

**MINUTES  
CARBONDALE BOARD OF TRUSTEES  
REGULAR MEETING  
SEPTEMBER 12, 2017**

Mayor Dan Richardson called the Board of Trustees Regular Meeting to order on September 12, 2017, 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
	Frosty Merriott
	Heather Henry

Staff Present:	
Town Manager	Jay Harrington
Town Clerk	Cathy Derby
Finance Director	Renae Gustine
Public Works Director	Kevin Schorzman
Police Chief	Gene Schilling
Utilities Director	Mark O'Meara

**CONSENT AGENDA**

- Accounts Payable totaling \$167,224.91
- BOT 8/15/17 Work Session Minutes
- BOT 8/22/17 Regular Meeting Minutes
- Liquor License Renewal – 7-Eleven
- Recommendation for Re-Appointment – Environmental Board
- Ordinance No. 14, Series of 2017 – Lot A, Crystal Village Major Site Plan Review and Major Plat Amendment
- Household Hazardous Waste Day Proposal for eWaste

**CONSENT AGENDA**

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

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

**PERSONS PRESENT NOT ON THE AGENDA**

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

**TRUSTEE COMMENTS**

Trustee Silverstein stated that that last week the Second Sunday of Summer Concerts Series ended; it was a huge success.

Trustee Silverstein thanked retiring Sopris Sun reporter John Colson for his year of service to the community.

Trustee Silverstein announced that the CARE benefit is Saturday September 16<sup>th</sup> at the Orchard.

Trustee Silverstein stated that he has heart felt concern for Houston, Florida and Mexico that have been ravaged by hurricanes and an earthquake.

Trustee Bohmfalk informed the Board that he attended the Bike/Pedestrian/Trails Commission meeting on September 11<sup>th</sup>. They split up in to groups and identified priority issues such as lighting, gaps in trails, etc.

Trustee Bohmfalk stated that he would like the Board to consider moving the Special Event Liquor Licenses to the Consent Agenda.

Trustee Yllanes announced that on Sunday September 17<sup>th</sup> the Aspen Art Museum will be hosting a free Arte en Espanol event. The museum is offering free family portraits.

Mayor Richardson congratulated RFTA for doing an incredible job during the Grand Avenue Bridge closure.

Mayor Richardson read an email he received from Excel Energy proposing a new energy saving plan. The Town's energy bills have been decreasing which is great news.

Mayor Richardson stated that he attended the Wilderness Workshop/Western Slope Conservation Center event. Mayor Richardson also attended the Mayor's Summit in

Denver. The takeaways from the Mayor's meeting include: the Budget Committee is working in a –bi-partisan fashion. Colorado spends 12% of its budget on criminals and only 8% on higher education. Gas tax revenue is increasing while purchasing power is decreasing. Also, the State mandates an enormous amount of unfunded police training. Police are trending from deadly force to de-escalation. Lt. Governor Donna Lynn spoke. She is running for governor and she identified the most common concerns amongst Coloradans as follows: health care, broadband, opioid crisis and housing.

Mayor Richardson encouraged the Board to look at the Crystal Trail information on Pitkin County's website.

Mayor Richardson thanked library staff, etc. for addressing the landscaping at the library.

### **ATTORNEY'S REPORT**

The attorney did not attend the meeting.

### **SPECIAL EVENT LIQUOR LICENSE – TRUE MEDIA FOUNDATION**

True Media Foundation 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 Bohmfalk made a motion to approve True Media Foundation's Special Event Liquor License. Trustee Sparhawk seconded the motion and it passed with:

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

### **SPECIAL EVENT LIQUOR LICENSE – DANCE INITIATIVE**

Dance Initiative has applied for a Special Event Liquor License for an event to be held at the Launch Pad. All fees have been paid, and the Police Department has reported no problems with the applicant or the premises.

Trustee Silverstein made a motion to approve Dance Initiative's Special Event Liquor License. Trustee Yllanes seconded the motion and it passed with:

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

### **SPECIAL EVENT LIQUOR LICENSE – CARBONDALE ARTS**

Carbondale Arts has applied for a Special Event Liquor License for an event to be held at the Launch Pad. 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 Carbondale Arts' Special Event Liquor License. Trustee Henry seconded the motion and it passed with:

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

### **NETTLE CREEK HYDRO PLANT GRANT**

Mark O'Meara explained that staff is requesting the Trustee's direction concerning submittal of an application to the Federal Energy Regulatory Commission to commence the Small Hydro Streamlined Federal Permitting process.

