



101 Midland Avenue, Basalt, CO 81621

Meeting Date: January 26, 2016
Location: Town Council Chambers

Time: 6:00 p.m.

TOWN COUNCIL MEETING MINUTES

5:00 PM Council Worksession: Whitewater Park and River Recreation Plan

6:00 PM Open the Joint Worksession: Pitkin County Commissioners

- **Basalt Students of the Month**

Basalt Students of the Month were recognized for the Pillar of Fairness:
From Basalt Elementary: Oliver Fox-Rubin (Jacqueline Northrup will receive her award at the February 23 Council meeting.)
From Basalt Middle School: Leon Reilly and Esther Mercado Martinez

- **Discussion – Whitewater Park and Recycle**

1. Call to Order (Mayor Whitsitt)

Mayor Jacque Whitsitt called the meeting to order at 7:10 PM on Tuesday, January 26, 2016.

2. Roll Call (Pam Schilling)

In addition to Mayor Whitsitt, Council members present were Bernie Grauer, Gary Tennenbaum, Herschel Ross, Mark Kittle, Rob Leavitt and Rick Stevens.

Two Rivers Road Greenway Plan (moved to the end of the agenda)

3. Consent Agenda (Mayor Whitsitt)

3A. Minutes: January 12, 2016

3B. Manager's Contract

Town Attorney Tom Smith noted that the Manager's Contract was an updated document that consolidated the agreements and amendments into a single document that is updated and accurate. It was suggested the Manager's Contract be postponed to a future meeting.

M/S COUNCILORS ROSS AND GRAUER THAT THAT THE TOWN COUNCIL APPROVE THE REMAINDER FO THE CONSENT AGENDA, ITEM 3A AS PUBLISHED.

4. Council Comments, Reports, Disclosures

Herschel Ross said he had been contacted by citizens who expressed concern with a tour company that wants to run helicopter trips into wilderness areas; citizens who think this is a really bad idea. Herschel suggested the Council direct staff to look into drafting a letter for the appropriate agency.

Rick Stevens said that RFTA was a huge piece of this valley; their affordable housing is at 100% occupancy, their fleet is approaching need for replacement, they have significant projects in the pipeline.

M/S COUNCILOR STEVENS AND MAYOR WHITSITT THAT WE TRY TO GET RFTA HERE TO GET A BIGGER PICTURE VIEW OF WHAT'S COMING DOWN THE ROAD.

Mayor Whitsitt suggested Council focus on what they would like RFTA to speak about and tentatively schedule them for February 23.

THE MOTION CARRIED 7-0.

Rob Leavitt discussed a concern raised by BEMC (Basalt Emergency Management Committee) member Rheta Strong of the American Red Cross, of the danger of people crossing the highway at night. One suggestion that has come about is that everyone who carries a cell phone, to use their flashlight app while crossing the street so that as a pedestrian, you can be seen.

Gary Tennenbaum met last Wednesday with Eagle County Commissioner Jeanne McQueeny and Pitkin County Commissioner Patti Clapper and other agencies and businesses to talk about child care in more of a regional sense. Gary said it was a very positive meeting and they want to continue the process and keep the momentum going. Gary said they would be working on a resolution that would show council as a whole supports the childcare issue, and show the solidarity between the counties and get other communities on board as well, to address this issue regionally.

Rick Stevens added that he was on the business side of the regional child care meeting and the mid-valley seemed to be a laboratory for addressing these types of issues. Rick noted a PBS Documentary "The Raising of America" that discussed these issues; the mid-valley is on the cutting edge of addressing this. He encouraged everyone to try to watch the PBS series. Mayor Whitsitt added that everyone had also talked about having to potentially tax ourselves for this as well – we cannot just look the other way when it comes to child care, traffic, landfill issues.

Louis Meyer of SGM presented a summary of projects in the hands of the Town Engineer.

5. Citizen Comments: for Items Not on the Agenda and Items Added to the Agenda After the Deadline

No citizen comments were made this evening.

6. FIRST READING OF CITIZEN PROPOSED ORDINANCES:
Mayor Whitsitt opened items 6A and 6B simultaneously.

6A. First Reading of Ordinance No. 04 Series of 2016: An Initiated Ordinance of the Town of Basalt, Colorado, Calling an Election on April 5, 2016, to Approve this Ordinance and to Authorize and Direct the Town Council to Enter into a Contract for the Purchase of Land for Public Park and Community Serving Uses, and Establishing Principles for the Future Use and Operation of Said Land; and Setting the Ballot Title and Ballot Question for the Foregoing.

