

**MINUTES
CARBONDALE BOARD OF TRUSTEES
REGULAR MEETING
JANUARY 28, 2020**

Mayor Dan Richardson called the Board of Trustees Regular Meeting to order on January 28, 2020, 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
	Lani Kitching
	Ben Bohmfalk

Arrived After Roll Call	Erica Sparhawk
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Absent	Heather Henry
	Luis Yllanes

Student Trustees	Diego Valdez
	Grace Jardine

Staff Present:

Town Manager	Jay Harrington
Town Clerk	Cathy Derby
Finance Director	Renae Gustine
Public Works Director	Kevin Schorzman
Building Official	John Plano

CONSENT AGENDA

- Accounts Payable totaling \$164,715.89
- BOT 1/14/2020 Regular Meeting Minutes
- BOT 1/21/2020 Regular Meeting Minutes
- Liquor License Renewal – The Homestead
- Liquor License Renewal – Winetime
- Liquor License Renewal – Peppinos
- Liquor License Renewal – 450 Teppanyaki

- Garfield County Intergovernmental Agreement – Election Services
- Recommendation for Appointment – Public Arts Commission

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

4 yes votes: Richardson, Bohmfalk, Silverstein, Kitching

PERSONS PRESENT NOT ON THE AGENDA

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

TRUSTEE COMMENTS

Trustee Kitching stated that she attended two health insurance meetings. There were presentations on negotiating pricing.

Trustee Sparhawk arrived at the meeting.

Trustee Silverstein stated that he attended the Federal Mineral Lease District luncheon. The Town received a mini grant for the Miners Park Playground. The Fire District received a grant for a Brush Fire Truck. Trustee Silverstein also attended the Senior Matters meeting. They discussed conducting outreach to the senior community.

Student Trustee Valdez stated that the Roaring Fork High School Honor Society is undertaking a clothes drive. Student Trustee Valdez stated that he attended a meeting at the Basalt Library where they discussed starting a Latino Chamber of Commerce.

Mayor Richardson stated that last week he attended a reception for Nicolette Touissant who donated a painting to the Town. Trustee Silverstein added that there were three generations of the Thompson family in attendance. Mayor Richardson met with Shelly Evans, the Executive Director of Community Care, which is a community-wide health initiative focusing on substance abuse. Mayor Richardson said he sent the Board an email asking them if they want to comment on the Garfield County Public Lands and Natural Plan and Policies. The Board agreed that they didn't want to make comments at this time.

ATTORNEY'S COMMENTS

The attorney did not have any comments.

DISCUSSION AND UPDATE ON TRASH

Kevin Schorzman stated that part of the single-hauler contract with Mountain Waste is that they must provide a quarterly report to the Town on their services. Mountain Waste started tracking incidents in November and Kevin presented highlights from the report:

Implementation of service went off without a hitch.

Diversion rates are almost 37% based on an estimate of volume of containers. Mountain Waste will be checking on diversion rates throughout the year.

There have been five lost/stolen cans and The Town and Mountain Waste agreed to split the cost to replace them. Replacement of future lost/stolen cans will be the responsibility of the customer.

The report contains a number of missed collection complaints. However, it was discovered that people were calling before the end of the day and collection wasn't finished.

There have been 18 requests to opt out of the service because people have another way to dispose of their waste. Kevin stated that the Board originally agreed not to allow an opt out option because trash removal was considered a public health and safety service like water and sewer. Not allowing people to opt out enables Mountain Waste to calculate their revenue and overhead. If the Board decides to allow an opt out provision we would possibly have to renegotiate the contract because of the change in parameters.

Kevin noted that a handful of people have requested that there be a choice to suspend their service. We will probably receive more requests when RVR signs up because they had been allowed to suspend service with their current hauler. If the Town allows a suspension of service it may also trigger a contract renegotiation.

Discussion ensued.

Mayor Richardson reminded everyone that the reason the Town went with a single hauler was to increase waste diversion, minimize impacts on wildlife, and reduce the number of trucks on the road.

