

MINUTES
Town of Crested Butte
Regular Town Council Meeting
Monday, March 16, 2020
Council Chambers, Crested Butte Town Hall

Mayor Schmidt called the meeting to order at 7:05PM.

Council Members Present: Will Dujardin, Candice Bradley, Chris Haver, Mallika Magner, Laura Mitchell, and Mona Merrill

A roll call was taken at the beginning of the meeting, and all of the Council members affirmed their presence. Everyone connected and participated in the meeting via Zoom.

Staff Present: Town Manager Dara MacDonald and Town Clerk Lynelle Stanford

Finance Director Rob Zillioux, Community Development Director Michael Yerman, Public Works Director Shea Earley, and Parks and Recreation Director Janna Hansen

A roll call was taken at the beginning of the meeting, and the Staff members listed above affirmed their presence. They were connected and participated in the meeting via Zoom, with the exception of MacDonald and Stanford, who were present in Council Chambers.

Schmidt thanked everyone during the extraordinary circumstances and for being so cooperative. He thanked MacDonald and recognized information she gathered and sent. He also thanked Ashley UpChurch from The Chamber and especially the people at the County.

APPROVAL OF AGENDA

Staff removed item numbers three and four from New Business. UpChurch would take questions on the information included in the packet on The Chamber. MacDonald pointed out the agenda was generated before the outbreak.

Haver moved and Merrill seconded a motion to approve the agenda with the deletion of items three and four under New Business. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

CONSENT AGENDA

1) March 2, 2020 Regular Town Council Meeting Minutes.

2) Junior Bike Week Special Event Application for June 22nd, June 27th, and June 28th, 2020 Utilizing Town Property at The Depot, the Bike Park, and Town Ranch (Including Camping Overnight on the 26th) and Races Starting at the Perimeter

Trail at Tommy V Field and Finishing on Butte Avenue at the Beginning of Peanut Lake Road (No Road Closures).

3) The Paragon People's Fair Special Event Application Closing Elk Avenue from 2nd Street to 4th Street and 3rd Street from the Alley Between Sopris Avenue and Elk Avenue to the Alley Between Maroon Avenue and Elk Avenue on September 5th and 6th, 2020.

4) MOU with Crested Butte Nordic for Student Organization Achieving Results Build.

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

PUBLIC COMMENT

Nancy Riemer

- She wanted to talk about the COVID-19 issue and restrictions for carryout.
- She mentioned the Town allowed one person at a time in a businesses; everyone else in the County was allowed to have ten people present. She thought it should match. She suggested the one (person) be a four (people), instead, or the same as the County.
- Schmidt told Riemer the Town would attempt to match the rules with the County rules. MacDonald clarified one person was limited to coming in for takeout. Haver asked that they discuss further at the end of the meeting.

STAFF UPDATES

- MacDonald told the Council there was not a report and nothing other than COVID happening.

PUBLIC HEARING

1) Ordinance No. 3, Series 2020 - An Ordinance of the Crested Butte Town Council Approving the Lease of 504 Maroon Avenue to the Gunnison County Library District.

MacDonald stated there had been no changes to the ordinance since first reading. The other lease had expired. This lease went into more detail than others on maintenance responsibilities. The lease rate was starting at \$8,380 a year with a 1% annual increase.

Schmidt confirmed proper public notice had been given. No one from the public chose to comment. The public hearing was closed. There was no discussion amongst the Council.

Dujardin moved and Haver seconded a motion to approve Ordinance No. 3, Series 2020. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

2) Ordinance No. 5, Series 2020 - An Ordinance of the Crested Butte Town Council Authorizing the Sale of Town-Owned Property Legally Described As Lot 1, Block 80, Paradise Park Subdivision, Town of Crested Butte, County of Gunnison, State of Colorado to Student Organization Achieving Results for the Sale Price of \$10.00.

Schmidt read the title of the ordinance. Yerman reported that Town needed to allow SOAR to own the property for the build. Town would execute a purchase contract prior to transferring the lot and would buy back the completed structure. He explained details pertaining to the build and the reasoning for the transfer.

