

MINUTES
Town of Crested Butte
Regular Town Council Meeting
Monday, November 4, 2019
Council Chambers, Crested Butte Town Hall

Mayor Schmidt called the meeting to order at 7:05PM.

Council Members Present: Will Dujardin, Candice Bradley, Chris Haver, Mallika Magner, and Paul Merck

Staff Present: Town Manager Dara MacDonald, Town Attorney Barbara Green, and Town Clerk Lynelle Stanford

Parks and Recreation Director Janna Hansen (for part of the meeting)

Schmidt mentioned the work session that preceded the meeting.

APPROVAL OF AGENDA

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

CONSENT AGENDA

1) October 21, 2019 Regular Town Council Meeting Minutes.

2) Resolution No. 28, Series 2019 - A Resolution of the Crested Butte Town Council Approving the Contract for Use of the Big Mine Ice Arena by Gunnison Valley Hockey Association for the 2019-2020 Winter Season.

3) Approval of the 2019 Arbor Day Proclamation and Tree City USA Application for Certification.

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

PUBLIC COMMENT

Rob Burnett

- He thought the Council could do something about this (illegal workers) and give working people a shot.
- The cartels were moving in.
- He saw the lawlessness.
- Merck told Burnett to call him. He suggested Burnett go to a project and find out who the contractor was.

- Burnett suggested a licensing process. He was informed the Town already licensed businesses.
- Working class people were being decimated.
- The Council decided to move the discussion to Other Business.

STAFF UPDATES

- Schmidt referred to the staff report from MacDonald.
- MacDonald mentioned the CAST survey and asked whether the Council wanted to discuss under Other Business. Schmidt outlined the Town's short-term rental (STR) policies at the CAST meeting. He explained what they were considering at CAST. Schmidt identified that Town would not gain money. Magner countered that it was not all about the money; it was about keeping Crested Butte occupied by people that live here. Bradley suggested they include in the survey that STRs should be energy efficient. The Council directed MacDonald to complete the survey.
- Schmidt questioned if there would be an update on the investment grade audit. MacDonald answered that the full report should be ready in early December.
- Haver wondered about the grant funding available to the hospital that would help bring broadband connectivity to Mt. Crested Butte. MacDonald reviewed funding mechanisms.
- Dujardin asked if there were any updates on the verification of commitments from the bartenders to the late night town taxi. Zillioux had reported to MacDonald that he had not heard back from Mountain Express and RTA.
- Haver confirmed the location of the pedestrian bridge mentioned in the staff report.

LEGAL MATTERS

Green updated that the Town was in a group of governments to participate in air quality control hearings. The pre-hearing statement would be filed tomorrow, and the rule making hearing would be in December.

They had a discussion with bond counsel about the vacancy or dark house tax. The safest approach would be a tax, implemented through an election that would be a flat fee. Enforcement would become challenging. Dujardin asked MacDonald to report on what had been approved in Oakland. Magner wanted to continue the conversation. Bradley and Dujardin agreed. Schmidt affirmed MacDonald should add the topic to an upcoming agenda.

COUNCIL REPORTS AND COMMITTEE UPDATES

Mallika Magner

- \$100M, per year, over the next three years, had been earmarked by the State for affordable housing. The Valley Housing Fund wanted to identify projects.

Projects had to be identified in order to get the money. The Housing Authority did not want to develop affordable housing; they wanted to manage.

- Executive Director Ashley UpChurch would be leaving the Chamber in May.

Will Dujardin

- Went to an Upper Gunnison River Water Conservancy District meeting last week.
 - The reservoirs had gone back down. Drought was coming back into the state.
 - Sonia Chavez had been hired as the manager.
 - There was a presentation regarding the Dust-on-Snow program from Jeff Derry. Dust affected the rate of snow melt and stream flows.
 - Bill Trampe, from the Colorado River District, updated on the water plan implementation.
 - The Colorado River District was looking at reducing the grant program.
 - The Taylor Dam would be released at 100 cfs through the winter.
 - Phase 1 of the Upper Gunnison Watershed Management Plan was being finalized.
- Dujardin was on the phone for the CC4CA steering committee meeting.
 - They had structural changes.
 - They were not pursuing official non-profit status.
 - CC4CA was preparing statements for the Air Quality Control Commission.
 - Toyota and GM sided with the Trump administration in wanting to roll back regulations on the automotive industry.
 - CDPHE was finalizing the state-wide greenhouse gas inventory.
 - The 2020 legislative session would not be as climate active as the last one.
- The Climate Subcommittee of the OVLC met on Wednesday last week. On Thursday, they presented their ideas to the OVLC for the climate conference.

