

**MINUTES
CARBONDALE BOARD OF TRUSTEES
REGULAR MEETING
JANUARY 14, 2020**

Mayor Dan Richardson called the Board of Trustees Regular Meeting to order on January 14, 2020, at 6:00 p.m. in the Town Hall meeting room.

STUDENT OF THE MONTH

Students from Ross Montessori School and Carbondale Community School were in attendance to receive the "Student of the Month" award. The following students were awarded a Certificate of Achievement from Mayor Richardson:

Judah Simmons	Grace Pinkham
Petunia Davis	Taylor Calkins

ROLL CALL:

The following members were present for roll call:

Mayor	Dan Richardson
Trustees	Marty Silverstein
	Erica Sparhawk
	Lani Kitching
	Ben Bohmfalk
	Marty Silverstein

Arrived After Roll Call	Heather Henry
-------------------------	---------------

Student Trustees	Diego Valdez
	Grace Jardine

Staff Present:

Town Manager	Jay Harrington
Town Clerk	Cathy Derby
Finance Director	Renae Gustine
Planning Director	Janet Buck
Recreation Director	Eric Brendlinger

CONSENT AGENDA

- Accounts Payable totaling \$494,769.28
- BOT 12/17/19 Work Session Minutes
- BOT 12/24/2019 Regular Meeting Minutes
- Donation Agreement – Thompson House Painting
- Resolution No. 1, Series of 2020 – Establishing a Place for Posting Notices
- Resolution No. 2, Series of 2020 – Authorizing the Town Clerk to serve as the Designated Election Official and Authorizing the Town Clerk to Appoint Judges of Election
- LBA Associates Agreement for Professional Services – Plastic Reduction
- PR Studio Agreement for Professional Services – Plastic Reduction
- Town of Carbondale Solar Arrays 2020 Preventative Maintenance Proposal

Trustee Bohmfalk made a motion to approve the Consent Agenda. Trustee Kitching seconded the motion and it passed with:

6 yes votes: Richardson, Yllanes, Bohmfalk, Silverstein, Sparhawk, Kitching

PERSONS PRESENT NOT ON THE AGENDA

Michael Adams, Euclid Ave., stated that before the single trash hauler ordinance went in to effect he paid \$35 per year to get rid of his trash. He now pay \$13.84 per month and he feels like it's a fine, not a fee, because he does not need the service. Silt had the same problem but they amended their trash regulations. He handed out a proposal to change the ordinance. Mayor Richardson stated that he would be happy to have a one-on-one conversation with Michael.

TRUSTEE COMMENTS

Trustee Yllanes stated that he attended the Parks and Recreation Commission meeting. They had a discussion on a master's program research project which focuses on the Nature Park. There was a lot of misinformation circulating and the Commission realized that it is important to reach out to the public early on in the process and not to rush things. The project is in the data collection stage.

Trustee Silverstein told the Board that he attended the Carbondale Public Arts Commission meeting. They have received 24 sculpture entries for Art Around Town. Judging will take place in February and there will be coordinated joint reception with the Carbondale Clay Center.

Trustee Henry arrived at the meeting.

Trustee Silverstein stated that he attended the Senior Matters Board meeting. They are looking at options to be more active in the community. They are focusing on isolated seniors and trying to make them feel more included. They would like to expand to be more inclusive.

Trustee Sparhawk stated that she attended (via phone) the Colorado Communities for Climate Change (CC4CA) policy and executive committee meetings. They are discussing six legislative bills. The calls are every other week and she may not be able to participate in all of them. She welcomed the Board to participate on the calls. CC4CA now has 32 members. Trustee Sparhawk informed the Board that the Colorado Department of Public Health and Environment is having a statewide greenhouse gas inventory listening session on Friday in Glenwood Springs.

Trustee Kitching stated that the Garfield County Federal Land Natural Resources Procedures is scheduled for review in February. She is happy with the way the document turned out. Trustee Kitching also attended the Ruedi Water and Power Authority meeting. The Ruedi Water Operation Crew gave a presentation on upgrading the turbine which will stabilize the release of water. There will be no interruption during the upgrade.

Trustee Bohmfalk attended the CoVenture Board meeting. They discussed the budget, acquiring corporate sponsorships, and the number of scholarships they gave out. Their membership is on track. They have pivoted away from drop-in business to employers who need space for their employees. Trustee Bohmfalk attended the Bike/Pedestrian/Trails Commission meeting where they talked about the Red Hill trail signage. Trustee Bohmfalk also attended the Garfield Clean Energy Board meeting. They discussed the Town's solar array system which isn't saving as much money as had been anticipated.