Schmidt acknowledged the building would be a single unit with a cat barn and public bathroom. Schmidt confirmed proper public notice had been given. He opened the public hearing. No one commented, and the public hearing was closed. There was no further Council discussion.

Haver moved and Dujardin seconded a motion to approve Ordinance No. 5, Series 2020. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

NEW BUSINESS

1) GCSAPP Youth Mental Health and Substance Abuse Program Update and Funding Request.

Schmidt stated that GCSAPP was asking for \$10,200. Mitchell asked that GCSAPP run their request through the grant funding cycle. Haver recognized they were trying to get the program going as soon as possible for the kids. He pointed out the funds would come from the tobacco tax. Mitchell suggested they revisit in a month. Merrill questioned how much was in the tobacco fund. MacDonald identified the balance from the tax was just shy of \$12,000, after the first month. MacDonald explained the funds flowed through the General Fund. She pointed out the intention of the ballot language was to address nicotine use in the community. Mitchell said it was fine with her to spend the money. Dujardin agreed they could make the move right now. He plugged Crested Butte State of Mind.

Dujardin moved and Merrill seconded a motion to accept the ask from GCSAPP to put \$10,200 towards prevention and mental health for youth. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

Haver expressed his thanks and appreciation.

2) Year-End Report on the Crested Butte/Mt. Crested Butte Chamber of Commerce from Executive Director Ashley UpChurch.

Ashley UpChurch was connected to the meeting. She asked for questions from the reports included in the packet. UpChurch thought 2019 was a great year. She mentioned her last day would be May 15th. Schmidt thanked UpChurch for informing businesses

about COVID-19 procedures. Dujardin seconded Schmidt's thanks, and Council members chimed in voicing agreement.

3) Ordinance No. 6, Series 2020 - An Ordinance of the Crested Butte Town Council Amending the Town Code and Adopting Revised Design Standards and Guidelines.

Removed from the agenda.

4) Formation of Committee(s) to Review Revenue Options for Affordable Housing and Climate Action.

Removed from the agenda.

5) Review of COVID-10 preparedness.

MacDonald reviewed rules enacted by the County applicable throughout the County. She began with what changed today. The order prohibited non-essential services and defined the maximum group size as less than ten people. MacDonald listed business types that were excluded from the closures. Liquor stores and dispensaries could operate. Property owners and managers were told to cease short-term rental operations. MacDonald outlined requirements for the busses. Visitors were directed to leave immediately. MacDonald read from the order. Schmidt stated banks and the Post Office would remain open. He asked how MacDonald interpreted the Chocolate Factory's situation (as follow up to Riemer's comments during Public Comment). MacDonald advised that Riemer ask Gunnison County Public Health for interpretation. Bradley was aware that the Chocolate Factory had a retail food license. MacDonald would pose the question to the County.

Kent Cowherd

- He asked whether the health food store would remain open.
- He confirmed drive through testing in the school parking lot tomorrow. Schmidt elaborated it would take place on Tuesdays and Thursdays from 10AM to 2PM. It was clarified that it was screening, not testing. MacDonald emphasized people call the number to go through screening. Haver agreed people should call in first to help protect health care workers.
- Haver said the health food store would stay open as long as possible per their workforce. They were allowing phone-in orders and were out of hand sanitizer and gloves.

Mel Miller

- She suggested telling the community how they could help and things people could do to keep their minds in a positive place.

Schmidt recommended people use cards instead of cash. Mitchell reported that another Mountain Express driver tested positive, and Chris Larsen requested they shut down Mountain Express. His concern was about the drivers. Schmidt identified that the Council needed to appoint another person to the Mountain Express Board.

MacDonald worked with Finance to push out a message that Town would be deferring sales tax payments that would be due in a couple of days. The taxes could be paid in April. UpChurch volunteered to help communicate the message. Schmidt affirmed the rumors about closing Highway 135 were false.

Kyleena Falzone - Owner of Secret Stash and Bones

- She ceased all operations, including to go and delivery. The decision was a social responsibility.
- She asked what the Council wanted to see. Haver said there was a request to the Public Health Department for clarification on sanitation practices.
- Falzone would be more comfortable if workers could get tested. Merrill said there were not tests available, even for the doctors. She encouraged everyone to self-distance. Magner pointed out people who were not symptomatic could spread the virus.

