

**MINUTES
CARBONDALE BOARD OF TRUSTEES
REGULAR MEETING
SEPTEMBER 26, 2017**

Mayor Dan Richardson called the Board of Trustees Regular Meeting to order on September 26, 2016, at 6:00 p.m. in the Town Hall meeting room.

ROLL CALL:

The following members were present for roll call:

Mayor	Dan Richardson
Trustees	Marty Silverstein
	Erica Sparhawk
	Luis Yllanes
	Ben Bohmfalk
	Heather Henry

Arrived after Roll Call	Frosty Merriott
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Staff Present:	
Town Manager	Jay Harrington
Town Clerk	Cathy Derby
Attorney	Mark Hamilton

CONSENT AGENDA

- Accounts Payable totaling \$187,412.76
- BOT 9/12/17 Regular Meeting Minutes
- Liquor License Renewal – Pan & Fork
- Liquor License Renewal – City Market
- Recommendation for Appointment – VALE
- Ordinance No. 14, Series of 2017 – Lot A, Crystal Village
- Parks & Recreation Commission Recommendations for Re-Appointment

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

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

Trustee Merriott arrived at the meeting.

PERSONS PRESENT NOT ON THE AGENDA

There was no one present who wished to address the Board.

TRUSTEE COMMENTS

Trustee Henry announced that Hazardous Waste Day, sponsored by the Environmental Board, is October 14th from 8:00 a.m. – 1:30 p.m. behind Town Hall.

Trustee Henry said the Environmental Board is working on weed management. They would like the Board's support and they want to work with staff and then put the item on a future agenda so they can give direction to the Weed Management Task Force.

Trustee Sparhawk said she attended the Parks and Recreation meeting. They talked about AVL T purchasing land at the base of Red Hill, the Rio Grande Trail lighting grant and budget priorities. They also want to make sure that citizen comments are heard at the Pitkin County/Carbondale Crested Butte Trail meeting on October 17th.

Trustee Silverstein encouraged everyone to vote for the Art Around Town Best in Show. The winner will be announced at Potato Day.

Trustee Merriott told the Board that he attended the Chamber Business Conference last Friday – there was a good turnout.

Trustee Henry stated that the Ruedi Aquatic Species Program has adjusted their schedule and tentatively motorized boats on the lake will end on October 8th. She took a straw poll of the Board asking them if they want to contribute more money to the program – the majority voted no.

Mayor Richardson stated that the new lights on Highway 133 look good.

Mayor Richardson told the Board that he gave a State of Carbondale address to Rotary.

Mayor Richardson stated that Carbondale has been asked to join the Colorado Commission for Climate Action. The Board agreed that now is not a good time but they may consider joining in the future. Trustee Bohmfalk stated that Carbondale should be a member of one climate commission.

ATTORNEY'S REPORT

The attorney did not have a report.

SPECIAL EVENT LIQUOR LICENSE – MT. SOPRIS MONTESSORI SCHOOL

Mt. Sopris Montessori School has applied for a Special Event Liquor License. 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 Mt. Sopris Montessori School's Special Event Liquor License. Trustee Henry seconded the motion and it passed with:

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

S.P. MANUFACTURING – MODIFICATION OF PREMISES – RETAIL AND MEDICAL MARIJUANA INFUSED PRODUCTS FACILITY

Staff explained that S.P. Manufacturing is requesting permission to expand their operation and isolate hash oil with a CO2 machine. The building official reviewed the plan and provided six (6) conditions for approval.

Trustee Sparhawk made a motion to approve S.P. Manufacturing's Modification of Premises for their retail and medical marijuana infused products facility with the following conditions:

1. The applicant must obtain building, mechanical, electrical, and plumbing permits and must pass all inspections.
2. The CO2 extraction will be required to occur in a separate, dedicated room.
3. A new site plan must be submitted to the town clerk after the building department approves the Building Permit.
4. The extraction machine must be certified.
5. All odors must be mitigated.
6. The applicant must abide by all State of Colorado requirements.

Trustee Henry seconded the motion and it passed with:

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

YOUTHZONE PRESENTATION

Lori Mueller, YouthZone Executive Director, gave an update. Key points included:

- YouthZone serves youth who are in the juvenile justice system from Aspen to Parachute.
- Last Year they counseled 700 kids and 1,000 family members – 119 of the kids were from Carbondale.
- It cost \$1,400/per youth – they do a lot of fundraising. This year teams of kids are doing community service in their town to raise money.

