



*Critical to our success is an engaged community and knowledgeable and experienced staff.*

### Town Council Values

- *Preserve our high quality of Life*
- *Resource Efficiency/ Environmental Stewardship*
- *Support a sustainable and healthy business climate*
- *Maintain a “real” community*
- *Fiscally Responsible*
- *Historic Core*

**AGENDA**  
**Town of Crested Butte**  
**Regular Town Council Meeting**  
**Monday, November 3, 2014**  
**Council Chambers, Crested Butte Town Hall**

**6:00 WORK SESSION**

2015 Budget Discussion.

**7:00 REGULAR COUNCIL MEETING CALLED TO ORDER BY MAYOR OR MAYOR PRO-TEM**

**7:02 APPROVAL OF AGENDA**

**7:03 CONSENT AGENDA**

- 1) Approval of October 20, 2014 Regular Town Council Meeting

Minutes.

**7:05 PUBLIC COMMENT**

*Citizens may make comments on item not scheduled on the agenda. Those commenting should state their name and physical address for the record. Comments may be limited to five minutes.*

**7:20 STAFF UPDATES**

**7:35 NEW BUSINESS**

- 1) Discussion and Possible Action Regarding Process for Filling Town Council Vacancy Pursuant to Section 3.8 of the Crested Butte Town Charter Created by the Resignation of David K. Owen on October 27, 2014.

- 2) Discussion and Possible Action Regarding Expanding Mt. Express's Service Area to Crested Butte South.

- 3) Resolution No. 17, Series 2014 – Resolutions of the Crested Butte Town Council Approving the Continued Operation of Rubber-Tracked Snow Cat Machines, Restrictions on Operations and the Designated Route.

- 4) Resolution No. 18, Series 2014 – Resolutions of the Town Council Approving the Amendment to Deed of Easement Agreement, Vacation Agreement and Settlement Agreement Setting the Final Constructed and Surveyed Location of the Lupine Trail through Smith Hill Ranches.

- 5) Resolution No. 19, Series 2014 – Resolutions of the Crested Butte Town Council Supporting the Core Values of Our Colorado River Program.

**9:00 LEGAL MATTERS**

**9:10 COUNCIL REPORTS AND COMMITTEE UPDATES**

**9:25 OTHER BUSINESS TO COME BEFORE THE COUNCIL**

**9:45 DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE**

- Monday, November 11, 2014 – 5:00PM Work Session – 2015 Budget Discussion

- Monday, November 17, 2014 – 6:00PM Work Session – 7:00PM Regular Council

- Monday, December 1, 2014 – 6:00PM Work Session – 7:00PM Regular Council

- Monday, December 15, 2014 – 6:00PM Work Session – 7:00PM Regular Council

**10:00 ADJOURNMENT**



## Staff Report October 30, 2014

**To:** Mayor and Town Council  
**Thru:** Todd Crossett, Town Manager  
**From:** Lois Rozman, Finance Director  
**Subject:** 2015 Budget Work Session

---

---

### Budget overview from past work sessions:

#### Sales Tax Fund:

- Sales tax increase of ½% over projected 2014 sales tax collections
- Sales tax split is 73% to General Fund and 2% to Capital Fund
- \$20,000 carry over from the transportation study which was authorized in 2014 but will not be completed until 2015

#### Water/Sewer Fund:

- Increase in tap-in fees of \$500, from \$17,000 to \$17,500, with the breakdown between water & sewer as \$8,000 water and \$9,500 sewer.
- Increase in sewer service fee of \$1.00 per EQR—from \$32/month to \$33/month.
- Increase in tiered water service fees for usage over the 8,000 gallons per EQR per month as follows:

# Gallons over base allotment	From	To
▪ 1 to 5,000 over base	\$2.85/1,000	\$3.00/1,000
▪ 5,001 to 10,000 over base	\$3.00/1,000	\$3.25/1,000
▪ 10,001 to 15,000 over base	\$3.25/1,000	\$3.50/1,000
▪ 15,001 to 20,000 over base	\$3.50/1,000	\$3.75/1,000
▪ 20,001 to 25,000 over base	\$4.00/1,000	\$4.25/1,000
▪ 25,001 + over base	\$4.50/1,000	\$5.00/1,000
- Capital projects include water filter skid replacement, engineering for rebuild of the old clarifier, comprehensive wastewater system performance evaluation, rehab of manholes, jet truck rehab, vehicle storage building and rebuild of the centrifuge

#### General Fund:

- Personnel
  - 2 new staff positions in the General Fund – mechanic and a building maintenance person, both requests are for full time positions
  - Staff raises range from 2% to 10% with the average around 5%. This is based on market survey of jobs, individual placement in respective pay range, performance and internal equity.
  - Temporary help in the Building Dept. for planned maternity leave

➤ Intern in the Recreation Dept. increased to spring, summer and fall from just summer

- IT requests include: \$68,000 for items including new server, internet and wifi upgrades, data backup/recovery system, Council room recording and projection equipment and lease payments on new desktops installed in 2014; \$20,000 for GPS base station system; \$15,000 for Building Dept. software
- \$6,000 for Town's contribution to the valley wide economic strategic planning initiative
- \$30,000 for a water attorney to work through the Town's water rights
- Significant reduction in Recreation Dept. program expenses (and corresponding revenue) for hockey and U12/U14 soccer programs moving to club programs
- Carry forward of \$63,000 of the \$85,000 Big Mine Planning project which won't be completed until 2015

#### **Street & Alley Fund:**

- Increase in mill levy from 8.059 to 8.500. This 0.441 increase is \$3.51 per \$100,000 of market valuation on residential property and \$12.79 per \$100,000 of market valuation on commercial property. The total mills authorized by voter approval for Street & Alley is 16 mills. 0.395 of this increase is for the needs coming out of the transportation study.
- Paving project for 2015 is \$85,000 for chip seal on small portions of various streets throughout Town. The next major street project is scheduled for 2017.

#### **Affordable Housing Fund:**

- \$550,000 for infrastructure for Block 79 & 80 in Paradise Park
- \$350,000 payoff of tap fees for Anthracite Place rental unit project, sale of Lot 10, Block 77 to accomplish this payoff
- Sale of 818 Teocalli unit acquired in 2014

#### **Conservation Fund:**

- Park maintenance projects consisting of dredging Rainbow Park pond, fill valve for Rainbow Park pond and deep tine aeration of Rainbow Park & Tommy V fields

#### **General Capital Fund:**

This fund will be finalized at the work session on November 10<sup>th</sup> after we know the results of the sales tax initiative.

Overall, the current 2015 budget draft anticipates spending \$1,206,025 from reserves. This is broken down as: \$229,991 General, \$5,000, Transportation, \$47,460 Affordable Housing, \$248,800 Open Space and tentatively \$674,774 from Capital (capital depends upon outcome of the sales tax initiative).

#### **Citizen Budget Requests:**

There are two outstanding items which have come from requests of citizens for potential inclusion in the budget.

1. Request to include maintenance fee on the newly installed stream gauge (\$2,000 - \$2,500)
2. Request to divert some of the sales tax from marijuana sales for substance abuse programing, particularly for the school

**2015 Fee Schedule:**

The attached fee schedule for 2015 has only a few changes from the 2014 schedule:

- Design Review & Publication Fee for publication with picture is going from \$420 to \$470
- Compost (for purchase) \$20/yard – this is a new fee
- Right of Way Use permit - \$20 per 25 foot of right-of-way. This is a new fee for use of public right of ways during construction (staging/storing of building materials, equipment, dumpsters, etc.). This is separate from the Right-of-Way Dig Permit which already exists in the fee schedule.

TOWN OF CRESTED BUTTE					
2015 BUDGET SUMMARY					
	2013	2014	2014	2015	
	ACTUAL	BUDGET	PROJECTED	BUDGET	
<b>GENERAL FUND:</b>					
REVENUES	2,929,444	3,010,867	3,012,926	3,167,930	
CONTRIBUTION FROM RESERVE		156,700		229,991	
TOTAL REVENUES	2,929,444	3,167,567	3,012,926	3,397,921	
<b>DEPARTMENT EXPENSES:</b>					
GENERAL GOVERNMENT	274,615	417,560	422,294	453,380	
COURT	4,666	7,709	7,534	7,710	
COUNCIL	47,054	55,788	52,268	56,237	
ELECTIONS	3,221	3,450	3,450	3,450	
LEGAL	155,452	147,100	159,100	187,100	
CLERK	100,335	142,750	124,367	159,053	
MANAGER	117,130	147,662	146,305	175,505	
FINANCE	277,780	300,794	289,244	318,289	
MARSHALS	699,934	734,002	747,366	751,187	
PLANNING/GIS	82,274	107,232	92,773	148,854	
DYER SHOP	93,709	108,274	104,563	167,127	
PUBLIC WORKS	161,224	169,108	152,480	171,103	
BUILDING	325,650	355,007	353,160	391,804	
RECREATION	339,210	461,901	363,878	406,122	
TOTAL EXPENSES	2,682,254	3,158,336	3,018,781	3,396,921	
REVENUE OVER(UNDER) EXPENSES	247,190	9,231	(5,855)	1,001	
SALARIES/WAGES/BENEFITS				2,206,845	
% OF GENERAL FUND BUDGET				65%	
FUND BALANCE	3,577,201	3,429,732	3,571,346	3,342,355	
2015 Contribution from Reserve = \$76,275 Community Grants, \$63,216 Computer Capital, \$15,000 Building Software					
\$30,000 water attorney, \$20,000 GIS/GPS base system, \$6,000 Valley Wide Economic Plan, and					
\$19,500 for Big Mine Planning project					

TOWN OF CRESTED BUTTE				
2015 BUDGET SUMMARY				
	2013	2014	2014	2015
	ACTUAL	BUDGET	PROJECTED	BUDGET
<b>SALES TAX FUND:</b>				
TOTAL REVENUE	2,689,682	2,694,731	2,882,735	2,959,775
TOTAL EXPENSES	2,608,374	2,693,631	2,846,100	2,956,375
NET REVENUE	81,308	1,100	36,635	3,400
<b>FUND BALANCE</b>				
TRANSPORTATION	112,905	41,369	63,805	53,105
INTEREST	474,510	465,710	465,710	456,910
TABOR RESERVE	189,400	199,400	199,400	209,400
<b>WATER &amp; SEWER FUND:</b>				
TOTAL REVENUE	1,724,937	1,766,760	1,752,820	2,227,740
<b>EXPENSES (SUMMARY):</b>				
ADMINISTRATION	453,020	471,727	461,130	476,743
WATER	255,789	316,451	308,934	321,883
SEWER	597,076	641,357	627,275	670,525
CAPITAL	82,032	230,225	130,225	244,000
TOTAL EXPENSES	1,387,917	1,659,760	1,527,564	1,713,150
<b>AVAILABLE RESOURCES:</b>				
GENERAL	2,486,248	2,668,248	2,711,504	3,301,094
FILTER MODULE REPLACEMENT	234,000	159,000	234,000	159,000
DEBT SERVICE	160,736	160,736	160,736	160,736
<b>STREET &amp; ALLEY FUND:</b>				
TOTAL REVENUE	759,793	722,639	722,789	754,999
TOTAL EXPENSES	460,740	593,318	585,373	649,232
EXCESS REVENUE OVER(UNDER) EXPENSES	299,053	129,321	137,416	105,767
<b>FUND BALANCE</b>				
SNOW REMOVAL CONTINGENCY	100,000	100,000	100,000	100,000
PARKING IN LIEU FUND BALANCE	224,475	249,475	249,475	274,475
RESERVED FOR TRANS. PLAN NEEDS			200,000	228,695
<b>AFFORDABLE HOUSING FUND:</b>				
TOTAL REVENUE	85,642	82,340	148,535	964,800
TOTAL EXPENSES	67,871	72,600	212,600	979,800
REVENUE OVER(UNDER) EXPENSES	17,771	9,740	(64,065)	(15,000)
FUND BALANCE	199,034	208,774	134,969	72,509

TOWN OF CRESTED BUTTE				
2015 BUDGET SUMMARY				
	2013	2014	2014	2015
	ACTUAL	BUDGET	PROJECTED	BUDGET
<b>CONSERVATION FUND:</b>				
TOTAL REVENUE	8,997	25,000	25,000	12,015
TOTAL EXPENSES	15,000	25,000	25,000	9,500
EXCESS REVENUE OVER(UNDER) EXPENSES	(6,003)	-	-	2,515
FUND BALANCE	20,630	10,663	7,645	10,160

## 2015 Fee Schedule

<b>Administration and Misc.</b>		
<b>Record Request Fees:</b>		
Audio Tapes, CD or DVD	\$15.00	
Agendas	No charge for copies of current agendas	
Bid Documents	Fee based on reproduction and actual cost	
<b>Copies:</b>	No fee for single page	This is the average cost of a copy taking into account the cost of paper, machine time, supplies and personnel time, necessary research time not to exceed 15 minutes.
	\$.25 each additional page	
	\$1.50 each color page	
Certified Copies	\$1.25 per page	
	\$2.25 for color copies	
<b>Computer Generated Reports:</b>		
Printed	\$1.00 per page	
Provided on CD	\$25.00	
E-mailed	\$.25 per page	
Requiring Special Programming	\$75.00 per hour	
Faxes (local or long distance)	\$.50 per page excluding cover sheet	20 page maximum
Mailing Fees	actual cost of mailing	
<b>Maps:</b>		
Standard Map fees:		
Zoning Map	\$20.00	
Parcel Map	\$15.00	
Open Space map	\$25.00	
A -size map (8.5" x 11")	\$8.00	
B-size map (11"x17")	\$10.00	
C-size map (17"x22")	\$15.00	
D-size map (24"x36")	\$20.00	
E-size (36"x48")	\$25.00	
Custom	\$50.00 per hour personnel; with a minimum 1 hour charge plus standard map fee	
Custom, non-profit	\$40.00 per hour	
Photos	\$5.00 plus cost of reproduction	
Research and Retrieval Fees	\$ 25.00 per hour for requests requiring more than 15 minutes; \$130 per hour Town Attorney Research fees	
Recording Fee	\$11.00 for 1st page and \$5.00 for each page after	
<b>Cemetery Fees:</b>		
Large Cemetery Plot (22' X 11')	\$1,000	
Small Cemetery Plot (5.5' X 11')	\$300	
Casket Burial (Weekdays)	\$400	
Casket Burial (Winter Weekdays)	\$600	
Casket Burial (Weekends, Holidays, Emergencies)	\$550	
Casket Burial (Winter Weekends, Holidays, Emergencies)	\$750	
Cremain Burial (Weekdays)	\$200	
Cremain Burial (Winter Weekdays)	\$400	
Cremain Burial (Weekends, Holidays, Emergencies)	\$350	
Cremain Burial (Winter Weekends, Holidays, Emergencies)	\$450	
Grave Disinterment	\$600	
<b>Misc Fees:</b>		
Returned Check	\$15.00	
Lien	\$75 late fee	

