

**Town of Crested Butte
Regular Town Council Meeting
Minutes
Monday, May 5, 2014
Council Chambers, Crested Butte Town Hall**

Mayor Huckstep called the meeting to order at 7:00 p.m.

Council members present: Roland Mason, Jim Schmidt, Shaun Matusewicz, Chris Ladoulis, and Glenn Michel.

Staff present: Todd Crossett, Town Manager; John Belkin, Town Attorney; and Kathy Napoli, Deputy Town Clerk.

Staff present for part of the meeting: Jake Jones, Parks and Recreation Director, Tom Martin, Chief Marshal, and Bob Gillie, Building and Zoning Director.

APPROVAL OF AGENDA

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

CONSENT AGENDA

- 1) Approval of April 21, 2014 Minutes.
- 2) 2014 Arbor Day Proclamation.

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

PUBLIC COMMENTS

Jake Jones, Director of Parks and Recreation, stated that he has resigned from the Town of Crested Butte last week. Jones stated that it has been a great pleasure to serve the community, the staff, and the town council. Jones looks forward to working together with the town in the future and this town means a lot to him.

Mayor Huckstep thanked Jones on behalf of the entire council.

STAFF UPDATES

Jake Jones- Reported that there are several big things going on in Parks and Recreation. This includes the transition plan with Jake Jones, Lauren Alkire, and Pete Curvin within their office. Jones will be as thorough and diligent as he can to protect his staff. Additionally, Jones stated there are conversations with the hockey merger in the valley. The families will meet this Wednesday night to give feedback and they will get direction from residents. Lastly, there is a public outreach meeting this Thursday on Parks and Recreation funding. Todd Crossett will be

the lead person with this event as it will go past Jones' time working at the Town of Crested Butte.

Councilman Michel noted that Parks and Recreation sent out an information packet on hockey merger information and talking points.

Bob Gillie- Reported that Jerry Long, started today, as new building inspector. Gillie reported he is optimistic that they have reached a design with Alpine Lumber and a withdrawal of their appeal will happen. However, that withdraw has not happened at this time, but hopefully before the scheduled public hearing. Gillie added that Town Clean up day is May 17th at 9:00am.

Councilman Schmidt asked about how many houses are being built. Gillie reported that two new houses broke ground last week and several projects are before BOZAR. Gillie added that there are also many different commercial projects this summer. He shared that the Grubstake building will likely not break ground until at the earliest this Fall, due to their own decision making process. Gillie confirmed that it will be busy for the Building Department.

Todd Crossett- Expressed appreciation for both Jake Jones and Shelley Jansen and wishes them well in their new endeavors. As well, Town Manager Crossett wished Jefferson Lewis, who is moving out of town, good luck. Town Manager Crossett stated that the Clerk's position will be open internally. The Parks and Recreation Department will open the search locally. Town Manager Crossett added that the Town is successfully doing sidewalk repair and three more businesses have bought into the tubing for sidewalks. Town Manager Crossett acknowledged some concern about the snow cat spill and Town has been in contact with Irwin and Forest Service in regards to town water supply. The water is not in danger of contamination. Also, the Forest Service is monitoring this, as it is out of direct jurisdiction but still affects our watershed. Town Manager Crossett explained that Town Planner, Michael Yerman, will be here Wednesday to start and helped with the RFQ Transportation Plan. He reported that this is up and advertised and the selection is based on the qualifications of the contractor.

Kathy Napoli- Reported that the Executive Session on Wednesday May 7th will take place at 6:00 p.m. in Meeting Room Junior due to the Hockey Meeting being in the Council Chambers. Napoli added that the council will need to use the H2 Handy Recorder. Napoli added that the Cemetery Committee set a weed pulling date for June 7th at 9:00 a.m. and brochures have been posted regarding this date. Napoli also pointed out that the May Newsletter has been completed.

Tom Martin- Reported that the hiring process is complete for a new marshal. He stated that the applicant who was offered the position has already put himself through the academy. He starts on May 15th and will be under supervision for the first three months. Then he will start independently in August. The applicant is coming from within Colorado. Otherwise, Chief Martin reported he was not here in April due to vacation. As well, this time of year is a catch up month for supervising and training. Marshal Dukeman is in Supervisory training. Marshal Beda is in Grand Junction at crime scene training. Chief Martin reported that the Marshal's office has been somewhat slow.

Councilman Ladoulis thanked Chief Martin for being in the school parking lot at CBCS to make sure that it is safe.

PUBLIC HEARING

1) Ordinance No. 4, Series 2014 – Amending Chapter 18, Article 6 to Prohibit Above-ground Tanks in Certain Defined Geographic Locations within Town.

