

**Town of Crested Butte**  
**Regular Town Council Meeting**  
**Minutes**  
**Monday, May 19, 2014**  
**Council Chambers, Crested Butte Town Hall**

Mayor Huckstep called the meeting to order at 7:04 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; Kathy Napoli, Acting Town Clerk, Tom Martin, Chief Marshal.

Staff present for part of the meeting: Jake Jones, Parks and Recreation Director, Michael Yerman, Town Planner, Rodney Due, Director of Public Works, and Lois Rozman, Finance Director.

**APPROVAL OF AGENDA**

Mason 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 May 5, 2014 Minutes.
- 2) Approval of Special Meeting on May 7, 2014 Minutes.

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

**PUBLIC COMMENTS**

Keith Bauer from the Nordic Center came to thank the Town and the Town Council for the Nordic Council support for both the fall and spring grant cycle. Bauer reported the snow cat is completely paid for. As well, he reported that the Nordic Center's Revenues are up 25.6% up from last year and the day pass is up 59% compared to last year. As well, the Nordic Center paid the Town \$4000 in sales tax. Last year, Nordic Ski Capital of Colorado, was trademarked by the Nordic Center. Bauer said this was due to holding the largest event, Alley Loop, in the state, and the biggest backcountry event, Grand Traverse. He added that for children 15 and under passes and rentals free at the Nordic Center.

Councilman Ladoulis asked about an email sent out on Fat Biking. Bauer stated the survey showed 48% were for fat biking on Nordic trails and 52% were against it.

Councilman Schmidt asked about the 59% of increase in users and why this is happening. Bauer stated that they started grooming October 16<sup>th</sup> on Kebler Pass and in Town they started grooming on November 15<sup>th</sup> which is about 3 weeks earlier than previous years.

## **STAFF UPDATES**

### Todd Crossett-

Town Manager Crossett complimented Lauren Alkire and Jessie Early for organizing the Town Clean up and thanked Donitas for hosting the lunch. Town Manager Crossett reported that Region 10 did receive the DOLA Grant for a regional study, and an RFP will be out early June. They will ask the town for a few hundred dollars for grant.

Councilman Schmidt asked what are they studying, and Manager Crossett stated the study is realizing where each region is at and go from there and work on connectivity. Manager Crossett stated that DOLA approached Region 10 and gave money to try and bundle different projects. At some point, DOLA will come here and have better ideas of how to move forward. In general, Manager Crossett stated they are trying to figure out what people need in southwest Colorado regarding broadband. In addition, Manager Crossett stated they are currently interviewing for Town Clerk this week and the Parks and Recreation job is posted until June 2 and then they will interview. Additionally he added that the 20 hour intern is now 40 hours in this will help Parks and Recreation into the summer. Lastly, Manager Crossett stated that the Walking Bridge behind Yoga Studio will be closed for awhile due to structural damage.

### Kathy Napoli-

Clerk Napoli reported that the Clerk's Office has been busy with several special event applications. Napoli reported that the Town Department Heads are administratively approving special events that do not have any major changes from previous years and do not have major parades or street closures. Mayor Huckstep asked the council if they were okay with this and everyone agreed it was fine. Clerk Napoli reported that she will report out at Town Council Meetings under her staff update any special events that were administratively approved.

### Rodney Due-

Due reported that he went to fracking conference and heard from all sides of people in the industry. Due said that he learned a lot and there are new innovations with fracking. Due also mentioned the logging coming through town this summer and he is collaborating with Gunnison County and Town Attorney John Belkin to have an appropriate agreement with the company. Due also stated that Elk Avenue is moving along with the sidewalks and he believes they will be done this week in time for Memorial Day. As well, Public Works started on the bus stop by Clark's and is moving the bus stop. Due added it appears that this project will come in under budget.

### Tom Martin-

Martin reported being busy at Marshal's office. He explained there were many arrests including a Felony arrest at the bank, a DUI arrest, 3 times above the legal limit and a patron and bar doorman fight. Martin reported that Dan, the new Marshal started last week and is a good fit

Councilman Mason asked about allocating \$19,000 for the training of the recruit and wondered if this was used or not? Martin said \$17,000 was allocated and they will save some money by not sponsoring him going to academy. We will still need to pay for his salary now in field training but will be independent by August.

Lois Rozman-

Rozman stated the Spring Grant Applications came in and she received 13 applications. Rozman needs to find a sub-committee and pick a date to review applications. Councilman Owen and Councilman Schmidt will be on the Grant Committee. Rozman will email both and follow up with them. Rozman added that she is still collecting some sales tax data from March and will have this out shortly.

**PUBLIC HEARING**

1) 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 Not to Exceed of \$25,000.00

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

No public comments.

Mayor Huckstep closed the public hearing.

Schmidt moved and Matuszewicz seconded to approve 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 Not to Exceed of \$25,000.00

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

**NEW BUSINESS**

1) Discussion and Possible Action in Regards to a Zero Plastic Bag Initiative, Kristen Van Hoesen, Executive Director of ORE.

