

**MINUTES  
CARBONDALE BOARD OF TRUSTEES  
REGULAR MEETING  
MAY 23, 2017**

**CALL TO ORDER:**

Mayor Dan Richardson called the Board of Trustees Regular Meeting to order on May 23, 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 | Ben Bohmfalk      |
|          | Marty Silverstein |
|          | Erica Sparhawk    |

|                          |                 |
|--------------------------|-----------------|
| Arrived After Roll Call: |                 |
| Trustees                 | Frosty Merriott |
|                          | Heather Henry   |

|         |               |
|---------|---------------|
| Absent: |               |
| Trustee | Katrina Byars |

|                       |                 |
|-----------------------|-----------------|
| Staff Present:        |                 |
| Town Manager          | Jay Harrington  |
| Town Clerk            | Cathy Derby     |
| Town Attorney         | Mark Hamilton   |
| Planner               | John Leybourne  |
| Public Works Director | Kevyn Schorzman |
| Utilities Director    | Mark O'Meara    |

**CONSENT AGENDA**

- Accounts Payable totaling \$131,454.76
- BOT 5/9/17 Regular Meeting Minutes
- Report of Changes – The Beat
- Retail Marijuana Infused Products License Renewal Application – S.P. Manufacturing, LLC
- Medical Marijuana Infused Products License Renewal Application – S.P. Manufacturing, LLC

- Recommendation for Appointment – Carbondale Public Arts Commission
- Lot A – Village Lane Townhomes Housing Mitigation Plan

### **CONSENT AGENDA**

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

*4 yes votes: Silverstein, Richardson, Sparhawk, Bohmfalk*

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

Richard Votero, Buckingham Dr., stated that he likes the graphics that have been stenciled on the sidewalks prohibiting skate boards, rollerblading and bikes.

Angela Lowry, Crystal Circle, stated that she is here to advocate support for daycare centers. Little Blue, a Carbondale daycare center which offers infant, after school and year-round care, has generated a waiting list.

Trustees Merriott and Henry arrived at the meeting.

Angela stated that she would like the Town to partner with them to help meet their needs.

Michelle Oger, Director of Blue Lake Daycare Center, informed the Board that little Blue has been open for 18 months and there are 100 kids on the waiting list. They are looking to expand but they are having difficulty finding space in Carbondale.

Andy Davies stated that she is working with Michelle on collaborative and creative solutions. She told the Board that Basalt contributes \$55,000 per year for tuition assistance which affects 10-13 families. Eagle County has been contributing \$180,000. Because of the contributions they have leveraged funds and now receive private funding as well.

Kimberly, Carbondale, stated if the community doesn't have full-time care you lose tax dollars. The school district also loses families. Full time daycare parents buy things in town.

Mayor Richardson noted that the Town gives away a total of \$60,000 to community grants. He asked the Board if they would be interested in having a discussion on daycare.

Trustee Bohmfalk stated that he is interested in a discussion. There may be other ways besides monetary to contribute. Trustee Sparhawk agreed. Trustee Silverstein also

agreed that we should have a conversation – daycare affects a large percentage of the community. Contributing money isn't realistic but we can explore other options.

It was agreed that either Trustee Sparhawk or Bohmfalk will spearhead the July work session discussion.

### **TRUSTEE COMMENTS**

Trustee Silverstein announced that it's Bike Week and he thanked Tracy Wilson for helping organize it.

Trustee Silverstein stated that tomorrow is the Senior Matters volunteer appreciation reception at 689 from 6-8 p.m. Trustee Silverstein added that Mayor Richardson will be honored at the event.

Trustee Silverstein stated that on Memorial Day the American Legion will perform a 21 gun salute.

Trustee Silverstein told the Board that the Carbondale Public Arts Commission Art Walk Around Town and Artists' Reception is June 1<sup>st</sup>.

Trustee Silverstein informed the Board that there was a huge article in the Denver Post on the Marble Distillery. They have received numerous sustainability awards. Also, their second anniversary is approaching.

Trustee Henry stated that earlier in the day she circulated the RFP Scope of Work for the Affordable Housing Need Assessment and she told the Board that we need to make sure that it meets our needs.

Trustee Sparhawk stated that the Third Street Center Coffee Shop is open for business.

Trustee Sparhawk attended the Parks & Recreation meeting. They met with Aspen Community Foundation employees and discussed their interest in raising money and where it would go.