Mayor Huckstep asked if public notice has been given and Deputy Clerk Napoli stated yes. Mayor Huckstep opened the public hearing. Mayor Huckstep asked for public comment.

There were no public comments.

Building Department Director, Bob Gillie, stated the Fire department is on board with this. Town Attorney Belkin stated that Gillie needed to add map to it to better define the area. Gillie responded that they are only doing the prohibited areas.

Mayor Huckstep closed the public hearing.

Matuszewicz moved and Schmidt seconded to approve Ordinance No. 4, Series 2014 – Amending Chapter 18, Article 6 to Prohibit Above-ground Tanks in Certain Defined Geographic Locations within Town with the addition of an updated map from Bob Gillie. A roll call vote was taken with all voting “Yes.” **Motion Passed.**

NEW BUSINESS

1) Approval of Special Event, Bridges in the Butte, Adaptive Sports Center June 28-29, 3 p.m.-3 p.m., Elk Avenue Closure South Side of Elk from 2nd-5th Street.

Mayor Huckstep noted there is a staff report to approve the event from Town Clerk Shelley Jansen. Mayor Huckstep added that Ella and Emily from Adaptive Sports Center are also in the audience this evening.

Mason moved and Ladoulis seconded to approve the Special Event, Bridges in the Butte, Adaptive Sports Center June 28-29, 3 p.m.-3 p.m., Elk Avenue Closure South Side of Elk from 2nd-5th Street.

A roll call vote was taken with all voting “Yes.” Except Councilman Matuszewicz voted “No.” **Motion Passed.**

Councilman Matuszewicz said he voted no because Town Council should have listened to and discussed the concerns from the business community from the previous year.

2) Approval of Special Event, Back to Your Roots Spring Maypole Dance Saturday, May 24, 2014 from 4:00 p.m.-10:00 p.m., Elk Avenue Closure from 1st to 2nd Street.

Deputy Clerk Napoli stated that the event organizer has met with the Fire Department and a fire plan will be submitted shortly.

Matuszewicz moved and Schmidt seconded to approve the Special Event, Back to Your Roots Spring Maypole Dance Saturday, May 24, 2014 from 4:00 p.m.-10:00 p.m., Elk Avenue Closure from 1st to 2nd Street.

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

Mayor Huckstep stated that due to being ahead of schedule, he asked the council if they were okay with moving forward with Resolution No. 7 Series 2014 before the information and discussion with the Crested Butte Land Trust. The Town Council indicated they were fine with this.

4) Resolution No. 7, Series 2014 A Resolution Authorizing the Town of Crested Butte to Enter into an Intergovernmental Agreement with the State of Colorado Acting by and through the Department of Transportation, Division of Transportation Development for the Provision of Surface Transportation Improvement Program Funds for Historic Transportation Buildings Located in Crested Butte.

Glenn Michel recused himself because he works for an agency mentioned in the discussion of this matter.

Mayor Huckstep explained the staff reported a summary regarding this issue and the Depot. A discussion ensued about who would sign the document and it was decided that either Town Manager Crossett and/or Mayor Huckstep could execute the document.

Matuszewicz moved and Mason seconded to approve Resolution No. 7, Series 2014 A Resolution Authorizing the Town of Crested Butte to Enter into an Intergovernmental Agreement with the State of Colorado Acting by and through the Department of Transportation, Division of Transportation Development for the Provision of Surface Transportation Improvement Program Funds for Historic Transportation Buildings Located in Crested Butte with the addition that either the Town Manager or Town Mayor can execute the agreement.

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

3) Information and Discussion with the Crested Butte Land Trust Regarding the Lower Loop Parking Lot Located on the Utley Parcel.

Mayor Huckstep pointed out that Parks and Recreation Director Jake Jones submitted a staff report and did not suggest a motion and this is strictly informational at this point.

Ann Johnston, from Land Trust, came to speak to speak to improve the trailhead. Johnston stated that this is a wayfinding system for the Lower Loop. The Land Trust has created a sign at the Northern Trailhead that will improve the wayfinding system. In doing this, the Land Trust realized there are many people parking outside of the lot and there is room to improve parking and not drive across wetlands. The Land Trust has been looking at the overall system and would like to get input from the town and community regarding how to improve the area.

Mayor Huckstep stated it would be great to improve the lot so that people do not drive on the grass area. Councilman Michel asked if it is legal to park on the county road and Johnston stated

yes. However, it is wet this time of year and if it looks like you can park wherever you want there could be more people parking on lands that are protected as open space.

