

MINUTES
Town of Crested Butte
Regular Town Council Meeting
Monday, April 4, 2016
Council Chambers, Crested Butte Town Hall

Mayor Michel called the meeting to order at 7:01PM.

Council Members Present: Jim Schmidt, Erika Vohman, Chris Ladoulis, Roland Mason, Laura Mitchell, and Paul Merck

Staff Present: Town Clerk Lynelle Stanford, Public Works Director Rodney Due, Building and Zoning Director Bob Gillie, Finance Director Lois Rozman, Town Planner Michael Yerman, and Parks and Recreation Director Janna Hansen

APPROVAL OF THE AGENDA

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

CONSENT AGENDA

- 1) Approval of March 21, 2016 Regular Town Council Meeting Minutes.**
- 2) Approval of Gunnison Car Show Breakfast Run Special Event Application Proposed for Sunday, August 21, 2016 from 7AM to 11AM on Elk Avenue from 2nd Street to 5th Street.**
- 3) Approval to Authorize the Mayor to Sign an Intergovernmental Agreement Regarding Undesirable Plant Management.**
- 4) Approval of Resolution No. 8, Series 2016 - Resolutions of the Crested Butte Town Council Authorizing the Grant of a Revocable License to 3D 367 Real Estate Ltd. to Encroach into the Whiterock Avenue Public Right-of-Way with a 785 Square Foot Area that Includes a Rock Wall, Landscaping, Steps and Parking Area Adjacent to Lot 22-24, Block 31, Town of Crested Butte.**

Ladoulis requested the removal of item number 4 and for it to be moved to New Business.

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

PUBLIC COMMENT

Andrew Heath and Sigrid Cottrell - Reported to live at Pitchfork on the mountain.

- Requested a place on the agenda in July.
- Their objective was to make Crested Butte sustainable using current resources for power to the Town with zero emissions.
- Cottrell referred the Council to the website: solarhydrogeninc.com.
- Michel said they could contact the Town Manager concerning a future agenda item.

Glo Cunningham - 324 Teocalli Ave

- Was present for the agenda items on the Town Manager search and appointment of an Interim Town Manager. She wanted to hear the Council discuss before commenting.

STAFF UPDATES

Lynelle Stanford

- Mentioned the Clerk's Office was busy with special events.
- Confirmed there would be a quorum for the next meeting.
- It was questioned when the location of Vinotok would be discussed. The Council requested earlier rather than later.

Janna Hansen

- Her department was gearing up for spring and summer projects.
- She thought they could have proposals from four companies on the tennis courts.
- The Rec Path was to be cleared this week to make it accessible to walkers and bikers.
- Schmidt questioned how long the tennis courts would be unavailable, and Hansen said about two weeks.

Rodney Due

- Agreed the discussion on Vinotok should occur sooner rather than later, considering the upcoming work at the Four Way lot. They discussed installing firebricks in the parking lot to accommodate the event.
- The crew started street sweeping today.
- He was attending a Board of County Commissioners meeting tomorrow. They were discussing changes to onsite wastewater treatment regulations.
- Mitchell questioned what was happening at the Meadows. She asked if there were plans to revegetate or to put in gravel to help with the mud. Due confirmed the area was seeded last year. The ditch was used for drainage, and it was the ditch owner's responsibility to arrange for drainage. He suggested to residents that they put the bridges back for mud season. Due added that a capped pipe was included in the box installed by Town, and they could run piping into the box for drainage in the future. Hansen said they were working with the property owners, and Due stated they could talk to either Hansen or himself.

Lois Rozman

- Confirmed with the Council they were okay with her proceeding with the second round for spring grants. She said the grant committee would need to meet in late May or early June.

Bob Gillie

- Sixth Street Station withdrew their zoning application.

Michael Yerman

- Reported he was catching up from vacation.
- He would have a Creative District meeting on Wednesday.

Schmidt questioned the sales tax numbers provided by Rozman. She said they were missing filers, but February was stronger than she would have expected.

NEW BUSINESS

1) Direction to the Town Staff Regarding Creation of a Committee to Make Recommendations to the Town Council Regarding Short-Term Rentals (VHRs).

Gillie explained that he met with Schmidt and Rozman, and they decided it was most efficient to form a committee. He said there were a lot of decisions imbedded in the discussion. He outlined the make up of the committee, and he listed broad topics for discussion for the committee. Michel confirmed the committee would be checking in with the Council and would be making recommendations. Michel further questioned how they would vet applications (from prospective committee members) that came in from the public. Gillie explained it was his intent to gain balance on the committee. He offered to bring the applications to the Council to make the decision. Ladoulis thought the Council needed to weigh in on the make up of the group. Both Mitchell and Schmidt volunteered to be the Council members on the committee.

