

**MINUTES**  
**Town of Crested Butte**  
**Emergency Town Council Meeting**  
**Thursday, March 23, 2017**  
**Council Chambers, Crested Butte Town Hall**

Mayor Michel called the meeting to order at 5:11PM.

Council Members Present: Jackson Petito, Chris Ladoulis, Roland Mason, and Paul Merck

Staff Present: Town Manager Dara MacDonald, Town Attorney John Belkin, Planning Director Michael Yerman, and Town Clerk Lynelle Stanford

Mason moved and Merck seconded a motion to approve the agenda for the emergency meeting on March 23, 2017. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

**1) Discussion, Instructing Negotiators and Possible Action Regarding Foreclosure Proceedings for 721 Butte Avenue; Unit I.**

Belkin reminded the Council of the last meeting, specifically when the Council authorized the expenditure of up to \$10K. Upon his communication with the junior lienholder's attorneys, the arrangement became for \$12K to obtain the assignment of the junior lien and redemption rights. He recommended they authorize up to \$12K. Ladoulis questioned the timeline. Belkin explained the conclusion would be sometime around the middle of April. Ladoulis wondered if the deal would be sealed. Belkin thought it would be done subject to working with the agreement. Merck wondered if other properties in Town were the same as to not having the right of first refusal. Belkin said a number of other units could be subject to something similar. MacDonald had discussed with Yerman the need to inventory deed restrictions. Yerman agreed it was a big puzzle. He said they would bring a plan via the budget next year to systematically review deed restrictions. Ladoulis questioned the deed restriction and the opportunity to start from scratch with a new one. Yerman said this method was the cleanest and best way to retain the unit. Merck questioned the possibility of a lawsuit. Belkin acknowledged there was always potential, but the chances were low if they took the recommended direction.

Ladoulis hereby moved and Merck seconded a motion to have the Town Attorney work with the attorneys of the junior lienholder that has filed a notice of intent to redeem to pay off such junior lienholder in exchange for the assignment of its junior redemption rights in an amount not to exceed \$12,000.00, and as such transactions may be structured upon approval of the Town Attorney. The Town Manager may enter into such agreements prepared by the Town Attorney necessary to consummate such transactions. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

ADJOURNMENT

Mayor Michel adjourned the meeting at 5:26PM.

*Glenn Michel*

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Glenn Michel, Mayor

*Lynelle Stanford*

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Lynelle Stanford, Town Clerk

(SEAL)