<b>Business Fees:</b>		
Business License	\$25.00 per year	
Occupation Tax	\$75.00 per year	
Pillow Tax	\$10.00 per pillow	
<b>Business License Renewal-Late Fees:</b>		
Renewals received after January 31st	\$25.00	In addition to the regular license fee
Renewals received after March 31st	\$50.00	In addition to the regular license fee
Renewals received after June 30th	\$75.00	In addition to the regular license fee
Renewals received after September 30th	\$100.00	In addition to the regular license fee
Sales Tax License	No charge	
Transfer of Business License	\$15.00	
Business License Relocation	\$5.00	
Duplicate Business License	\$5.00	
Cart Vending License	\$25.00	
Farmers Market Application	\$25.00	
Street performers permit	\$25.00	
Sidewalk Seating Revocable License	\$3.00/Square Foot	
<b>Late Night Food Truck License:</b>		
Application Fee	\$10.00	
License	\$400.00	
<b>Marijuana Establishment License:</b>		
Transfer of permit to business entity	\$1,000.00	
Changes in members	\$200/member	
New Application	\$1,500 per license	
Renewal	\$500, 1 license/ \$750, dual license	
Modification of Premise	\$50.00	
<b>Dogs:</b>		
License, spayed or neutered	\$7.00 per year	
License, not spayed or neutered	\$15.00 per year	
Duplicate License	\$3.00	
Dog Care/Maintenance	\$10.00 per day	
Dog Redemption	\$7.50	
<b>Publications:</b>		
Crested Butte Area Plan	\$57.00	
CB/Gunnison Housing Needs Assessment	\$10.00	
Building and Zoning Section of Town Code	\$42.00	
Community Profile	\$10.00	
Design Review Guidelines	\$20.00	
Eccher Ranch Wetland Study	\$10.00	
Flood Plain Studies	\$25.00	
Land Use Plan	\$50.00	
Slate River Hydrology Study	\$10.00	
Town Code	\$80.00	
Town Code on CD	\$25.00	
Wetlands of the CB Vicinity	\$10.00	
Town Code Updates	Actual Cost	

<b>Special Event Fees:</b>		
Application Fee	\$25.00	
Late Application Fee	\$100.00	
Minimal Impact Event Permit Fee	\$0.00	
Moderate Impact Event Permit Fee	\$50.00	For recurring moderate impact events that take place 5 or more times in one calendar year: 50% reduction in permit fees
Major Impact Event Permit Fee	\$200.00	For recurring major impact events that take place 5 or more times in one calendar year: 25% reduction in permit fees
Minimal Impact Event Clean-up Deposit	\$0.00	
Moderate Impact Event Clean-up Deposit	\$50.00	
Major Impact Event Clean-up Deposit	\$200.00	
For Special Events at the Big Mine Ice Arena and Town Ranch Event Area, special Facility Use Fees will be applied in place of Special Event Permit Fees		
<b>Liquor License Fees:</b>		
Liquor Tasting Permit	\$50.00 per year	
Special Event Local Liquor License	\$25.00 per day	
Special Event State Liquor License	No Charge	
Art Gallery Liquor Application	\$5.00 per year	
All other liquor application and license fees	Maximum allowed by the State (see attached fee schedule)	
<b>Building &amp; Planning</b>		
Design Review and Publication		
	\$60.00	Insubstantial Design Review and Publication
	\$470.00	Publication of picture
	\$320.00	No Picture Publication
	\$500.00	additional for Special Review Classification
Additional DRC Meeting	\$60.00	per meeting for each additional meeting needed beyond the first 2
P.U.D. Application	\$250.00	Plus \$300 for each full meeting of the Board
Use Tax Deposit		Not less than 4% of 45% of total permit value
Performance Deposit	0.50%	Total Structure Value: building valuation multiplied by .50%
Fee for Non-Compliance	\$250.00	Per infraction
Building Permit		Total Structure Value*
	\$28.42	\$1.00 - \$500.00
	\$28.42 plus \$3.68 per \$100 of TSV or fraction thereof above \$501	\$501.00 - \$2,000.00
	\$83.74 + \$16.95 per \$1,000 of TSV or fraction thereof above \$2,001	\$2,001.00 - \$25,000.00
	\$473.79 + \$12.18 per \$1,000 of TSV or fraction thereof above \$25,001	\$25,001.00 - \$50,000.00
	\$778.58 + \$8.47 per \$1,000 of TSV or fraction thereof above \$50,001	\$50,001.00 - \$100,000.00
	\$1,202.07 + \$6.77 per \$1,000 of TSV or fraction thereof above \$100,001	\$100,001.00 - \$500,000.00
	\$3,911.05 + \$5.74 per \$1,000 of TSV or fraction thereof above \$500,001	\$500,001.00 - \$1,000,000.00
	\$6,781.04 + \$4.41 per \$1,000 of TSV or fraction thereof above \$1,000,001	\$1,000,001.00 and up
*The total Structure Value or building valuation for all permit fees shall be based on the building valuation data table of the most current issue of "Building Safety Journal" published by the International Code Council, using a regional modifier of 1.54, or other evidence of value, whichever is greater, as determined by the Building Official. Active solar installations-maximum of \$500 residential, \$1,000 commercial.		
Work without Permit	\$100 up to \$1,000 per day	Plus Applicable Permit Fee
Construction Documents Examination	60%	of Permit Fee - Commercial
	30%	of Permit Fee - Residential
Special Review and Inspections	Actual	Outside Consultants
	\$65.00/hr	Other
Request for FAR Calculation	\$25.00	FAR on file
	\$50.00	FAR from existing plans
	\$125.00	FAR calculated from field measurements
Vested Property Right	\$75.00	
Application for amendment to Zoning	\$250.00	

<b>Building &amp; Planning (continued)</b>		
Right-of-Way Use Permit	\$20/ 25 feet of right of way	Minimum fee for use of right-of-way during construction
Sign Permit	\$20.00	Plus \$2/Sq Ft over 10 Sq. Ft.
Sign without Permit	\$50.00	Plus Permit Fee
Payment in Lieu of Parking	\$13,000	Per parking space
Condominium Declaration Docs + Plat Review	\$250.00	
Resident Occupied Affordable Housing		
payment assessed on newly constructed non-residential floor area in-lieu of providing ROAH units: (7/1/14 - 6/30/15)	\$23.13	per sq. ft .
assessed on newly constructed lodging units or short-term residential accomodation units in -lieu of providing ROAH units (7/1/14 - 6/30/15)	\$2,747.06	per lodging unit
New Residential floor area in-lieu of providing a fraction of a ROAH unit when total size of the residential unit is within the following range:		
Unit Size Range (sq. ft.)	Annual Payment in-lieu("PIL") per Sq. Ft.	
1 -499	\$1.34	per sq. ft .
500 - 999	\$1.90	per sq. ft .
1,000 - 1,499	\$2.05	per sq. ft .
1,500 - 1,999	\$2.30	per sq. ft .
2,000 - 2,499	\$2.62	per sq. ft .
2,500 - 2,999	\$3.00	per sq. ft .
3,000 - 3,499	\$3.46	per sq. ft .
3,500 - 3,999	\$3.99	per sq. ft .
4,000 - 4,499	\$4.62	per sq. ft .
4,500 or more	\$5.25	per sq. ft .
Carbon Mitigation Fee	\$2.35	Per lbs. of CO2 emission per dept. calculation
Solid Fuel Burning Device application	\$100.00	
Solid Fuel Burning Device replacement	\$25.00	

<b>Building &amp; Planning (continued)</b>		
Mechanical Permit	\$28.43	
Supplemental Permit	\$8.77	
Furnaces up to 100,000 BTU/hr	\$17.91	Installation or Relocation
Furnaces over 100,000 BTU/hr	\$22.02	Installation or Relocation
Floor Furnace & Vent	\$17.91	Installation or Relocation
Suspended/Recessed/Wall-mount Furnace	\$17.91	Installation or Relocation
Installed Appliance Vents	\$8.77	Installation or Relocation
Repairs/Alterations of Appliances	\$16.58	
Boiler/Compressor/Absorb. System	\$17.79	3 horsepower or 100,000 BTU/hr
	\$32.85	up to 15 hp or 100,000 to 500,000 BTU/hr
	\$45.07	up to 30 hp or 500,000 to 1,000,000 BTU/hr
	\$67.09	up to 50 hp or 1,000,000 to 1,750,000 BTU/hr
	\$112.10	over 50 hp or 1,750,000 BTU/hr
Air Handler	\$12.89	up to 10 cfm or 4,719 L/s
	\$21.90	over 10 cfm or 4,719 L/s
Evaporative Coolers	\$12.89	non-portable type
Single-Duct Vent Fan	\$8.77	
Ventilation System	\$12.89	
Mechanical Exhaust Hood	\$12.89	
Domestic Incinerator	\$22.02	
Comm./Industrial Incinerator	\$17.54	
Misc. Mechanical Equipment	\$12.89	
Inspection after Business Hours	\$59.89/hour	Minimum 2 hour charge
Reinspection Fee	\$59.89	Per Inspection
Plan Review/Misc. Inspection	\$59.89	Per hour or inspection
Annexation petition processing fee		With the submission requirements for formal annexation petition or petition for annexation election: applicant delivers to the Town an executed annexation cost and expense reimbursement agreement obligating the applicant to reimburse the Town for all costs and expenses whatsoever incurred by the Town in connection with the annexation.
Concept Annexation Request processing fee	\$500.00	Per request
Subdivision Application Review Fees:		
Minor Subdivision	\$200.00	
Major Subdivision Review:		With the submittals for subdivision sketch plan: applicant delivers to the Town an executed annexation cost and expense reimbursement agreement obligating the applicant to reimburse the Town for all costs and expenses whatsoever incurred by the Town in connection with the subdivision
Site specific development		
Plan application	\$75.00	
Plat Approval	\$150.00	

<b>Building &amp; Planning (continued)</b>		
Capital Expansion Recovery System Fees for land that paid RETT		
Parks & Rec. Improvements SFR	\$2,510.20	
Parks & Rec. Improvements MFR	\$2,382.95	
Parks & Rec. Commercial Res. Unit	\$2,070.62	
Fire SFR	\$388.79	
Fire MFR	\$388.79	
Fire ea Sq. ft. business/commercial/tourist	\$0.00138	
Capital Expansion Recovery System Fees for land that did not pay RETT		
Parks & Rec. Improvements SFR	\$2,540.41	
Parks & Rec. Improvements MFR	\$2,411.63	
Parks & Rec. Commercial Res. Unit	\$2,095.55	
Fire SFR	\$388.79	
Fire MFR	\$388.79	
Fire ea. Sq. ft. business/commercial/tourist	\$0.138	
Snow Plow equipment		per sq ft of R.O.W. (right of way)
If RETT has been paid on developed land		
Single family areas	\$0.1287	
R2 zoned areas	\$0.1122	
Multi-family zoned areas	\$0.0256	
Business/Commercial Tourist areas	\$0.0468	
If RETT has not been paid on developed land		
Single family areas	\$0.1370	
R2 zoned areas	\$0.1254	
Multi-family zoned areas	\$0.0654	
Business/Commercial Tourist areas	\$0.0491	
Calculation of Affordable Housing maximum sales price	\$50.00	Administrative fee to calculate the maximum sales price of an affordable housing unit when new receipts are provided to the Town after issuance of a certificate of occupancy or when new receipts are provided after an improvement is made.
<b>Parks and Recreation:</b>		
Adult Activities		Fees are established yearly using the following general policy: Fees are to cover the direct activity program costs.
Youth Activities		Fees are established yearly using the following general policy: Fees are to cover the direct activity program costs.
Early Registration Discount	\$20.00	
Cancellation/Transfer Fee	\$10.00	Subject to the Parks & Recreation Program Fee Schedule found online at <a href="http://Townofcrestedbutte.com">Townofcrestedbutte.com</a>

<b>Parks and Recreation (cont):</b>		
<b>Facility Rental Rates: All Fields, Facilities, Buildings, Pavilions and Other Recreational Amenities without private leases</b>		
Big Mine Ice Arena Winter Ice Slots	\$70/time slot	Ice slots on Big Mine Ice Arena
Town Ranch Event Area and Big Mine Ice Arena for Summer Events	\$300/day or \$750/three day rental for set up and take down of large tented events	Rules, ammenities and more information online.
Big Mine Ice Arena for Summer Events with greater than 299 people	\$500/day or \$1200/three day rental for set up and take down of large tented events	Rules, ammenities and more information online.
Rainbow Park Pavilion and Yelenick Pavilion	\$15.00/hr	Any organization, group, individual who desires to use the facility
All Other Facilities	\$10.00/hour	Any organization, group, individual who desires to use the facility
	\$25.00	Surcharge per 100 people per day for events with 100 people or more, except Town Ranch Event Area & Big Mine Ice Arena
	\$1.00/hour credit	For programs with a quarterly or yearly contract with the Town, except for Town Ranch Event Area & Big Mine Ice Arena
All Facilities	No Charge	Crested Butte Community School programs but deposits required
Cancellation Policy: All Other Facilities		30 days prior to reservation: A full refund will be issued for both the deposit amount and the facility rental fee. 7 – 30 days prior to reservation: Depending on demand for the rented space, the facility rental fee may or may not be refunded for the full amount. This will be dealt with on a case by case basis. Deposit will be refunded. Less than 7 days prior to reservation: Facility rental fee will not be refunded. Deposit will be refunded. Post Reservation: If the facility is reserved and not used, no refund for the facility rental fee will be issued. Deposit will be refunded.
Cancellation Policy: Town Ranch Event Area and Big Mine Ice Arena for Summer Events		90 days prior to reservation: A refund will be issued for the deposit and half of the facility rental amounts. Less than 90 days prior to reservation: Facility rental fee will not be refunded. Deposit will be refunded. Post Reservation: If the facility is reserved and not used, no refund for the facility rental fee will be issued. Deposit will be refunded.
<b>Facility Deposit Rates: All Fields, Facilities, Buildings, Pavilions and Other Recreational Amenities without private leases, except Big Mine Ice Rink</b>		
Minute Impact Event	\$0.00	For events with less than 100 participants that require No Town Services and will not include food and/or beverages
Minimal Impact Event	\$50.00	*Events with less than 100 participants that require NO Town Services and will include food and/or beverages with a total rental time of less than four (4) hours *Events with less than 100 participants that require minimal Parks & Recreation services or have minimal impact with a total rental time of less than four (4) hours *Events with less than 100 participants that require use of a Town Key
Moderate Impact Event and All Big Mine Ice Arena Winter Rentals	\$100.00	*Events with less than 100 participants that require moderate Parks & Recreation services or will have moderate impact *Events with less than 100 participants and a total rental time of four (4) hours or more *Events with 100 participants or more that require minimal Parks & Recreation services or have minimal impact
Major Impact Event	\$200.00	*Events with 100 participants or more that require significant Parks & Recreation services *All events with 200 participants or more
Town Ranch Event Area and Big Mine Ice Arena for Summer Events	\$150/single day or \$375/three day rental	Rules, ammenities and more information online.
Big Mine Ice Arena for Summer Events with greater than 299 people	\$250/single day or \$600/three day rental	Rules, ammenities and more information online.
<b>Depot Facility Rental and Deposit Rates</b>		
Depot Rental Rates	\$20/hour	Maximum of 49 people in winter and 100 people in summer
Depot Rental - Large Event	\$400 flat fee	Event having 60 or more people, alcohol, dancing, food, small pop-up tents, weddings/receptions or a 3 day event
Depot Deposit	\$200 Regular/\$250 Large Event	

