

MINUTES
Town of Crested Butte
Regular Town Council Meeting
Monday, April 2, 2018
Council Chambers, Crested Butte Town Hall

Mayor Schmidt called the meeting to order at 7:00PM.

Council Members Present: Will Dujardin, Kent Cowherd, Chris Haver, Jackson Petito, Laura Mitchell, and Paul Merck

Staff Present: Town Manager Dara MacDonald, Town Attorney John Sullivan, and Town Clerk Lynelle Stanford

Finance Director Rob Zillioux, Community Development Director Michael Yerman, and Public Works Director Rodney Due (for part of the meeting)

APPROVAL OF AGENDA

MacDonald requested the Council add the support letter for CB Nordic to New Business. Schmidt affirmed the letter would be item #3 under New Business.

Merck moved and Mitchell 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) March 19, 2018 Regular Town Council Meeting Minutes.

2) Restaurant/Bar Seating on Public Sidewalks for: Brick Oven LTD DBA Brick Oven Pizzeria Located at 223 Elk Avenue; B & C Restaurants LLC DBA Elk Avenue Prime Located at 226 Elk Avenue; Vertigo Ventures LLC DBA The Secret Stash Located at 303 Elk Avenue; Teocalli Tamale Company DBA Teocalli Tamale Located at 311½ Elk Avenue; Public House LLC DBA Public House Located at 202 Elk Avenue; EOS Inc DBA T Bar Located at 229 Unit C Elk Avenue; and Ladybug LTD DBA Talk of the Town Located at 230 Elk Avenue.

3) Award of Public Works Retaining Wall Contract.

4) Resolution No. 5, Series 2018 - A Resolution of the Crested Butte Town Council Affirming Banking Powers of Town of Crested Butte Staff.

5) Amended Trail Easement Agreement Between the Town of Crested Butte and Lot 5 Trappers Crossing South, County of Gunnison, State of Colorado, Containing 35.25 Acres More or Less.

6) Amended Trail Easement Agreement Between the Town of Crested Butte and Lot 4 Trappers Crossing South, County of Gunnison, State of Colorado, Containing 35.39 Acres More or Less.

7) Award Four-Way Parking Lot Expansion Contract.

8) Award Town Hall Roof Structural Support Contract.

Merck moved and Petito seconded a motion to approve the Consent Agenda. A roll call vote was taken with all voting, “Yes.” **Motion passed unanimously.**

PUBLIC COMMENT

None

STAFF UPDATES

- Schmidt confirmed the Council was presented with updates from the Town Manager in the packet.
- MacDonald mentioned the request from a film company to film in Town on April 11th and 12th. She described what the company was proposing. Staff would meet with a representative from the company tomorrow, as well as Jenny Birnie from the Center for the Arts. MacDonald would send an update.
- Met over the phone with the DOLA rep and Mike Reily. The DOLA rep recommended they wait for a bigger ask for grant funding later in the process, rather than applying for the grant for planning. Staff would recommend going out for proposals with the work that was planned anyway.
- Nordic and Hockey wanted refrigeration to be a part of the scope of the expansion of the warming house. The funding for refrigeration was not included in the Town’s five-year capital plan.
- MacDonald explained the background and information that would be presented on Thursday at the presentation on climate change. Schmidt questioned the event that would be at Rumors on Friday.
- Petito analyzed the sales tax percentages, and he noticed that lodging had gone up.
- Dujardin questioned refrigeration at the ice rink. MacDonald explained the phases of work that had been budgeted.
- Due reported that crews would be working on a water main break on Beckwith, and they would start street sweeping tomorrow.

PUBLIC HEARING

1) Ordinance No. 7, Series 2018 - An Ordinance of the Crested Butte Town Council Approving the Lease of a Portion of the Property at 306 Maroon Avenue to the Crested Butte School of Dance.

Schmidt pointed out the new ordinance reflected the five-year lease, plus the five-year option. MacDonald said the termination clause was also added. Stanford confirmed proper public notice had been given. Cowherd noticed the rent would be increasing in the upcoming years, and he wanted to be sure the tenant was aware.

Merck moved and Dujardin seconded a motion to pass Ordinance No. 7, Series 2018. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

NEW BUSINESS

1) Discussion and Possible Approval of the Purchasing Policy.

Zillioux explained that the Town did not have a formal purchasing policy, and it was good financial discipline to have one. The primary purpose was for responsible use of public funds as well as for transparency. He reviewed the requirements for informal and formal bids per purchase, specifically related to levels of authorization. There was brief discussion around the bid process. MacDonald mentioned that the Town Attorney recommended an ordinance to formalize the Council's Home Rule authority. After further discussion on the bid process, the Council did not specify changes to the policy.

Merck moved and Mitchell seconded a motion to have the Staff formalize the Purchasing Policy. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

2) Retreat Follow-up/Update on Council Priorities.