Trustee Henry stated that she attended (by phone) the multi-jurisdictional housing coalition meeting. They are close to completing the Memorandum of Understanding. They are reaching the threshold where they will need to obtain administrative support to move the effort forward. Trustee Bohmfalk replied that he is very interested in the coalition's success and he would like the Board to have a discussion on it at the beginning of every year.

Mayor Richardson thanked staff, the Chamber and Carbondale Arts for a great First Friday. He also thanked staff for their snow removal efforts. He reminded everyone that it's their responsibility to shovel their sidewalk.

Mayor Richardson attended the RFTA Board meeting. They will be giving the CEO his review. They also reviewed their strategic plan, they are re-evaluating their fare structure, and they are reviewing Destination 2020 projects. Mayor Richardson noted that Aspen has taken possession of eight electric buses. BRT usage continues to increase.

Mayor Richardson noted that Colorado is one of the leading states in thoughtful, proactive policies on climate change and he thanked Trustee Sparhawk for her efforts with CC4CA.

Mayor Richardson told the Board that the CML Legislative Session is February 13th in Denver.

ATTORNEY'S COMMENTS

The attorney did not have any comments.

SWEARING IN OF STUDENT TRUSTEES

Diego Valdez and Grace Justine were sworn in as Student Trustees.

SPECIAL EVENT LIQUOR LICENSE – COLORADO MOUNTAIN CLUB

Colorado Mountain Club has applied for a Special Event Liquor License for an event to be held at the Third Street Center. All fees have been paid and the Police Department has reported no problems with the applicant or the premises.

Trustee Sparhawk made a motion to approve Colorado Mountain Club's Special Event Liquor License. Trustee Silverstein seconded the motion and it passed with:

7 yes votes: Kitching, Bohmfalk, Silverstein, Sparhawk, Richardson, Yllanes, Henry

PUBLIC HEARING – TRANSFER OF LIQUOR LICENSE – MAIN STREET WINES & SPIRITS

Applicant: Double T Investments, LLC
Address: 389 Main Street

Double T Investments, LLC, doing business as Main Street Wines & Spirits, has applied for a transfer of a liquor license. All fees have been paid and the Police Department has reported no problems with the applicant or the premises.

Julie Tran introduced herself and told the Board that she is employing the three employees from the previous business. She has performed some renovations. The store will mainly focus on Colorado brands.

Mayor Richardson opened the public hearing. There was no one present who wished to address the Board so Mayor Richardson closed the public hearing.

Trustee Silverstein made a motion to approve the Transfer of Liquor License application for Main Street Wines & Spirits. Trustee Sparhawk seconded the motion and it passed with:

7 yes votes: Bohmfalk, Silverstein, Sparhawk, Richardson, Yllanes, Henry, Kitching

PUBLIC HEARING – TRANSFER OF LIQUOR LICENSE – 7-ELEVEN

Applicant: Wills Investments VIII, LLC

Address: 1329 Main Street

Wills Investments VIII, LLC, doing business as 7-Eleven, has applied for a transfer of liquor license. All fees have been paid and the Police Department has reported no problems with the applicant or the premises.

Mayor Richardson stated that 7-Eleven has had several violations for selling alcohol to underage customers. He asked the 7-Eleven representatives how they are going to eliminate violations. The representatives responded that they take violations seriously; they have an internal education program, secret shoppers, and new ID scanners. Clerks who sell alcohol to minors are immediately terminated.

Mayor Richardson opened the public hearing. Julie Tran asked if they will be selling alcohol. The 7-Eleven representative responded that they will only sell beer. There was no one else present who wished to address the Board so Mayor Richardson closed the public hearing.

Trustee Bohmfalk made a motion to approve 7-Eleven's Transfer of Liquor License Application. Trustee Sparhawk seconded the motion and it passed with:

7 yes votes: Silverstein, Sparhawk, Richardson, Yllanes, Henry, Kitching, Bohmfalk

PUBLIC HEARING – NEW LIQUOR LICENSE APPLICATION – LA FOGATA PANADERIA Y PUPUSERIA

Applicant: La Fogata Panaderia y Pupuseria, LLC

Address: 1329 Main Street

La Fogata Panaderia y Pupuseria, LLC, has applied for a transfer of a liquor license. All fees have been paid and the Police Department has reported no problems with the applicant or the premises.

