

**MINUTES  
CARBONDALE BOARD OF TRUSTEES  
REGULAR MEETING  
SEPTEMBER 24, 2019**

Mayor Dan Richardson called the Board of Trustees Regular Meeting to order on September 24, 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	Lani Kitching
	Ben Bohmfalk
	Marty Silverstein
	Luis Yllanes

Arrived After Roll Call	Heather Henry
	Erica Sparhawk

Staff Present:

Town Manager	Jay Harrington
Town Clerk	Cathy Derby
Finance Director	Renae Gustine
Town Attorney	Mark Hamilton
Public Works Director	Kevin Schorzman
Parks & Recreation Director	Eric Brendlinger

**CONSENT AGENDA**

- Accounts Payable totaling: \$169,164.13
- BOT 9/10/2019 Regular Meeting Minutes
- Liquor License Renewal – City Market
- Retail and Medical Marijuana Manufactured Infused Product Transfer of Ownership Amongst Owners – Sopris Lab
- Recommendation for Appointment – Parks & Recreation Commission

Trustees Sparhawk and Henry arrived at the meeting.

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

*7 yes votes: Richardson, Bohmfalk, Silverstein, Sparhawk, Kitching, Yllanes, Henry*

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

Todd Anderson, S. 2<sup>nd</sup> Street, a former Garfield County Library board member, informed the Board that the Library District will be putting a mill levy increase question on the November ballot. He asked the Trustees to consider endorsing the measure. The Board agreed to discuss the question on October 8<sup>th</sup>.

### **TRUSTEE COMMENTS**

Trustee Kitching told the Board that she attended the Garfield County Water Forum Round Table meeting. Two Rivers Park in Glenwood Springs will be closing on October 7<sup>th</sup> for a shoreline improvement project. She also joined the Cattleman's Association because they do a lot of work on public lands. Trustee Kitching attended the Colorado River District meeting – they are updating guidelines for next year. Trustee Kitching attended the Economic Development Partners meeting - there was a presentation from hemp growers. She also attended the Rocky Mountain Health Foundation meeting - she said the Town might partner with the Aspen Hope Center to apply for a grant. She also attended the Senior Matters Board meeting – they are seeking baked goods to sell at Potato Day. On October 12<sup>th</sup> Senior Matters will be holding “A Little Help” a project where volunteers help seniors with house projects. Senior Matters and Carbondale Age Friendly Coalition Initiative are considering joining the Mountain Voices Project. Finally, Trustee Kitching attended the Garfield Clean Energy Board meeting.

Trustee Sparhawk informed the Board that she attended the Third Street Center Board meeting. They discussed their 2020 budget, they are working on hiring a fundraising consultant, and they are attempting to refinance their mortgage. Trustee Sparhawk also attended the Colorado Communities for Climate Action meeting. They received an update from the Policy Committee. They may have the opportunity to testify before the Public Utilities Commission.

Mayor Richardson attend the RFTA Board meeting. They discussed the budget, Trapeze software which monitors asset management/project, they are looking at last mile solutions and debating if they should remain in the private sector, and they set the 2020 fare policy. Mayor Richardson thanked the Chamber of Commerce, Colin Laird and Coventure for a successful Chamber Confluence. Mayor Richardson also thanked Fred Malo and Pam Rosenthal for organizing the Climate Strike. Mayor Richardson told the Board that he took a tour of the Stepping Stone Center. It's a great resource for youth. They are launching a capital campaign. Mayor Richardson attended former Mayor Randy Vanderhurst's celebration of life. Mayor Richardson told the Board that the deadline to join the Amicus brief for DACA is October 1<sup>st</sup>. Mark stated that a Supreme Court licensed attorney must sign the brief and we do not have one. Mayor Richardson informed the Board that Youth Zone no longer has staffing to manage a student Trustee. Trustee Bohmfalk agreed to talk to RE-1 school administration about appointing a student trustee.

### **ATTORNEY'S COMMENTS**

Mark Hamilton thanked Turn Udall for handling Town business while he was on sabbatical.

### **PUBLIC HEARING – TRANSFER OF LIQUOR LICENSE**

Applicant: Jessica Hale

Location: 1054 Highway 133 Space G & H

Jessica Hale, owner of Patina Grille has applied for a Transfer of a Liquor License at 1054 Highway 133 Spaces G & H. All fees have been paid and the Police Department has reported no problems with the applicant or the premises.

Trustee Sparhawk made a motion to approve the transfer of the liquor license for Patina Grille. Trustee Silverstein seconded the motion and it passed with:

*7 yes votes: Silverstein, Richardson, Henry, Bohmfalk, Kitching, Yllanes, Sparhawk*

### **RESOLUTION NO. 11, SERIES OF 2019 – OPPOSING GLENWOOD MINE EXPANSION AND SUPPORTING LOCAL LEGISLATION**

Glenwood Springs Council members Shelley Kaup, Paula Stepp and City Manager Deborah Figueroa were present for the discussion.

They asked the Trustees to support the opposition of the Rocky Mountain Resource mine expansion. The application Rocky Mountain Resource has submitted to the BLM would expand operations by 5,000% and would convert it to a strip mine. The mine would have far ranging negative impacts and the Council wants to maintain local control. Rifle, Silt and Snowmass have signed a resolution in opposition.