<b>Police Department:</b>		
Fingerprints	\$5.00	for Residents
	\$10.00	Non-residents
Transcripts	\$2.25	per page
Video Tape	\$20.00	each
VIN Inspections	\$5.00	for Residents
	\$10.00	for non-Residents
Vehicle Impoundment	\$50.00	Plus towing charges
Hearing re:vehicle impoundment	\$50 admin	cost plus bond
Scofflaw list and civil penalty	\$50.00	
Review of private event noise control measures	\$250.00	Maximum fee
Review of noise supression plan	\$250.00	Maximum fee
<b>Public Works:</b>		
Construction Standards	\$25.00	
Right-of-Way Dig Permit - Minor	\$35.00	Plus minimum \$500.00 deposit
Right-of-Way Dig Permit - Major	\$70.00	Plus minimum \$500.00 deposit
Snow Storage Permit (commercial)	\$250.00	Plus \$250.00 deposit
Snow Storage Permit (non-commercial)	\$10.00	Per regular dump truck load (non-commercial hauler)
Snow Cat Permit	\$100.00	Plus \$500.00 deposit
Equipment	Weekly	Monthly
Labor Charges	\$35.00	per hour (Overtime rate = 1.5 x hours)
<b>Sewer and Water</b>		
Watershed Permit-minor impact	\$100.00	
Pretreatment Application Fee	\$35.00	
Compulsory Refuse Collection Fee	based on contract	
<b>Base Rates:</b>		
Water	\$27.00	Per EQR- 1st 8000 gallons per EQR base rate
	Tier #	Rate Per 1,000 Gallons over base
	1	\$3.00
	2	\$3.25
	3	\$3.50
	4	\$3.75
	5	\$4.25
	6	\$5.00
		8,000 to 13,000
		13,001 to 18,000
		18,001 to 23,000
		23,001 to 28,000
		28,001 to 33,000
		33,001 and above
Sewer	\$33.00	Per EQR
Sewer Pretreatment	\$10.55	Per EQR
Availability of service	\$16.00	
The above rates are based on 1 EQR. An EQR (Equivalent Residential Usage) is the amount of water and sewer used by a standard residential unit of 1875 square feet. The water/sewer director calculates the number of EQR's associated with a project.		

<b>Sewer and Water (cont.):</b>		
Water Meter Prices	\$260.59	5/8 inch meter
	\$294.58	3/4 inch meter
	\$385.22	1 inch meter (model 55)
	\$424.88	1 inch meter (model 70)
	\$702.46	1 1/2 inch meter
Water Meter Adapter Prices	\$9.85	small
	\$12.74	large
Tap Fees	\$8,000.00	water per EQR
	\$9,500.00	sewer per EQR
Water Shut Off Fee	\$50.00	
Water Reconnect Fee	\$25.00	
Fire Hydrant Meter	\$35.00	\$80.00
Hydrant Connection Fee	\$25.00	plus \$1,000 deposit (meter price) for commercial use
Hydrant Water Fee	\$8.45	per 1,000 gallons
BF Preventer	\$18.00	\$50.00
FH Valve	\$13.00	\$30.00
Nozzle	\$11.00	\$27.00
Jack Stand	\$5.00	\$12.00
Hose	\$5.00	\$12.00
Compost	\$20.00/yard	
Septic Tank Sludge, sanitary tanks	\$30/load + \$.20/gallon	
RV Septic Tank Dump	\$10.00	
RV Water Tank Fill	\$5.00	

**MINUTES**  
**Town of Crested Butte**  
**Regular Town Council Meeting**  
**Monday, October 20, 2014**  
**Council Chambers, Crested Butte Town Hall**

Mayor Huckstep called the meeting to order at 6:58PM.

Council members Present: Jim Schmidt, Glenn Michel, Shaun Matuszewicz, and Roland Mason

Staff Present: Town Manager Todd Crossett, Town Attorney John Belkin, Town Clerk Lynelle Stanford

Town Planner Michael Yerman, Parks and Recreation Director Janna Hansen, and Building and Zoning Director Bob Gillie (all for part of the meeting)

**APPROVAL OF AGENDA**

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

**CONSENT AGENDA**

Schmidt moved and Matuszewicz seconded a motion to approve the consent agenda. A roll call vote was taken with all voting, “Yes.” **Motion passed unanimously.**

**PUBLIC COMMENTS**

Skip Berkshire - 29 Butte Ave – Spoke on behalf of the CB Nordic Center

- Recently completed crafting a master plan for the CB Nordic Center.
- Said the relationship between the Town and the Nordic Center was a strong relationship and a good one that has been mutually beneficial.
- Pointed out Appendix C of the master plan that reflected a really good financial snapshot. He said it painted a picture of a successful enterprise. It depicted a map of where they were, where they have been, where they want to go.
- Mentioned a goal to double skier days in five years, up to 50,000 Nordic skiers. They want to be a destination Nordic resort.
- Said they have appreciated the support the Town has given over the years.

Mary Larson and Andi Burnite – Spoke on behalf of the Creekside Spa located at 120 Elk Ave.

- They have a beautiful spa with ten massage therapists on staff.
- Whatever event affected their business.

- They said that prior to the event being approved, Dano (Dan Marshall) told them a sound stage would be set up in front of their business.
- They experienced limited parking for their clients.
- They were informed that the company would compensate them for lost business based on last year's business plus 10%.
- They have reached out to appropriate Town staff, including Huckstep and Crossett, and they have contacted Mosaic and Fusion representatives. They have received zero response. They then hired an attorney, and they received a response from Crossett.
- They reported they deserve more action and accountability. They were ignored and had to beg for logistics to conduct business as usual.
- They were at the meeting to get accountability for promises.

#### Susan Eskew – 201 Gothic

- Notified tenants staying in her property during the Whatever event. They enjoyed the event.
- Was hoping the gift of \$500K would benefit the community, not just for toys, but benefit those who live here, like affordable housing.
- All were impacted in some way, and she hoped that the money was here for people that live here.
- There was a change in the contract that they weren't aware of, and she wanted it to benefit people in the community in some substantial way.

#### Erika Vohman – 111 Whiterock

- Planning for Whatever event happened behind closed doors.
- She mentioned her work in international development in rural communities.
- She asked for Huckstep to resign. Said she was disappointed in Crossett's leadership, and she wondered what kind of legal loopholes Belkin found. She reported to be totally appalled and said leadership was not ok.

### **STAFF UPDATES**

#### Tom Martin

- Reported on a reverse 911 call that went out to CB South residents the previous night. Martin reported a vehicle pursuit involving a stolen vehicle out of Chaffee County that started in Mt. Crested Butte in the late afternoon and progressed up Slate River Road. The driver was an 18-year-old wanted person. The driver went up and over a ditch to avoid stop sticks, and he was lost by law enforcement in late afternoon. He was spotted in the evening in Mt. Crested Butte. Stop sticks were successfully deployed before he could reach Town, and he drove to CB South on all rims. A foot pursuit occurred when he abandoned the vehicle. Mt.

Crested Butte initiated a reverse 911 call to alert residents in CB South there was suspicious activity, and a resident checked his vehicle, with the keys left in it, and found it was already stolen. The suspect was cooperative in that he pulled over for Colorado State Patrol about ten miles south of CB South.

- Attended a meeting with officials on Ebola. Martin felt local officials were very prepared, and he was impressed by how they would handle the situation. He said initially they would do well in isolating an affected individual and getting him or her out of the county.
- Met with representatives of student affairs at Western. Martin said at Vinotok there were a lot of younger individuals in the 18-22 year-old range who were extremely intoxicated. He said they did not arrive at solutions, but he wanted to tell them it was very concerning. They were receptive, and it was a good relationship builder. Michel asked Martin if he was trying to go after a certain percentage of the problem. Martin said he was trying to be proactive in having something for students to do to deter them from being on the highway, and he agreed that Western students were not 100% of the problem.
- Mason asked Martin with Vinotok and Chili and Beer being on same day if he thought issues were caused by the events lining up this way. Martin said 1,700 people went to Beer Fest, but the energy level at Vinotok was different. He said the difference was what participants used to get buzzed: lots of hallucinogenics and a lot of alcohol. The intoxication was collective across the board with a lot of individuals, and he said overall it felt like a weird night.

#### Michael Yerman

- Received a formal application for the Slate River Addition Annexation. He will possibly present a conceptual plan at the second meeting in November.
- The Deli Trail workday is on the 29<sup>th</sup> from 2PM to 6PM. They will work to re-seed the trail.
- Trail kiosk signs for Town Ranch and Big Mine are being presented to BOZAR.
- Transportation Plan meeting November 6 at 6PM.
- Staff is going to the housing foundation tomorrow for funding for Lots 79 and 80, and there will be an update on Monday.

#### Bob Gillie

- Busy in the building department.
- Anthracite Place is in the PUD phase.
- Probably looking at a new commercial building next to Kochevar's.
- Will be starting to talk again to the Center for Arts to see how their project is moving along.
- Will most likely make a recommendation to the Council on the Jeep rental issue in November.

Janna Hansen

- Becker will be on site next week for dasher boards repair at Big Mine.
- Final tensioning of the cables is happening at the tennis courts.
- SGM work should be complete with design as well as costs.
- Department is winterizing parks and getting ready for winter season.

Lynelle Stanford

- Betty Warren, the new Deputy Clerk, started last week, and she has been a tremendous help to the office.
- Administratively approved Ghost Stories for October 30, 2014 in the library courtyard.

Todd Crossett

- With the hire of Warren the Town is fully staffed for the first time since he started.
- Reported a lot of staff time has been going into the budget process.
- Wrapping up repairs for Whatever USA.
- Reminded the Council of the park funding initiative on the ballot in a couple of weeks.
- Schmidt asked if the slurry coating of Elk would take place in May. The temperature of the asphalt has to be 55 degrees and rising for the coating to take place.

## **NEW BUSINESS**

### **Resolution No. 15, Series 2014 – Resolutions of the Crested Butte Town Council Authorizing the Expenditure of Up to \$700,000.00 from the Town's Open Space Fund for the Purchase and Conservation of Approximately 93 Acres Located at Parcel No. 1, The Reserve, Town of Mount Crested Butte, Gunnison County, State of Colorado.**

Yerman confirmed the agreement was for the 98-acre Promotory Ranch Parcel that would secure access to Snodgrass. The Town was contributing 24%, and the agreement spelled out how the money would be transferred to the Land Trust. According to TABOR, if the RETT doesn't bring in enough in future years, they would bring forward another funding agreement, but staff felt like they would make the mark. The Land Trust would use a bridge loan until remaining funds were transferred from the Town. 1% for Open Space is contributing to secure two properties in which the Town is not contributing. Ann Johnston, Executive Director of the Land Trust, thanked the Council again for their support. She said they were really, really close to the finish line. She reported to be 90% of the way there. She said three parcels were a bigger project than presented. They needed to raise another \$135,000, but they were excited to solidify this parcel.

Schmidt moved and Mason seconded a motion to approve Resolution No. 15, Series 2014. A roll call vote was taken with all voting, “Yes.” **Motion passed unanimously.**

**Resolution No. 16, Series 2014 - Resolutions of the Crested Butte Town Council Authorizing the Grant of a License to Ice House LLC to Encroach into the Second Street and Elk Avenue Public Rights of Way Adjacent to 202 Elk Avenue, Lots 15 and 16, Block 28, Town of Crested Butte.**

Gillie confirmed nothing had changed since his staff report. He said they were probably considering more licenses for this project, but their immediate interest was to secure this license. Schmidt asked how the project might affect parking on the west side of the building on 2<sup>nd</sup> Street. He wondered with their prior history of construction at Scarp Ridge Lodge if there were restrictions on the time they might be working on the project, thereby blocking off the area. Gillie said they didn’t want it garbled up come wintertime. He said it shouldn’t take them more than a couple of weeks to get in the micro piles. He said the micro piles themselves would be a foot below grade, and they would not be obstructions on the surface. Gillie reported Ice House LLC owned two feet of sidewalk, and they would have to put micro piles in the front. He said it should take a couple of weeks, and hopefully be done by Thanksgiving. Gillie said there would be more talk about how they would lift up the building to be sympathetic to Town and visitors. He did say there would probably be a boardwalk there this summer. Schmidt confirmed they would not be moving the building into the street. Gillie answered that was the purpose of doing micro piles. Schmidt voiced concern that other buildings owned by this company have taken extraordinarily long to complete, and he asked if there would be an agreement relative to the staging and how it works. Belkin answered the Town had a right of way ordinance which addressed mechanisms to how they use the right of way for construction. He said license agreement provisions were included in the permit. Dumpsters and parking are all covered in the code now. Huckstep asked what would happen if they failed to be finished by Thanksgiving. Belkin said there would be fines, but it would be interplay of Gillie’s and Due’s worlds. Gillie said it was in the Town’s best interest to see buildings rehabbed; it is to the Town’s advantage to get through in the least interruptive way possible.