MacDonald reviewed what the Council identified as priorities at the retreat and where the Staff was in addressing. MacDonald focused on items that Staff would be working on in the near future. Schmidt wondered about the parking plan, and MacDonald reported that Staff would update on the parking plan process this spring. Dujardin would push for density on Block 76. MacDonald didn't have a solid update on Mt. Emmons. She elaborated per Schmidt concerning housing on Elk Avenue. Dujardin thought the data would be informative at the (climate change) presentation on Thursday night.

3) Letter of Support for the Nordic Center's Application to Region 10 Enterprise Zone Tax Credit Program.

MacDonald recognized Cowherd for his help with facilitating the application. MacDonald explained that people could get a state tax credit when contributing to the Nordic Center as an entity.

Mitchell moved and Merck seconded a motion to approve the letter of support for the Nordic Center. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

LEGAL MATTERS

Sullivan had been working on the Miller Subdivision at 624 Maroon, to include the subdivision improvements agreement and the process the landowner would have to go through. It would be on next agenda. He was also working on the development and build-out of duplexes in the Paradise Park Subdivision and the contract with High Mountain Concepts. The school would be contracting to buy one of the units.

MacDonald updated that the Town's attorney on the Heights case, Patrick Singer, had been in Town. Singer met with Staff and Jacob With. The feedback was that they were optimistic that a reasonable settlement could be reached. Brenden Desmond and Andy Nathan would be in Town for an Executive Session to update on the ADU process. Sullivan said there was still willingness on the part of the plaintiffs to discuss rather than following through on the appeal.

COUNCIL REPORTS AND COMMITTEE UPDATES

Kent Cowherd

- Next winter, the RTA would have more runs per day. They applied for funding for one new CNG bus, and they would be getting two.

Chris Haver

- A lot of decisions would be made at the next RTA meeting. They discussed other possible flights. Work with the airlines would be coming up in the next couple of months.
- Attended Chamber meeting. The portapottie advertisement had done well. They were working on Mardi Gras for next year. Crafted did well. CB3P would be coming up April 29th. The Oh Be Joyful race would be determined by run off.

Jackson Petito

- The Proclamation Committee met. They were seeking suggestions on how to handle proclamations. Schmidt asked the Council if they trusted Petito and Schmidt to make the decisions. Mitchell and Dujardin did. Schmidt determined they would talk to everyone individually.

Jim Schmidt

- Went to mayors/managers meeting in Montrose. He reviewed towns from which people attended. Montrose and Grand Junction were aggressively seeking outdoor recreation businesses. There was a presentation on pipe bursting, which could be done without trenching.
- Attended, along with Dujardin, Senator Bennet's town hall meeting.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

- Schmidt referenced the letter from Fletcher Haver regarding food trucks that was in the packet. Chris Haver recused himself and left the room. Schmidt recalled past discussions concerning food carts and booths, and he suggested they discuss on the next agenda where Town was on carts and booths. He wanted to ask Staff

to suggest what was amended. Fletcher Haver added there were two permits allowed for food trucks and no one used them in the past few years. Schmidt recognized concern of the brick and mortar businesses.

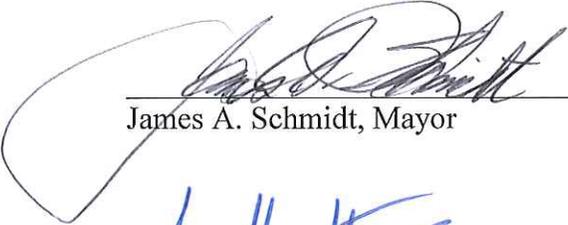
- Schmidt brought up the fire to destroy documents. MacDonald explained the background behind the decision, including the volume of documents, and that shredding would be done in the future.
- Schmidt mentioned the film shoot that was brought up during Staff Updates. MacDonald explained what would be distinctly disallowed.
- Cowherd asked if the Council was okay with not hearing from Department Heads. He wanted to hear them speak occasionally. It was important that they were heard. Merck recognized they worked all day, and he wondered if he wanted to have them come back. Dujardin would appreciate the updates earlier in the packet. Schmidt suggested a Department Head or two speak at each meeting.
- Town Clean-up would be on May 19th.
- A possible letter of support on the Teocalli Expansion was mentioned. MacDonald clarified that CBMR was not requesting one.
- Gunnison Public Lands Initiative would be presenting on their progress.
- MacDonald confirmed the Slate River Committee would start meeting in mid-May.

DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

- Monday, April 16, 2018 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, May 7, 2018 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, May 21, 2018 - 6:00PM Work Session - 7:00PM Regular Council

ADJOURNMENT

Mayor Schmidt adjourned the meeting at 8:13PM.


James A. Schmidt, Mayor


Lynelle Stanford, Town Clerk

(SEAL)