Mike Hinkley, Mountain Waste representative, told the Board that if the Town allows an opt out provision there is the possibility that people will go to another hauling service which could increase truck traffic. When they negotiated the contract they used tight calculations. Opt outs negatively impacts Mountain Waste's revenue. Mike is opposed to an opt out provision.

Trustee Silverstein stated that the roll out has been spectacular. He asked if Silt has an opt out provision. Mike said no, but they have a suspension provision.

The Board asked if it would be cheaper to switch to a super saver can while away or make no changes due to the fee to switch can sizes.

Trustee Sparhawk asked if it would be possible to get a list of the people who want to opt out and the reason why. Kevin responded yes. Trustee Sparhawk asked how is recycling going? Mike responded that people are recycling more.

Several homeowners are overfilling their containers. Mountain Waste and the Town will be distributing education material in an upcoming water bill. After the education period ends homeowners will be fined for overloading their trash cans.

Discussion ensued on how difficult recycling is. It has to be hauled to Denver and it is becoming more and more expensive.

Trustee Bohmfalk asked would it be cheaper if we only accepted certain recyclables? Mike said it would make it more expensive because they would need to be put in separate bins. Trustee Bohmfalk asked to what extent is contamination driving up costs? Mike said it is a leading contributor to higher costs. Jay asked if their parent company is helping with buying power. Mike said they are hoping to build a distribution facility in town.

Mayor Richardson opened the meeting to public comment.

Mike Adams, Euclid Ave., stated he doesn't use the trash service. He goes to the dump and pays \$8 every three months. Having to pay a fee every month is not right. He doesn't see a problem with opting out as long as you follow the disposal rules. People should be able to opt out with a written statement as to why they are doing so.

Trustee Bohmfalk stated that there needs to be a huge collaborative communication effort. He suggested that Mountain Waste should create a one page information sheet every quarter after they see the results of their report.

Discussion ensued on the opt out issue.

Mayor Richardson stated if we allow people to opt out we won't get the recycling subsidy. There is also the potential for illegal dumping and it may have a negative impact on wildlife if people store their garbage outside. Mayor Richardson stated that if we allow seasonal suspension we could recover the recycling costs with fees.

Trustee Silverstein stated that if we allow seasonal suspension it's important to determine the appropriate length of time.

Trustee Sparhawk stated maybe we could allow an opt out choice in rare, compelling instances. Jay responded that it would have tough parameters.

Trustee Kitching stated that RVR put together a suspension program to benefit the community but then it was nixed completely. Trustee Kitching supports suspension on a seasonal basis if there are fees associated with it.

The Board agreed not to add an opt out provision.

Staff will look at seasonal suspension options (costs, length of time, etc.) and report back to the Board at a future meeting.

ORDINANCE NO. 1, SERIES OF 2020 – RESIDENTIAL EFFICIENT BUILD CODE

Jeff Dickerson of Bio Space and Phi Fierman of CORE were present at the meeting.

John Plano stated that in order to meet the Town's Climate Action Plan goals the Town adopted the 2015 International Energy Conservation Code. The Residential Efficient Build Program (REBP) needed updating to accommodate the new Energy Code. During the revision process additional criteria is being added to start a path to Net-Zero Construction. The following proposed changes have been made:

- Photovoltaic solar requirements are strengthened by reducing the minimum size of a home requiring PV from 5,000 to 2,000 sq ft.
- Reducing the Home Energy Rating System (HERS).
- Basements and unfinished portions of the project are now counted fully in determining size of the project for required point calculation.
- Multi-family projects are required to have 1.0 watts per sq ft of photovoltaic (PV).
- Multiple updates are being recommended to remove the awarding of points for items that are now part of the IECC, and to reword many items to be more flexible as the IECC changes.
- Checklist item 6.2, Rough-In for Solar Hot Water Pre-Heat is recommended to be removed as a requirement because it adds significant cost to projects and is rarely utilized as PV has been determined to be more efficient and cost effective.

