

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

Mayor Dan Richardson called the Board of Trustees Regular Meeting to order on December 12, 2017, at 6:00 p.m. in the Town Hall meeting room.

STUDENT OF THE MONTH

Students from Carbondale Community School, Carbondale Middle School and Ross Montessori School were in attendance to receive the "Student of the Month" award. The following students were awarded a Certificate of Achievement from Mayor Dan Richardson:

Atreya Stryker	Sierra Hageland
Jasmine Ingle-Lewis	Hannah Thomoff
Chelsea Lovo Alberto	Eder Rubio

ROLL CALL:

The following members were present for roll call:

Mayor	Dan Richardson
Trustees	Frosty Merriott
	Marty Silverstein
	Erica Sparhawk
	Ben Bohmfalk
	Heather Henry
	Luis Yllanes
Staff Present:	
Town Manager	Jay Harrington
Town Clerk	Cathy Derby
Attorney	Mark Hamilton
Finance Director	Renae Gustine
Public Works Director	Kevin Schorzman
Utilities Director	Mark O'Meara

CONSENT AGENDA

- Accounts Payable totaling \$285,788.03
- BOT 11/21/17 Work Session Minutes

- BOT 11/28/17 Regular Meeting Minutes
- Liquor License Renewal – Black Nugget
- Liquor License Renewal – Cripple Creek Backcountry
- Report of Changes (manager) – The Goat
- Ratification of Settlement in Khale vs. Town of Carbondale

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

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

Police Chief Gene Schilling introduced the Board to new police officer Brandyn Rupp.

Police Chief Gene Schilling presented Trustee Merriott with an award for suggesting the police carry the anti-overdose medication Narcan. Two lives were saved last year as a result of the police carrying the drug.

EMPLOYEE RECOGNITION 20 YEARS OF SERVICE – DAVID MORENO

Mayor Richardson recognized David Moreno's 20 years of service with the Town.

PERSONS PRESENT NOT ON THE AGENDA

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

TRUSTEE COMMENTS

Trustee Bohmfalk stated that he recently met with the Child Care Coalition Group. He also met with Michael Durant, Chairman of the Planning and Zoning (P&Z) Commission, to see if the P&Z needed clarification on the Board's direction to consider if child care facilities should be permitted in industrial zones and if they would allow reduced parking. Michael told Trustee Bohmfalk that the P&Z understood the Board's direction and they agreed that child care facilities should not be permitted in industrial zones. Michael stated that the P&Z won't review changing the zoning again unless the Board gives them new direction. The Board agreed to have a work session with the Child Care Coalition in January.

Trustee Bohmfalk informed the Board that he attended the Pitkin County Waste Diversion meeting. They have drafted an ordinance which Pitkin County is considering passing. Municipalities can modify the ordinance to meet their needs. The goal is to have consistency for valley waste haulers. The ordinance concentrates on the following components: volumetric pricing on trash, the cost of recycling would be included in the base fee, and new reporting requirements for haulers. A single hauler is not being considered. Pitkin County hopes to enact the ordinance in 2019. The Board agreed that a discussion on the proposed ordinance is needed.

Trustee Bohmfalk stated that the Town needs to conduct educational outreach on idling.

Trustee Sparhawk stated that she attended the Third Street Board meeting. They completed their financial reviews and she said that the Center has great financial controls in place. Also, they have developed a three year building maintenance plan. Also, Board members recently attended fundraising training.

Trustee Merriott stated that a deer was recently hit and found dead in River Valley Ranch (RVR). The deer was either hit elsewhere, and traveled to RVR where it died, or it was hit in RVR. Trustee Merriott asked people to slow down.

Trustee Merriott stated that he attended the Garfield Clean Energy (GCE) meeting. He was impressed with Erica and Brendon's presentation. GCE has been responsible for over \$6 million in energy savings since its inception.

Mayor Richardson thanked staff for their help with another successful First Friday.

Mayor Richardson stated that he attended the Art Space meeting. He said it was inspiring and he is optimistic that the project will come to fruition.

Mayor Richardson announced that a new business, Why Cycles has moved their headquarters to Carbondale.

Mayor Richardson stated that he attended the Chamber Luncheon. There was a great presentation from Glen X.

Mayor Richardson told the Board that he will attend the Garfield County Planning & Zoning Commission meeting to represent Town staff's comments on density issues and how they will affect the Town.

Mayor Richardson stated that the Board will be discussing economic development at the December 19th work session.

The December 26th BOT meeting will be held at 6:00 p.m.

ATTORNEY'S REPORT

The attorney did not have a report.

PROCLAMATION – CHRIS CHACOS

Mayor Richardson read a proclamation honoring Chris Chacos' outstanding community service.

PUBLIC HEARING – ADOPTION OF 2018 BUDGET

Renae gave an overview of the 2018 budget. Key points included:

- The 2018 Budget projects a conservative 2% increase in sales tax
- The Town continues to see a decrease in Mineral Leasing and Mineral Severance Tax funds
- The 2018 Budget plans for \$526,727 of reserve spending, mostly for capital improvements
- \$30,000 will be transferred to the Housing Fund – a portion of the money will be spent on a regional housing study
- At year-end 2018 the General Fund will have a reserve balance of \$4.94 million.
- Staff will receive a 3% COLA
- The Town's health insurance premium increased 13% for 2018 – it's a \$1.2 million expense

Jay stated that he was notified that the Mt. Sopris Historical Society cannot afford to pay their Executive Director and they requested that she become a full-time employee of the Town. Jay noted that we have not budgeted for, nor do we have the money to add an employee. The Board agreed and they will have a discussion on how the Mt. Sopris Historical Society can continue to function.

