

**MINUTES  
CARBONDALE BOARD OF TRUSTEES  
REGULAR MEETING  
JULY 23, 2019**

Mayor Dan Richardson called the Board of Trustees Regular Meeting to order on July 23, 2019, 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	Erica Sparhawk
	Lani Kitching
	Ben Bohmfalk
	Marty Silverstein
	Heather Henry

Arrived After Roll Call	Luis Yllanes
-------------------------	--------------

Staff Present:

Town Manager	Jay Harrington
Town Clerk	Cathy Derby
Finance Director	Renae Gustine
Town Attorney	Tarn Udall
Manager Intern	Angie Sprang

**CONSENT AGENDA**

- Accounts Payable totaling: \$283,408.52
- BOT 7/9/2019 Regular Meeting Minutes
- BOT 7/16/2019 Work Session Minutes
- Liquor License Renewal – Senor Taco
- Liquor License Renewal – El Pollo Rico
- Pickleball Construction Contract
- Colorado Communities for Climate Action 2019  
Policy Statement Ratification

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

*6 yes votes: Richardson, Bohmfalk, Silverstein, Sparhawk, Kitching, Henry*

### **PERSONS PRESENT NOT ON THE AGENDA**

Jeanette Whitcomb, Cowen Drive, stated that she is a volunteer with the Carbondale Garden Club. It is a pilot program that began with ten volunteers. They help maintain the town's gardens since the Town doesn't use pesticides. Thus far they have completed 46 hours of weeding. She said they are need of volunteers. Jeanette thanked Town staff for their help.

Trustee Yllanes arrived at the meeting.

### **TRUSTEE COMMENTS**

Trustee Henry stated that the Regional Affordable Housing Steering Committee will be reconvening in the near future. They will be closing out the housing study contract.

Trustee Kitching stated that she attended the Ruedi Water and Power Authority (RWAPA) meeting. They discussed RWAPA's support of municipalities who want to change their Bureau of Reclamation Ruedi water contracts. They also discussed the Frying Pan River Flow Management Study. Also, the Invasive Mussels Program has been successful; they have intercepted six contaminated boats. Elizabeth Brown will be giving a presentation on the Invasive Mussel Program. RWAPA continues to identify the carrying capacity of each municipality's water supply. Trustee Silverstein thanked those doing the Mussel inspections.

Trustee Silverstein stated that Senior Matters is in need of volunteers at the rodeo. Trustee Silverstein announced that the Mountain Fair drum circle begins Friday at 4:00 p.m.

Mayor Richardson stated that he attended the RFTA Board meeting. He received a draft circulator bus survey created by Jerilyn Nieslanik which he forwarded to RFTA. The purpose of the survey is to identify the needs and desires for mobility at the Crystal Meadows senior housing property.

### **ATTORNEY'S COMMENTS**

The Attorney did not have any comments.

### **RECOGNITION OF RECEIVING BIKE FRIENDLY COMMUNITY GOLD LEVEL STATUS**

Darryl Fuller, former Chair of the Bike/Pedestrian/Trails (B/P/T) Commission, was present at the meeting.

Trustee Bohmfalk informed the Board that the B/P/T Commission applied for Bike Friendly Community status in 2010 and received bronze level. Then in 2014 they re-applied and received gold level. In 2019 the Town was re-certified at gold level. The application is a self-study because coming out of the process the Town receives

recommendations on ways to improve (planning, education, enforcement, etc.) Gold status is impressive because there are only 34 communities in the nation at that level.

Mayor Richardson and the Board thanked Darryl for his ten years of service on the Bike/Pedestrian/Trails Commission. His efforts were truly appreciated.

### **DANDELLION DAY DEBRIEF**

Trustee Henry told the Board that after Dandelion Day Natalie Fuller, the event coordinator, gave the Environmental Board recommendations for future Dandelion Days. Her recommendations include: creating a fundraising plan, obtaining a partner, and capping vendors at 85. The Board agreed that the 2019 Dandelion Day was a great event and they want it to continue. They believe that it's currently not sustainable; what happens if Natalie leaves. The Board agreed that it would be beneficial to find a partner. Trustee Bohmfalk stated that if we can't find a partner maybe the Town should take it on. Jay noted that the Town has already taken over One Town, One Table and Potato Day. We do not have enough staff to run Dandelion Day as well. The Board stated that they support some level of financial commitment. Dandelion Day needs to be on the path to sustainability, and it needs to be institutionalized.

### **CLEER – 2019 SCOPE OF WORK FOR THE TOWN OF CARBONDALE**

Trustee Sparhawk, who works for CLEER, recused herself and left the meeting.

CLEER employees Katharine Rushton and Maisa Metcalf gave an update on CLEER's 2019 scope of work for the Town of Carbondale. The 2019 scope includes four key areas: advance concept of net zero buildings and districts; Carbondale climate friendly transportation; Low Income Energy Efficiency Program; Sustainability Education System.

To achieve net zero on buildings and district they are focusing on Carbondale Town facilities, net zero construction and the Net Zero Energy District (2<sup>nd</sup> Street townhomes and the Third Street Center). CLEER is assessing the potential for an all-electric Town Hall which may be achieved through a DOLA grant.

To achieve net zero new construction they have been collecting information from builders, architects and building professionals about their perceptions of zero energy building codes. They have also been collaborating with CORE to develop a unified approach to Code Work. They are planning to provide a joint report with recommendations.