- Their philosophy is youth need purpose and they need something meaningful to do.
- Each youth who they serve through the juvenile justice system is evaluated by an independent evaluator at the beginning and end of their treatment.
- They are doing very well intervening with substance abuse. They have found that kids who experience trauma tend to abuse substances.
- They have applied for a \$10,000 community service grant.

GCE UPDATE

GCE Board members Shelley Kaup and Greg Russi were present at the meeting and gave an update on GCE's progress. Key points included:

- GCE continues to partner with Xcel Energy in an 18 month Energy Action Plan Program.
- GCE has helped make Garfield County a state and regional leader in renewable energy installations.
- GCE and the Town of Carbondale provide matching funds with Energy Outreach Colorado. As a result, thirty two income qualified households in Carbondale have received weatherization, lighting, and heating system upgrades.
- GCE's work on transportation has focused on promoting alternative fuel vehicles.
- CGE is asking GCE members for \$25,000.

Mayor Richardson stated that GCE is reviewing solar proposals for the Town. They are an efficient resource, they have great communication and accountability – it is a great partnership.

Trustee Merriott stated that GCE helps our budget by saving us money in reduced energy consumption.

MT. SOPRIS HISTORICAL SOCIETY

Beth White, Mt. Sopris Historical Society Executive Director, gave an update on the Mt. Sopris Historical Society. Key points included:

- The Historical Society leases three (3) properties from the Town: the Thompson House, the jail, and log cabin.
- The Historic Thompson House secured a grant to stabilize and protect the house from further deterioration. While under renovation the house is inaccessible; it will open next Spring or Summer. Their long-term goal is to keep it open year round. They installed a new furnace with a CORE grant.
- They are collaborating with Carbondale Arts and the Creative District to lease the jail house to an artist.
- The Historical Society wants to make the log cabin an informal welcoming center similar to Marble's.

Beth gave an update on 1A (a citizen initiative to create a stable funding source for museums and cultural heritage preservation throughout Garfield County) which will be on the November ballot. She asked the Board for their endorsement. Mayor Richardson took a straw poll and the Board unanimously agreed to endorse 1A. Members of the Board agreed that the Garfield County Commissioners should allow other initiatives to be placed on the ballot as well.

Trustee Silverstein made a motion that the Carbondale Board of Trustees endorses Initiative 1A to support historical heritage at a minimal cost. Trustee Sparhawk seconded the motion and it passed with:

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

GOCO GRANT APPLICATION – PLANNING FOR RIO GRANDE TRAIL LIGHTING

Jay explained that RFTA and the Town have partnered to submit a GOCO planning grant for a Rio Grande ARTway Corridor Lighting Plan. The grant would fund outreach and the initial design. RFTA is leading the way in the outreach process which is necessary to determine what type of lighting the community wants. The Town has \$5,000 allocated for this project in the 2018 budget.

Discussion ensued.

Trustee Merriott stated that when we discussed safe routes and the possible need to light the Rio Grande Trail we got push back from community members. He is not sure he supports it, he questioned if it's the best use of the money, and he wants to protect the night sky. He asked where else could RFTA and the Town spend the money.

Trustee Henry stated that lighting isn't the only factor that relates to safety. She asked was there enough support at the community outreach meetings to take this to the next level. There are other priorities for safe routes that we could spend the \$5,000 on.

Trustee Bohmfalk doesn't feel that lighting is a top priority but he supports public outreach with a minimal contribution.

Trustee Sparhawk told the Board that the Parks and Recreation Commission is supportive of participating in the study. It's unclear what the design plan would be.

Trustee Bohmfalk stated that he will ask the Bike/Pedestrian/Trails Commission for their recommendation at next week's meeting.

Trustee Silverstein made a motion supporting allocating \$5,000 from the 2018 budget for a GOCO Planning Grant for the Rio Grande ARTway Corridor Lighting Plan. Trustee Bohmfalk seconded the motion and it passed with:

5 yes votes: Silverstein, Richardson, Bohmfalk, Sparhawk, Yllanes
2 no votes: Henry, Merriott

ORDINANCE NO. 15, SERIES OF 2017- MARKETPLACE EXTENSION

Jay explained that City Market is requesting the Board grant a seventh extension to record the final subdivision plat to February 28, 2018. Staff is in favor of the extension. Briston Peterson thanked Jay for his help creating deadlines, etc.