Mason moved and Schmidt seconded a motion to approve Resolution No. 16, Series 2014 and the associated revocable licensing agreement. A roll call vote was taken with all voting, “Yes.” **Motion passed unanimously.**

**Discussion and Possible Action Regarding Award Consulting Services Agreement to Mundus Bishop Design, Inc., a Colorado Corporation for the Big Mine Master Plan in an Amount Not to Exceed \$81,000.00.**

Huckstep confirmed that nothing had changed from Hansen’s staff report. Schmidt asked about Mundus Bishop. Hansen said they were a design firm that specialized in park design, and they had experience in working with historic preservation. They have multiple offices. Tina Bishop, who will be taking the lead on the Big Mine project, is a part-time local resident. Crossett further explained Mundus Bishop had done a lot of

work in ski country. Hansen said out of four strong proposals, they interviewed three candidates. Schmidt confirmed the final plan would be completed at the end of May.

Michel moved and Schmidt seconded a motion to award the Big Mine Master Plan consulting services to Mundus Bishop in an amount not to exceed \$81,000.00. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

**Presentation by Richard Van Gytenbeek of Trout Unlimited, Colorado River Basin Outreach Coordinator, Requesting the Council's Support for the Core Values: Five Common Sense Principles Which Speak to Cooperation, Protection of Agriculture, Protection of Open Space and Habitat, Upgrading Irrigation Systems and Employing Innovative Water Conservation and Management Practices.**

Richard Van Gytenbeek presented to the Council on the purpose of "Our Colorado River," which is a project of Trout Unlimited to improve the quality of the Colorado River and its tributaries. Van Gytenbeek requested the Council sign on in support of their set of five core values: Cooperation, not conflict; Protect our quality of life; Modernize irrigation; Innovative management; Keep our rivers at home. They are a resource conservation group that exists to promote healthy rivers. They build collaboration between recreational and tourist communities. Agriculture needs water, and the economic benefit is \$1B. Recreation and tourism need water, and the economic benefit is \$9B. Sustaining flow, sustaining community. Together they are a powerful force. "Our Colorado River" works on habitat restoration, improving irrigation, and boosting stream flows. A slide in the presentation depicted an enclosure to fence livestock from a stream in order to restore habitat and continued grazing. Also, Van Gytenbeek explained the purpose of a relief ditch was to improve irrigation infrastructure on the Gunnison. Other benefits of a relief ditch were: fish passage, boater safety, improved irrigation efficiency, and reduced channel disturbances. Van Gytenbeek then listed and explained the core values, and he again asked the Council to consider supporting the core values by signature. He also said the Council members could sign as individuals. Van Gytenbeek said if the Council knew of conservation projects, they would provide technical expertise as well as private and public sources of money. Huckstep said to just give the Council an idea, the Upper Gunnison Conservancy just made the decision to embrace these values. Huckstep questioned the perspective of the ranching community. Van Gytenbeek answered that the ranching community makes a point that each valley is different. They all irrigate in different ways and have different hydrologies. Each valley is different, and each is individual and unique from one another. The prior appropriations system assumes that everything that is not used is going to make its way back to channel, and most of the water comes back to be used beneficially down stream. In response to the question if they support further storage projects on the Western slope, Van Gytenbeek said, "Yes, they do." He said if it's done correctly and it pulls water during wet years, it's probably a good idea. Schmidt asked him if Trout Unlimited took a position in the big debates a few years ago concerning the recreational use compared to property rights on rivers. Van Gytenbeek said they have not taken a position; they have simply stayed out of the debate. The Council discussed the method they would use to show support. Van Gytenbeek said Ouray County supported the core values via a resolution. It was a clear resolution that

they were adopting, having no bearing on land development regulations or water rights. Elected officials have been concerned that it will come back to haunt them in the court of public opinion. Gunnison City Council supported by letter. San Miguel County had their chair go on the website to sign. Schmidt asked to whom Van Gytenbeek was sending the letter. He answered it would hit the governor's desk the 15<sup>th</sup> of December. Van Gytenbeek said a goal was to try to represent as many diverse users as possible on the Western Slope. They're worried about the amount of water. The Front Range has many options to get water. Once a water right is adjudicated, it's water under the divide. He said they would welcome support at any time. Huckstep said they would further discuss support and their method of support under other business.

### **Presentation by Coal Creek Watershed Coalition on Upper Slate River Watershed Plan.**

Zach Vaughter, director, and Ashley Bembenek, technical coordinator, from the Coal Creek Watershed Coalition presented on the Upper Slate River Watershed plan. They explained their water plan would be completed by October 31. It has been a process two years in the making. The water plan is a comprehensive plan that combines existing information and the input of local stakeholders to address water quality impairments. In 2011, they expanded to include the Upper Slate River watershed. The Town of Crested Butte is an active stakeholder with the Coal Creek Watershed. Vaughter reported they wanted to leverage data that was out already. From that data, they were able to prioritize impacts and provide a foundation to move forward with projects. The Upper Slate River Watershed is northwest of Crested Butte, comprised of 34 square miles on the east side of the Ruby Range and 71 streams and rivers. The land ownership for the Upper Slate River Watershed: 80% of the watershed is publically owned, 42% is designated as wilderness, and 20% is privately owned. The Town of Crested Butte or the Crested Butte Land Trust holds a large portion in conservation easements. Water quality standards protect local water uses including: aquatic life, agriculture, and recreation. 80% of the water quality met the standard. 20% failed to meet the standard. There were three causes of impairment and subsequent solutions listed:

- Drill hole – one of many holes drilled to map molybdenum beneath Mount Emmons. Improper abandonment resulted in artesian flow at the drill hole and very acidic water. Low Ph allows different metals to enter the system. After the drill hole closure project, water no longer reaches the surface. It is dispersed to the subsurface as ground water. Additional monitoring will occur in 2015.
- Daisy Mine - several portals. Very acidic water with elevated metal concentrations. Named a high priority abandoned hard rock mine. The Daisy Mine Reclamation Design and Implementation developed a reclamation plan that may include water control, waste repository, and passive water treatment. Strong candidate for NPS funding in 2017.
- The Red Well – naturally occurring source. Approximately 2800 years old. Three major sources of metal. Each of the sources is tributary to Redwell Creek.

GB trail passes through the Gunsight processing area reclamation. There are four prominent benches made of mine wastes. Due to extensive recreation in the area, the site is a human health risk. Funds are needed for construction.

Benefits to Town include:

- Improved water quality to support aquatic life, recreation, agriculture, and local water supplies
- Economic development: projects outlined in the Watershed Plan would bring in additional funds.
- Broad, local support will help secure more funds such as letters of support to accompany grant applications.

Schmidt asked Vaughter if anything was coming out of Poverty Gulch. He said the beaver ponds have discoloration. Bembenek answered that out of 30 samples, levels were below water quality standards, and less than ½ percent of exceedents. She explained that discoloration could be due to natural sediment movement. They did a landform study and found that in the upper watershed, all the sediment that moves is entirely natural. Below the Pittsburg town site, there are human caused issues and points of concern. Michel wondered if bathrooms at Oh Be Joyful were one of the big 3. They said all E. coli levels have been below standards. They said they have considered a pit toilet or more permanent solution relatively soon as well as a public outreach component.

## **LEGAL MATTERS**

None

## **COUNCIL REPORTS AND COMMITTEE UPDATES**

Glenn Michel

- Will report jointly with Mason on RTA updates.

Shaun Matuszewicz

- Reported the Center for Arts is continuing with fundraising, and they are meeting with key donors.

Jim Schmidt

- Cemetery Committee met last week, and the request for budget for 2015 was increased to \$15K. He said there were three main objectives the committee listed: weed spraying program, mapping and re-platting of cemetery (existing road on gravesites - easier to re-plat rather than make straight with roads), and the stabilization of monuments.
- Concerning the wrap of Whatever, he sent out the tentative agenda. The Center for Arts is available as a location for the meeting if the Town Council Chambers

would not provide sufficient space. Schmidt said they have over a month to flush out and get suggestions for the meeting.

- Michel mentioned the process the hospital in Dallas went through when they dealt with Ebola. He said it was really informative how they chose to approach it as a team with no finger pointing. He said it would be best to use a highly intellectual method to analyze and come up with solutions.

#### Roland Mason

- Said there is always potential for a movie, TV, or commercial shooting to take place in the area, so issues need to be addressed.
- Mountain Express meetings are changed to the 2<sup>nd</sup> Thursday in the month, instead of Monday.
- Said they had an interesting meeting. Some highlights were: Ridership is up 30% in October and they should see a spike in sales tax that generally corresponds with ridership; Year to date ridership is 17% up; The newest bus, a bike themed bus, is almost done being painted.
- Mountain Express will be providing service to CB South for the winter. RTA and Mountain Express have worked together to form a schedule that would almost provide full service.
- The bus stop is right next to the hockey rink, which is centralized and provides parking for people.
- The original cost of \$66,000, which included capital costs for an extra bus, was reduced to \$49,500, which just covered operating costs.
- Will provide six busses, three trips in the morning and three trips in the afternoon, for 110 days during ski season.
- Michel said they were directed to go back to Council and see if Council will agree to help fund. He explained they were not asking Council for additional funds. They would use sales tax money that is already allocated.
- They hoped for it to be implemented in the Transportation Plan, possibly in lieu of having a large parking structure. There is great potential for our economy to be tied to CB South's economy.
- Mason confirmed the current funding only covers winter service up to April 5<sup>th</sup>.
- Michel said the additional CB South service also has another bus coming through town and picking up at the Four Way.
- Mason said there would be surveys handed out at the bus stops and to please fill one out.

#### Aaron Huckstep

- Discussed at the RTA meeting was big haul leakage when passengers use the Gunnison airport for departure or arrival but not both.
- Average spend per passenger was \$1,000.

- At some point, Council needs to decide if they're contributing to the late night bus.
- CAST is in Ouray on Thursday and Friday.

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

Huckstep listed three items to be discussed under other business: indemnity agreement from Belkin, Creekside Spa, and resolution or letter of support for Trout Unlimited.

Schmidt referenced an email he received from Owen that said he couldn't make this meeting or December meetings. Schmidt emailed back and expressed he didn't want to be caught in the same situation as they were with past council member, Wirsing. Owen responded and said he understood, and he would make a decision to determine how much time he could dedicate to Town Council.

Secondly, Schmidt mentioned the annexation plans that were handed in to Yerman. He said this Council has never had an annexation, and that piece of property has some unusual characteristics. He voiced concern the staff might take the developer down a road that is unacceptable to the Council. Referring to what he saw last time, there was meeting after meeting after meeting, and the Council was leading the applicant on and on. A year and half of meetings ended up nowhere. Schmidt didn't want staff to go through the whole process, and then come to Council. The property is unique because it was a former dump, and there is a river running through it. Belkin said Yerman would bring the concept plan review in November. He said where it ended before was because of the dump issue. Belkin said he would provide the Council with a memo on how to handle, and he would make a recommendation to the Council to look at it as a quasi-judicial matter. Belkin said he would make recommendations based on being involved in other annexations. He will articulate it in a memo and the Council can decide what they want. Belkin said the planner was to make recommendations to the Council. He said let the planner do the planning, and the Council can make the decisions. Schmidt voiced further concern with the potential clean up problem. Belkin said they would have the opportunity to talk about it. Staff has had the application for four working days. Huckstep said an executive session could be added to instruct the negotiators. Huckstep said it would help to get some input. Belkin said that was the point of the concept review in less than a month. Crossett explained that over the last year, the applicant has come in and tossed ideas at the staff such as what could be no starters and what could be issues with the code, in order to prepare to come with an application. He explained their plan had just arrived. Mason confirmed the plans were coming before the Council as the Council and not coming before them as the Planning Commission. Belkin told the Council that Yerman brings fresh ideas, and he's done annexations before. Michel said the Council needed to be very, very careful with the process. He said they needed to be careful to be transparent. He does not want to circumvent the process. Schmidt said they have never told a developer what they think about the site of a former town dump. He was concerned about this as a different thing, and at least the Council and staff have to get together because someone will be driving down the wrong road. Belkin said with the concept plan, they will have plenty to chew on.

The discussion returned to the topic of the Creekside Spa. Per Belkin, Crossett sent an email response to them, in which he clarified the Town does not have a policy or mechanism to compensate business owners because they feel worse for the wear when Town has a special event. Crossett said it was not just because Town doesn't want to, but also because they can't. He said as soon as the door is opened, it becomes untenable very quickly. Crossett went back and collected emails, a tremendous amount of communication, and he reached out to H Baum, Stephanie Prater, and Dan Marshall for their specific notes as to what was communicated. He said he would check back in with event organizers, but he could not guarantee a successful outcome. Matuszewicz added he felt like this one was different. They made a verbal agreement and were misled. He thought it the Council's job to stick up for constituents and get an answer one way or another. Huckstep said his only concern was that no one from Mosaic had direct communication with these business owners. Crossett cited mixed emails with what event organizers were willing to do.

In regards to the request of Council support from Trout Unlimited, the Council members were asked if anyone was opposed to having a resolution on the agenda or would the preference be a letter of support. Belkin said he preferred resolutions. The Council decided to review the resolution passed by Ouray County to determine if aspects of it may be used to show support in this situation.

Matuszewicz said Owen had missed very few meetings, and it was hard to scramble before an election. Schmidt said he had been on Councils when people have disappeared. Mason said Wirsing made every third meeting. Schmidt said the Town had legislation in the code because there was someone who moved out of town who refused to resign, and they had no way to address that at all. He said he could certainly understand that people have personal problems and responsibilities, but they also have responsibility to the Council. Schmidt said Owen was aware and did not want to string the Council along, and he would make a decision in a week or ten days. Michel said to be representatives they have to be here. He said they have personal things but they have an obligation to each other and want to respect that. Schmidt said Owen would try to be back the first meeting in December. Huckstep said he was dealing with a fluid situation that was personal in nature.

In regards to the release and indemnification agreement, there was a memo from Belkin. It was related to getting the ice rink put back together. Belkin said the agreement allowed the Town to contract with Becker. It was to get the Mosaic folks happy or semi-happy to release them from liability of work that comes from Becker.

Schmidt moved and Mason seconded a motion to approve the Release and Indemnification Agreement provided and to direct the mayor to sign. A roll call vote was taken with all voting, "Yes." Except Matuszewicz voted, "No." **Motion passed.**

Schmidt added two items: Congratulations to the high school soccer team for winning the conference, and he wished Lee Dickelman a speedy recovery from heart surgery.

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

- Monday, November 3, 2014 – 6:00PM Work Session – 7:00PM Regular Council
- Monday, November 17, 2014 – 6:00PM Work Session – 7:00PM Regular Council
- Monday, December 3, 2014 – 6:00PM Work Session – 7:00PM Regular Council

**ADJOURNMENT**

Mayor Huckstep adjourned the meeting at 9:28PM.

