

**Town of Crested Butte
Regular Town Council Meeting
Monday, June 17, 2013
Council Chambers, Crested Butte Town Hall**

Mayor Huckstep called the meeting to order at 7:04 p.m.

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

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

Staff present for part of the meeting: Jake Jones, Parks and Recreation Director; Lois Rozman, Finance Director; Tom Martin, Marshal; Rodney Due, Public Works Director; Matthew Peacock, Wastewater System Manager.

APPROVAL OF AGENDA

1. Added item 6) Approval of Nordic Center Agreement on to new business.

Wirsing moved and Schmidt seconded to approve the agenda with the addition of item 6)

Approval of Nordic Center Agreement under new business.

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

CONSENT AGENDA

- 1) Approval of Minutes June 3, 2013.
- 2) Approval of Special Event Application, Beyond the Ultimate -Mountain Ultra, August 4-5, 2013, Town Ranch.
- 3) Approval of Special Event Application, Crested Butte Hat Tournament, July 26-27, 2013, Rainbow Field and Pavilion.
- 4) Approval of Special Event Liquor Permit, Crested Butte Hat Tournament, July 26-27, 2013-Rainbow Field and Pavilion.
- 5) Approval of Special Event Application, Dave Wiens West Elk Bicycle Classic, September 1, 2013-4th St. In-between Elk and Sopris Road Closure.
- 6) Approval of Special Event Liquor Permit, Dave Wiens West Elk Bicycle Classic, September 1, 2013-4th St. In-between Elk and Sopris Road Closure.
- 7) Approval of Special Event Application, Butte Box Derby, Paradise Place Preschool, July 13, 2013 from 2-6 p.m., Maroon Avenue from Zero Block to 3rd Street. Awards at Totem Pole Park at 6 p.m.

Owen moved and Wirsing seconded to approve the consent agenda.

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

PUBLIC COMMENTS

Keith Bauer, Crested Butte Nordic Center Director thanked the Council for the work session discussion and for the grant donation. Keith began to discuss the financial needs for the Nordic

Council future developments. Keith stated that it would be a wonderful thing to do a Recreation District.

STAFF UPDATES

Rodney Due-

- Crack sealing in Town is complete
- Lacy completed the warranty work on Whiterock.
- Completion of parking lot stripping.

Lois Rozman-

- E-mail distribution of Utility billing has begun.
- Thursday, June 20th at noon will be the all staff lunch at Rainbow Park.
- Voluntary weekly filing of Town sales tax has been limited, but some establishments have been using it and it will help with future forecasting.

Bob Gillie-

- Todd Crossett is out of Town until 29th or 30th of June.
- Scarp Ridge LLC project has been presented-6 homes, bike trails, pavilion, roads and driveways. The project is displayed on the County website. Gillie will submit the letter to the Council via e-mail. This will affect the Watershed of Crested Butte.
- Company Store should be up and running this week.
- Electronic Recycling event on Saturday from 9-noon.

Tom Martin-

- The Gunnison Basin Wildfire Council is meeting tomorrow and we may be going to a level 1 fire protection. They will have some language that allows the fireworks for 4th of July. Martin will update the Council as information becomes available.
- Hiring process last week and extended an offer to a candidate, James Beda. Currently in the police academy and graduating in August.

Jake Jones

- Parks and Recreation are busy with all the Special Events.
- Western Colorado Conservation Corp and the National Civilian Corp are volunteering their time to work on Baxter Gulch trail. The goal is to get to the creek of Baxter Gulch. Schmidt asked when the trail will be opened for the public. Jones stated not until 2015.
- Land Trust grant application is being funded by GOCO for about \$400,000.
- Owen stated that he lives near Rainbow Park and saw someone playing some type of golf and asked if that was permitted. Jones stated that it is not prohibited.

Shelley Jansen-

- Last Friday I attended training on Records Management in Montrose with the Town of Mt. Crested Butte Clerks.
- Any Council members interested in the CML Annual Conference?

