

**MINUTES**  
**Town of Crested Butte**  
**Regular Town Council Meeting**  
**Monday, May 20, 2024**

Mayor Billick called the meeting to order at 7:06PM.

Council Members Present: Mayor Ian Billick, Mallika Magner, Anna Fenerty, Kent Cowherd, Beth Goldstone, Jason MacMillan, and Gabi Prochaska

Staff Present: Town Manager Dara MacDonald, Town Attorney Karl Hanlon (via Zoom), Community Development Director Troy Russ, and Housing Director Erin Ganser

Chief Marshal Mike Reily, Parks, Recreation, Open Space and Trails Director Janna Hansen, Town Clerk Lynelle Stanford, Finance Director Kathy Ridgeway, Sustainability Coordinator Dannah Leeman, and Public Works Director Shea Earley (via Zoom) (for part of the meeting)

**APPROVAL OF AGENDA**

Staff recommended removing New Business item number three, HMC Contract for Paradise Park, from the agenda. The contract was deferred until a special meeting prior to the work session planned for next week.

Secondly, Staff requested to add an Executive Session for legal advice and instructing negotiators regarding affordable housing at the end of the meeting.

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

**CONSENT AGENDA**

**1) May 6, 2024 Regular Town Council Meeting Minutes.**

*Staff Contact: Town Clerk Lynelle Stanford*

**2) Elements Mountain Compost LLC Agreement for Northern Valley Residential Drop-Off Composting Pilot Program.**

*Staff Contact: Sustainability Coordinator Dannah Leeman*

**3) Q1 2024 Financial Summary.**

*Staff Contact: Finance Director Kathy Ridgeway*

**4) 2024 Crested Butte Arts Festival Special Event Application Closing Elk Avenue from the 200 Block to Mid-500 Block and Side Streets and the Parking Lot on the NW Corner of Elk Avenue and 6<sup>th</sup> Street from August 2, 2024 to August 4, 2024 and Special Event Liquor Permit for the Parking Lot.**

*Staff Contact: Deputy Town Clerk Kellie Cheever*

**5) Authorization of the Town Council to Sign onto a *Crested Butte News*, Letter to the Editor, Regarding Community Compass Navigation.**

*Staff Contact: Long-Term Planner Mel Yemma*

Fenerty removed item number four, 2024 Crested Butte Arts Festival Special Event Application Closing Elk Avenue from the 200 Block to Mid-500 Block and Side Streets and the Parking Lot on the NW Corner of Elk Avenue and 6<sup>th</sup> Street from August 2, 2024 to August 4, 2024 and Special Event Liquor Permit for the Parking Lot, from the Consent Agenda, referring to an email sent to the Council. Discussion on the application was moved to New Business.

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

**PUBLIC COMMENT**

Billick summarized written feedback received from Katie Schofield, Jim Day, two letters from Jim Barney, Lauren Koelicker, on behalf of the Valley Housing Fund, and John Hess. Correspondence sent by David Leinsdorf was also mentioned.

Beth Carter; Sue Navy, 324 Gothic Avenue; a significant number of meeting attendees stood up expressing support for the senior center; Salle McDaniel, reported to live at 5<sup>th</sup> and Sopris; Kate Seeley, 516 2<sup>nd</sup> Street; Lafara Locke; 701 Gothic Road; Andrew Arell, 120 Deer Creek Circle, Mt. Crested Butte; Hannah Lang, 375 Cement Creek Road; Joan Windsor, 208 3<sup>rd</sup> Street; Mary Tuck, #312 Anthracite Place; Kathy Weber-Alt, 9 Vulcan Street, Gunnison and on the board of the Gunnison Country Food Pantry; Bruce Eckel, 107 Whiterock Avenue; Donna Walker, 14 Sunflower Drive in Mt. Crested Butte; Donny Davol, 915 Teocalli Avenue; Diana Graves; and Daniel Bruce, 909 North Spruce, Gunnison spoke during public comment.

**STAFF UPDATES**

Hansen provided an update. MacDonald updated and answered questions.

**LEGAL MATTERS**

Hanlon updated, responding to Mayor Billick.

**PUBLIC HEARING**

**1) (Second Reading) Ordinance No. 4, Series 2024 - An Ordinance of the Crested Butte Town Council Amending the Crested Butte Municipal Code: Chapter 18, Article 13, Section 18-13-40 and Section 18-1.5-30.**

***Staff Contact: Community Development Director Troy Russ***

Billick read the title of the ordinance. Russ reported on the changes that would be enacted by the ordinance. Billick opened the public hearing. No one commented, and the public hearing was closed

Fenerty moved and Prochaska seconded a motion to approve Ordinance No. 4, Series 2024, amending the Crested Butte Municipal Code: Chapter 18, Article 13, Section 18-13-40. A roll call vote was taken with all voting, “Yes.” **Motion passed unanimously.**

### **NEW BUSINESS**

**1) Resolution No. 12, Series 2024 - A Resolution of the Crested Butte Town Council Approving a Utility Extension Agreement to Provide Sewer Service to the Crested Butte Fire Protection District.**

***Staff Contact: Public Works Director Shea Earley***

MacDonald explained that Staff recommended the Council continue consideration of the resolution to allow for an Executive Session on June 3<sup>rd</sup> with a subsequent decision during the June 17<sup>th</sup> meeting.