Mitchell asked if anyone had suggested forming a district for the north end of the valley. Yerman said the One Valley Prosperity Project - Affordable Housing Group discussed the idea of a regional housing source. They were trying to assess the legal issues and logistics. Michel said they could work collaboratively, but they didn't have to wait.

Schmidt moved and Mitchell seconded a motion to authorize the formation of a committee to make recommendations to the Council regarding changes to the regulatory framework for short-term rentals within the Town of Crested Butte. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

2) Discussion and Possible Appointment of Interim Town Manager.

Michel explained the Council interviewed Bill Crank last Friday. Schmidt asked how soon he would start, and Crank said it would be a week from today.

Schmidt moved and Merck seconded a motion to appoint Bill Crank as the Interim Town Manager pending a suitable contract. A roll call vote was taken with all voting, "Yes." **Motion passed unanimously.**

3) Approval of Resolution No. 8, Series 2016 - Resolutions of the Crested Butte Town Council Authorizing the Grant of a Revocable License to 3D 367 Real Estate Ltd. to Encroach into the Whiterock Avenue Public Right-of-Way with a 785 Square Foot Area that Includes a Rock Wall, Landscaping, Steps and Parking Area Adjacent to Lot 22-24, Block 31, Town of Crested Butte.

Ladoulis was concerned they would commemorate parking places in the Town's right of way subject to winter parking for a specific property in Town. He wondered how they would be treated in the winter. Gillie said the property was near the bridge, and there was not a lot of snow storage in the area. When the house was built, no one cared about parking, and they used the spots for 30 to 40 years. He said there were houses in the Town's right of way that they granted licenses to as well. Town was being a good neighbor to memorialize what had been going on. Michel asked if they were setting precedent for the future. Gillie's stance would be different if he thought there was a practical solution for them to use their own property. Due added that nothing was really changing. Ladoulis said that other items on the Consent Agenda were overhanging eaves or steps. Devoting an entire parking space, considering fees paid by businesses and winter parking regulations, were reasons to discuss. He didn't want to memorialize for a certain property. Gillie recognized it was an exceptional situation relative to the lot and creek. Gillie said Town would rather they had parking there than on the street. Schmidt said the situation had been exasperated when the bridge was raised. Ladoulis was concerned about the precedential value. Gillie said the intent was not to put random parking in the Town's right of way; it was an exceptional situation that had been in place for decades.

Vohman moved and Schmidt seconded a motion to approve Resolution No. 8, Series 2016 – Resolutions of the Crested Butte Town Council authorizing the grant of a revocable license to 3D 367 Real Estate Ltd. to encroach into the Whiterock Avenue public right of way with a 785 square foot area that includes a rock wall, etc. A roll call vote was taken with all voting, "Yes," except Ladoulis voted, "No." **Motion passed.**

4) Town Council Discussion of Town Manager Search.

Michel explained that the Executive Session (held during a special meeting last Friday) didn't have clear consensus. Vohman stated she was not in favor of hiring a search firm. She felt confident there were local candidates, and then they could expand if necessary. Schmidt agreed with Vohman that he had a problem using a search firm. Judging by the last three results, it was difficult to pick someone based on interviews and letters. He thought it was nice for a local to have the opportunity to work up to something. He was for keeping the hiring local. He cited concern with the cost of a headhunting firm.

Michel asked who was considered a local. Schmidt said they would just advertise locally, and they would put a lot of weight on someone spending a lot of time in Town with proven abilities. Ladoulis thought it was hard to define a local. He thought they were mistaken commingling using a search firm and not hiring a local. He thought they should hire a firm to help them make a better decision, and he would like to see the process handled by a professional group.

Michel identified the options for the Council: 1) Hand over the search; 2) Hire a firm to help organize and to help with interviews (the middle ground/hybrid); 3) Handle the search internally with Staff and Council members on a committee. Schmidt said they could work out some sort of hybrid, and Crank and Rozman could report back at an upcoming meeting. Schmidt spoke with Sam Mamet from the Colorado Municipal League (CML). Mamet said Towns had succeeded and failed both by using a search firm and not using one. Schmidt had a hard time pulling someone away from a job because that person would do the same thing again. Mason didn't want to hand the whole process over to a firm, and he didn't want to ask Rozman or Crank if they had time. He suggested they hire a consultant to manage the search with the Council. Mason also said before they focused on local or nationwide, they needed to do a work session or retreat to determine what they wanted in a Town Manager. He thought a local could rise to the top regardless. He also wanted to see a five-year projection on salary and benefits in making the decision on what they could offer. Mitchell stated she was on the same page as Mason, and some type of hybrid made sense. She wanted to get the right person, local or not. Michel was an advocate for opening up the process to get a better pool, having assistance, and being more transparent. The process would add legitimacy for whomever they chose to hire.

