

**Minutes
Town of Crested Butte
Regular Town Council Meeting
Monday, January 7, 2013
Council Chambers, Crested Butte Town Hall**

Mayor Huckstep called the meeting to order at 7:00 p.m.

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

Staff present: Bob Gillie, Acting Town Manager/Building and Zoning Director; John Belkin, Town Attorney; Lois Rozman, Director of Finance (part of meeting); Jake Jones, Parks and Recreation Director; Rodney Due, Director of Public Works (part of meeting) and Shelley Jansen, Town Clerk.

1.) APPROVAL OF AGENDA

Wirsing asked to add an 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 24-6-402(4)(b); before new business to ask questions about the Atmos agreement.

Wirsing moved and Owen seconded to approve the agenda with the addition of an executive session as stated above.

A roll call vote was taken with all voting "Yes." **Motion passed unanimously.**

2) CONSENT AGENDA

A.) Approval of Minutes of December 10, 2012 Special Meeting.

B.) Approval of Minutes of December 17, 2012 Regular Council Meeting.

C.) Resolution 1, 2013-A Resolution Designating the Town of Crested Butte's Three Official Public Places for Posting Town Council Meetings and Other Important Items.

Matuszewicz moved and Mason seconded to approve the consent agenda.

A roll call vote was taken with all voting "Yes." **Motion passed unanimously.**

3) PUBLIC COMMENTS

None

4) STAFF UPDATES

Due-

- Big Air on Elk meeting and we are considering a realignment of the jump.
- Fat Tire Snow Bike Race Special Event on Friday, February 1st meeting to discuss the details.
- New Water Meter Ordinance will be modified to allow the Town to warrant Water Meters or pro-rate over the life of the meter.
- Snowplowing has been going great and very few complaints.

Rozman-

- November Sales tax is down, but we are up 4% year to date. We are sending out new 2013 sales tax forms. Finance changed the forms to add a voluntarily revenue line item on a weekly or monthly basis.
- Town Manager job announcement is out and we have received 26 applications.

Jake Jones-

- Great Twelfth Night Celebration Event
- Hired Jack Gibbons to better optimize our rink schedule.
- Nordic Council committee has met multiple times about the square footage needs for the warming house.
- Wirsing asked about the use of mulching for the Christmas trees vs burning and Jones recommends burning.
- Schmidt asked about open skating schedule. Jones responded with the open skate schedule and noted that it varies with tournaments.

Gillie-

- BOZAR Year End Review on Thursday, January 24, 2013 at 6:00 p.m.
- The Council requested weekly updates by Friday.
- Huckstep asked about an update on the crossing guard. Michel stated that he saw one this morning. Gillie stated he would consult with Tom Martin.

5) PUBLIC HEARINGS

A.)Transfer of Bacchanale Hotel and Restaurant Liquor License located at 209 Elk Avenue.

Huckstep opened the Public Hearing.

No Public Comments.

Huckstep closed the Public Hearing.

Schmidt requested to put the application in the e-packets, but Jansen stated the complete application is in the Clerk's Office for review, due to personal information within the application.

Schmidt moved and Matuszewicz seconded to approve the Transfer of Bacchanale Hotel and Restaurant Liquor License located at 209 Elk Avenue.

A roll call vote was taken with all voting "Yes." **Motion passed unanimously.**

6) EXECUTIVE SESSION

Michel moved and Owen seconded for an 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 24-6-402(4)(b).

A roll call vote was taken with all voting "Yes." Motion passed unanimously.

7) NEW BUSINESS

A.) Ordinance No. 1, Series 2013 – An Ordinance Granting a Franchise to the ATMOS Energy Corporation to Operate a Natural Gas Supply and Distribution System in the Town of Crested Butte.

Schmidt asked if this agreement is different than what was presented to the Council last year. Brian Martens, Manager of Public Affairs from Atmos stated that there were some minor changes, but the body of the agreement was kept the same.