PUBLIC HEARINGS

PUBLIC HEARINGS

- 1) Ordinance No. 14, 2013 - An Ordinance Adopting the Amended and Restated Affordable Housing Guidelines, Part V., Poverty Gulch Condominiums (f/k/a Butte Avenue and Seventh Street).

Jim Schmidt and Jake Jones have both stepped out of the room, due to being homeowners.

It was noted that all ten of the homeowners have signed the agreement.

Mayor Huckstep opened the public hearing.

No public comments.

Mayor Huckstep closed the public hearing.

Matusewicz moved and Wirsing seconded to approve Ordinance No. 14, 2013.

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

NEW BUSINESS

- 1) Approval of Spring/Summer Service Grants.

Shaun Matusewicz stepped out of the room, due to being the event planner for Bike Week.

Attorney Belkin made a statement about Council members and being in a conflictive situation for a vote. Belkin asked that if there is a conflict, please state it and remove yourself from the vote.

Schmidt moved and Wirsing seconded to approve allocating \$17,295 towards Spring/Summer Service Grants.

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

- 2) Approval of Audit.

Matusewicz moved and Wirsing seconded to approve the audit.

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

- 3) Ordinance No. 15, Series 2013 – An Ordinance Amending the Town's Water and Sewer Systems Regulations Contained in Chapter 13, Article 1 of the Crested Butte Municipal Code to Include New Standards for Discharges into the Town's Wastewater Treatment Works.

Due stated that there were two educational sessions and they had a good turn out in the morning session. Matt Peacock and Eric Trammel did a great job of presenting the topic to the business owners. Trammel will be going around to the businesses and educating them on best practices of how not to put the solids in the sewer. Owen asked if the business turns hands are they required to put in a grease trap interceptor. Due confirmed that is what is stated in the ordinance. If the program is not implemented it could create a large fine from the state.

Matusewicz moved and Wirsing seconded to set Ordinance No. 15, Series 2013 to a public hearing on July 1, 2013.

4) Ordinance No. 16, Series 2013 – An Ordinance Amending the Crested Butte Municipal Code to: (I) Amend the Defined Term “Short Term Residential Accommodation” to Include Only Six Units or Less; (II) Amend the Defined Term “Mobile Home” to Include Only a Housing and Urban Development (HUD) Approved Home; (III) Add the Defined Term “Enclosed Structure;” (IV) Include Regulations Respecting Bathing Facilities in Commercial Use Properties; (V) Add the Defined Term “Building Width;” (VI) Amend the Noise Regulations Relative to Construction Activities on the Weekends; (VII) Amend the Defined Term “Rental, Long-Term” to Include Residency Requirements; (VIII) Amend the Defined Term “Garage, Private” to be at Least 10’X20’; (IX) Amend the Regulations Regarding the Applicability of Tap Fees to Unheated and Unplumbed Accessory Buildings; (X) Substituting “Floor Area” with the Undefined Term “Useable Square Footage” in Chapter 16, Article 16; (XI) Amend and Replace the Notice of Agreement for Land Use Conditions and Restrictive Covenants Found in the Appendix to the Code; and (XII) Making Such Other Related, Conforming Amendments as May be Deemed Necessary and Appropriate to Effectuate the Foregoing Described Amendments.

Wirsing moved and Schmidt seconded to set Ordinance No. 16, 2013 to a public hearing on July 1, 2013.

5) Discussion Regarding Ski Trails in Trappers Crossing South.

Discussion ensued about the importance of having a “homologated” ski trail.

Keith Bauer stated that there will be a 6 meter wide grass road on the bench to be able to do early season grooming. Schmidt asked where you would watch the Nordic race and Keith stated that it would be up and down the race course.

6) Approval of Nordic Center Agreement.

