

**MINUTES  
CARBONDALE BOARD OF TRUSTEES  
REGULAR MEETING  
OCTOBER 24, 2017**

Mayor Dan Richardson called the Board of Trustees Regular Meeting to order on October 24, 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

Absent	Frosty Merriott
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Staff Present:	
Town Manager	Jay Harrington
Town Clerk	Cathy Derby
Attorney	Mark Hamilton
Finance Director	Renae Gustine
Public Works Director	Kevin Schorzman
Intern	Angie Sprang
Police Lieutenant	Chris Wurtsmith

**CONSENT AGENDA**

- Accounts Payable totaling \$229,619.42
- BOT 10/10/17 Regular Meeting Minutes
- Liquor License Renewal – American Legion
- Resolution No. 11, Series of 2017 – Supporting GOCO Grant Application For Completion of Crystal River Restoration and Weaver Ditch Project
- Resolution No. 12, Series of 2017 – Supporting GOCO Grant Application for Rio Grande Trail Improvements
- Recommendation for Appointment to the Parks & Recreation Commission

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

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

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

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

### **TRUSTEE COMMENTS**

Trustee Sparhawk informed the Board that she will be attending the Third Street Center Board meeting and Special Events Task Force meeting tomorrow. Trustee Bohmfalk asked that the Task Force reconsider closing Main Street for First Friday in January and February.

Trustee Sparhawk announced that the Town received the mini FMLD grant for playground equipment and park bathroom improvements.

Trustee Yllanes stated that an undocumented immigrant is residing at a religious affiliated sanctuary.

Trustee Silverstein stated that Veteran's Day will be celebrated before the next BOT meeting. He thanked all of the veterans for their service to our country.

Trustee Silverstein stated that he, Trustee Yllanes and members of the Public Arts Commission conducted a walk-through of all of the Art-Around-Town sculptures to determine maintenance needs.

Trustee Silverstein told the Board that he attended the Garfield County Seniors meeting. He stated that Carbondale should be proud because our Recreation Center offers senior programs that other towns don't. He also said that New Castle was able to build their senior housing because they owned the land.

Trustee Henry announced that there are two (2) openings on the Environmental Board.

Mayor Richardson stated that he attended the GCE meeting where they discussed the 2018 budget.

Mayor Richardson stated that Hazardous Waste Day was well attended. He thanked all of the volunteers.

Mayor Richardson reminded the Board that they will be discussing Community Requests at the November 14<sup>th</sup> meeting.

### **ATTORNEY'S REPORT**

The attorney did not have a report.

**PUBLIC HEARING – NEW RETAIL MARIJUANA STORE APPLICATION**

Applicant: HQ Sopris, LLC

Location: 922 Highway 133

Applicant Renee Grossman was present at the meeting.

Staff stated that the applicant submitted a thorough application which was deemed complete on September 21, 2017. All public hearing requirements have been met by staff and the applicant and all fees have been paid. The local agent is Charles Ewart who resides in Basalt.

Staff recommends approval of the retail marijuana store application.

Mayor Richardson asked Renee how she would mitigate odor. Renee responded that she has not had any odor issues in her Silt store. If she did have odor problems she would hire an engineer. She will be installing a charcoal filter in the Carbondale store.

Trustee Bhomfalk asked Renae if she feels that the Town Sign Code is adequate. She stated, yes, she does not like the green cross symbol so she won't have one on her sign. Also, Sopris Shopping Center has very strict sign regulations. She assured the Board that her sign will comply with Town Code.

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

Trustee Silverstein thanked Renae for her professionalism. He also thanked her for offering discounts to veterans and seniors. Trustee Silverstein noted that a Silt Trustee, who was opposed to allowing her store in Silt, gave her a glowing recommendation.

Trustee Sparhawk made a motion to approve a Conditional Retail Marijuana Store License Application for HQ Sopris, LLC. Trustee Silverstein seconded the motion and it passed with:

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

**FINALIZE COMMENTS ON CRYSTAL RIVER TO CRESTED BUTTE TRAIL**

Mayor Richardson explained that the Pitkin County Commissioners have asked the Board to comment on the proposed Crystal River to Crested Butte Trail. He stated that the Trustees have an obligation to comment on all aspects of the trail.

Mayor Richardson opened the meeting to public comment.

Darryl Fuller stated that the passion for wildlife has caused people to speak up on the trail. He stated that the trail will be a huge recreational benefit that connects the community. We will experience low impact tourism, and it will provide access to learn about the corridor. He acknowledged that there will be larger human impacts but he believes that we can change our behavior.

Darren Broom stated that he supports the trail. He is looking at the economic impacts. He stated that it is difficult to run a small business in Carbondale. He supports any recreation design that looks sustainable. He believes that the Crown recreation area has been well managed and it has brought tourists to Town.

Will Roush, employed by Wilderness Workshop, stated that he supports the concept of a trail. However, the off highway trail option will have significant impacts on wildlife. He asked that a no option alternative be considered. He suggested that the trail be built in already impacted areas, and Filoha Meadows, the Narrows, etc. should be avoided. He suggested that Pitkin County should commit to following the advice they received from Parks and Wildlife former personnel. Seasonal closures can be effective. Finally, Pitkin County should make sure that they have a funding mechanism in perpetuity.

Marj Perry stated that wildlife numbers are considerably down. Pitkin County should consider this in their decision of trail placement.