Owner Estela Serrano introduced herself to the Board and explained that many of her customers have encouraged her to obtain a liquor license.

Mayor Richardson opened the public hearing. There was no one present who wished to address the Board so Mayor Richardson closed the public hearing.

Trustee Silverstein made a motion to approve La Fogata's new Liquor License Application. Trustee Yllanes seconded the motion and it passed with:

7 yes votes: Sparhawk, Richardson, Yllanes, Henry, Kitching, Bohmfalk, Silverstein

**PUBLIC HEARING – TRANSFER OF RETAIL MARIJUANA STORE LICENSE –
COLORADO PRODUCTS SERVICES**

Applicant: Colorado Product Service, LLC
Location: 580 Main Street, Suite 300

Staff explained that the LLC will remain as Colorado Products Services but the owner will change from Sara Johnston to Gerald Greenspoon (50%) and Michael Paulin (50%). Michael Paulin resides in Carbondale and will be the local agent. There will be no changes to the operation of the business. The Town has not received any complaints regarding the facility.

Mayor Richardson opened the public hearing. There was no one present who wished to address the Board so Mayor Richardson closed the public hearing.

Trustee Silverstein made a motion to approve Colorado Product Services' Transfer of Retail Marijuana Store License Application. Trustee Bohmfalk seconded the motion and it passed with:

7 yes votes: Richardson, Yllanes, Henry, Kitching, Bohmfalk, Silverstein, Sparhawk

**PUBLIC HEARING – TRANSFER OF RETAIL MARIJUANA MANUFACTURED
INFUSED PRODUCTS LICENSE – COLORADO PRODUCTS SERVICES**

Applicant: Colorado Product Service, LLC
Location: 655 Buggy Circle

Staff explained that the LLC will remain as Colorado Products Services but the owner will change from Sara Johnston to Gerald Greenspoon (50%) and Michael Paulin (50%). Michael Paulin resides in Carbondale and will be the local agent. There will be no changes to the operation of the business. The Town has not received any complaints regarding the facility.

Mayor Richardson opened the public hearing. There was no one present who wished to address the Board so Mayor Richardson closed the public hearing.

Trustee Silverstein made a motion to approve Colorado Product Services' Transfer of Retail Marijuana Manufactured Infused Products License. Trustee Bohmfalk seconded the motion and it passed with:

7 yes votes: Yllanes, Henry, Kitching, Bohmfalk, Silverstein, Sparhawk, Richardson

PUBLIC HEARING – TRANSFER OF MEDICAL MARIJUANA MANUFACTURED INFUSED PRODUCTS LICENSE – COLORADO PRODUCTS SERVICES

Applicant: Colorado Product Service, LLC
Location: 655 Buggy Circle

Staff explained that the LLC will remain as Colorado Products Services but the owner will change from Sara Johnston to Gerald Greenspoon (50%) and Michael Paulin (50%). Michael Paulin resides in Carbondale and will be the local agent. There will be no changes to the operation of the business. The Town has not received any complaints regarding the facility.

Mayor Richardson opened the public hearing. There was no one present who wished to address the Board so Mayor Richardson closed the public hearing.

Trustee Silverstein made a motion to Colorado Product Services' Transfer of Medical Marijuana Manufactured Infused Products License. Trustee Bohmfalk seconded the motion and it passed with:

7 yes votes: Henry, Kitching, Bohmfalk, Silverstein, Sparhawk, Richardson, Yllanes

PUBLIC HEARING – TRANSFER OF RETAIL MARIJUANA CULTIVATION LICENSE – COLORADO PRODUCTS SERVICES

Applicant: Colorado Product Service, LLC
Location: 655 Buggy Circle

Staff explained that the LLC will remain as Colorado Products Services but the owner will change from Sara Johnston to Gerald Greenspoon (50%) and Michael Paulin (50%). Michael Paulin resides in Carbondale and will be the local agent. There will be no changes to the operation of the business. The Town has not received any complaints regarding the facility.

Staff noted that Colorado Product Services does not have many marijuana plants in the facility. The Colorado Products Services representative explained that they grow experimental plants in the facility. They keep the plants in a contained environment which can be changed quickly if needed. Trustee Bohmfalk asked staff if there is any demand for a cultivation license – there isn't.

Mayor Richardson opened the public hearing. There was no one present who wished to address the Board so Mayor Richardson closed the public hearing.