---

Aaron J. Huckstep, Mayor

---

Lynelle Stanford, Town Clerk (SEAL)

**J. D. BELKIN & ASSOCIATES, LLC**

ATTORNEYS AT LAW

Whiterock Professional Building  
502 Whiterock Avenue, Suite 200  
P.O. Box 2919 (U.S. Mail Stop)  
Crested Butte, Colorado 81224  
Direct: 970.349.6698  
Facsimile: 970.497.4401  
www.jbelkinlaw.com

John D. Belkin, Esq.  
E-mail: jbelkin@jbelkinlaw.com  
303.888.1812 (M)

**MEMORANDUM**

**Non Attorney-Client Privileged and Confidential Communication**

**TO:** Town Council

**FROM:** John D. Belkin, Town Attorney

**CC:** Todd Crossett, Town Manager  
Lois Rozman, Finance Director

**RE:** Town Council Member Resignation – David K. Owen

**DATE:** October 31, 2014

- 
- With David Owen's resignation, the following are the applicable provisions of the Crested Butte Municipal Code for your consideration in receiving applications and selecting a replacement for David Owen over the next 30 days:

**Section 3.5. Qualifications.**

**Each councilman and the mayor when nominated and elected shall be an elector of the Town, a citizen of the United States and shall have resided in the Town for one (1) year immediately preceding such election. No councilman nor the mayor shall be a salaried employee of the Town during his term of office or perform personal services for the Town for which he is compensated other than as provided in Section 3.6. The Council shall be the judge of the election and qualifications of its own members.**

**Section 3.8. Vacancies.**

An elected officer shall continue to hold his office until his successor is duly qualified. **An elective office shall become vacant whenever any officer is recalled, dies, becomes incapacitated, resigns, or ceases to be a resident of the Town or is convicted of a felony. Within thirty (30) days after a vacancy occurs, the remaining councilmen shall choose by majority vote a duly qualified person to fill such vacancy on an interim basis until the next**

Town Council

**Non Attorney-Client Privileged and Confidential Communication**

RE: Town Council Member Resignation – David K. Owen

October 31, 2014

Page 2

**municipal election.** If the next election is a general election, the candidate receiving the fourth highest number of votes shall complete the term. If the next election is a special election, the candidate receiving the highest number of votes shall complete the term. If three (3) or more vacancies exist simultaneously the remaining councilmen shall, at the next regular meeting of the Council, call a special election to fill such vacancies, provided there will not be a general municipal election within ninety (90) days.

- If you have any questions about the application, review and selection process, I suggest that we discuss them Monday night during the Town Council meeting. Thank you.

# CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION

---

61 TEOCALLI ROAD, CRESTED BUTTE, CO 81224

PHONE (970) 349-1162, WEBSITE: [www.cbsouth.net](http://www.cbsouth.net), FAX (970) 349-1163

---

## Proposal – Crested Butte South Transportation Expansion October 21, 2014

### Objectives

Expand the service area of Mountain Express to include travel into the Crested Butte South Subdivision (CBS) and provide funding for the proposed service dates of December 15, 2014 through April 5, 2015.

### Problem

Public transportation is not provided CBS over the winter months. The only current option is through RTA at the highway junction with no parking area after walking or biking the highly trafficked Cement Creek Road, resulting in a potentially dangerous situation particularly to younger riders who may appear smaller and may not display proper highway safety behaviors. The ridership on the RTA winter bus is so high that by the time it reaches CBS, it often does not have the capacity to take on additional riders.

The lack of public transportation results in an increase of cars on the road and subsequent emissions, congested roads and intersections, parking lots and transfer areas.

### Proposal

The RTA has committed valley-wide service to the community starting April 6<sup>th</sup> 2015, for the immediate future, after a successful pilot program this past summer. We believe that a comprehensive ground transportation plan will be adopted in the future and will include a county wide vision.

The CBS Property Owners Association would like to ask Mountain Express to use this momentum and make a commitment of their own to embrace a regional approach to transportation and specifically bus service to the outlying communities. We are asking the Mountain Express Board to expand the service area to include CBS and to help fund the bus service for 2015.

Service Dates:	December 15, 2014 thru April 5, 2015
Capacity:	6 trips per day for 110 days
Estimated Cost:	\$75 per trip = \$450 per day = <b>\$49,500.00</b>

### Resources

Transportation is a vital part of our economies. Outlying area populations, like CBS, are a significant contributor to the tax revenue base of the Town of Crested Butte, Mt. Crested Butte and Crested Butte Mountain Resort. CBS is currently the largest subdivision and the third largest population base in Gunnison County.

Crested Butte South is willing to contribute approximately 7.5% of our budget or 1/3 of the proposed service, which amounts to \$16,500.00 to the cost of providing the service, upon review of an acceptable schedule.

### Conclusion

The health, economic vitality and safety of our communities depend on a strong transportation plan. With the reduction of cars on the roads in the towns of Crested Butte and Mount Crested Butte we will relieve the problems associated with congested roads and intersections, parking lots and transfer areas. Fuel emissions and pollution to our valley will also be reduced. The safety of our children and citizens will be assured.

Thank you for your consideration, The Crested Butte South Property Owners Association Board of Directors



## Staff Report

November 3, 2014

**To:** Mayor and Town Council  
**Thru:** Todd Crossett, Town Manager  
**From:** Lynelle Stanford, Town Clerk  
**Subject:** **Rubber-Tracked Snow Cat Machine Route**  
**Date:** October 29, 2014

---

---

**Summary:** A limited access snow cat route must be designated within the Town for the use of rubber-tracked snow cat machines on Town public streets. Said route shall be designated by the Town Manager by October 15 of each calendar year. The map, Appendix "A", included in Resolution No. 17, Series 2014 depicts the route and has been designated by the Town Manager.

**Background:** The Town Council, during the month of October each year, shall be required to, by formal resolution following a public hearing at a regular or special meeting of the Town Council, approve the continued operation of snow machines for rubber-tracked snow cat machines, the designated route, and the restrictions of operations.

**Recommendation:** Staff recommends Resolution No. 17, Series 2014 be set for Public Hearing at the November 17, 2014 regular Town Council meeting.

**RESOLUTION NO. 17**

**SERIES 2014**

**RESOLUTIONS OF THE CRESTED BUTTE TOWN COUNCIL  
APPROVING THE CONTINUED OPERATION OF RUBBER-  
TRACKED SNOW CAT MACHINES, RESTRICTIONS ON  
OPERATIONS AND THE DESIGNATED ROUTE**

WHEREAS, Section 8-1-30(4) of the Crested Butte Municipal Code (the “**Code**”) allows the Town to grant permission by permit for the use of rubber-tracked snow cat machines;

WHEREAS, the Code requires that the Town Manager annually designate a limited access snow cat route for the use of rubber-tracked snow cat machines on Town streets; and

WHEREAS, the Code requires that the Town Council approve the continued operation of rubber-tracked snow cat machines, the designated route and the restrictions of operation by formal resolutions adopted by the Town Council following a public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO:

1. The Town Council hereby approves the continued operation of rubber-tracked snow cat machines in accordance with the provisions of Section 8-1-30(4) of the Code.
2. The designated route for the operation of rubber-tracked snow cat machines is as follows:
  - 2.1 Whiterock Avenue between Kebler Pass Road and Sixth Streets,
  - 2.2 Belleview Avenue between Fourth and Fifth Streets,
  - 2.3 Fourth and Fifth Streets between Whiterock Avenue and Belleview Avenue, and
  - 2.4 Second Street north of Whiterock Avenue to 512 Second Street;

all as reflected on the map attached hereto as **Exhibit “A.”**

3. The Town Council hereby finds that that above approvals are in the best interest of the health, safety and welfare of the residents and visitors of Crested Butte.

INTRODUCED ON FIRST READING ON NOVEMBER 3, 2014 AND ADOPTED UPON  
SECOND READING ON NOVEMBER 17, 2014.

TOWN OF CRESTED BUTTE, COLORADO

By: \_\_\_\_\_  
Aaron J. Huckstep, Mayor

ATTEST

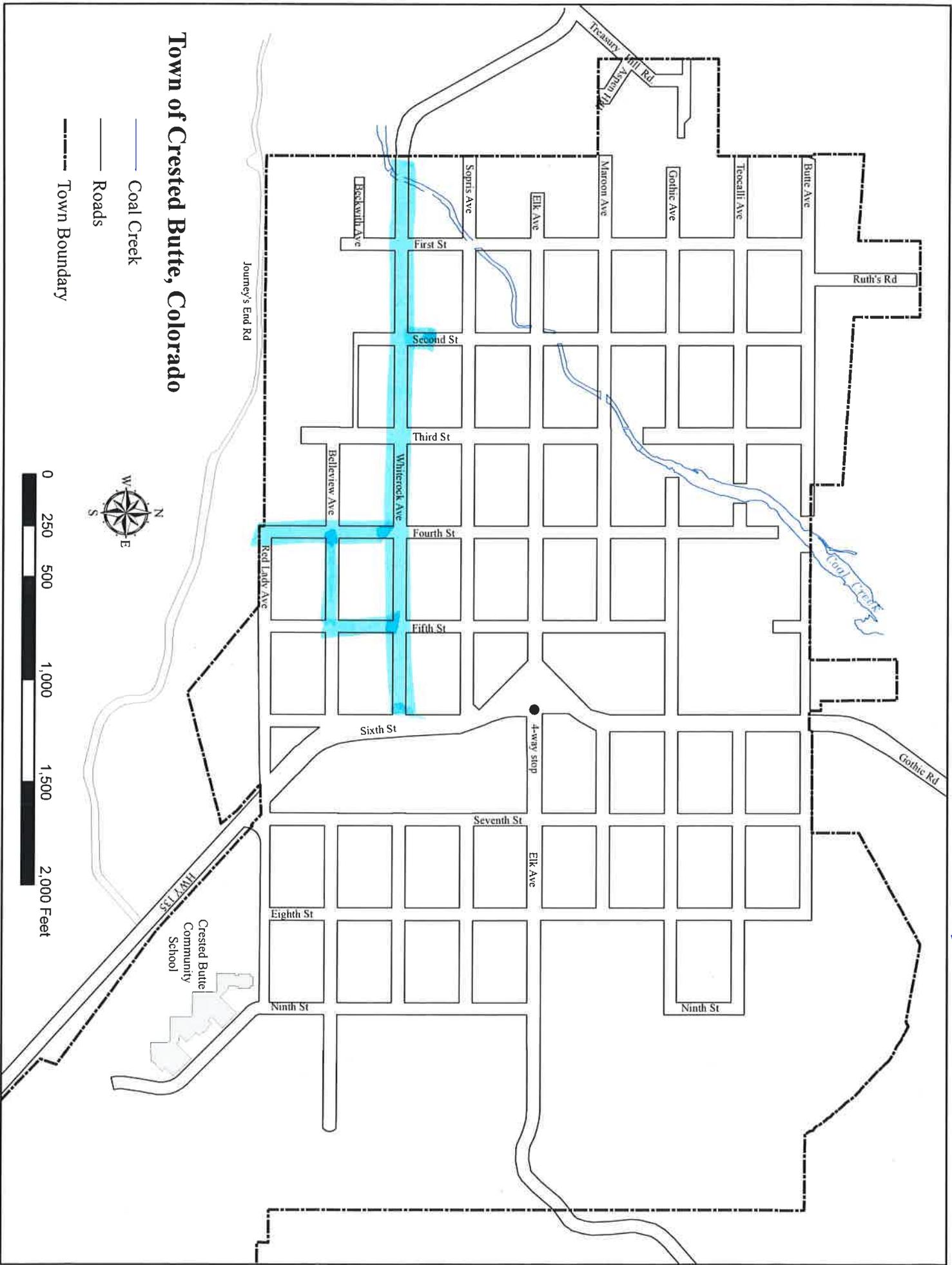
\_\_\_\_\_  
Lynelle Stanford, Town Clerk

(SEAL)

**EXHIBIT "A"**

**Map of Designated Route**

PROPOSED "TUCKER" ROUTE 14-15 SEASON



# Town of Crested Butte, Colorado

Coal Creek

Roads

Town Boundary





**To:** Mayor Huckstep and Town Council  
**From:** Michael Yerman, Town Planner  
**Subject:** Final Easement for Lupine Trail through Smith Hill Ranch  
**Date:** November 3, 2014

---

---

**Background:**

The original agreement for the creation of the Lupine Trail through the Smith Hill Ranch Property called for an “as-built” trail easement to be recorded once the trail has completed. The trail has been surveyed and the agreement has been signed by the property owners of Smith Hill Ranch. Resolution 2014-18 approves the amended agreement and authorizes the Mayor to sign and execute this agreement.

**Recommended Action:**

Staff recommends a motion “to approve Resolution 2014-18, a Resolution of the Town Council approving the amendment to deed of easement agreement, vacation agreement and settlement agreement setting the final constructed and surveyed location of the lupine trail through Smith Hill Ranch.”

**RESOLUTION NO. 18**

**SERIES 2014**

**RESOLUTIONS OF THE TOWN COUNCIL APPROVING  
THE AMENDMENT TO THE DEED OF EASEMENT  
AGREEMENT, VACATION AGREEMENT AND  
SETTLEMENT AGREEMENT SETTING THE FINAL  
CONSTRUCTED AND SURVEYED LOCATION OF THE  
LUPINE TRAIL THROUGH SMITH HILL RANCHES**

WHEREAS, the Town of Crested Butte, Colorado ("**Town**") is a home rule municipality duly and regularly organized and validly existing as a body corporate and politic under and by virtue of the Constitution and laws of the State of Colorado;

WHEREAS, the Town was given a certain Deed of Easement Agreement, Vacation Agreement and Settlement Agreement ("**Easement Agreement**") on June 30, 2010 recorded in the real property records of the Clerk and Recorder of Gunnison County, Colorado on June 30, 2010 at Reception No. 599312;

WHEREAS, the Easement Agreement establishes terms and conditions upon which the Town may construct a public trail, defined within the Easement Agreement as the "**Trail**," across certain real property described therein;

WHEREAS, Paragraph 3.1 of the Easement Agreement provides that once the Town constructs the Trail within the "**Trail Area**," as defined in the Easement Agreement, the Town shall cause an as-built survey of said Trail to be prepared and delivered to the owners of the burdened real property for their approval;

WHEREAS, Paragraph 3.1 of the Easement Agreement further provides that upon the owners' of the burdened property approval of the survey of the as-built location of the Trail, the Town and such owners shall amend the Easement Agreement by replacing its **Exhibit "C"** describing the Trail Area with the new as-built location of the Trail;

WHEREAS, the Town has constructed the Trail within the Trail Area, and has provided the owners of the burdened property with the as-built survey of the Trail;

WHEREAS, the Town staff has reviewed and approved the as-built survey of the Trail and, accordingly, recommends that the Town Council authorize execution of an amendment to the location of the Trail Area; and

WHEREAS, the Town Council, having previously found that the terms of the Easement Agreement were acceptable and appropriate, and finding hereby that the Town staff has approved the as-built survey of the Trail, hereby finds that it is necessary and appropriate to amend the Easement Agreement, and, insodoing, amend the location of the Trail Area, such

amendment being in the best interest of the Town and the general health, safety and welfare of the residents and visitors of Crested Butte.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT:

1. **Findings.** The Town Council hereby finds that amending the Easement Agreement as contemplated herein is in the best interest of the Town and the health, safety and welfare of the residents and visitors of Crested Butte.