Trustee Henry made a motion to approve Ordinance No. 15, Series of 2017, approving an extension of the deadline to February 28, 2018, to record a final subdivision plat for the Carbondale Marketplace Subdivision. Trustee Silverstein seconded the motion and it passed with:

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

POSSIBLE RED HILL LAND ACQUISITION/ASPEN VALLEY LAND TRUST (AVLT)

Jay informed the Board that he has been working with AVLT on acquiring 24.96 acres at the base of Red Hill. The listing price has been reduced and AVLT has put the property under contract. The appraisal will be completed in mid-October. AVLT has been fundraising to pay for improvements and to endow the maintenance of the property. Garfield County has expressed their desire for an alternative route to relocate the Red Hill bikers off the County road.

Trustee Sparhawk made a motion to authorize Town staff to pursue a partnership with AVLT to acquire the Red Hill PUD, raise the funds to improve the property and endow the maintenance of the property. Trustee Bohmfalk seconded the motion and it passed with:

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

TRASH HAULING DISCUSSION

Trustee Bohmfalk's memo in the packet contained 13 waste hauling issues that were previously discussed. He asked the Board to identify their top three (3) priorities.

Discussion ensued and the Board agreed on the following top three (3) priorities:

1. Regulations protecting bears – to be completed by Spring
2. Waste Diversion and manage our waste stream
3. Address the number of trucks on the road

Mayor Richardson opened the meeting to public comment.

Scott Eden, Owner of Mountain Waste and Recycling, stated that currently there are five (5) haulers in town. He is partnering with another waste company and they are building a compost facility in Vail. Mountain Waste will be offering composting service in the near future.

Mike Hinkley, Mountain Waste, stated that they will be the only hauler offering all services. Buying bear proof waste containers in bulk will cost \$150/ea. If the Town mandates residents to have a bear proof trash container it will cost Mountain Waste \$400,000 to purchase them. On Tuesdays they have five (5) trucks in Carbondale. If the Town has bear proof containers it will slow them down and they will not be able to pick up all of the trash on one day. It will take them three (days) with ten (10) trucks and will triple emissions, their initial capital investment, and labor.

Alyssa Reindel, Evergreen Events, suggested the Board look at the permitting process. The Town currently has six (6) haulers and two (2) aren't permitted. Her company provides education with composting. She stated that the Town needs to have a bi-annual reporting program. She noted that there is no clear definition of compost in the current ordinance. The haulers should be required to educate their clients if you want waste diversion to happen. The easiest way to incentivize the reduction of waste is to initiate a pay-as-you go system.

Julia Farwell, member of the Environmental Board, encouraged the Board to look at the chart she sent outlining what other cities are/aren't doing. She suggested the Board look at Aspen's Trash Ordinance.

CONSENT TO 3RD STREET CENTER AMENDED LOAN DOCUMENTS

Jay explained that the mortgage for the Third Street Center is in the Town's name but the financial obligation is the Third Street Center's. Alpine Bank agreed to refinance the loan when the Third Street Center receives a legacy gift. Legacy gifts lower the principal amount of the loan and saves the Third Street Center thousands of dollars in debt service payments each year. Greg and Kathy Feinsinger recently gave the Third Street Center a legacy gift. They are asking the Board for permission to update the loan agreement to reflect the new legacy gift.

Mark noted that one correction needs to be made in the Commercial Pledge Agreement and a motion should be contingent upon the correction being made.

Trustee Sparhawk made a motion to approve Third Street Center's update to their loan agreement contingent upon a correction in the Commercial Pledge Agreement. Trustee Henry seconded the motion and it passed with:

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

TOWN MANAGER'S ANNUAL PERFORMANCE REVIEW

The town manager received a favorable review.

ADJOURNMENT


The September 26, 2017, regular meeting adjourned at 9:15 p.m. The next regularly scheduled meeting will be held on October 10, 2017, at 6:00 p.m.

APPROVED AND ACCEPTED



Dan Richardson, Mayor

ATTEST:



Cathy Derby, Town Clerk