Bill Fales asked that the cost be considered – the trail will be very expensive. He said that if the trail is built off-highway it will have to go through private property and the government will be forced to use its powers of eminent domain which would be really bad for the open space movement. Bill stated that there should be a no action option. He added that high powered bikers don't use the current trail, they stay on Highway 133.

Chuck Downey, stated that he supports the trail; it can be a win/win situation. It would help the biking industry. Both options have serious disadvantages – mainly impact on wildlife and the cost. He suggested that Pitkin County should use a combination of both options. The on-highway trail will exclude lots of people. If they want to be inclusive they need to incorporate portions of both options A and B.

Kate Hudson, an environmental attorney, stated she is concerned that the process hasn't focused on river impacts. She urged the Pitkin County Commissioners to gather information about all of the environmental impacts before any choices are made. Consider the impact to streams and riparian areas. She asked that a no action alternative be considered. Consider all potential alternatives (e.g. a trail that's not paved). The County has the potential to design a project whose focus is broader – revitalize the ecological function. Focus on improving the environment and heritage.

Bill Spence stated that building the trail on the railroad right-of-way will cost less money. Pitkin County's gift is hard to refuse – it's a wonderful opportunity. The trail will impact

wildlife – the Forest Service warned about going into the wildlife habitat. Bill believes the costs are skewed in favor of Option B. He believes that option A would cost less than \$100 million. Most people are in favor of a trail but do they want it if it goes through critical habitat and affects our streams.

Steven Watson, stated that one of the options has the trail running through his neighborhood. There are a lot of private property concerns and the possibility of eminent domain. He noted that Pitkin County has already started purchasing right-of-ways. The major concern is to get bikes off of the highway. There are critical wildlife impact concerns.

Mayor Richardson closed the public comment portion of the meeting.

Discussion ensued and the Trustees agreed that statements would be written by the following Trustees(s)/staff for submittal to the Pitkin County Commissioners:

1. Trustee Henry – statement on the overall process – solicit public dialogue, be more inclusive, recommend open public forums, be transparent, formalize stakeholder groups.
2. Town Attorney Mark Hamilton – express concerns surrounding the Nettle Creek Water Treatment Plant.
3. Trustee Sparhawk – include river restoration as part of the process.
4. Trustee Sparhawk – incorporate interpretive opportunities to learn about history, environment, wildlife, etc.
5. Trustee Henry – request more analysis – possibly create a Master Plan.
6. Mayor Richardson – include a no build option
7. Trustee Silverstein – preference that Pitkin County doesn't use Eminent Domain to acquire property

Alignment preferences and wildlife impacts were not assigned to a specific Trustee.

## **2018 BUDGE REVIEW**

### **Police**

Police Chief Gene Schilling and Lieutenant Chris Wurtsmith made the following points:

- The police are still waiting to hear if they received a grant which would fund an additional officer
- A new \$47,000 phone system is included in the budget
- The police will be replacing the animal control vehicle
- The \$15,000 training budget is supplemented by VALE (Victim's Assistance Fund)
- The police feel that spending \$90,000 on a TRIDENT officer is the most cost effective way to combat illicit drug sales/use
- Some training will be dedicated to Spanish classes

### Public Works

Public Works Director Kevin Schorzman made the following points:

- Public Works accounts for 18% of the General Fund's expenditures (\$1,003,773).
- Maintenance is the majority of expenses (\$101,000)
- Equipment and supplies are budgeted at \$77,450
- \$35,000 has been budgeted for snow removal

### Capital Projects

Public Works Director Kevin Schorzman gave an overview of the proposed capital improvement projects scheduled for 2018:

### Public Works

- Colorado Ave – 4<sup>th</sup> Street to Main Street - \$125,000 – will improve pedestrian connectivity. Trustee Bohmfalk stated that this item should be proposed to the Bike/Pedestrian/Trails Commission (BPTC). The Commission recently identified a list of priorities and Trustee Bohmfalk would like staff to make sure the Commission is in agreement on this project
- 6<sup>th</sup> Street Sidewalk – Main Street north to alley - \$15,000 – BPTC priority
- Snowmass Drive Sidewalk/Trail - \$35,000 BPTC priority
- Trail Maintenance - \$10,000
- Concrete Street Maintenance - \$5,000
- Drainage Maintenance - \$55,000
- Annual Street Maintenance - \$175,000


### Parks and Open Space

- Sopris Park Bathroom Renovation - \$10,000
- Giannetti Park Bathroom Renovation - \$15,000
- Park Fences, Picnic Tables & Trash Containers - \$14,900
- Park Playground Equipment Replacement/Retrofit - \$15,000
- Bonnie Fischer Park Improvements - \$10,000
- Trail Improvements (Rio Grande Lighting) - \$5,000
- Gateway Park – Tent Sites Conversion to RV Sites - \$6,000
- Crystal River Restoration and Weaver Ditch Efficiency Project – Potential GOCO Grant

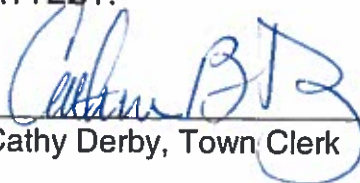
**ADJOURNMENT**

The October 24, 2017, regular meeting adjourned at 9:00 p.m. The next regularly scheduled meeting will be held on November 14, 2017, at 6:00 p.m.

APPROVED AND ACCEPTED

  
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Dan Richardson, Mayor

ATTEST:

  
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Cathy Derby, Town Clerk