6B. First Reading of Ordinance No. 05, Series of 2016: An Initiated Ordinance of the Town of Basalt, Colorado, Calling an Election on April 5, 2016, To Approve This Ordinance, to Authorize and Direct the Incurrence of General Obligation Indebtedness by the Town, and To Authorize and Direct the Levy of Ad Valorem Property Taxes to Pay for Such General Obligation Indebtedness and Setting the Ballot Title and Ballot Question for the Foregoing.

Town Attorney Tom Smith opened with comments, explaining the position and factual background of the initiative petitions.

Petition representatives spoke to the matter:

Cathy Click, George Stranahan and Dave Myler, Attorney representing the petitioners.,

The item was opened for public comment. Citizens addressing the issue this evening: Roger Adams, Doug MacDonald, Tripp Adams, Toni Kronenberg, Laura Clasen, Mark Kweicienski, Tracy Bennett, David Schoenberger, Royal Laybourn, Norm Clasen, Lynne Mace, Patrice Becker, Patti Lecht, Leroy Duroux, Jon Fox Rubin, Dick Stumpf and Barb D'Autrechy.

The public comment period closed at 8:57 PM.

Council discussion followed.

M/S COUNCILORS GRAUER AND ROSS TO DENY ORDINANCE 4 AND ORDINANCE 5, SERIES OF 2016, ON FIRST READING.

Additional discussion followed.

THE MOTION TO DENY THE ORDINANCES CARRIED 6-1 WITH MAYOR WHITSITT OPPOSED.

M/S MAYOR WHITSITT AND COUNCILOR TENNENBAUM TO ASK STAFF TO PURSUE LEGAL LANGUAGE THAT IS IN COMPLIANCE WITH THE GENERAL LANGUAGE OF THE CITIZEN'S PETITION, TO PURSUE ACQUISITION OF THE PARCEL USING FAIR MARKET VALUE OR OTHER, ALLOWING 1.8 ACRES OF IT AS PARK, THE REMAINING .5 ACRES TO BE DEVELOPED, AND HAVE A WORKSESSION.

Council Discussion followed.

THE MOTION FAILED 2 TO 5 WITH COUNCIL MEMBERS KITTLE, STEVENS, GRAUER, ROSS AND LEAVITT OPPOSED.

A brief recess was called. Mayor Whitsitt left the meeting at this time, with Mayor Pro tem Leavitt to complete the meeting. Councilor Mark Kittle left the meeting at this time.

7A. Public Hearing and Second Reading of Ordinance No. 01, Series 2016: An Ordinance Authorizing the Execution and Delivery of a Contract to Buy and Sell Real Estate Between the Roaring Fork Conservancy and the Town of Basalt, Colorado, and Providing Other Matters Properly Relating Thereto (Susan Philp)

Planning Director Susan Philp explained that there was been minor changes made to the Ordinance since first reading, at the request of the Conservancy.

Mayor Pro-tem Levitt opened the public hearing of Ordinance No. 01 and Ordinance No. 02, Series of 2016 simultaneously at 10:01 PM. There were no comments and the public hearing was closed.

M/S COUNCILORS ROSS AND TENNENBAUM THAT THE TOWN COUNCIL APPROVE ORDINANCE NO. 01, SERIES OF 2016 ON SECOND READING. THE MOTION CARRIED 5-0.

7B. Public Hearing and Second Reading of Ordinance No. 02, Series 2016: An Ordinance of the Town Council of Basalt, Colorado, Approving a Lease Agreement for Construction and Occupancy of a River Center at 22826 Two Rivers Road on Property to be Owned by the Town (Susan Philp)

M/S COUNCILORS ROSS AND STEVENS THAT THE TOWN COUNCIL APPROVE ORDINANCE NO. 02, SERIES OF 2016 ON SECOND READING. THE MOTION CARRIED 5-0.