2. **Authorization.** Based on the foregoing, the Town Council hereby authorizes the Mayor to execute the Amendment to Deed of Easement Agreement, Vacation Agreement and Settlement Agreement (the "**Amendment**") setting the final constructed and surveyed location of the Lupine Trail through Smith Hill Ranches in the form attached hereto as **Exhibit "A."**

INTRODUCED, READ AND ADOPTED BEFORE THE TOWN COUNCIL THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2014.

TOWN OF CRESTED BUTTE, COLORADO

By: \_\_\_\_\_  
Aaron J. Huckstep, Mayor

ATTEST

\_\_\_\_\_  
Lynelle Stanford, Town Clerk

(SEAL)

**EXHIBIT “A”**

**Amendment**

[attach form here here]



**AMENDMENT TO DEED OF EASEMENT AGREEMENT, VACATION AGREEMENT AND  
SETTLEMENT AGREEMENT**

**This Amendment to Deed of Easement Agreement, Vacation Agreement and Settlement Agreement** (the "Amendment") is entered into in Gunnison County, State of Colorado this \_\_\_\_\_ day of \_\_\_\_\_, 2014 by and between The Phoenix Family Group, Ltd., a Texas limited liability partnership ("Phoenix"), James A. Kontos ("Kontos"), and Steven A. Weyel 2011 Management Trust ("Weyel Trust"), with addresses of: 5103 Holly Terrace Houston, TX 77056; P.O. Box 2638 Crested Butte, CO 81224; 2402 Drexel Drive, Houston, TX 77027, respectively, and referred to collectively as Grantors; and the Town of Crested Butte, a Colorado home rule municipality, with an address of P.O. Box 39, Crested Butte, CO 81224, as Grantee. Both Grantors and Grantee hereinafter are individually referred to as "Party" and collectively referred to as "Parties."

**RECITALS**

**Whereas**, Phoenix, Kontos and Bank of the West with address of 633 17<sup>th</sup> Street, Denver, CO) 80202, as grantors, and Grantee as grantee, entered into that certain Deed of Easement Agreement, Vacation Agreement and Settlement Agreement ("Easement Agreement") on June 30, 2010 recorded in the Gunnison County records on June 30, 2010 as Reception Number 599312; and

**Whereas**, the Weyel Trust is the successor-in-interest to Bank of the West's interest in Ranch 1, The Smith Hill Ranches; and

**Whereas**, Grantee owns the property described on Exhibit A ("Grantee Property"); and

**Whereas**, Grantors own the real property described in Exhibit B (the "Grantor Property"); and

**Whereas**, the Easement Agreement establishes terms and conditions under which Grantee may construct a public trail (defined within the Easement Agreement as the "Trail") across Grantor Property, among other matters; and

**Whereas**, Paragraph 3.1 of the Easement Agreement provides that once Grantee constructs the Trail within the Trail Area (as defined in the Easement Agreement), Grantee shall cause an as-built survey of said Trail to be prepared and delivered to Grantors for approval; and

**Whereas**, Paragraph 3.1 of the Easement Agreement further provides that upon Grantors' approval of the survey of the as-built location of the Trail, the Parties shall amend the Easement Agreement by replacing its Exhibit C with the new as-built location of the Trail; and

**Whereas**, Grantee has constructed the Trail within the Trail Area, and has provided Grantors with the as-built survey of the Trail; and

**Whereas** Grantors hereby approve the as-built survey of the Trail; and

**Whereas**, the Parties have previously committed to and desire to enter into this Amendment.

#### AMENDMENT

**Now therefore**, in consideration of the promises, mutual covenants and agreements contained herein, and other good and valuable consideration, the receipt of which is hereby acknowledged, the Parties amend the Easement Agreement as follows:

**I. Amendment to Section 3 of the Easement Agreement.** Paragraph 3 of the Easement Agreement, and each and every section thereof, is amended and replaced in its entirety with the following:

**“3. Grant of Easement.** Grantors convey the following easement:

**3.1** Grantors hereby grant and convey to the Grantee and Grantee hereby accepts from Grantors a perpetual public limited use recreation easement for ingress and egress to the Grantee Property located on the Grantor Property extending 5 feet on either side of the centerline of the constructed Trail as described on Exhibit C (“Trail Area”) provided, however, that Grantee has constructed and shall maintain the Trail in a condition within the Trail Area no wider than 36 inches (3 feet), except within those switch-back areas located along the following curves described on Exhibit C, being curves C2, C3, C5, C6, C7, C8, C17, C18, C20, C21, and C22, at which locations the width of the Trail may be as much as 60 inches (5 feet). This conveyance for public use of the Trail Area is strictly limited to the width of the Trail allowed herein, with the remaining width of the easement within the Trail Area limited to the use of the Grantee for maintenance of the Trail only. The Trail Area easement shall be appurtenant to the Grantee Property. The public shall not have any right to use the Trail at times when the Trail, crossings, locators and signage are incomplete.

**3.2** Notwithstanding any language in this Easement Agreement to the contrary, the public’s right to use the Trail shall automatically terminate if there no longer exists on the Grantee Property a conservation easement. Such a termination of the public’s right to use the Trail shall not affect the easement rights of the owner of the Grantee Property to use and maintain the Trail pursuant to the terms hereof, such easement rights remaining appurtenant to the Grantee Property.

**II. New Easement Exhibit.** Exhibit C attached to this Amendment shall supersede and replace in its entirety Exhibit C attached to the Easement Agreement. Grantee releases any claims to the Trail, Trail Area and any other portion of the Grantor Property inconsistent with the restated Paragraph 3 above and the Exhibit C attached hereto.

**III. No Other Amendments.** The Easement Agreement, and each provision thereof, is of continuing force and effect except as specifically amended herein.

**IV. Entire Agreement.** This Amendment sets forth the entire agreement of the parties with respect to the Amendment and supersedes all prior discussions, negotiations, understandings, or agreements relating to this Amendment, all of which are merged herein.

**V. Counterparts; Photo-static Copies.** This Amendment may be executed in multiple counterparts, each of which, when taken together, shall constitute one and the same instrument. For purposes of enforcement of this Amendment and the terms hereof, photo-static copies shall be deemed originals.

**- Signature Pages Follow -**

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals as of the day and year first above written.

**GRANTOR: The Phoenix Family Group, Ltd., a Texas limited liability partnership**

**By: Ganky, Inc. a Texas corporation, as General Partner**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

STATE OF COLORADO        )  
  ) ss:  
COUNTY OF GUNNISON    )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2014, by \_\_\_\_\_.

Witness my hand and official seal.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

**GRANTOR: James A. Kontos**

\_\_\_\_\_  
James A. Kontos

STATE OF COLORADO     )  
  ) ss:  
COUNTY OF GUNNISON    )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2014, by  
\_\_\_\_\_.

Witness my hand and official seal.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_



**GRANTEE:**  
**TOWN OF CRESTED BUTTE,**  
a Colorado home rule municipality

By: \_\_\_\_\_  
Aaron Huckstep, Mayor

(SEAL)

Attest: \_\_\_\_\_  
\_\_\_\_\_ Town Clerk

STATE OF COLORADO     )  
                                  ) ss:  
COUNTY OF GUNNISON    )

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2014, by  
\_\_\_\_\_.

Witness my hand and official seal.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

**EXHIBIT A**  
**Legal description of Grantee Property or Kochevar Property**

Section 27: S2/3NW1/4SE1/4  
S1/2SE1/4

All in Township 13 South, Range 86 West, 6th P.M.,

Gunnison County, Colorado.

**Exhibit B**  
**Legal Description of Grantor Property**

**Grantor: The Phoenix Family Group, Ltd.:**

Ranch 3, THE SMITH HILL RANCHES, according to the Plat thereof recorded August 29, 2003, bearing Reception No. 534305,

County of Gunnison,  
State of Colorado

**Grantor: James A. Kontos:**

Ranch 4, THE SMITH HILL RANCHES, according to the Plat thereof recorded August 29, 2003, bearing Reception No. 534305,

County of Gunnison,  
State of Colorado

**Grantor: Steven A. Weyel 2011 Management Trust:**

Ranch 1, THE SMITH HILL RANCHES, according to the Plat thereof recorded August 29, 2003, bearing Reception No. 534305,

County of Gunnison,  
State of Colorado

**EXHIBIT C**

**[Attach Revised Trail Location]**

EXHIBIT C

LUPINE TRAIL EASEMENT – SMITH HILL RANCHES

An easement located within Smith Hill Ranches Subdivision also being located within the S1/2 NW1/4 and the NE1/4 SW1/4 Section 27, Township 13 South, Range 86 West, of the 6th Principal Meridian, Gunnison County Colorado, being described as follows:

Commencing at the S1/4 Corner of said Section 27; thence N00°36'10"W a distance of 1991.19 feet to the POINT OF BEGINNING, said point being on the boundary line of Smith Hill Ranches; thence along the center line of said easement the following 134 courses; L1) N24°19'20"W a distance of 15.72 feet; L2) N17°46'57"W a distance of 41.15 feet; L3) N23°31'20"W a distance of 45.75 feet; L4) N28°24'45"W a distance of 33.61 feet; L5) N36°09'39"W a distance of 27.84 feet; L6) N42°33'05"W a distance of 26.21 feet; L7) N49°27'04"W a distance of 32.32 feet; L8) N59°33'17"W a distance of 44.20 feet to a point of curve to the right; C1) along said curve 26.70 feet, said curve having a radius of 50.00 feet, a central angle of 30°36'01" and a chord that bears N44°15'17"W a distance of 26.39 feet; L9) N28°57'16"W a distance of 26.80 feet; L10) N20°52'47"W a distance of 48.72 feet; L11) N47°16'54"W a distance of 45.02 feet; L12) N54°12'35"W a distance of 12.82 feet; L13) N60°52'46"W a distance of 17.71 feet; L14) N52°45'19"W a distance of 19.34 feet; L15) N45°19'28"W a distance of 26.48 feet; L16) N41°39'31"W a distance of 38.82 feet; L17) N56°31'46"W a distance of 25.77 feet; L18) N49°45'58"W a distance of 40.05 feet; L19) N35°26'04"W a distance of 12.58 feet; L20) N18°46'40"W a distance of 20.43 feet to a point of curve to the left; C2) along said curve 30.62 feet, said curve having a radius of 10.00 feet, a central angle of 175°27'56" and a chord that bears S73°29'22"W a distance of 19.98 feet; L21) S14°14'36"E a distance of 13.50 feet; L22) S24°19'49"E a distance of 23.22 feet; L23) S40°07'18"E a distance of 32.04 feet; L24) S35°03'55"E a distance of 26.12 feet; L25) S28°55'56"E a distance of 13.56 feet; L26) S21°28'48"E a distance of 51.41 feet; L27) S07°46'49"E a distance of 23.79 feet; L28) S15°51'40"E a distance of 40.83 feet; L29) S11°00'12"E a distance of 15.16 feet; L30) S04°51'05"E a distance of 24.18 feet; L31) S03°58'45"W a distance of 52.56 feet; L32) S00°00'25"E a distance of 24.56 feet; L33) S09°58'31"E a distance of 26.02 feet; L34) S18°45'40"E a distance of 26.05 feet; L35) S23°31'04"E a distance of 39.85 feet; L36) S31°41'56"E a distance of 13.75 feet; L37) S36°24'56"E a distance of 19.12 feet to a point of curve to the right; C3) along said curve 33.14 feet, said curve having a radius of 11.50 feet, a central angle of 165°05'48" and a chord that bears S46°07'58"W a distance of 22.81 feet; L38) N51°19'08"W a distance of 15.26 feet; L39) N45°15'20"W a distance of 34.20 feet; L40) N33°57'52"W a distance of 18.67 feet; L41) N44°23'32"W a distance of 17.66 feet; L42) N17°29'42"W a distance of 21.61 feet; L43) N13°16'20"W a distance of 30.26 feet; L44) N25°56'47"W a distance of 35.06 feet; L45) N19°00'31"W a distance of 17.92 feet; L46) N32°58'32"W a distance of 55.05 feet; L47) N25°20'03"W a distance of 47.26 feet; L48) N20°49'27"W a distance of 26.45 feet; L49) N26°46'20"W a distance of 19.92 feet to a point of curve to the left; C4) along said curve 25.52 feet, said curve having a radius of 61.60 feet, a central angle of 23°44'06" and a chord that bears N38°38'23"W a distance of 25.34 feet; L50) N50°30'26"W a distance of 18.52 feet; L51) N45°31'09"W a distance of 44.22 feet; L52) N32°45'47"W a distance of 32.81 feet; L53) N29°44'17"W a distance of 25.13 feet to a point of curve to the left; C5) along said curve 33.73 feet, said curve having a radius of 11.80 feet, a central angle of 163°46'48" and a chord that bears S68°22'19"W a distance of 23.36 feet; L54) S13°31'05"E a distance of 33.93 feet; L55) S06°02'17"E a distance of 25.71 feet; L56) S14°59'12"E a distance of 37.98 feet; L57) S19°20'35"E a distance of 26.11 feet to a point of curve to the right; C6) along said curve 40.45 feet, said curve having a radius of 98.26 feet, a central angle of 23°35'03" and a chord that bears S07°33'03"E a distance of 40.16 feet to a point of compound curve to the right; C7) along said curve 79.88 feet, said curve having a radius of 25.99 feet, a central angle of 176°06'09" and a chord that bears S87°42'28" a distance of 51.95 feet; L58) N00°20'37"E a distance of 19.18 feet to a point of curve to the left; C8) along said curve 21.85 feet, said curve having a radius of 17.37 feet, a central angle of 72°03'48" and a chord that bears N35°41'17"W a distance of 20.44 feet; L59) N71°43'11"W a distance of

