

Town of Crested Butte
Regular Town Council Meeting
Minutes
Monday, May 20, 2013
Council Chambers, Crested Butte Town Hall

Mayor Huckstep called the meeting to order at 7:06 p.m.

Council members present: Roland Mason, David K. Owen, John Wirsing, Glenn Michel, Shaun Matuszewicz and Jim Schmidt.

Staff present: Bob Gillie, Acting Town Manager/Building and Zoning Director; John Belkin, Town Attorney; and Shelley Jansen, Town Clerk.

Staff present for part of the meeting: Lois Rozman, Finance Director; Tom Martin, Chief Marshall; and Jake Jones, Parks and Recreation Director.

APPROVAL OF AGENDA

Remove item 3) Temporary Liquor License Modification for Access to Montanya's outdoor seating, under new business.

Michel moved and Owen seconded to remove item 3) from new business from the agenda. A roll call was taken with all voting "Yes." **Motion passed.**

CONSENT AGENDA

- 1) Approval of Minutes May 6, 2013.
- 2) Approval of Special Event Application, Adult Co-ed Soccer Tournament, Rainbow Park and CBCS Field, June 29 & 30, 2013.
- 3) Approval of Special Event Application, Center for the Arts, Keller Williams-Bluegrass, July 26, 2013 at the Big Mine Ice Arena with more than 299 people.
- 4) Approval of Special Liquor Permit, Center for the Arts, Keller William-Bluegrass, July 26, 2013 at Big Mine Ice Arena.
- 5) Approval of Special Event Application, 4th of July OBJ Community Picnic, Town Park/Pavilion.
- 6) Approval of Special Event Application, Gunnison Car Show Breakfast Run, August 18th on Elk Avenue.
- 7) Approval of Special Event Application, Memorial Day Sidewalk Sale.
- 8) Approval of Special Event Application, Crested Butte Mountain Bike Association Membership Party, Paradise Park, June 7, 2013.
- 9) Approval of Special Event Liquor Permit, Crested Butte Mountain Bike Association Membership Party, Paradise Park, June 7, 2013.
- 10) Approval of Special Event Application, Bridges in the Butte 24-hour Townie Tour, Adaptive Sports Center, June 29-30, 2013.

Matuszewicz moved and Wirsing seconded to approve the consent agenda. A roll vote call was taken with all voting "Yes." **Motion passed.**

PUBLIC COMMENTS

Shawn Mast of Mt. Crested Butte who has a food vendor license disagreed with the recent ordinance that increased the size of handcarts by 4 square feet. He contended that one who has a larger cart can produce a larger variety of food items, but with a smaller unit you are limited. He felt he was at a competitive disadvantage. Mast requested to be notified in the future and didn't think he was considered. Mast would like to see the law changed or revoked. Shawn also requested to sell merchandise at his cart. Currently with the Code he cannot hold two vending permits.

Scott Wallis of Crested Butte, who had requested to have the ordinance changed, contended that it was needed to accommodate the 3 gallons of flowing fresh water every hour that the Health Department requires. Wallis agreed with Shawn's request to sell merchandise on the cart.

The Council decided to discuss later in the meeting whether to re-consider the issue.

STAFF UPDATES

Lois Rozman-

- 15 Grant applications for the summer grant cycle have been received requesting \$61,400. There is only \$17,295 available to allocate. Schmidt and Owen will be reviewing the applications.
- IT Strategic Plan RFP is complete and will be public by the end of the week.

Bob Gillie-

- 53 community members helped with the Town Clean-up and took away 9 cubic yards of trash.
- Bart Laemmel is the new Director of ORE.
- Working with Roger Grogg of GCEA in regards to the Solar Panel project.
- Friday, May 25 will be the day for the aerial photo survey of Town.
- Memorial Day Sidewalk Sale will be this weekend.
- Gunnison County Community Development Director candidate meet and greet will be on Wednesday, May 22nd.
- June 25th and July 30th CDOT will be holding transportation planning meetings at the Montrose Pavilion and all elected officials are invited.

Tom Martin-

- Marshall's will be participating in a training scenario at the CB school in a simulated traffic accident on May 7th.
- Accepting applications for an officer and will continue until the position is filled.

Shelley Jansen-

- Lois and I went out to clean the Chapel at the Cemetery to get ready for Memorial Day weekend. Meeting with Norman about the layout of the Cemetery.

PUBLIC HEARINGS

1) Ordinance No. 12, 2013-An Ordinance Imposing Temporary Moratorium on the Application for Any New Medical Marijuana Center License and the Establishment of Any New Business that Cultivates, Manufactures or Sells Marijuana or Marijuana Products.

Mayor Huckstep opened the public hearing.

No public comments.