Councilman Mason asked if the Land Trust spoke to the county about this and if this means this will increase the road size, as the road is narrow. Johnston stated the road is a key issue to discuss because enlarging the parking lot might increase use of road. As well, they need to look at if we want to restrict the use of cars, for people to only walk dogs, etc. Johnston stated that if the council would want to restrict the road, and the county does, the Land Trust is willing to change this. Johnston answered that yes they talked to the county regarding the issue if it is a vehicle road or a trail road. County stated that is a vehicle road and in order to make requested changes from the council it would need to be further discussed with the County. She reported that either way better signage is needed in general.

Councilman Matuszewicz stated he doesn't know if the Land Trust is correct, regarding not needing Town's opinion on Phase 1. He stated it should be used by people who are handicapped. Johnston stated that improving the parking lot is not the same as enlarging the parking lot. Councilman Matuszewicz added that every time he goes up there are no handicap license plates, and for him, the road was supposed to be used by people parking in town not driving on it. He wants to strongly restrict driving on the road. Mayor Huckstep restated this is the first phase and not the topic of vehicular traffic, but improving the parking area. Councilman Matuszewicz stated that if phase one is improving the parking lot then phase two will be increasing the drivers on the road. Johnston appreciated his input, but stated there are several places like, the recreation path where people can only walk or bike on where cars are not allowed.

Councilman Mason added that people who have kids cannot walk all that way to the trailhead and the lower loop and the parking lot allows this to happen. Councilman added that people can bring their strollers up there and still access the trailhead.

Mayor Huckstep stated that if you do not create boundaries for people to park they will park anywhere. In addition, what is happening with sales tax going up, suggests it is busy and we need to set boundaries for all of our visitors that are coming here. Mayor Huckstep added that he suggested talking with CBMBA and proposed to expand the trail.

Councilman Schmidt stated things have changed, although more pleasurable to walk versus driving up the road and not have cars on the road, the Lower Loop is the beginner Trail for people who are out of shape or who have little kids. He stated the cars he has seen have been respectful.

Councilman Matuszewicz stated he called John Hess, previous Town Planner, and asked about the original intent for this road. Hess stated that was supposed to be for handicap and elderly people only.

Mayor Huckstep stated people will instead park in other areas and this will again make more people unhappy. Councilman Schmidt added it is a good thing that people are using the trails.

Bob Gillie stated he is talking as a citizen and has concerns about this project. He stated his concerns around this are about where the lower loop trailhead starts. Gillie also added that the road is heavily used by pedestrians and he does not want to have additional parking. Gillie added that certainly the existing parking lot is not in good shape, but the bigger question to have is a discussion about where the trail starts.

Jakes Jones stated improving a parking lot is one of the proposed enhancements and signage is another piece of this. He added that many visitors can get lost and this needs to be addressed. Jones also stated this information and education will enhance user experience and prevent them from trespassing. Jones stated he sees no conflict with the Conservation Easement and we cannot go back and make lower loop a secret. Jones added that it is our responsibility to make the experience as safe as possible. Jones reiterated that this is only phase I and there is more in Phase II.

Councilman Matuszewicz said the lower loop starts in town and this would increase the use of road and parking lot not the trails and he would like Town Attorney Belkin to look at this. Mayor Huckstep asked the Town council about getting Town Attorney Belkin involved no one was interested.

No action was taken.

5) Award of Town Hall Roof Installation Project Contract to Pinnacle Construction.

Councilman Schmidt noted that the original contract specified a certain metal, but then project was downgraded and he wondered why. Bob Gillie stated it matches what is on the roof now and the reason is to better accommodate solar panels in the future. In addition, the original upgrade would cost too much.

Councilman Schmidt asked if we are getting a 20 year roof lifetime with this roof versus a 40 year roof lifetime with the more expensive roof. Gillie stated that it may be possible to get an additional 10-15 more years with the more expensive roof.

Councilman Mason has seen both roof types fail. He suggested that the only thing to do with the roof is make sure we maintain it well and it will be no issue. Councilman Mason said this roof has a thicker gauge and as long as the Town performs maintenance on the screws that hold it down every two years it should be fine.

Matuszewicz moved and Mason seconded to approve the award of Town Hall Roof Installation Project Contract to Pinnacle Construction.

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

6) Ordinance No. 5, Series 2014-An Ordinance Authorizing the Sale of Town-owned Property Legally Described as Unit 1, Red Lady Estates Condominiums, Town of Crested Butte, County of Gunnison, State of Colorado for the Sale Price of \$24,133.00.