Mayor Huckstep referenced that in the packets there is a letter dated May 15<sup>th</sup> from ORE along with letters from the business owners in the community. Dan Piquette, 512B n 15<sup>th</sup> Street Gunnison, CO reported that he is not with ORE but a Gunnison Native and he has a vested interest in this topic. He shared that he was going to start presenting until Kristen arrived at the Town Council Meeting.

Councilman Schmidt stated that he has been having problems with not having any plastic bags because visitors do not pack bags when they travel here. Councilman Schmidt would encourage a recycle or shared bags situation.

Councilman Mason would like to hear the facts. Dan Piquette shared that he cares about the environment and our current society discusses issues well but does not do anything about it. He referenced convenience as a reason that people have trash, and use plastic water bottles. He shared those local businesses should hand bags out at airport and advertise their business. He

feels that he has a responsibility to ask to do something good for the environment and encouraged the Town Council to help take part of this responsibility.

Kristen Van Hoesen stated she wanted to check in with Town Council and wanted to share an update regarding zero plastic bags. She has realized that they need time to do this correctly and are not asking for any action today. She added she was somewhat disappointed that the Chamber survey was not more in depth and unfortunately it was only one question. However, 51% of local businesses were in favor of banning plastic bags. However, she would like to have more questions and do more research

Mayor Huckstep asked the Town Council if they are all in favor of Kristen coming back and they stated yes.

Councilman Matuszewicz and Councilman Ladoulis ask for clarification of what ORE needs from the Council. Kristen stated that if an Ordinance passed she would like to make a souvenir bag handed out to all people, possibly made by one CBCS student and one Gunnison student. She added that tourism is a huge component in this and ORE is considering giving all tourists this bag. There has been discussion about putting logos on the bags as well.

Councilman Ladoulis followed up about talking with Clark's Market and how they would feel about this. ORE talked with Clark's and they are supportive of zero plastic bags. They have their own bags right now for \$1 each but still provide plastic bags if people want them. Councilman Ladoulis said he would like someone from Clark's market in person for public comment if this is in a public hearing.

No action was taken.

## 2) Discussion and Appointment of Austin Ross to the BOZAR.

Mayor Huckstep thanked Mr. Ross for being willing to serve on a public board.

Councilman Ladoulis asked why Mr. Ross would want to do this. Ross stated studied economics and sociology and that he is interested in urban planning and this allows him to do so.

Mayor Huckstep asked about perspective about cookie cutter Victorian homes in Crested Butte. Ross said these are fairly homogeneous dwellings but if people want to get crazy there is CB South and Mt. Crested Butte. However, Crested Butte is a national historic district and worth preserving.

Councilman Mason asked about the least effective project Ross referenced being the roof on the hockey rink and what would he have done different. Ross stated it created congestion. The roof does not create all the traffic, but if structure include concession stand, bathrooms outside Nordic center building, could have worked better. Ross felt that this could have been a big anchor for another side of town to bring more people and support local businesses.

Councilman Michel encouraged Ross to go to State Historic Preservation conferences to have more learning and education.

Mayor Huckstep asked about bus stops and if BOZAR should have any input to them and if adds or take away from our community. Ross stated they can add character to the town if done right and they can help tourists find the bus stops.

Councilman Michel asked Ross if he can apply the BOZAR guidelines if he sits on board, and Ross stated he believes he can and apply them. Ross stated that guidelines developed for reason and worth respecting.

Mason moved and Schmidt seconded to approve the appointment of Austin Ross to the BOZAR. A roll call vote was taken with all voting "Yes." **Motion Passed.**

### 3) Discussion and Possible Action regarding Open Container Laws and Entertainment Districts.

Mayor Huckstep recaps his request to review open container laws.

Councilman Mason asked how hard is it to do an entertainment district and Town Attorney Belkin said not that hard necessarily. He added they can be pretty big or discrete. Currently, Snowmass Village and Leadville have entertainment districts. Town Attorney Belkin stated that he could do a work session for this topic if council would like. Councilman Matuszewicz pointed out that with Entertainment District everyone can sell beer and walk around and many non-profit make their money this way, and generate revenue for non profits.

Mayor Huckstep said he brought this up to make potentially make the Marshal's job easier and people to have fun.

Councilman Schmidt stated his concern similar to Councilman Matuszewicz. How does it look in other places, when is it used and not used?

Councilman Ladoulis asked if it was addressed in other towns what impact it had on restaurants on liability and if this would be impacted by an entertainment district. Town Attorney Belkin stated for example, in Leadville, they have six blocks down Main Street and includes only the major streets; they have only one big zone. However, it can be done in many different ways.

Councilman Michel referenced that Tom Marin would need to add his opinion because his guys would have to deal with this. Marshal Martin is not fully clear on what an entertainment District and shares his view. He stated that he has serious concerns about what this does for control and consumption in this town. Every event already has overconsumption issues and if this adds to it then Marshal Martin has serious concerns. He added that currently the Marshals office has their hands full with over consumption. Martin stated that everyone at Marshals office is not in favor of more consumption. Martin sees consumption going up and control going down, but he is open to hearing more about entertainment district. Marshal Martin added that special events are already crazy and he would prefer if entertainment districts were not during special events.