EXHIBIT C

LUPINE TRAIL EASEMENT – SMITH HILL RANCHES

21.58 feet to a point of curve to the left; C9) along said curve 15.30 feet, said curve having a radius of 80.00 feet, a central angle of 10°57'26" and a chord that bears N77°11'54"W a distance of 15.28 feet; L60) N82°40'37"W a distance of 17.18 feet to a point of curve to the right; C10) along said curve 42.59 feet, said curve having a radius of 57.00 feet, a central angle of 42°48'51" and a chord that bears N61°16'12"W a distance of 41.61 feet; L61) N39°51'46"W a distance of 16.16 feet to a point of curve to the left; C11) along said curve 17.25 feet, said curve having a radius of 90.00 feet, a central angle of 10°58'53" and a chord that bears N45°21'13"W a distance of 17.22 feet; L62) N50°50'39"W a distance of 28.42 feet; L63) N46°38'43"W a distance of 58.93 feet; L64) N63°56'28"W a distance of 38.57 feet; L65) N44°16'55"W a distance of 21.87 feet to a point of curve to the left; C12) along said curve 22.85 feet, said curve having a radius of 22.70 feet, a central angle of 57°39'45" and a chord that bears N73°06'48"W a distance of 21.89 feet; L66) S78°03'20"W a distance of 18.21 feet; L67) S88°29'50"W a distance of 45.61 feet to a point of curve to the right; C13) along said curve 22.69 feet, said curve having a radius of 41.50 feet, a central angle of 31°19'36" and a chord that bears N75°50'22"W a distance of 22.41 feet; L68) N60°10'33"W a distance of 69.27 feet; L69) N46°34'09"W a distance of 25.95 feet; L70) N37°38'58"W a distance of 28.32 feet to a point of curve to the left; C14) along said curve 29.39 feet, said curve having a radius of 31.50 feet, a central angle of 53°27'00" and a chord that bears N64°22'28"W a distance of 28.33 feet; L71) S88°54'02"W a distance of 7.61 feet; L72) N78°48'29"W a distance of 50.13 feet; L73) N67°41'39"W a distance of 51.30 feet to a point of a non-tangent curve to the right; C15) along said curve an arc length of 72.80 feet, said curve having a radius of 93.21 feet, a central angle of 44°45'04" and a chord that bears N59°33'21"W a distance of 70.97 feet; L74) N59°21'40"W a distance of 12.76 feet; L75) N52°27'18"W a distance of 52.21 feet; L76) N36°59'53"W a distance of 27.87 feet; L77) N49°15'22"W a distance of 13.21 feet; L78) N39°42'17"W a distance of 30.48 feet; L79) N52°57'56"W a distance of 31.62 feet; L80) N47°09'37"W a distance of 15.82 feet; L81) N27°38'04"W a distance of 52.73 feet; L82) N18°48'03"W a distance of 18.87 feet; L83) N35°06'21"W a distance of 31.78 feet; L84) N32°52'04"W a distance of 12.50 feet to a point of curve to the left; C16) along said curve 34.98 feet, said curve having a radius of 95.00 feet, a central angle of 21°05'50" and a chord that bears N43°24'59"W a distance of 34.78 feet; L85) N53°57'54"W a distance of 16.26 feet to a point of curve to the left; C17) along said curve 12.15 feet, said curve having a radius of 20.00 feet, a central angle of 34°47'55" and a chord that bears N71°21'51"W a distance of 11.96 feet; L86) N88°45'50"W a distance of 6.03 feet to a point of curve to the right; C18) along said curve 16.16 feet, said curve having a radius of 30.00 feet, a central angle of 30°52'19" and a chord that bears N73°19'40"W a distance of 15.97 feet; L87) N57°53'31"W a distance of 11.79 feet to a point of curve to the right; C19) along said curve 24.94 feet, said curve having a radius of 59.00 feet, a central angle of 24°13'27" and a chord that bears N45°46'47"W a distance of 24.76 feet; L88) N33°40'04"W a distance of 45.28 feet; L89) N32°40'51"W a distance of 39.80 feet to a point of curve to the left; C20) along said curve 18.24 feet, said curve having a radius of 18.00 feet, a central angle of 58°03'43" and a chord that bears N61°42'42"W a distance of 17.47 feet to a point of compound curve to the left; C21) along the arc a distance of 65.94 feet, said curve having a radius of 30.50 feet, a central angle of 123°52'23" and a chord that bears S27°19'14"W a distance of 53.83 feet; L90) S34°36'57"E a distance of 7.03 feet; L91) S25°01'41"E a distance of 23.22 feet; L92) S41°09'26"E a distance of 43.75 feet; L93) S37°35'22"E a distance of 13.01 feet; L94) S44°56'46"E a distance of 16.03 feet; L95) S21°48'38"E a distance of 9.50 feet to a point of curve to the right; C22) along said curve 45.55 feet, said curve having a radius of 19.00 feet, a central angle of 137°21'43" and a chord that bears S46°52'14"W a distance of 35.40 feet; L96) N64°26'54"W a distance of 46.89 feet; L97) N47°49'44"W a distance of 19.71 feet; L98) N54°54'33"W a distance of 11.50 feet; L99) N45°44'43"W a distance of 10.71 feet; L100) N32°52'31"W a distance of 27.20 feet; L101) N26°26'54"W a distance of 50.52 feet; L102) N39°48'09"W a distance of 14.62 feet; L103) N29°44'45"W a distance of 13.38 feet; L104) N38°44'04"W a distance of 26.95 feet;

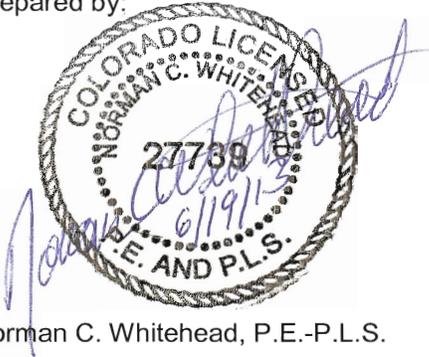
EXHIBIT C

LUPINE TRAIL EASEMENT – SMITH HILL RANCHES

L105) N28°43'21"W a distance of 39.26 feet; L106) N50°13'26"W a distance of 21.84 feet;  
L107) N29°27'10"W a distance of 23.58 feet; L108) N51°17'34"W a distance of 17.40 feet;  
L109) N39°17'27"W a distance of 22.97 feet; L110) N27°48'21"W a distance of 12.99 feet;  
L111) N17°17'55"W a distance of 15.09 feet; L112) N27°07'00"W a distance of 12.85 feet to the  
POINT OF ENDING, said point being on the easterly right-of-way line of Smith Hill Road, said  
point being N60°51'32"E a distance of 1039.57 feet from the W1/4 Corner of said Section 27.

Each side of the easement shall be elongated or truncated to the said boundary line or said  
right-of-way line.

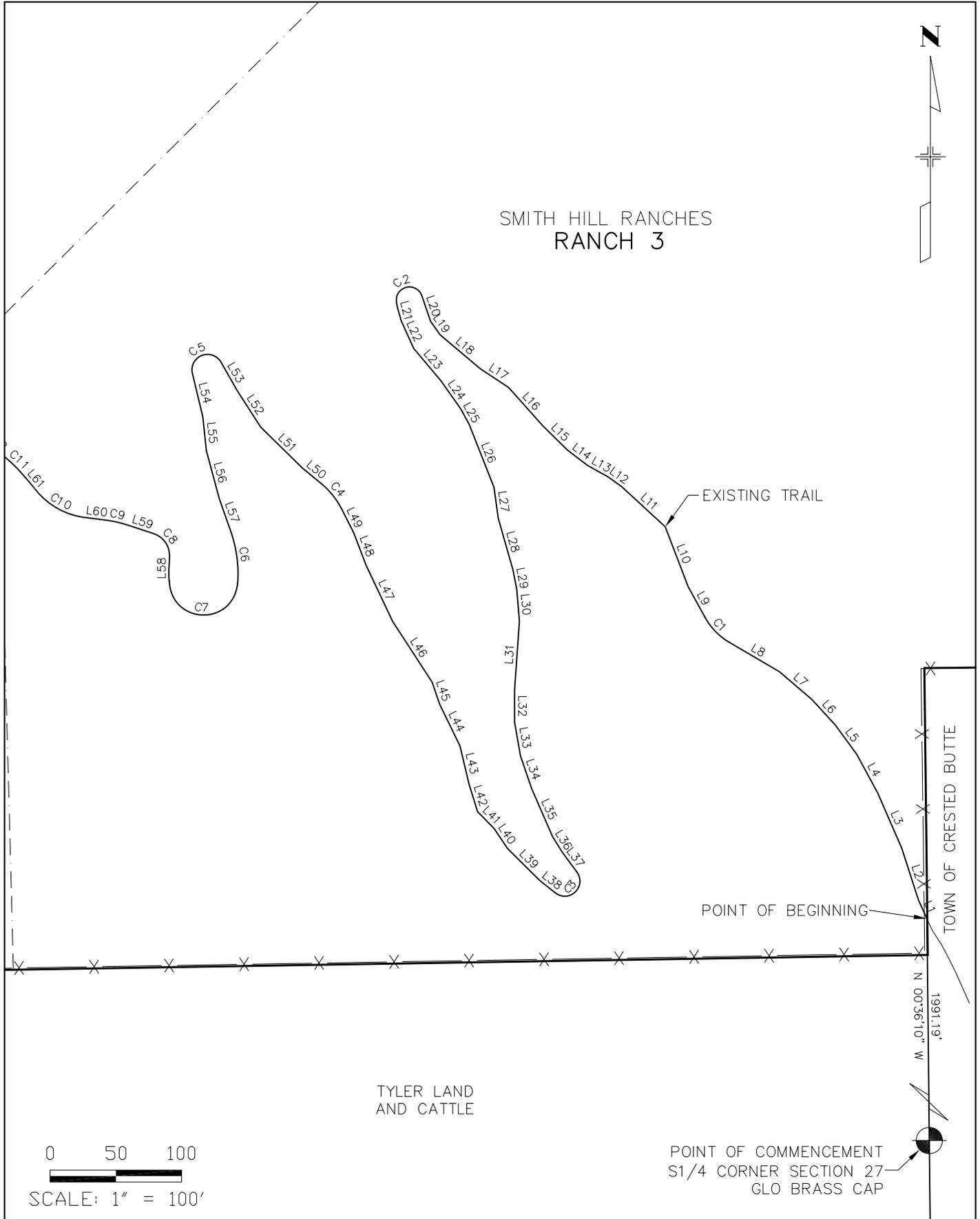
Prepared by:



Norman C. Whitehead, P.E.-P.L.S.