Michel asked if they wanted to direct Staff to put out a RFP for assistance in the search for the Town Manager. Rozman said they needed time for responses to the RFP. Crank identified it was clear they wanted an outside group to help with the search. He cautioned that headhunters often had their own stables of applicants. He stated he could work with Rozman. Michel reiterated that the Council needed to identify what they wanted in either a work session or retreat, and then they could decide on the RFP. Schmidt was disappointed. He thought it was a waste of money and would greatly lengthen the process. There were some very good local candidates. Michel reminded the Council that hiring the Town Manager was one of the most important things they would do as a body. He wanted them to err on the side of a good, thorough job. Mason recognized they were at a different point from the last time they hired. He thought the Manager's job description could have changed. He thought they should at least have a retreat, and they should get input from the public as well, which he would like to see the consultant facilitate.

Michel asked if anyone from the public wanted to comment:

Glo Cunningham

- Was not in favor of using a search firm, but she liked the idea of having a consultant come in and advise.

- Said to look locally because they needed someone who knew Crested Butte.
- She was comfortable with a wonderful candidate in the community.
- Thrilled that Crank was appointed Interim Town Manager.

Ladoulis cautioned there could be an unrealistic expectation with what the consultant would cost. Michel added that DOLA had services they provided to ensure good governance. Schmidt said the cost could be up to \$40K. Vohman was okay with up to \$15K. Ladoulis said they couldn't expect \$50K results by spending \$2K. Michel wanted to identify what was needed, and then consultants would bid. Ladoulis wanted to weave local knowledge into the job description. Mitchell stated anyone with a master's degree would float to the top, and that \$10K to \$20K should not cause huge public uproar. She thought \$50K sounded outrageous. Schmidt was back to suggesting that Crank and Rozman explore before the next meeting what was out there at what price.

Next, the Council discussed passive candidates. Mason stated they didn't know what was out there. Crank recognized the hardest part was deciding what they wanted in a candidate. He said Staff could spend time on it. Michel summarized they didn't know the cost, but they were agreeing to a hybrid model. Rozman had a general idea of what the Council wanted. She confirmed they were taking the middle road. She could refer to the RFP used by Gunnison, and she could use the HR Listserv as a resource.

5) Scheduling of Town Attorney Review.

Michel said the Council needed to review the Town Attorney at the end of May or beginning of June. Both Schmidt and Mason would miss the second meeting in May. The Council directed Stanford to work to coordinate the review for the end of May.

LEGAL MATTERS

None

COUNCIL REPORTS UPDATES AND COMMITTEE UPDATES

Jim Schmidt

- He would be meeting with the Creative District on Wednesday.

Erika Vohman

- They had a plastic bag meeting. She wondered if Town would take the lead to manage the ban, or if they should form a 501c3. It was advised that Vohman bring up the topic under Other Business.

Laura Mitchell

- Met with HCCA and Alli Melton. They were working on in-stream water flows. Also, Melton was working on the relationship around coal in Delta and Gunnison Counties.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

None

DISCUSSION OF SCHEDULING FUTURE WORK SESSION TOPICS AND COUNCIL MEETING SCHEDULE

- Monday, April 18, 2016 – 6:00PM Work Session – 7:00PM Regular Council
- Monday, May 2, 2016 – 6:00PM Work Session – 7:00PM Regular Council
- Monday, May 16, 2016 – 6:00PM Work Session – 7:00PM Regular Council

Schmidt wanted to discuss the location of Vinotok the first meeting in June or at a work session in May. Mitchell recognized the impact of Vinotok at the Chamber. She didn't think that Vinotok organizers demonstrated follow through. They needed to hold someone accountable for cleaning up. Ladoulis suggested that they also talked about how to manage events as a body.

Next, the Council asked Mitchell if she would be apprised of the process to hire a new Chamber Director, since the Chamber was a crutch when it came to events. Mitchell said she would call (outgoing Director) Ochs to discuss.

Michel explained to Crank that one priority identified by the Council was special events and how the Town processed them. They wanted a baseline set. Crank said to get issues they wanted addressed to him. Mitchell suggested that an event manager could be hired who would also be an assistant to the Town Manager.

Schmidt didn't want a parade of presentations on the agenda, just because it took two Council members to put an item on the agenda. The Council also briefly discussed how to handle letters addressed to them and if they should be passed on to relevant agencies. Michel summarized and said to hold off on forwarding letters sent to Council.

ADJOURNMENT

Mayor Michel adjourned the meeting at 8:31PM.

Glenn Michel

Glenn Michel, Mayor

Lynelle Stanford

Lynelle Stanford, Town Clerk

(SEAL)