Chris Haver

- SBDC was still working in Gunnison County, and they offered more loans in Gunnison County than anywhere else.
- Haver went to the RTA meeting.
 - There would be \$4.5M from FFA funding that would be used for the first phase of terminal updates.
 - Flight ticket sales were rolling, but they had died out last week.
 - Bus ridership was up 52%.
 - Summer air service had the largest number of passengers, but the load factors were not great.
 - Haver listed upcoming meetings regarding RTA.
 - MacDonald asked whether the Council had provided feedback for the RTA and Mountain Express joint meeting. Then, she asked the Council if they wanted to discuss as an agenda item. Haver asked for the discussion to take place on November 18th.

Jim Schmidt

- Thanked those who attended the joint intergovernmental meeting at the Wooden Nickel.
- He attended the grand opening of the Garden Walk in Gunnison.
- Met with Joe Fitzpatrick and Mayor Farmer to discuss a comprehensive plan and to see if Mt. Crested Butte was interested in participating, which they were.
- MacDonald and he met with Tim Baker for lunch on the 23rd. They talked about Vail's emphasis on recycling and their desire to do composting.
- He attended the CAST meeting on the 24th and 25th. The presentation by Reeves Brown cleared up Gallagher, TABOR and the school district one (Amendment 23). Schmidt described Brown's method for interaction during the presentation.
- They met with Aspen's climate office. They talked about composting that started with a private individual walking around town with five gallon buckets.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

Schmidt brought forth the topic of Brush Creek. He wanted the Town and Mt. Crested Butte to receive a formal statement from the County that the project was done. Secondly, he wanted the Council to bless that he meet with Mt. Crested Butte Mayor Farmer, Tim Baker from CBMR, and a representative from the County to start talking informally about what a process would look like. He mentioned topics they should discuss to clear up ahead of time. Magner identified questions to answer, including the number of units that could be accommodated by the East River Sanitation District, and water needed to be addressed sooner rather than later. Schmidt agreed. MacDonald recognized the Council needed to be strategic in prioritizing projects that Staff could manage. It was worth discussing with Mt. Crested Butte where they could focus on the near-term. Green acknowledged they needed to take another look at the MOU. Dujardin was not comfortable having Schmidt and Farmer as representatives of the councils. Schmidt voiced that he took offense. Dujardin thought they needed more than one person. Haver felt there could be a whole lot of movement on the in-town locations. He suggested they could talk with Mt. Crested Butte about projects they could move along quickly. Magner questioned the timeline of the Slate River Annexation. She thought it was an important piece of the puzzle. MacDonald asked whether the Council wanted to appoint a subcommittee to meet with a subcommittee from Mt. Crested Butte on Brush Creek. Magner preferred the Council talked first about what they wanted to see. MacDonald said Staff could put together a timeline. The discussion on housing would be added to a future agenda.

Rob Burnett, who spoke during Public Comment, suggested e-verification be a part of the licensing program for anyone who was working with the Town. Magner attempted to summarize the issue. Burnett stated the issue was that illegal workers were coming in and undercutting the local people. Magner asked what the Town Council could do to address the issue. Burnett thought the Town could enforce the e-verification law. MacDonald said the Town could, under a contract, ask the contractor to provide the e-verification paperwork. She stated the Town was not proactively trying to enforce. Burnett wanted to get the authorities involved. Magner asked for ideas in writing on what the Town could do. Merck appreciated Burnett's input. Merck asked for bullet

point ideas that would solve the issue. Merck told Burnett that it was his prerogative to do what he felt was best. Haver recommended he research tools that were in place in other locations.

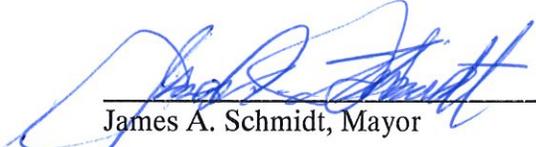
Dujardin thanked Merck. Haver added his thanks and appreciation. Schmidt confirmed Merck would be attending the next meeting, where he intended to say a few words.

DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

- Monday, November 11, 2019 - 2:00PM to 4:00PM New Council Orientation Session
- Monday, November 18, 2019 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, December 2, 2019 - 6:00PM Work Session - 7:00PM Regular Council
- Monday, December 16, 2019 - 5:00PM Work Session - 7:00PM Regular Council

ADJOURNMENT

Mayor Schmidt adjourned the meeting at 8:33PM.



James A. Schmidt, Mayor



Lynelle Stanford, Town Clerk (SEAL)