Wirsing asked why the additionally insured and negligent was not a part of this agreement like it was with Greely Gas. Martens stated that 14 years ago Atmos purchased Greely Gas and Atmos does not include those items in any community's contractual agreements. Martens also stated that the liability insurance does not change, even with the approval of the franchise agreement.

Matusewicz moved and Owen seconded to set Ordinance No. 1, Series 2013 for Public Hearing on February 4, 2013.

B.) Set Public Hearing for Dogwood Appeal of BOZAR decisions, February 19, 2013. Discussion ensued about the date and nature of the appeal.

Matusewicz moved and Owen seconded to set Dogwood Appeal of BOZAR decisions as a Public Hearing on February 19, 2013.

C.) Special Event Permit-Alley Loop, February 1 & 2, 2013.

- Friday, February 1st-4-8 p.m. 2nd & 3rd Street- Pub Ski
- Saturday, February 2nd-7 a.m.-4:00 p.m. Streets, Alleys & Bridges

Huckstep asked about the differences between last year's event and this year. Keith stated that the Nordic Council had added a Pub Crawl with skis on for a Friday night activity and on Saturday the finish will be at 2nd street, instead of the Post Office to alleviate the congestion on Elk Avenue.

Matusewicz moved and Wirsing seconded to approve the Alley Loop Special Event Permit. A roll call vote was taken with all voting "Yes." **Motion passed unanimously.**

8) OLD BUSINESS

Huckstep recommended switching agenda item A.) for B.) in old business. No one objected.

A.)Review and Possible Action on Recommendation from the Human Resource Subcommittee re: the Town Manager Position (continued from December 17, 2012).

Huckstep update the Council that we have received 26 applications and postings were made on the International City Manager Association website, Town of Crested Butte website, Colorado Municipal League website, Utah Municipal League website, Idaho League of Cities, Colorado City/County Managers Association website and Crested Butte News paper. Rozman confirmed that she has spent \$500 in posting expenses. Rozman will record when applications are

submitted of where the applicants are finding the postings. Council is in support of posting locations.

Huckstep stated the cost of the search will be approximately \$8,500. Subcommittee will recommend the next steps of the search at the next Council meeting.

B.) Discussion of the Big Mine Ice Arena/Park-Summer Use (continued from November 19, 2012).

Huckstep stated Gillie's staff report and a recommendation to limit the occupancy to 299, until we can address the following issues, parking, bathrooms, and fire suppression system.

Discussion ensued about the requirements in the staff report.

Discussion ensued about how to recoup the costs of the improvements and what is the capacity with the improvements. Gillie stated that the capacity will be limited by square footage or 1,500 people.

Alexander Scheirle, the Crested Butte Music Festival's Artistic and Managing Director stated that it is our duty to provide the amenities for our guests for a high class event. The Music Festival enhances the Town of Crested Butte and we have struggled with the challenges of growth in needing a larger venue.

Huckstep asked about the needs. Jones stated that phase 3 has changed and in the future we are in need of a refrigeration unit, team rooms and restrooms. In the original plan the Town did not anticipate the need for a sprinkler system for a large event venue.

Keith Bauer, Director of the Nordic Center stated that he supports the Music Festival and other events at the Nordic Center during the summer, but in the winter on a daily basis the Nordic Center Warming house is extremely crowded with hockey players and Nordic skiers due to the mixed use of the building.

Rozman stated that there will also be ongoing maintenance costs for the facility.

The Council asked the Town Staff to recommend the priorities with the winter use and the ongoing expenses.

Huckstep stated that if the rink is enclosed with walls would the Town have to refund \$700,000 to the GOCO fund?

Jones stated that creating a plan will take funds and we should have a plan first before moving forward. Huckstep stated that we have a phase 3 to the Big Mine Park and we should have the staff advice on what is the appropriate way to move forward.

Discussion ensued about the understanding of why code requires the installation of a sprinkler system and the request was made to look at other possible options to fulfill those needs.