Keith has connected with the homeowners on the bench and they have verbally agreed to have this trail on their land. Owen asked how likely the homeowners will sign the agreement. Keith stated it is an awkward situation and we won’t really know until 2015. The Nordic Council feels comfortable moving forward with the verbal commitment with the homeowners. There are about a dozen homologated courses in the United States. The trail is only for the winter, not for summer use. Currently, the Nordic Council plans on doing two races per winter.

Owen voiced a concern about becoming a victim of our own success and increasing the number of races on the trail.

Matusiewicz moved and Wirsing seconded to agree with the maintenance agreement outlined by Attorney Belkin in regards to the Nordic Council agreement.

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

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 8:32 p.m. and ended at 9:31 p.m. Mason, Owen, Matuszewicz, Huckstep, Wirsing, Michel, Schmidt, Gillie, and Belkin were present with no action taken.

LEGAL MATTERS

Right a ways will be coming forward at the second meeting of July.

COUNCIL REPORTS AND COMMITTEE UPDATES

Owen-

- Housing Authority Board did not have a quorum. So, they did not meet.

Matuszewicz-

- Missing both meetings in October and would like to do budget meetings early.

Wirsing-

- TA-At Large seat available for the north end of the valley. Looking to fill an Administrative position and an IT position.
- Chamber meeting tomorrow.

Michel-

- Mt. Express was cancelled, due to no quorum.
- Attending the CML Conference.
- RMBL Open House for the visitor's center on the 27th after work. There was a sighting of two young moose walking through RMBL last weekend.

Schmidt-

- There was also a sighting of two young moose near Painterboy on Sunday.
- Attended the Mayor Manager meeting with Crossett, Upper Gunnison said that Blue Mesa will be half full and Taylor Reservoir will fill up.
- City of Gunnison talked about the Internship program with Western and the successes. The students were assigned projects for the City of Gunnison.
- John Nelson is retiring as Superintendent of schools.

Huckstep-

- Board of County Commissioners will begin to discuss amendment 64 at 1:50 p.m. tomorrow.
- Pinnacle insurance will be having individuals with the Medical Marijuana businesses sign a letter guaranteeing payment.
- Club 20 will meet to discuss health care concerns in Montrose on June 19th
- Rural Philanthropy Days in Ouray this week.
- CBMBA trail work went off with huge success.
- RTA meeting on June 14th-10 extra flights from Chicago during the winter. RTA has an excess bus and looking for uses and possibly might be an in Town Gunnison circulator.
- Washington D.C. trip gave an opportunity to network.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

- CB Bike Tour and Bike Week are coming up.
- Huckstep asked if Karl Fulmer, Director of Gunnison Valley Housing Authority had a presence at the Town hall. Gillie stated that he has been coming on Thursday mornings.

- Council agreed to begin the work sessions at 7 p.m. and regular meetings at 8 p.m. to attend the Alpenglow.

DISCUSSION TO SCHEDULE FUTURE WORK SESSION TOPICS

None

COUNCIL MEETING SCHEDULE

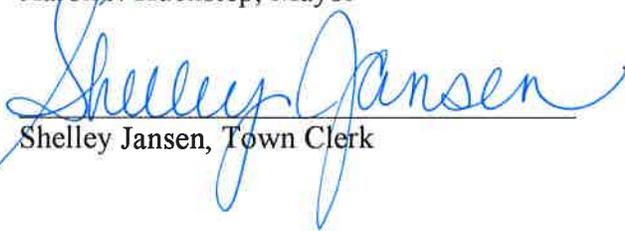
Monday, July 1, 2013-7 p.m. Work Session-8 p.m. Regular Council.
Monday, July 15, 2013-7 p.m. Work Session-8 p.m. Regular Council.
Tuesday, August 6, 2013-7 p.m. Work Session-8 p.m. Regular Council.
Monday, August 19, 2013-7 p.m. Work Session-8 p.m. Regular Council.

ADJOURNMENT

Mayor Huckstep adjourned the meeting at 9:32 p.m.



Aaron J. Huckstep, Mayor



Shelley Jansen, Town Clerk