Magner moved and Goldstone seconded a motion to continue Resolution No. 12, Series 2024 to June 17<sup>th</sup>. A roll call vote was taken with all voting, “Yes.” **Motion passed unanimously.**

**2) Resolution No. 13, Series 2024 - A Resolution of the Crested Butte Town Council Amending Certain Fees and Charges for the Fiscal Year 2024.**

***Staff Contact: Chief Marshal Mike Reily***

Reily reported on the resolution and specified fee changes. Council supported raising the handicapped parking violation fee to \$200. Bruce Eckel and Donny Davol spoke regarding the agenda item.

Goldstone moved and Magner seconded a motion to approve Resolution No. 13, Series 2024, with the friendly amendment from Anna, because we are not Aspen. A roll call vote was taken with all voting, “Yes.” **Motion passed unanimously.**

**3) Paradise Park – Phase I High Mountain Concepts Construction Contract.**

***Staff Contact: Community Development Director Troy Russ***

Removed from the agenda.

**4) Discussion and Direction Regarding Whetstone Development Project.**

***Staff Contact: Community Development Director Troy Russ***

County Commissioner Laura Puckett-Daniels reported and provided background on the agenda item. Puckett-Daniels introduced Elena Scott and Angel Rivera with Norris Design. Scott presented and then Rivera presented. Council members asked questions. The meeting turned to Council discussion, during which Council members posed additional questions, and the discussion continued. Billick turned the discussion over to Staff. MacDonald and Russ reported. Billick asked Council members to weigh in and identify issues. The discussion became focused on the scope and purpose of the working committee, an idea introduced by Puckett-Daniels. Fenerty and Billick volunteered to serve on the working group, and Cowherd would serve as a substitute. Billick confirmed that Whetstone was a project that the Council wanted to pursue, and no decisions had been made. Billick identified three categories that still needed to be discussed: tap fees; North Valley corridor planning, including the roundabout and underpass solutions; and other diligence issues related to technical details including water and wastewater.

**5) (First Reading) Ordinance No. 5, Series 2024 - An Ordinance of the Crested Butte Town Council Amending Chapter 16, Section 16-14-190(12) and Section 16-14-200 of the Crested Butte Municipal Code.**

*Staff Contact: Community Development Director Troy Russ*

Russ read the title of the ordinance. Russ explained the background behind the ordinance, including the recommendation from BOZAR. Prochaska suggested a change to the ordinance, on which there was discussion, and Russ confirmed would be made for second reading.

Magner moved and Goldstone seconded a motion to set Ordinance No. 5, Series 2024, an ordinance of the Crested Butte Town Council amending Chapter 16, Section 16-14-190(12) and Section 16-14-200 of the Crested Butte Municipal Code, as amended, for public hearing on June 3, 2024. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

**6) (Removed from the Consent Agenda) 2024 Crested Butte Arts Festival Special Event Application Closing Elk Avenue from the 200 Block to Mid-500 Block and Side Streets and the Parking Lot on the NW Corner of Elk Avenue and 6<sup>th</sup> Street from August 2, 2024 to August 4, 2024 and Special Event Liquor Permit for the Parking Lot.**

*Staff Contact: Deputy Town Clerk Kellie Cheever*

Fenerty asked Andrew Arell, event organizer, about the usage of the parking lot at the NW corner of Elk Avenue and 6<sup>th</sup> Street, brought up by a business owner via email. After discussing, the Council decided to approve the application as presented.

Magner moved and Cowherd seconded a motion to approve the Arts Festival special event application, as is. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

**OTHER BUSINESS TO COME BEFORE THE COUNCIL**

The construction remnants at the Nordic Center were brought up, and the senior center, brought forth during Public Comment, was discussed with Jim Starr, who would help to facilitate communication.

### **COUNCIL REPORTS AND COMMITTEE UPDATES**

None

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

- Wednesday, May 29, 2024 - 6:00PM Parking Work Session
- Monday, June 3, 2024 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, June 17, 2024 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, July 1, 2024 - 6:00PM Work Session - 7:00PM Regular Council

MacDonald and Prochaska mentioned the Public Policy Forum pertaining to the June 17<sup>th</sup> meeting. The Council agreed to a 1 ½ hour work session, scheduled to begin at 5:30PM, followed by the regular meeting.

### **EXECUTIVE SESSION**

The Town Clerk read the reasons for Executive Session: 1) for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e) and 2) for a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) regarding affordable housing.

Fenerty moved and Goldstone seconded a motion to go into Executive Session. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

The Council, Town Manager Dara MacDonald, Town Attorney Karl Hanlon (via Zoom), Community Development Director Troy Russ, and Housing Director Erin Ganser were present for Executive Session.

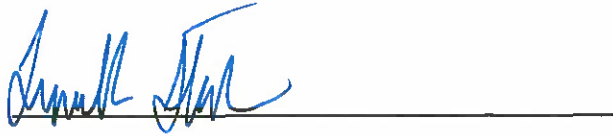
The Council went into Executive Session at 10:36PM. Mayor Billick made the required announcement upon returning to open meeting. The Council returned to open meeting at 11:15PM.

**ADJOURNMENT**

Mayor Billick adjourned the meeting at 11:15PM.



Ian Billick, Mayor



Lynelle Stanford, Town Clerk (SEAL)