Trustee Bohmfalk made a motion to Colorado Product Services' Transfer of Retail Cultivation License. Trustee Kitching seconded the motion and it passed with:

7 yes votes: Kitching, Bohmfalk, Silverstein, Sparhawk, Richardson, Yllanes, Henry

CLEER 2020 WORK PLAN

Trustee Sparhawk, a CLEER employee, recused herself and left the meeting.

CLEER employees Katharine Rushton and Stefan Johnson were present at the meeting.

Katharine explained that CLEER created the 2020 work plan based on comments they received from the Board along with strategies and tactics listed in the Carbondale Climate & Energy Action Plan. They plan to build on work implemented in 2019. One goal is to have better engagement with other groups (Eboard, etc.).

The scope of work includes:

- Advance Net Zero Buildings and Districts within the Zero Energy District Boundary.
- Carbondale Climate-Friendly Transportation – CLEER has budgeted \$5,000 for climate-friendly transportation this year. RFTA has proposed transferring a \$30,000 grant to the town for a Level III DC fast charger. Stefan noted that a Battery-Electric School Bus Workshop resulted in Aspen High School and Roaring Fork High School each obtaining an electric bus via a grant.
- Low-Income Energy Efficiency Program – the budget has been reduced because CLEER will have a reduced scope in 2020. Energy Outreach Colorado has partnered with Northwest COG to follow up with outreach and audits for the Low-Income program.
- Sustainability Educational Series – CLEER will identify opportunities for the Town to co-sponsor events focused on clean transportation, efficient buildings, renewable energy, decarbonization and climate protection.

Discussion ensued.

The Board was extremely interested in obtaining a Level III DC fast charger. Jay stated that staff has identified Cowen Drive as a suitable location for the charger.

Mayor Richardson stated that he sees the benefits of the educational series but he would like to see fewer consolidated events. He suggested CLEER prioritize events that accomplish Carbondale's goals. He would like the education money to be shifted to another category. Katharine explained that the other three categories require some form of education.

Trustee Kitching stated she would like CLEER to provide the Board with information on industry technology. Jay noted that the Town relies heavily on CLEER to investigate technology before the Town makes a purchase. Also, they will be conducting an audit of the Town's solar arrays.

SPECIAL EVENT CALENDAR

Eric Brendlinger explained that the Special Event Task Force held two meetings to discuss the Special Event Calendar. Eric stated that the Town has a very robust special event calendar – there are 101 days of events, with 61 different events, but there are only 12 liquor license permits. There are two new events: O2 Outdoor Women's Festival and Pickleball Tournaments. There is a possibility that a Gravel Grinder Bike Race may be held in Carbondale in September. It is an extremely popular event which would bring many people to town. The Special Event Task Force was asked to make the May First Friday street closure bigger due to the Pride Parade. The Healing Hoof parade wants to move from August to April.

Trustee Silverstein asked if there is an effort to move events away from Sopris Park – especially since we will be purchasing a new transportable stage. Eric responded that location changes will probably occur in the future if we see new events.

Trustee Kitching made a motion to approve the 2020 special events and street closures as recommended by the Special Events Task Force & Street Closures Committee. Trustee Silverstein seconded the motion and it passed with:

7 yes votes: Yllanes, Sparhawk, Henry, Richardson, Bohmfalk, Kitching, Silverstein,

CENSUS UPDATE – ASPEN TO PARACHUTE COMPLETE CENSUS COUNT

Janet Buck informed the Board that Carbondale has joined a regional effort underway to ensure that there is a complete count during the 2020 census. The census is important as it is used to determine the amount of funding (\$2,300 per person in federal funds) schools, emergency services, transportation, health and human services including hospitals, insurance, etc. receive. It is also used to create boundaries for voting districts and determining the number of representatives in Congress. The outreach will be done via an advertising campaign which will kick off at the end of January.

RESOLUTION NO. 3, SERIES OF 2020 – TABOR QUESTION IMPLEMENTING NICOTINE TAX

At a previous meeting the Board agreed that they wanted to put a question on the April ballot asking the voters to increase the sales tax for tobacco/nicotine products.

Trustee Sparhawk made a motion approving Resolution No. 3, Series of 2020 setting the title and content of a ballot issue for a tax increase on the sales of cigarettes and tobacco products.

ADJOURNMENT


The January 14, 2020, regular meeting adjourned at 9:05 p.m. The next regularly scheduled meeting will be held on January 28, 2020, at 6:00 p.m.

APPROVED AND ACCEPTED



Dan Richardson, Mayor

ATTEST:



Cathy Derby, Town Clerk