Mayor Huckstep closed the public hearing.

Gillie stated that the state will begin accepting applications for retail operations by December 1st.

Wirsing moved and Mason seconded to approve ordinance No. 12, 2012.

A roll call vote was taken with “No” votes from Matuszewicz and Schmidt and voting “Yes” were Mason, Owen, Huckstep, Wirsing and Michel. **Motion passed.**

2) Ordinance No. 13, 2013- An Ordinance Amending the Town’s Noise Regulations Contained in Chapter 10, Article 9 to Reduce the Allowable Noise Level During the Daytime in the Commercial District from 70dBA to 60dBA.

Mayor Huckstep opened the public hearing.

No public comments.

Mayor Huckstep closed the public hearing.

Matuszewicz stated that this is more of an enforcement issue.

Wirsing moved and Schmidt seconded to approve ordinance No. 13, 2013.

A roll call vote was taken with “No” vote from Matuszewicz and voting “Yes” were Mason, Owen, Huckstep, Wirsing, Michel and Schmidt. **Motion passed.**

NEW BUSINESS

1) Review and Possible Action Regarding Amendments to the Zoning Ordinance.

Discussion ensued about the details of the zoning definitions.

Michel requested for the HUD definition from Gillie. Council agreed to not allow modular’s in the M zone, the mobile home zone.

2) Approval of Access license for Montanya’s outdoor seating.

Mayor Huckstep reclused himself from the room, due to a conflict of interest. Schmidt took over as Mayor Pro-Tem.

Matuszewicz moved and Wirsing seconded to approve Montanya’s outdoor seating.

A roll call vote was taken with all voting “Yes.”

EXECUTIVE SESSION

For a Conference with the Town Attorney for the Purpose of Receiving Legal Advice on Specific Legal Questions under C.R.S. Section 24-6-02(4)(b).

Council went into executive session at 8:55 p.m. and ended at 10:30 p.m. Mason, Owen, Matuszewicz, Huckstep, Wirsing, Michel, Schmidt, Gillie and Belkin attended. No action was taken.

LEGAL MATTERS

- Met with Rodney Due and Matt Peacock about the Pre-treatment Ordinance.
- Working on a right-away ordinance to address work being done on the Town's streets and alley by utilities and contractors.

COUNCIL REPORTS AND COMMITTEE UPDATES

Schmidt-

- Congratulations to Michel for his 3rd degree

Wirsing-

- At the TA mixer in Almont there was a good turn out from both ends of the valley.

Matuszewicz-

- Went to Salida for a Council meeting and was impressed at the citizen interaction. One idea to look at instituting at our Council meetings is projecting the agenda on the wall. Shelley will look into it.

Huckstep-

- A second homeowner approached Huck to broadcast the Council meetings on the Web. They would pay the funds for the technology. Huck will contact the second homeowner.

Owen-

- Meet and greet the Gunnison County Airport Manager search on Wednesday, May 22, 2013.

Mason-

- At the RTA meeting CBMR decided to partner with RTA to support flights between Gunnison and Houston. During the winter there will be flights served by American Airlines from Dallas with a different type of aircraft, an Airbus, which will be able to fly in more difficult weather.
- During the winter there will also be a flight from Houston with a smaller plane. RTA will be using \$538,000 (128 total seats per flight) and not going into reserves.

Huckstep-

- Requested to see results of the BOZAR review.
- June 18th-Rural Philanthropy days in Ouray.
- Huckstep has had various discussions with business owners about the holiday lighting ordinance.
- Growler is this weekend in Gunnison.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

- Mayor Huckstep received a request to sign a letter for Northwest Cobb for local control on behalf of Governor Hickenlooper. Belkin recommend having someone

come in and talk about Oil and Gas. Belkin stated that we should be careful. Discussion ensued about the letter. No action is being taken.

- Discussion of vending handcart size. No action on the cart size. Discussion ensued about selling merchandise on handcarts. No action was taken although the staff is to look into it for next summer.
- Matuszewicz made the comment about putting community agenda items first and only council items second. Council agreed.

**DISCUSSION TO SCHEDULE FUTURE WORK SESSION TOPICS
COUNCIL MEETING SCHEDULE**

Monday, June 3, 2013-6 p.m. Work Session-7 p.m. Regular Council.
Monday, June 17, 2013-6 p.m. Work Session-7 p.m. Regular Council.
Monday, July 1, 2013-6 p.m. Work Session-7 p.m. Regular Council.
Monday, July 15, 2013-6 p.m. Work Session-7 p.m. Regular Council.

ADJOURNMENT

Mayor Huckstep adjourned the meeting at 10:32 p.m.



Aaron J. Huckstep, Mayor



Shelley Jansen, Town Clerk