Trustee Sparhawk made a motion to approve Resolution No. 11, Series of 2019, opposing expansion of the Mid-Continent Quarry, aka the Transfer Trail Mine, and supporting county regulations of the mine. Trustee Yllanes seconded the motion and it passed with:

*7 yes votes: Richardson, Henry, Bohmfalk, Kitching, Yllanes, Sparhawk, Silverstein*

### **RENAMING 2<sup>ND</sup> MONDAY IN OCTOBER AS INDIGENOUS PEOPLES' DAY**

At the September 10<sup>th</sup> meeting John Hoffmann and Rita Marsh, under persons not present on the agenda, asked the Board to consider renaming the 2<sup>nd</sup> Monday in October as Indigenous Peoples' Day. The Board agreed that they would consider the request at their September 24<sup>th</sup> meeting. Mayor Richardson noted that changing the name does not create a new holiday. The Board discussed the proclamation that was provided by John and Rita and agreed to make a few minor changes.

Trustee Bohmfalk made a motion to approve the Indigenous Peoples' Proclamation changing the second Monday in October to Indigenous Peoples' Day with the agreed upon changes. Trustee Sparhawk seconded the motion and it passed with:

*7 yes votes: Henry, Bohmfalk, Kitching, Yllanes, Sparhawk, Silverstein, Richardson*

### **EXTRA –TERRITORIAL WATER SERVICE AGREEMENT – FOUR BAR RANCH**

Kevin explained that when the current pipeline from the Nettle Creek Treatment Plant was installed in the early 1960's, many of the arrangements between the Town and the landowners whose property the pipeline crossed, were never memorialized with detailed written agreements.

In 2018, Four Bar Ranch's owners approached the Town with the desire to formalize an agreement. Over the past year staff and the town attorney have worked with the owners on the terms of the agreement. Listed below are highlights of the proposed agreement:

- The Town will continue to provide three taps to serve the property
- The taps can be moved on the property, but need to stay within the property's boundaries
- All domestic use for the three taps is limited to one EQR
- The owner agrees to pay for all water used out of the three taps at the out-of-town rate
- The owner confirms a 30-foot easement centered on the existing pipeline for maintenance and repairs of the pipeline and access easement to access the Carbondale Ditch head gate and flume on the properties

Trustee Kitching made a motion to approve the Extra-Territorial Water Service Agreement for Four Bar Ranch. Trustee Silverstein seconded the motion and it passed with:

*7 yes votes: Bohmfalk, Kitching, Yllanes, Sparhawk, Silverstein, Richardson, Henry*

### **DISCUSSION ON SOLAR PPA BUY-OUT**

GCE employee Katharine Rushton was present for the meeting.

Jay explained that the Town entered into a Solar Power Services Agreement in 2013. The three locations included in the PPA were the Roaring Fork Treatment Plant, Third Street Center, and the Town Public Works shop. The solar systems went on line in December 2013 and had a six year "early buy-out" option. Katharine provided a cash flow analysis for the buy-out. She told the Board that she believes the buy-out is a good investment with a 9% - 11% rate of return.

Trustee Sparhawk made a motion directing staff to draft a solar buy-out contract for approval before the end of the year. Trustee Silverstein seconded the motion and it passed with:

*7 yes votes: Kitching, Yllanes, Sparhawk, Silverstein, Richardson, Henry, Bohmfalk*

### **NAMING OF THE NEW PICKLEBALL COURTS**

Cilla Dickinson and Jim Noyes of the Roaring Fork Pickle Ball Association (RFPA) were present at the meeting. RFPA is seeking approval to name the new pickle ball courts the "Young-Calaway Pickleball Courts Alpine Bank" as a way to raise funds for the new courts. As required, RFPA went to the Parks & Recreation seeking permission for naming the courts. After the 45 day public comment period, without receiving any opposition or other naming suggestions, Parks and Recreation unanimously voted to accept the change at their September meeting. The final step is to receive the Board of Trustees permission.

Trustee Kitching made a motion to approve the naming of the new pickleball courts, located in the North Face Park, the "Young-Calaway Pickleball Courts Alpine Bank." Trustee Henry seconded the motion and it passed with:

*7 yes votes: Yllanes, Sparhawk, Silverstein, Richardson, Henry, Bohmfalk, Kitching*

### **REVIEW BUDGET PROCESS; REVISED REVENUE PROJECTIONS: YEAR-TO-DATE FINANCIALS**


Renae gave an overview of the revised revenue projections and year-to-date financials. Key points included:

- 2019 Sales tax receipts have been at 4.9% above last year through August; staff will use 4% for the 2019 projection end of year revenues
- Staff is being conservative and using a 1.75% sales tax revenue for 2020
- Property tax revenue will increase approximately 10% based on property valuations for 2019
- Mineral leasing funds are expected to be flat
- Mineral Severance funds are expected to return to their 2018 level
- It is anticipated that Garfield County will reinstate the mill levy for Road & Bridge
- The 2020 Highway User's tax revenues should be \$181,321.63 plus an additional \$39,870.29
- Group medical rates will increase 2%
- Staff is proposing a 3% COLA
- Building permits are expected to drop to their 2018 level

**ADJOURNMENT**

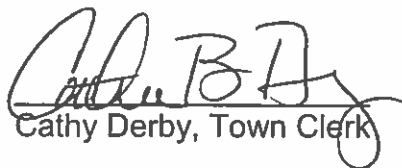
The September 24, 2019, regular meeting adjourned at 8:30 p.m. The next scheduled meeting will be held on October 8, 2019 at 6:00 p.m.

APPROVED AND ACCEPTED



Dan Richardson, Mayor

ATTEST:



Cathy Derby, Town Clerk