Discussion ensued.

Mayor Richardson suggested offering more points (100) for not bringing natural gas into the house; staff replied that they believe 25 points is ample.

Trustee Bohmfalk asked based on the existing point system is the new system easier to interpret? Jeff answered it's the same and noted that the checklist is not unique to Carbondale.

Mayor Richardson opened the meeting to public comment.

Fred Porter, Holland Thompson Drive, asked what is a high performance house? Jeff replied that it is described in the definition section. Fred noted that the Code incentivizes electric heat – he said he is a fan of off-peak heating.

Trustee Sparhawk made a motion to approve Ordinance No. 1, Series of 2020 – Amending the Residential Efficient Build Code with the following amendments: clean up the formatting and add the ordinance effective date of July 1, 2020. Trustee Bohmfalk seconded the motion and it passed with:

5 yes votes: Bohmfalk, Kitching, Richardson, Sparhawk, Silverstein

MT. SOPRIS ROTARY CLUB – MINERS PARK PLAYGROUND NAMING

Jay explained that the Town received two Federal Mineral Lease District mini grants for Miners Park playground equipment. However, there was a monetary shortfall and the Mount Sopris Rotary Club provided a donation to cover the gap in funding. The Rotary Club has requested that in recognition of their financial contribution that the playground be named the “Mt. Sopris Rotary Club Playground.”

Trustee Silverstein thanked the Mt. Sopris Rotary Club for their generous donation.

Chris Peterson, speaking on behalf of the Mt. Sopris Rotary Club, stated that the project fits the Rotary's Guiding Principles. He stated that the Rotary Club takes pride in contributing to the Town.

Trustee Silverstein made a motion to accept the new name for the Miner's Park playground to be the Mt. Sopris Rotary Club Playground with the addition to the sign in a smaller font stating “at Miners' Park.” This naming of the new playground is in recognition of their financial contribution to the project.” Trustee Sparhawk seconded the motion and it passed with:

5 yes votes: Sparhawk, Bohmfalk, Kitching, Richardson, Silverstein

EV FAST CHARGING STATION PROPOSAL

Kevin explained that RFTA received a \$30,000 grant through the State's Charge Ahead Program for a Level 3 EV charging station. RFTA was going to install the charger at a park-n-ride lot but they are unable to place it there. Charge Ahead agreed to transfer the grant to the Town. Staff has chosen Cowen Drive as the location as it is close to Highways 82 and 133 and it is in Holy Cross territory. Holy Cross is partnering with numerous entities within their territory to expand EV charging availability. Holy Cross has agreed to provide and install the required transformer at their cost (\$20,000). The estimated total cost of the Level 3 EV charging station is \$53,000. A grant of \$30,000 and the \$5,000 in the 2020 budget will reduce the cost to \$18,000. This project was not included in the 2020 budget.

Kevin stated that Eagle and Basalt have similar chargers. Eagle charges a flat fee for usage and Basalt's is free. He asked the Board if they approve the charging station should we charge a fee? The Board agreed that a fee should be charged.

Mayor Richardson opened the meeting to public comment.

Summer Scott, Main Street, asked if there is any alternative to purchasing the charger from a large corporation. Jay explained that the State has a contract with ChargePoint and there are only three or four providers of this technology.

Trustee Silverstein made a motion to authorize staff to move forward and assume the grant, install the charger on Cowen Drive, and bring forth a pay rate structure at a future meeting. Trustee Kitching seconded the motion and it passed with:

5 yes votes: Bohmfalk, Kitching, Richardson, Silverstein, Sparhawk


ADJOURNMENT

The January 28, 2020, regular meeting adjourned at 8:10 p.m. The next regularly scheduled meeting will be held on February 11, at 6:00 p.m.

APPROVED AND ACCEPTED


Dan Richardson, Mayor

ATTEST:


Cathy Derby, Town Clerk