Trustee Bohmfalk stated that last year the Board agreed that an amount equal to 75% of the budget should be kept in reserves. The 2018 reserves are 71%. Jay explained that the reduction is due to a possible land acquisition. Trustee Bohmfalk stated that he is uncomfortable with reserves going below 75%.

Mayor Richardson opened the meeting to public comment. There was no present who wished to address the Board so he closed the public hearing.

Trustee Henry made a motion to approve Resolution No. 15, Series of 2017, Ordinance No. 19 Series of 2017, Resolution No. 16, Series of 2017 and Ordinance No. 20, Series of 2017 approving the 2018 Budget. Trustee Bohmfalk seconded the motion and it passed with:

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

SPECIAL EVENT TASK FORCE – 2018 SPECIAL EVENT CALENDAR

Jake Boyles, representing the Special Event Task Force & Main St. Closure Committee (the "Committee"), was present at the meeting.

Jake went over the proposed special events and noted that there are no new events proposed.

Trustee Sparhawk made a motion to approve the 2018 special events and street closures as recommended by the Special Events Task Force and Main St. Closure Committee. Trustee Silverstein seconded the motion and it passed with:

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

Jake explained that the Committee also discussed the possibility of creating an Entertainment District and Common Consumption Area for the June, July and August First Fridays. Main Street would be closed off and consumption of alcoholic beverages would be permitted within the closed off boundary.

The idea came about while trying to create a dedicated revenue source for First Friday and to create a vibrant street scene with events and activities that do not compete with the brick and mortar businesses. The Chamber would sell cups and people would take the cup to a business with a liquor license where they would purchase an alcoholic beverage which they could then take out to the street.

The Committee discussed if allowing alcohol on the street would distract from First Friday being a family event. However, the majority agreed that it would enhance rather than deter from the family aspect.

The Board agreed that an additional discussion on the Entertainment District concept is warranted. Topics that need to be addressed include: security, who oversees the people possessing the cups, members of the Board would like some transportation offerings (e.g. hayrides) increase the amount of kid activities, would participating businesses be willing to voluntarily provide tax reporting. The Board would like staff to draft legislation and the staff report should include the Greely Entertainment District ordinance. The Board also feels that it's important to take public comment.

RETAIL MARIJUANA CULTIVATION RENEWAL APPLICATION – CRYSTAL RIVER GROWERS

Staff informed the Board that the renewal application is in order. However, the applicant did not purchase the required 30% of the total energy consumed in the form of renewable energy. The applicant attempted to purchase a block of energy from Xcel to offset his previous consumption but was unable to do so. On November 11, 2017, the applicant subscribed to purchase renewable energy from Xcel at the 100% level.

Staff recommended that the Board approve Crystal River Growers Retail Marijuana Cultivation Renewal Application with the condition that Crystal River Growers will provide the town clerk with monthly statements from Xcel showing that Crystal Rivers is enrolled at the 100% renewable energy level.

Trustee Sparhawk made a motion to approve Crystal River Growers Retail Marijuana Cultivation Renewal Application with the condition that Crystal River Growers will

provide the town clerk with monthly statements from Xcel showing that Crystal Rivers is enrolled at the 100% renewable energy level. Trustee Yllanes seconded the motion and it passed with:

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

**RESOLUTION NO. 17, SERIES OF 2017 – AMENDMENTS TO MUNICIPAL CODE
APPENDIX A FEE SCHEDULE**

Staff has proposed the following 2018 fee increase amendments to Appendix A of the Municipal Code: recreation center, pool, Gateway Park, park rentals, water rates, marijuana fees, and liquor license application fees.

Mayor Richardson noted that he would like the Board to consider increasing waste hauler fees in the future.

Trustee Silverstein made a motion to approve Resolution 17, Series of 2017, amending Appendix A of the Carbondale Municipal Code. Trustee Henry seconded the motion and it passed with:

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

AWARD OF NETTLE CREEK HYDRO FEASIBILITY STUDY

Mark O'Meara explained that staff sent out a Request for Proposal for a Nettle Creek Hydro Feasibility Study. Seven proposals were received. Staff chose Small Hydro Consulting, Inc. although they weren't the lowest bid. Mar explained that the lowest bids didn't have the specific experience that is needed for the study. Mark has worked with the Small Hydro Consulting, Inc. the past and was very happy with their work.

The cost of the work is \$15,500. The Town received a matching grant for \$15,000 from Colorado Water Resources and Power Development Authority for planning, design and permitting activities. The Town's share is \$7,750. The Town may use the remaining funds for design work.

ADJOURNMENT


The December 12, 2017, regular meeting adjourned at 8:25 p.m. The next regularly scheduled meeting will be held on December 26, 2017, at 6:00 p.m.

APPROVED AND ACCERTED



Dan Richardson, Mayor

ATTEST:


Cathy Derby, Town Clerk