Mayor Richardson stated that he attended the May RFTA meeting where they continued their discussion on the Access Control Plan. Mayor Richardson stated that Aspen has protection concerns.

Mayor Richardson stated that he and Jay met with Cedar Networks. They had a discussion on fiber and what's next.

On Thursday Mayor Richardson attended the Mayor's Summit meeting. They discussed a collaborative regional effort to fight climate change.

Mayor Richardson informed the Board that the CML annual meeting is in one month and he encouraged the Trustees to attend.

Mayor Richardson announced that tomorrow on 9 News 4:00 and 9:00 pm there will be a story on the Rosybelles art bus.

### **ATTORNEY'S REPORT**

Mark Hamilton informed the Board that he did not attend the last regular meeting because he had to leave town for a family medical issue.

### **PUBLIC HEARING – HERITAGE STORAGE ANNEXATION APPLICATION**

Applicant: Stein

Location: Highway 133

John Leybourne stated that the Applicant has asked for a continuance due to issues related to the purchase of the property.

Mayor Richardson opened the meeting to public comment. There was no one present who wished to address the Board.

Trustee Sparhawk made a motion to continue the public hearing to July 25, 2017. Trustee Henry seconded the motion and it passed with:

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

### **ENVIRONMENTAL CHARTER DISCUSSION**

Trustee Merriott gave an introduction on why an Environmental Charter is important. He stressed that it's important that Town (staff) lead by example (i.e. don't use plastic single water bottles, use bottles that you can refill at a refill station). We should be thinking about the affects our decisions will have on 7 generations from now. The document should live on the wall in the Trustee chambers so when we make decisions we can ask if they will affect the environment.

Trustee Sparhawk suggested that the Charter should reference the Climate Protection Plan and vice versa. She noted that there are some topics that overlap (transportation, waste reduction, etc.).

Mayor Richardson opened the meeting to public comment.

Julia Farwell, Chair of the Environmental Board, stated the Charter provides the "why" to the Climate Action Plan.

Tom Dunlop, Glenwood Springs, stated he supports the Charter. He said that it took him, along with three (3) others, 14 months to write the Pitkin County Ecological Bill of Rights. It should be a guidance document which helps the Board focus their discussions and decisions on the impacts they will have on at least seven (7) future generations (or 150 years) from now. He urged the Board to pass a Charter and said it is important that the document stand alone.

Wyatt, N. 8<sup>th</sup> St., urged people to treat the land as you would treat yourself. You can do simple things to help the environment: plant a garden, ride a bike, etc.

Colin Quinn, Crystal Rd., is a member of the Environmental Board, but tonight he is speaking as a resident. He stated that he lived in Africa and when he decided to move he moved to Carbondale. He could have moved anywhere but he chose Carbondale because of the sense of community and the natural environment. He strongly supports adopting an Environmental Charter.

Torey Nichols, County Road 106, supports the Charter. She said it will have intrinsic value. She said when we value life we in turn get more value ourselves.

Trustee Henry stated that the Climate Action Plan is the "how". The Environmental Charter is the "why".

Mayor Richardson noted that when the Board was discussing its goals for 2017 the number two (2) goal was to develop an Environmental Charter. He asked who are the stakeholders? What is the process?

Trustee Merriott responded that he, Tom Dunlop, Trustee Henry, and Julia Farwell will work together and bring the Charter to the July work session.

Trustee Bohmfalk stated that the Environmental Charter, Comprehensive Plan, and Climate Action Plan should align. He doesn't want to spend a lot of time if the ideals are stated elsewhere. He is supportive, but suggested they keep it broad and don't get in to the "how".

Trustee Silverstein suggested that it be called the Environmental Bill of Rights and it shouldn't be a super long document.

Trustee Sparhawk suggested the group look at the Montana State Constitutions which addresses the environment in several clauses.

### **GRAND AVENUE BRIDGE PROJECT IMPACTS DISCUSSION**

CDOT Public Relations Officer Kathleen Wanatowicz was present at the meeting. She gave a presentation on the Grand Avenue Bridge closure and the following points were made:

- The bridge closes on 8/14/17 for 95 calendar days; crews will be working 24/7.
- It will open around Thanksgiving but when it opens it will only be with one working lane and there will be six (6) more months of construction.
- All traffic will be detoured to Exit 114. All traffic merges into one (1) lane at 27<sup>th</sup> St. This is an unprecedented project.
- Public information is the key to the project's success.
- The goal is to realize a 35% reduction in traffic.
- The delays will be contingent upon getting 700 vehicles per hour off the road.
- Motorists need to voluntarily change their habits or they will face up to an hour delay.
- Kathleen encouraged everyone west of Glenwood to use RFTA; it will be free from Parachute. Riders will need to get off at the bridge, walk over the pedestrian bridge, and catch a shuttle that will take them to the BRT stop at 27<sup>th</sup> St.
- Carpooling is also a great option. Vehicles with 6 (+) passengers will be able to use the HOV lane.
- Kathleen also encouraged people to change their work schedules so as to avoid peak traffic hours. Telecommuting is another great option
- Biking options will be available but they have not been made public yet.