Huckstep asked the staff to do the following:

1. Do we need amendments to change Phase 3 of the Big Mine Plan?
2. Do we amend code?
3. How much does it cost for improvements?
4. How do we fund it?
5. When do we fund it?
6. Revisit GOCO funding requirements.

Matuszewicz moved and Schmidt seconded to have the Town Staff research and report on the following six items listed above before moving forward.

9) LEGAL MATTERS

February 4th Barbara Green will meet with the council.

John Hess will be discussing the Affordable Housing update

Amendment 64-Ordinance by early march

Belkin will be attending staff meetings.

10) COUNCIL REPORTS AND COMMITTEE UPDATES

Schmidt-

- Growing Winter Grant Application
- The Committee allocated \$12,500 of the \$14,000-we kept \$1,500 for fall 2013
- \$3,000 Center for the Arts for marketing out of county
- \$1,500 Elk Mt. Events-Pole/Peddle/Paddle Race during off-season
- \$3,500 Blackline Entertainment for Spring Break Concert
- \$3,500 BMI/Crested Butte Songwriters Festival
- \$1,000 KBUT-Mardi Gras
- Twelfth Event Celebration was a success-about 200 people, 120 trees

Wirsing-

- Chamber is going to be contracting out for events and the deadline has been extended to January 16, 2013.
- TA meeting tomorrow morning.

Huckstep-

- RTA/Airport-Airport is operated by Gunnison County. Airport was closed on December 26 and 27 and it is unknown to the economic impact. We were the only airport that closed. There were a number of complaints that came from various avenues. The Board of Commissioners is going to discuss this at the meeting tomorrow and will do an investigation.
- WSCU is hosting a marketing forum on January 24 at 6:00 p.m. to discuss how to best market the valley.
- Crested Butte won best Medium Ski Town from Elevation Outdoors Magazine.
- Mayor/Manager meeting was last week and a presentation was made by Frank Kugel of the Upper Gunnison Water Conservancy District. Expect water challenges in the future and the Town is well positioned.
- Crested Butte Community School won the Colorado John Irwin Schools of Excellence Award for 2012.

- County attorney has been assigned to a state task force on Amendment 64.
- Council members received a Crested Butte Songwriters Invitation on January 17, 2013.
- For our joint meeting with Crested Butte & Mt. Crested Butte Town Councils why not have joint work session presentations. For example-ORE/TA and the Chamber.
- Interior of Bus stop at the four way has been repainted and there is no marketing inside of it. Gillie stated that Rozman and he were meeting with Dan, Director of the Chamber and will talk about ideas for the bus stop.
- Discussion ensued about the airport closure. Huckstep created a letter to the County Commissioners and Council agreed to submit.

11) OTHER BUSINESS TO COME BEFORE THE COUNCIL

- BOZAR Year End Review on Thursday, January 24, 2013 at 6:00 p.m.

12) DISCUSSION OF SCHEDULING FUTURE WORK SESSION MEETING ITEMS

Special meeting will begin at 8:45 a.m. at 330 Belleview.

Gillie asked about an Ordinance about the meters and Council had no objection.

13) COUNCIL MEETING SCHEDULING

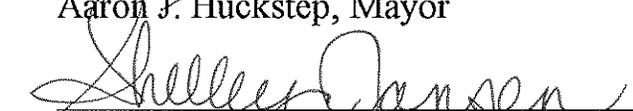
Tuesday, January 8, 2013-8-5 p.m. Special Meeting/Retreat, 330 Belleview Avenue
 Tuesday, January 22, 2013-6 p.m. Work Session, 7 p.m. Regular Council Meeting
 Monday, February 4, 2013-6 p.m. Work Session, 7 p.m. Regular Council Meeting

14) ADJOURNMENT

Mayor Huckstep adjourned the meeting at 9:55 p.m.



 Aaron J. Huckstep, Mayor



 Shelley Jansen, Town Clerk

(SEAL)