Chris Wisocki - From the Public House

- He asked about the duration of the regulations by the County. MacDonald answered the order was in effect until midnight on April 8th.

Ashley UpChurch

- She had questions on running a business in a one on one situation.
- Rooted Apothecary asked if they were classified as a medical establishment.

Haver put out a call for hand sanitizer and facemasks. Clark's did not have the ability to do call-in shopping. Clark's had employees whose leases were running out. They might need local housing for their employees. Haver was waiting to hear more on small business loans through the SBA. He asked about filing unemployment and ensuring that business owners were not penalized through their rates.

Mitchell confirmed that Mountain Express would pull service and would ratify the decision in the morning. Dujardin spoke with Bradley about taking his spot on the Mountain Express Board. He nominated Bradley.

Dujardin moved and Haver seconded a motion to appoint Candice Bradley as the second Mountain Express representative. A roll call vote was taken with all voting, "Yes."
Motion passed unanimously.

UpChurch asked MacDonald to clarify with the County whether hotels or real estate agencies could have one person working alone or working on off-season projects. MacDonald would clarify but understood employees could work as long as they were not working with the public.

Magner recognized that MacDonald was doing an amazing job. Town was lucky to have such a capable and competent person. Dujardin agreed and Council members chimed in their agreement. Schmidt thanked Haver for going around to the businesses, and the Council echoed Schmidt's thanks.

LEGAL MATTERS

John Sullivan

- Judge Eden suspended the next municipal court session, and court was reset for April 1st.
- Effective immediately, State jury trials were suspended through April 3rd, 2020.
- Set times that affected speedy trials were not suspended.

COUNCIL REPORTS AND COMMITTEE UPDATES

Will Dujardin

- He would attend a special meeting for the Upper Gunnison River Conservancy District on Thursday.
- A citizen pointed out to him that one of the newer plow drivers pushed snow into Coal Creek. Dujardin asked to hear from Earley. Earley said they took every step possible and had addressed the issue.

Mona Merrill

- She would attend a board meeting tomorrow for The Center.

Chris Haver

- He would attend a RTA meeting tomorrow.

Mallika Magner

- The Valley Housing Fund had a retreat.
- They were discussing how to become the clearinghouse for donations for people who wanted to help assist with affordable housing.

Jim Schmidt

- He attended the CAST meeting with MacDonald in Denver. At a previous meeting, Magner urged them to ask CML to support the law that would not allow arrests on courthouse steps for people being deported. Kevin Bommer believed it would pass and had more to do with the counties.
- Everything was on hold because of COVID-19.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

Stanford asked the Council to schedule a special meeting to ratify the emergency ordinance passed at the emergency meeting on March 13th. The Council had 20 days from March 13th for the meeting to ratify the ordinance. The Council decided to schedule the special meeting for Monday, March 30th at 6PM.

The County asked each entity to appoint two elected officials to attend the 2:30 public officials' update every day. Dujardin and Schmidt wanted to be a part of it, so did Haver. The three decided to take turns attending, with no more than two of them attending each meeting.

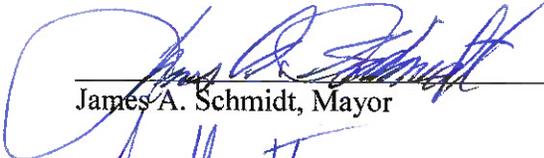
Bradley confirmed Mountain Express would be shut down as of Midnight tonight.

DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

- Tuesday, March 24, 2020 - 6:00PM Joint Work Session with BOZAR
- Monday, April 6, 2020 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, April 20, 2020 - **REGULAR MEETING CANCELLED**
- Monday, May 4, 2020 - 6:00PM Work Session - 7:00PM Regular Council

ADJOURNMENT

Mayor Schmidt adjourned the meeting at 8:34PM.



James A. Schmidt, Mayor



Lynelle Stanford, Town Clerk (SEAL)