Jay said the Board needs to think about the following issues that will affect Carbondale:

- Should we extend construction hours?
- Should we extend the hours for trash collection?
- Trucks will be coming over McClure Pass. Highway 133 will be exceptionally busy and we need to police the road more than usual.
- Should we change Town Hall office hours?
- We are holding spots for employees to camp at Gateway RV Park
- We have one housing unit that will be left open for employees to stay.
- The police will schedule off-hour shift changes.
- The Town will have a van to the bridge, employees will walk over and a Town commuter van will meet them on the other side.

### **REVOCABLE LICENSE AGREEMENT FOR MARBLE DISTILLERY FOR STAGE AND BIKE PARKING**

Jay explained that when the Board initially approved the street decking it was for street side dining only. Marble Distillery wants to build a deck at curb level to act as a stage for bands on First Friday and for bike parking. This is a completely different model than what the Board approved. Jay stated we would probably place a bike rack down there eventually.

Discussion ensued.

Trustee Henry stated that the deck is physically different and the use is changing. She asked if it should physically look like the others.

Mayor Richardson stated that as long as the deck is safe he is O.K. with it. He believes that it will increase the vibrancy of the downtown.

Trustee Silverstein noted that if they can move the band to the decking it will create more space on the patio.

Jay stated that reflectors would need to be installed on the corners of the deck.

Trustee Bohmfalk stated he is concerned it will set a precedent – what comes next? He asked if the Board should put a limitation on the deck that it can only be used when the street is closed. The Board did not agree.

Trustee Silverstein suggested allowing the decking on a trial basis.

Trustee Sparhawk made a motion to approve Marble Distillery's Revocable License Agreement which compliments the existing covered patio. Trustee Silverstein seconded the motion and it passed with:

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

### **WATER RATES AND TAP FEES**

Kevin's memo stated that at the March 21<sup>st</sup> work session the Board discussed why there is a cost to provide water to the Town. A general rule of thumb is to increase utility rates approximately 3% annually to keep up with the increasing costs of collection, treatment and distribution. When rates are not increased at a rate at least equal to the increasing costs, larger increases are necessary in the future to make up the deficit. Over the past seven years rates were only increased by 1.5% annually.

Staff provided two (2) rate increase scenarios. Rate Scenario #1 increases the usage rate at a higher rate and the base rate at a lower rate. Rate Scenario #4 increase the usage rate by a lower percentage and the base rate at a higher percentage. The base fees cover fixed expenses. Usage charges correlates to variable costs. Staff recommends the Board approve Rate Scenario #4.

Trustee Henry stated that she appreciates that the affordability index was included in the packet material; it shows that the Town's rates are significantly below it. Even when we increase the rate we will still have affordable water.

Trustee Henry made a motion directing staff to prepare a resolution to be presented at the June 13, 2017 regular Board of Trustees meeting adjusting water and sewer fees to

coincide with Scenario #4. The increase will be effective July 1, 2017. Trustee Bohmfalk seconded the motion and it passed with:

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

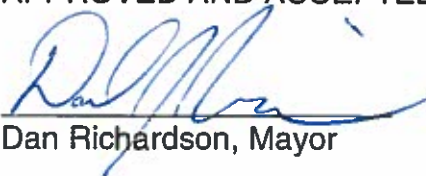
The Board told staff that it is imperative to launch a positive public information campaign. Staff should create a one page document clearly explaining the increase to citizens. Kevin's memo should also be added to the Town's website.

Trustee Silverstein thanked staff for preparing a memo that was understandable.


**ADJOURNMENT**

The May 23, 2017, regular meeting adjourned at 8:35 p.m. The next regularly scheduled meeting will be held on June 13, 2017 at 6:00 p.m.

APPROVED AND ACCEPTED

  
Dan Richardson, Mayor

ATTEST:

  
Cathy Derby, Town Clerk