Mayor Huckstep supports Tom Martin remarks and is fine letting go of this topic. Councilman Matuszewicz stated that he agrees with Mayor Huckstep. Mayor Huckstep asked if anyone on Town Council strongly wants to pursue this and no one does.

No action was taken and Mayor Huckstep stated no further action is required.

## **LEGAL MATTERS**

Town Attorney Belkin reported that he does not have anything.

Councilman Schmidt asked about housing and Attorney Belkin reported that one in Bankruptcy may soon not be and he will be coming back to council soon. Attorney Belkin also worked through a deed restriction issue and people are getting a refinance.

Mayor Huckstep asked to move Executive session to the end so that the clerk did not have to stay and all Town Council members were in support of this change.

## **COUNCIL REPORTS AND COMMITTEE UPDATES**

Mason- Reported that the RTA board meeting went really well and the winter program was very successful. Summer program is going well and seats are filling up.

Michel- Reported that Mountain Express had a Board Meeting, and they have a new small bus and a starry night theme was chosen. Dom from CB South was there about CB South bus service starting again. He is to come back with data and research to improve this service.

Huckstep- Reported an email from Forest Service regarding dead man bridge, and contract will be awarded this August 2015. As well, there is a Colorado Energy Forum May 30<sup>th</sup> in Colorado Springs if anyone interested.

Ladoulis- Reported that the Chamber board meeting is tomorrow and the search for executive director is reduced to two, local candidates. As well, the TA board meeting moved to next month. Councilman Ladoulis reported he had an MCPAC discussion with Mr. Sherwood and if were to build that community could take advantage of more conferences and hotels and maybe bigger than one building. It could be a larger discussion on how to bring a large group of people here for a conference. Councilman Michel stated Gary Kaiser, board president of Mountain Express, will work together with MCPAC as well.

Matuszewicz- Reported there is a Center for the Arts meeting this Thursday.

Schmidt- Reported there was a Cemetery Committee Meeting and June 7<sup>th</sup> is the tentative date for weed pulling. He added they will re-evaluate it a few days before and use the back up date of June 21<sup>st</sup>. He shared that Town Clean up was interesting and in past years there was lots more trash. He feels things are improving and need less dumpsters.

Councilman Schmidt asked Crossett about the Community Development Director of Gunnison County and they are interested in how TA represents the whole valley. A discussion ensued about the TA and Mayor Huckstep recapped over time the TA has changed Executive Directors

and there is a desire to see people from across the county to work together and hopes we can stay a force of support between the entities.

### **OTHER BUSINESS TO COME BEFORE THE COUNCIL**

Councilman Matuszewicz commented on PDF Complete being in the e-packet report and that he talked to Lois Rozman and no longer will be there.

Councilman Michel said would like a retreat to do the town manager review since it has been a year. He would like to discuss what is happening and provide constructive feedback towards the future.

Mayor Huckstep stated there is a form that staff fills out and that council fills out then combine those. He added that free resource in community and combine all information and report information back in a better matter with this free consultant. The person would look at all the data, and talk to some of the stakeholders and reporters of the information. Town Council seemed interested in this resource. Mayor Huckstep they could also do Town Attorney Belkin's review at the same time. June 17<sup>th</sup> was set as the date 8:00 -2:00 pm meeting at an offsite location that Clerk Napoli and Mayor Huckstep will coordinate.

### **DISCUSSION TO SCHEDULE FUTURE WORK SESSION TOPICS**

Mayor Huckstep asked about ROAH possible as work session and private establishment for June 2<sup>nd</sup>. Manager Crossett stated that he will talk to the Town Planner to see if this is possible.

Manager Crossett asked the Town Council if they want to move everything back with meeting start times again this summer due to Alpenglow. Summer schedule for town council meetings or work sessions will be at 7:00 p.m. beginning July 7<sup>th</sup>, 2014. All Town Council members agreed this was okay.

### **COUNCIL MEETING SCHEDULE**

Monday, June 2, 2014-6 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

Monday, July 21, 2014- 7 p.m. Regular Council

### **EXECUTIVE SESSION**

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).

Schmidt moved and Mason seconded to go into an executive session.  
A roll call vote was taken with all voting "Yes." **Motion Passed.**

Council went into executive session at 8:48 p.m. and ended at 9:51 p.m. Mason, Huckstep, Schmidt, Michel, Ladoulis, Matuszewicz, Town Manager Crossett and Town Attorney Belkin attended the executive session.

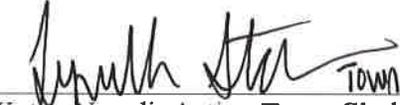
No action was taken.

Mayor Huckstep adjourned the meeting at 9:52 p.m.



Aaron J. Huckstep, Mayor

*Signed for Kathy after her departure*



Kathy Napoli, Acting Town Clerk

Town Clerk (SEAL)