CLEER is undertaking the following in the Net Zero Energy District: providing two free energy assessments; enrolling income qualified families in the CARE program; lining up contractors for bulk proposal/bulk purchase; working with the whole townhome complex on Second Street to move several energy efficiency projects forward.

Katharine stated that they did not apply for a grant so they have the potential to reallocate \$7,500 (the grant match) to other programs. They asked the Board if they would like to use some of the funds for the 2019 electric vehicle sales event and the Battery Electric School Bus Workshop. The Board agreed to give \$1,000 to each event.

For the Low Income Efficiency Program CLEER staff is currently reaching out to several income qualified multi-family properties and they are assisting the Crystal Meadows senior housing property with their energy efficiency upgrades.

Finally, CLEER is continuing its successful Sustainability Education Series.

### **REVIEW OF JUNE TRASH OUTREACH EFFORTS**

Jay reviewed the trash marketing efforts made by staff, and the Public Relations firm PR Studio, in June.

Jay stated that using an outside PR firm was very helpful. Information was launched on a weekly basis rather than all at once. They used different media outlets and a combination of all of the tools worked well. They selectively used the variable sign and it generated some of the biggest response.

Trustee Bohmfalk asked how did the Spanish outreach work? Jay responded that all of the material was translated in to Spanish. Overall it hard to tell how many people signed up – possibly 1/3 to 1/2 but some people are going to default to the 64 gallon container. Jay noted that it was fortunate that our trash program marketing took place at the same time as Pitkin County's. He noted that seventy one people signed up for bear proof containers. Trustee Bohmfalk stated that maybe we should consider a line item in the budget for public relations work. Trustee Bohmfalk asked if bi-lingual people were present at the pop up events; Jay didn't know. The Board agreed that increasing outreach to the Spanish speaking population will be a future goal. The Board asked the cost of the marketing campaign. Angie said it came in under the \$10,000 budget.

### **PLASTIC BAG BAN DISCUSSION**

Plastic expert John Waterman and Sandy Marlin and Patrick Hunter of the Environmental Board (Eboard) were present at the meeting.

John gave an overview on the problem with micro-plastics in the ocean. The problem with plastic is that you cannot see it; they are confetti like and are everywhere. The levels of plastic in the ocean are decreasing because it is sinking to the ocean floor. More people are becoming aware of the problem and over 200 municipalities have banned single use plastic.

The Eboard had been at a Board of Trustees meeting on May 24, 2019 where they asked the Board to consider expanding the plastic bag ban. The Board requested more information (hire a plastics consultant, etc.) and asked them to talk to the businesses that would be affected by the ban.

The Eboard is back tonight requesting the Board take action on four items: adopt a proclamation outlining the Town's commitment to reduce single use plastic; for a commitment to join Recycle Colorado, who leads the effort to reduce waste in Colorado, expand the current bag ban ordinance, and hire a consultant to provide recommendations and actions toward a greater single use plastic reduction plan.

Discussion ensued.

Trustee Kitching asked if someone discussed the bag ban with the retailers. Yes, they went to the businesses who would be impacted.

Sandy explained that the ordinance would change the definition of retailer and increase the square footage limitation for a retailer to provide a disposable bag. They attempted to keep the revisions as simple as possible.

Trustee Bohmfalk asked if we are opening ourselves up to a legal challenge. John suggested the Board consider a voluntary opt in.

Mayor Richardson opened the meeting to public comment.

Fil Fillerman, Stagecoach Lane, stated that the publicity surrounding the store that is opposed to the plastic bag ban could be detrimental to their business. She likes the voluntary opt in choice.

Debbie Bruell, Euclid Ave., thanked the Eboard for their work. She hopes the Trustees accept their recommendations – it's the spirit of Carbondale.

Frosty Merriott, Lakeside Dr., stated that he talked to Nanci Limbach at the Wildlife Foundation in Rifle and he asked her if she has seen any issues with animals ingesting plastic. She said she has nursed several sick bears and a mountain lion who swallowed plastic bags. Plastic has a local impact, it's not just in the oceans. He noted that oil production for transportation is decreasing while production of petrochemicals to produce plastic are increasing.

No one else present desired to address the Board.

Trustee Kitching asked if the square footage is discriminatory. She prefers that the entire business community endorse the ban.

Mayor Richardson stated that he prefers that the proclamation not be date specific.

Trustee Yllanes made a motion to approve the proclamation with an amendment eliminating the date. Trustee Sparhawk seconded the motion and it passed with:

*6 yes votes: Sparhawk, Bohmfalk, Kitching, Richardson, Henry, Yllanes  
1 no vote: Silverstein*

The Board agreed to join Recycle Colorado. The Board also directed staff to draft an ordinance amending Ordinance 11, Series of 2011 for consideration at a future meeting. The amendments include: a definition of retailer, and increasing the square footage limitation for a retailer to provide a disposable plastic bag from less than 3,500 square feet to less than 9,000 square feet.

**ADJOURNMENT**

The July 23, 2019, regular meeting adjourned at 9:10 p.m. The next scheduled meeting will be held on August 13, at 6:00 p.m.

APPROVED AND ACCEPTED

  
Dan Richardson, Mayor

ATTEST:

  
Cathy Derby, Town Clerk