Mayor Huckstep stated that the staff report from Lois Rozman suggested setting this to a public hearing on May 19th.

Matuszewicz Moved and Schmidt seconded to set Ordinance No. 5, Series 2014-An Ordinance Authorizing the Sale of Town-owned Property Legally Described as Unit 1, Red Lady Estates Condominiums, Town of Crested Butte, County of Gunnison, State of Colorado for the Sale Price of \$24,133.00 to a public hearing on May 19, 2014 at 7:00 p.m.

LEGAL MATTERS

Town Attorney Belkin reported that he did not have anything.

COUNCIL REPORTS AND COMMITTEE UPDATES

Mayor Huckstep- Reported there is a CIRSA meeting 11:30-1:30 pm on May 21st in Montrose. As well, Mayor Huckstep reported that the Trust for Public Lands reached out with funding to assess the potential success of an initiative. He stated that Town Manager Crossett is following up with this. Mayor Huckstep also added that on May 8th there is a Health Equity Lunch. He also reported that at the Mayor/Manager meeting last Thursday at GVH, they reported they are doing well compared to where they were the last two years. GVH has seen improved returns. Mayor Huckstep also shared that the City of Gunnison will go to ballot with retail marijuana and there is a potential of an excise tax. Mayor Huckstep stated that the Town Council needs to perform an annual review for Town Manager Crossett and input from council and staff will be needed. As well, Mayor Huckstep stated that Town Attorney Belkin will have an annual review.

Councilman Schmidt- Stated that the Cemetery Committee met and another meeting is next Wednesday at 9: 00 a.m. As well, the Land Preservation Board had three projects and awarded \$225,000 to the Snodgrass parcel, \$53,000 to Hotchkiss parcel, and \$56,000 for a piece of land near Crawford at the edge of county of Gunnison. He shared that the projects near Crested Butte are three to four times the price compared to other places in valley.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

Councilman Matuszewicz inquired about the county marijuana excise tax. He explained he feels we should be outraged that we are the only town that approved retail marijuana and it is crazy that county could take revenues from the town.

Mayor Huckstep stated that they would not take revenue from us and all indications are that soon the county will allow the growing of Marijuana. However, a lot of details need to be discussed and he encouraged the council not to jump to conclusions.

Councilman Mason asked if the county put an excise tax out, would it be on top of our own excise tax. Mayor Huckstep said that Town Attorney Belkin and Town Attorney Crossett need to stay on top of this.

Councilman Michel said that Matt Kuhlhorn would give back to the entity that it came from and would address Councilman Matuszewicz's concerns.

Councilman Schmidt asked about the commercial being filmed in Crested Butte. Manager Crossett said they are still waiting for answers and will have more information soon.

DISCUSSION TO SCHEDULE FUTURE WORK SESSION TOPICS

Mayor Huckstep asked the council what are the priorities of next work sessions. Councilman Michel stated the transportation plan and scope of it would be helpful to discuss.

Mayor Huckstep said it would be imperative that we ask the Land Trust to come back and the council have questions ready to ask.

Councilman Matuszewicz stated the council could combine private establishments and ROAH into one work session.

The council stated they do not need a work session on the bus stop and they could just ask for more information.

The council summarized that their priorities for work sessions would be: Parks and Recreation Funding, Transportation Plan, Trail Signage, Private Establishments on Elk/ROAH, and the Mine.

Councilman Schmidt asked about the Robinson parcel and Manager Crossett said it may have been mentioned at a Department Head Meeting and Clerk Jansen added it to the tentative agenda.

Mayor Huckstep stated that the feedback the council got back regarding open container during special events appears to not be possible without being an entertainment district. Mayor Huckstep and the council directed Town Attorney Belkin to look into how to do this without being an Entertainment District.

COUNCIL MEETING SCHEDULE

Monday, May 19, 2014-6 p.m. Work Session-7 p.m. Regular Council

Monday, June 2, 2014-6 p.m. Work Session-7 p.m. Regular Council

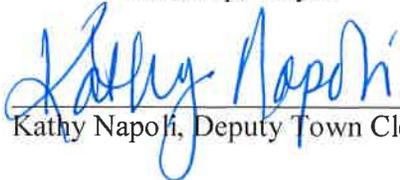
Monday, June 16, 2014-6 p.m. Work Session-7 p.m. Regular Council

Monday, July 7, 2014-6 p.m. Work Session-7 p.m. Regular Council

Mayor Huckstep adjourned the meeting at 8:37 p.m.



Aaron J. Huckstep, Mayor



Kathy Napoli, Deputy Town Clerk

(SEAL)