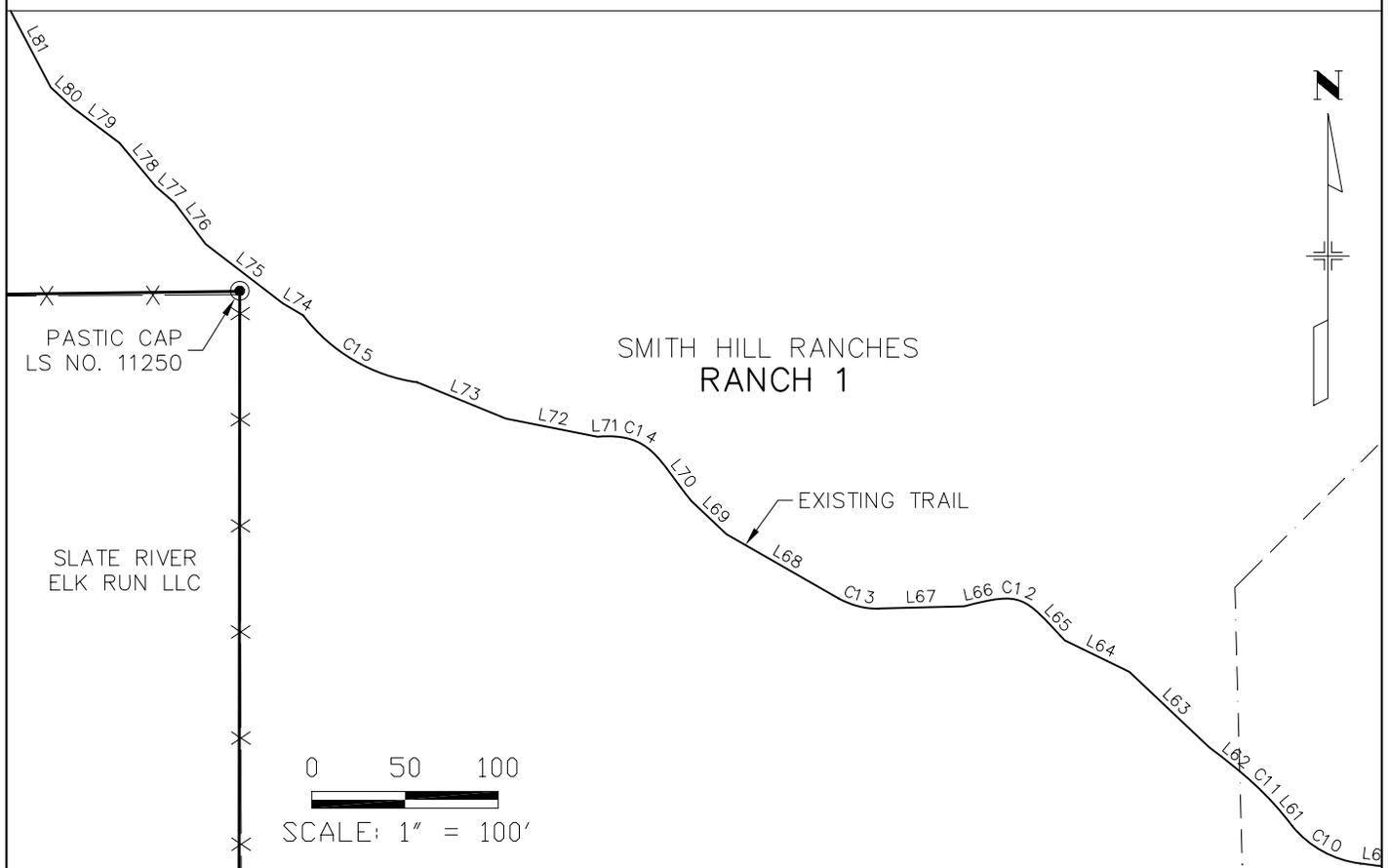
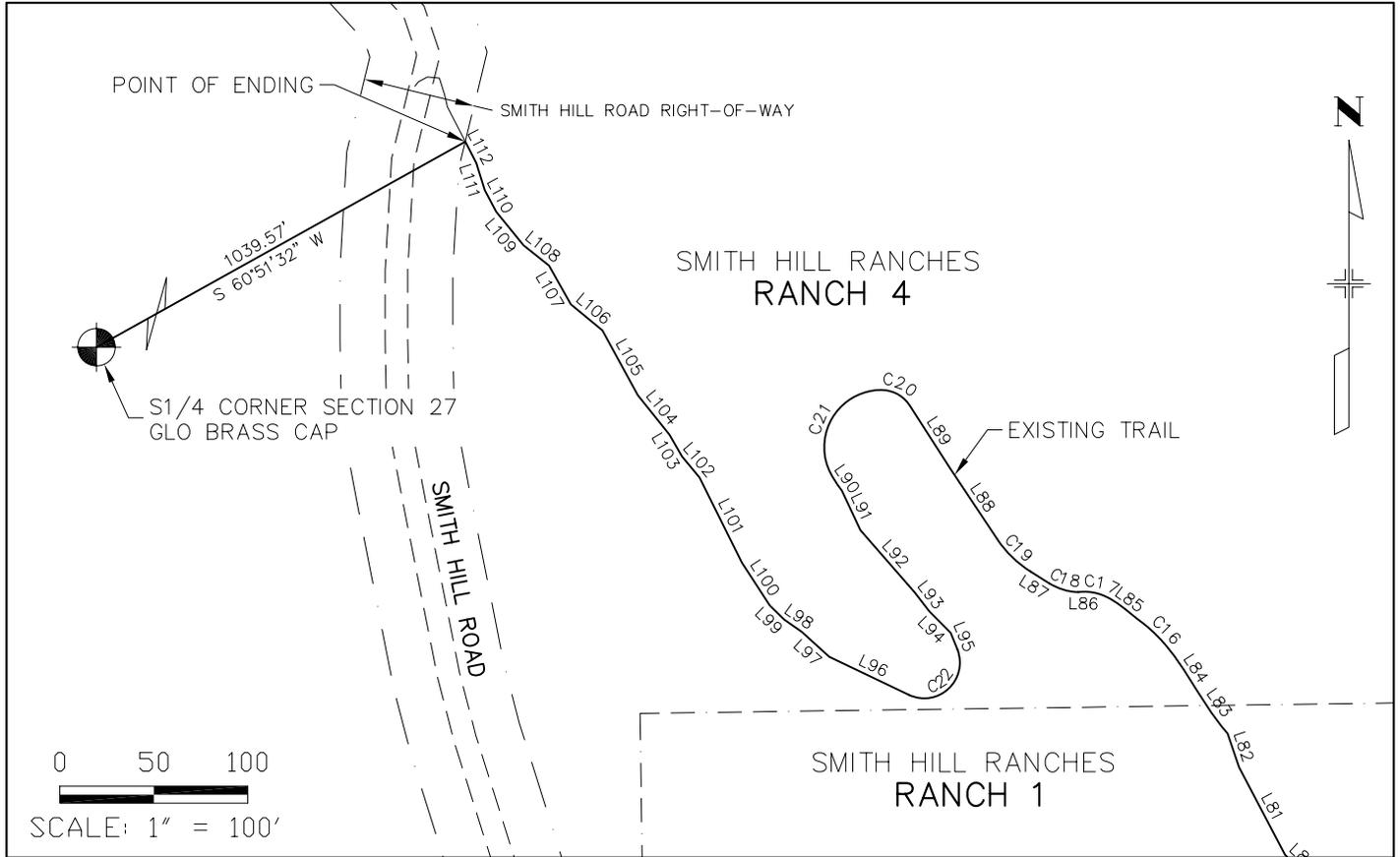
# EXHIBIT C LUPINE TRAIL EASEMENT - SMITH HILL RANCHES

6/24/13  
PAGE 4 OF 5



# EXHIBIT C

## LUPINE TRAIL EASEMENT - SMITH HILL RANCHES





## Staff Report

November 3, 2014

**To:** Mayor and Town Council  
**Thru:** Todd Crossett, Town Manager  
**From:** Lynelle Stanford, Town Clerk  
**Subject:** **Support of Core Values for Our Colorado River Program**  
**Date:** October 27, 2014

---

---

**Summary:** Richard Van Gytenbeek presented to the Council, at the last Town Council meeting held on October 20, 2014, regarding the purpose of “Our Colorado River”, which is a project of Trout Unlimited to improve the quality of the Colorado River and its tributaries. Van Gytenbeek requested the Council sign in support of their set of five core values: Cooperation, not conflict; Protect our quality of life; Modernize irrigation; Innovative management; Keep our rivers at home.

**Background:** The Council discussed the method they would use to show support, whether it would be by letter or resolution. It was recommended by the town attorney that the Council support via a resolution.

**Staff Recommendation:** If the Council decides to support the core values, approve Resolution No. 19, Series 2014.

**Recommended Motion:** Move to approve Resolution No. 19, Series 2014, supporting the core values of Our Colorado River Program.

## RESOLUTION NO. 19

### SERIES 2014

#### RESOLUTIONS OF THE CRESTED BUTTE TOWN COUNCIL SUPPORTING THE CORE VALUES OF OUR COLORADO RIVER PROGRAM

WHEREAS, Richard Van Gytenbeek, a representative of Trout Unlimited, made a presentation to the Crested Town Council at a regular Town Council meeting on October 20, 2014, explaining the goals of the “*Our Colorado River Program*” to develop successful partnerships and cooperative efforts and present a united Western Slope on positions of commonality in the State Water Plan process;

WHEREAS, the Town Council supports efforts to engage in cooperative and collaborative efforts to ensure that any State Water Plan developed in Colorado honors the long-held traditions and water laws of the State, and recognizes the importance of Western Slope interests and needs for water; and

WHEREAS, the Core Values developed by Trout Unlimited are general principles with which the Town Council can agree.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT:

1. The Town Council hereby provides support for the Core Values as follows:
  - 1.1. **Cooperation**. Work together to ensure that the Colorado River is able to meet our diverse needs, from agriculture to recreation and tourism. Cooperation is the key to sustaining our present and growing our future.
  - 1.2. **Protect Our Quality of Life**. Maintain our open spaces through a vigorous agricultural sector and ensure that our rivers and streams are flowing and healthy.
  - 1.3. **Modernize Irrigation**. Upgrade our aging irrigation infrastructure systems to make them more productive, economical and habitat-friendly.
  - 1.4. **Innovative Management**. Explore new ways to meet our water supply needs through innovative conservation and management practices.
  - 1.5. **Keep Our Rivers at Home**. Leave water in its home basins and oppose new, large scale, river-damaging trans-basin diversions of water from the Colorado River to the Front Range.

The Town Council hereby finds that the foregoing support for the Core Values is in the best interest of the health, safety and welfare of residents and visitors of Crested Butte.

2. The support of these Core Values by the Town shall not be used by Trout Unlimited or any other person or entity as being indicative of support for any specific project or proposal affecting or involving private property rights, including water rights, land use proposals or regulations, ballot initiatives or in any other manner that is not consistent with the intent and spirit of these resolutions and without the prior written approval of the Town Council.

3. The support expressed for these principles is limited to the extent that they are not inconsistent with the Crested Butte Municipal Code and the Crested Butte Area Plan. The support expressed for these Core Values shall not be interpreted as creating an obligation on the Town to participate in any project or specific implementation of these Core Values, nor shall it be interpreted as waiving any power or authority of the Town.

INTRODUCED, READ AND ADOPTED BEFORE THE TOWN COUNCIL THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2014.

TOWN OF CRESTED BUTTE, COLORADO

By: \_\_\_\_\_  
Aaron J. Huckstep, Mayor

ATTEST

\_\_\_\_\_  
Lynelle Stanford, Town Clerk

(SEAL)



**To:** Mayor Huckstep and Town Council

**From:** Michael Yerman, Town Planner

**Subject:** Letter of Support for Crested Butte Fire Protection District Affordable Housing Project

**Date:** November 3, 2014

---

**Background:**

The Crested Butte Fire Protection District Board of Directors is considering funding the construction of workforce housing on Tract 4 of Block 78 to provide affordable housing to their employees. Attached is a draft letter of support to the District's Board encouraging them to fund the project and begin construction, if possible, in 2015. The District acquired the lot in 2004 and traded the Town for a larger lot in 2011. The original sales agreement in 2004 had a requirement for the District to begin construction within 4 years which has since lapsed.

The construction of this project will show support for our first responders by providing affordable housing options to the Fire District's employees. The development of housing on this tract will leave only 3 remaining developable tracts in Paradise Park.

# Town of Crested Butte

P.O. Box 39 Crested Butte, Colorado 81224

*-National Trust for Historic Preservation's 2008 Dozen Distinctive Destinations Award Recipient-*

*-A National Historic District-*

Phone: (970) 349-5338  
FAX: (970) 349-6626  
[www.townofcrestedbutte.com](http://www.townofcrestedbutte.com)

Crested Butte Fire Protection District  
306 Maroon Avenue  
PO Box 1009  
Crested Butte, CO 81224

RE: Tract 4 Block 78, Paradise Park Workforce Housing

Dear Board of Directors,

It has been brought to the Town's attention that the Board will be considering a funding request in its 2015 budget to build workforce housing for the employees of the Crested Butte Fire Protection District. The Town would like to encourage the Board to strongly consider funding this request and beginning construction in 2015, if possible. The Fire Protection District initially received a lot in Paradise Park in 2004, with the hopes of beginning construction by 2008. In 2011, the Town exchanged the original lot for a higher-density lot, Tract 4 in Block 78, based on a desire to create more units for District employees.

In 2015, Crested Butte will likely be working toward completing infrastructure in Blocks 79 and 80, in the hopes of generating opportunity for further affordable housing development in Paradise Park. While the initial timeline for construction on the District's lot has passed, the Town fully supports the District creating workforce housing for its employees on Tract 4. It is essential that we, as a community, continue to support our first responders and provide affordable housing options to maintain a strong, well-trained workforce.

The Town hopes that the Board will consider funding this project for its employees, thereby furthering the Town's ability to provide essential work force housing. If the Board feels it cannot pursue construction in 2015, I ask the Board to consider working with the Town so that we may consider pursuing a joint project for construction.

Sincerely,

---

Aaron J. Huckstep, Mayor



## COLORADO PARKS & WILDLIFE

---

6060 Broadway • Denver, Colorado 80216  
Phone (303) 297-1192  
cpw.state.co.us

To: Colorado Municipal Leaders  
From: Jim Guthrie -- Fishing Is Fun and Shooting Range Development Grants  
Program Coordinator  
Date: October 1, 2014  
Re: **Shooting Range and Angling Project Grants**

---

Colorado Parks and Wildlife has two grant programs to provide matching funds for local shooting range and fishing recreation projects across the state.

The Shooting Range Development Grant Program, started in 2009, provides grants to develop new shooting ranges or improve existing ones. Grant funds can be used for berms, backstops, fencing, signage, trap and skeet houses, parking lots and other shooting range components. Acquisition costs for land to site the range are also eligible under the program. New or improved ranges that expand youth shooting or hunter education opportunities are a high priority for the program.

For more than 25 years, the Fishing Is Fun Program has provided grants to improve angling access, angling improvement and fish habitat projects. Many communities have found that fishing recreation can be a centerpiece of park and recreation projects, and also generate important economic benefits. Over just the last three years, matching grants have been approved for more than 30 angling projects in small towns on the eastern plains and the West Slope, as well as large metropolitan areas along the Front Range. New ponds and lakes have been opened to fishing, fish habitat in streams and rivers have been improved, and new angling amenities such as access trails, shade shelters and parking areas have been installed.

Maps showing shooting range and angling projects recently approved for funding are attached. Both programs are open for grant applications, and we encourage you to look at potential projects in your area that could become a reality with the help of matching grants. For the 2015 funding cycle, the Fishing Is Fun Program will have up to \$400,000 in matching funds available and the Shooting Range Development Grant Program will have up to \$500,000 available.

If you are interested in applying for funding for shooting range or angling projects, further details on each program are attached and can also be found on the Colorado Parks and Wildlife's website at <http://cpw.state.co.us/>. You may also contact your local wildlife officer or Jim Guthrie at 303-866-3203 x4689 for more information.

#### STATE OF COLORADO

John W. Hickenlooper, Governor • Mike King, Executive Director, Department of Natural Resources  
Bob D. Broscheid, Director, Colorado Parks and Wildlife  
Parks and Wildlife Commission: Robert W. Bray • Chris Castilian, Secretary • Jeanne Home  
Bill Kane, Chair • Gaspar Perricone • James Prbyl • John Singletary  
Mark Smith, Vice-Chair • James Vigil • Dean Wingfield • Michelle Zimmerman  
Ex Officio Members: Mike King and John Salazar

November 17, 2014

## **Work Session**

### **Consent Agenda**

Approval of 2015 Town Council Meeting Schedule

### **Public Hearing**

Resolution No. 17, Series 2014 – A Resolution Approving the Continued Operation of Rubber-Trackled Snow Cat Machines, The Restrictions Of Operations and the Designated Route

### **New Business**

First reading of 2015 Budget

### **Future Worksession Items:**

1. Cemetery Committee (Update and planning future work)
2. Camping @ Town Ranch (allow? Not allow? Allow camping in other places?)
3. BLM and OBJ Campground/Seasonal Housing Shortage (this could be combined with others – especially the Affordable Housing item at the bottom of this list)
4. CBMBA and Trail priorities/signage (basically – what is the future plan for new trails/existing trail completion in the valley? What should be our priorities as a Council?)
5. Perimeter Trail – Update, timelines, costs, what does this look like when finished
6. Land Trust and Town Preservation Priorities – basically a joint planning/discussion with the CBLT (maybe in Exec Session if they would like) to confer on the priority parcels identified by the CBLT and the priorities of the Town (for planning future open space acquisitions). Maybe even a discussion about purchasing trail easements.
7. Elk Avenue Rule Set re: Private Clubs – the whole “private clubs on Elk Avenue” concern that was raised when Irwin obtained a private liquor license for the Scarp Ridge Lodge.

8. What do we want to become? – or said differently, follow-up planning process for the Whatever USA
  
9. Affordable Housing/Density/Workforce – Blk 79/80 – Discussion of the question “how do we deal with the shortage of employees from the 2014 summer? What should we expect in 2015 and how will we address another shortage?”