. Berkshire wanted to know the Staff's rationale why

the REMP fees shouldn't be used for affordable housing. His recollection was it could be used for items such as energy efficient light bulbs. Schmidt recalled a program out of Montrose that replaced furnaces at Poverty Gulch. Huckstep summarized and asked how Town could spend REMP fees and if they wanted to. Council directed Staff to check it out.

Aaron Huckstep

- RTA had a good retreat. They were working for better coordination between RTA, TA, and CBMR. The airport manager was coming to RTA with good ideas on how to coordinate.
- Mason added they were bringing in a new airline, and it would be the first new airline to fly into Gunnison in many years. Alaska Airlines would run from LA. Crossett added Alaska Airlines would pick up the West Coast.

### **OTHER BUSINESS TO COME BEFORE THE COUNCIL**

First, the Council discussed administrative review of the snow cat permits and if they should still require Council's approval. Matuszewicz suggested the permits be on the Consent Agenda. Belkin said it was in the code to come before Council for a reason, and they would need to change the code. Belkin said there had been kinks in the past that warranted snow cat permits coming before the Council. Mason and Matuszewicz were agreeable to changing the code. Belkin said due to timing, the decision would be split between two Councils. It was determined the next Council could decide what they wanted to do. Belkin didn't recommend the change.

Huckstep mentioned an inquiry from an individual for a permit to run a track vehicle for recreational purposes. Belkin said the requirements were in the code.

Next, the Council contemplated two fees: the pillow tax and sidewalk seating. Huckstep asked the Council if they wanted to entertain revisiting the sidewalk-seating fee. Matuszewicz saw a clear impact happening with success. It was decided to revisit the sidewalk-seating fee question in February.

Huckstep had a conversation with Kate Seeley. The transmission failed on the Fish Bus, which she had painted years ago, and Mountain Express gave it to her. Seeley wanted to put it in her yard next to the former Crested Butte Club to use as a studio and public art installation. Huckstep asked if Council supported the concept. Yerman said he had an upcoming meeting with Seeley, but Gillie hadn't heard about it. Huckstep said he was putting everyone on notice. Michel said he had directed Seeley to talk to Staff.

Ladoulis wanted to discuss more broadly about how the Town communicated to citizens about urgent matters. He wanted to find the appropriate manner to discuss. Schmidt agreed with Ladoulis. Ladoulis would like Staff to write a protocol. Crossett said with the EPA situation the tactical response went as planned, but there was a hitch with the political communication. They came back with a lesson learned. Ladoulis spoke favorably of the model used by the school. Crossett said the school's system was similar

to the Town's e alert system. Crossett also recognized the issue of making sure information came out accurately. Belkin said they needed to recognize different boxes. Clearly it was an administrative function, but how the message was determined was political. Crossett said a system that any press release was vetted through Council was going to add time to the process. Matusewicz and Huckstep agreed it needed to be discussed further. The Council decided that a work session on communication was necessary.

Schmidt referred to the document in the packets with the upcoming work sessions and agenda items. He said they never talked about private clubs on Elk Avenue. Also, he said that Council never sat down and reviewed their general philosophy on annexation. Schmidt confirmed with Yerman the annexation was pulled. He thought they should have the topic as a work session in the near future. Huckstep said that looking at the code when there was no prospect of an annexation might be a waste of time, but it could be more valuable for Council to have a discussion if philosophically a property should be in the Town of Crested Butte. Schmidt said Councils had discussed in the past. Berkshire wondered what the chances were of another annexation. He thought it was a futile exercise to talk about philosophy. He would rather talk about thoughts on this particular parcel.

#### **DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE**

- Monday, November 2, 2015 – 6:00PM Work Session – 7:00PM Regular Council
- Monday, November 16, 2015 – 6:00PM Work Session – 7:00PM Regular Council
- Monday, December 7, 2015 – 6:00PM Work Session – 7:00PM Regular Council

#### **EXECUTIVE SESSION**

Belkin requested a third Executive Session for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees, relative to himself.

Matusewicz moved and Ladoulis seconded a motion to add a third Executive Session for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

**1) 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) regarding the acquisition of certain real property.**

Schmidt moved and Michel seconded a motion to go into 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) regarding the acquisition of certain real property. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

Council went into Executive Session at 9:55PM. Council returned to open meeting at 10:45PM. Mayor Huckstep made the required announcement before returning to the open meeting. No action was taken.

**2) For discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees.**

Mason moved and Ladoulis seconded a motion to go into Executive Session for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. A roll call vote was taken with all voting, "Yes." Huckstep was not present and did not vote. **Motion passed unanimously.**

Council went into Executive Session at 10:50PM. Council returned to open meeting at 11:29PM. Mayor Pro Tem Schmidt made the required announcement after returning to the open meeting. No action was taken.

**3) For discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees.**

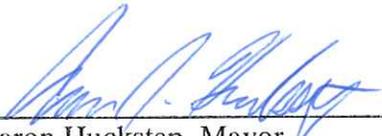
Michel moved and Ladoulis seconded a motion to go into Executive Session for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the

discussion of matters personal to particular employees. A roll call vote was taken with all voting, "Yes." Huckstep was not present and did not vote. **Motion passed unanimously.**

Council went into Executive Session at 11:31PM. Council returned to open meeting at 12:13AM. Mayor Pro Tem Schmidt made the required announcement after returning to the open meeting. No action was taken.

**ADJOURNMENT**

Mayor Pro Tem Schmidt adjourned the meeting at 12:14AM.

  
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Aaron Huckstep, Mayor

  
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Lynelle Stanford, Town Clerk (SEAL)