Jay stated that the Town received a Small Hydropower Loan Program (SHLP) Matching Feasibility Grant for \$15,000 from the Colorado Water Resources & Power Development Authority. Jay noted that there is a unique provision in the contract which states that if the Town is not borrowing funds through the SHLP program, a waiver from reimbursing the Authority for the full amount of the grant must be requested and waived by the Authority Board of Directors. Jay noted that a waiver has never been requested before so staff is comfortable moving forward with the grant.

Trustee Yllanes asked if staff or the neighbors have any concerns. Mark responded that noise could possibly be a concern, but it's a small turbine and the nearest neighbor lives one mile away.

Trustee Silverstein made a motion directing staff to submit the Streamlined Federal Energy Regulatory Commission Permit Full Application. Trustee Yllanes seconded the motion and it passed with:

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

### **CONTINUED DISCUSSION ON BEAR ACTIVITY**

John Groves from the Department of Parks and Wildlife and local waste haulers were present at the meeting.

At a previous meeting it was established that trash is a major attractant of bears. Jay explained that the police are now in the ticketing phase for violation of the trash ordinance. After a resident is given a ticket they have the option to purchase a bear proof trash container and have the ticket waived. Jay noted that a discussion on waste hauling is scheduled for September 26<sup>th</sup>.

Discussion ensued on waste hauling and trash and the following points were made:

- Waste Management leases bear proof trash cans for \$10/month and if they are destroyed they will replace them for free.

- Commercial dumpsters can be retrofitted with bars and heavy doors. It appears that kids and the elderly have a hard time opening the dumpster doors.
- In years when the bears don't come to town because of ample food supply in the back county people get lax with their trash. The disposal of trash needs to be at the forefront of everyone's mind every year.
- The haulers said if the Town sets expectations they will abide.

Mayor Richardson stated the options are:

- Do nothing
- Strengthen citations
- Phase implementation of requirement that households possess bear proof trash containers
- Require households to possess bear proof containers by Spring

Trustee Silverstein would like to raise fines.

Trustee Sparhawk thinks the fine amount is right. In the long-term she would consider requiring residences to have bear proof containers by early next spring.

Trustee Yllanes stated that requiring residential bear proof containers is the right thing to do.

Trustee Henry stated we need to enforce the ordinance we have in place, talk about trash hauling at the September 26<sup>th</sup> meeting and concurrently talk about chickens and compost piles.

The Board agreed to direct the police to increase enforcement of the Trash Ordinance. Also, this winter staff should begin educating the public that the Town will require residents to possess bear proof trash containers in the spring.

### **2018 BUDGET – REVIEW BUDGET PROCESS, REVISED REVENUE PROJECTIONS, YEAR-TO-DATE FINANCIALS**

Rena explained that the budget is in the very preliminary stage.

Discussion ensued and the following points were made:

- Property tax valuation is up 6.9% for 2018.
- Sales tax through August is up 3.4%.
- The severance tax is down 7.7%.
- Staff is projecting a 2% sales tax increase for 2018.
- At the end of 2016 there was \$5.4 million in reserves. The policy is to keep a balance of 75% of the budget in reserves.

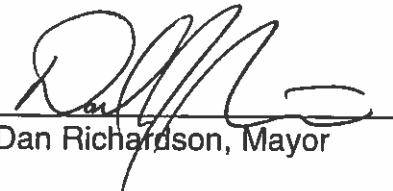
- Employee costs continue to increase and revenues are not increasing at the same rate.

On September 19<sup>th</sup> the Board will review department goals and objectives.


**ADJOURNMENT**

The September 12, 2017, regular meeting adjourned at 8:50 p.m. The next regularly scheduled meeting will be held on September 26, 2017, at 6:00 p.m.

APPROVED AND ACCEPTED

  
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Dan Richardson, Mayor

ATTEST:

  
\_\_\_\_\_  
Cathy Derby, Town Clerk