7C. Public Hearing and Second Reading of Ordinance No. 03, Series of 2016: An Ordinance of the Town Council of Basalt, Colorado, Amending Chapter 4, Revenue and Finance, of the Basalt Municipal Code to Add a New Article VIII Establishing a One Percent for the Arts Program (Susan Philp)

Nicole Levesque was present to discuss this matter with Council. Planning Director Philp noted one change to the Ordinance that added language to reduce or eliminate the 1%.

Mayor Pro-tem Leavitt opened the public hearing at 10:07 PM.

Leroy Duorux asked where the 1% would come from. Staff explained it would be a capital expense of municipal projects.

There were no further comments and the hearing was closed.

M/S COUNCILORS ROSS AND STEVENS THAT THE TOWN COUNCIL APPROVE ORDINANCE NO. 03, SERIES OF 2016 ON SECOND READING. THE MOTION CARRIED 5-0.

8. RESOLUTIONS:

8A. Resolution No. 01, Series of 2016: A Resolution of the Town Council of Basalt, Colorado, Approving a Pre-Development Agreement with DavidCo LLC Regarding the Basalt Mini-Storage Expansion

M/S COUNCILORS ROSS AND GRAUER THAT THE TOWN COUNCIL APPROVE RESOLUTION NO. 01, SERIES OF 2016. THE MOTION CARRIED 5-0.

8B. Resolution No. 02, Series of 2016: A Resolution of the Town Council of Basalt, Colorado, Finding the Petition for Annexation for the Property Known as the DavidCo LLC Annexation Property for the Basalt Mini-Storage Expansion in Substantial Compliance with the Requirements of the Municipal Annexation Act and Setting the Date of the Annexation Eligibility Hearing

M/S COUNCILORS ROSS AND STEVENS THAT THE TOWN COUNCIL APPROVE RESOLUTION NO. 02, SERIES OF 2016. THE MOTION CARRIED 5-0.

8C. Resolution No. 03, Series of 2016: A Resolution of the Town Council of Basalt, Colorado, Directing Staff to Move Forward and Establish We-Cycle in Basalt in 2016.

Mirte Mallory was present with a short PowerPoint presentation and update for Council.

M/S COUNCILORS ROSS AND TENNENBAUM THAT THE TOWN COUNCIL APPROVE RESOLUTION NO.03, SERIES OF 2016. THE MOTION CARRIED 5-0.

9. FIRST READING ORDINANCES

9A. First Reading of Ordinance No. 06, Series 2016: An Ordinance of the Town Council of Basalt, Colorado, Granting Special Review Approval, a Condominium Amendment, and Historic Incentives for the Conversion of Unit 202 Into a Residential Unit at 104 Midland Avenue (Little Snell Building) Basalt, Colorado

M/S COUNCILORS ROSS AND GRAUER THAT THE TOWN COUNCIL APPROVE ORDINANCE NO. 06, SERIES OF 2016, ON FIRST READING AND SET THE PUBLIC HEARING AND SECOND READING FOR FEBRUARY 23, 2016. THE MOTION CARRIED 5-0.

Two Rivers Road Greenway Plan Worksession

Pete Loris was present to check in with Council on the Two Rivers Road Greenway Plan and to obtain any direction from Council.

10. INFORMATION AND CORRESPONDENCE:

NO ACTION REQUIRED BY THE TOWN COUNCIL

- a. Accounts Payable
- b. Advance Agendas
- c. Correspondence to the Town

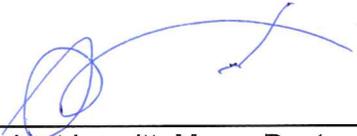
11. ADJOURNMENT

M/S COUNCILORS GRAUER AND TENNENBAUM TO ADJOURN THE MEETING AT 11:22 PM. THE MOTION CARRIED 5-0.

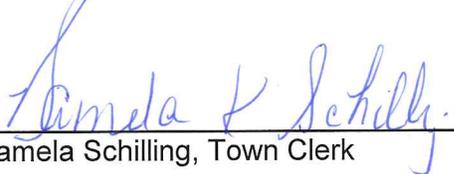
The minutes of the January 26, 2016 meeting were read and approved this, 23rd day of February, 2016.

BASALT TOWN COUNCIL:

By:  _____
Jacque Whitsitt, Mayor

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Robert Leavitt, Mayor Pro tem

ATTEST:

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Pamela Schilling, Town Clerk