



**BASALT TOWN COUNCIL  
MINUTES - TUESDAY, JUNE 23, 2020**

**Basalt is an inclusive, sustainable, mountain community that boasts both historic charm and progressive vision. It is an engaging place to live, work and play while offering an abundance of creative, professional, educational and recreational outlets.**

**1. CALL TO ORDER AND ROLL CALL**

Mayor Bill Kane called the Regular meeting of the Basalt Town Council to order at 5:27 PM. Present for roll call were: David Knight, Glenn Drummond, Elyse Hottel and Bill Infante. Ryan Slack joined the meeting after roll call. Gary Tennenbaum was absent.

**2. EXECUTIVE SESSION:**

**M/S COUNCILORS KNIGHT AND DRUMMOND THAT THE TOWN COUNCIL ENTER EXECUTIVE SESSION FOR A CONFERENCE WITH OUR ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS IN ACCORDANCE WITH C.R.S. 24-6-402(4)(B) – MORE SPECIFICALLY TO DISCUSS CASE NO. 2016CV30322 – THEODORE GUY V. TOWN OF BASALT. THE MOTION CARRIED 5-0.**

**Council Break**

Council took a short recess before reconvening their regular meeting at 6:09 PM

**REGULAR MEETING - CALL TO ORDER AND ROLL CALL**

Mayor Bill Kane called the Regular meeting of the Basalt Town Council to order at 6:09 PM. Present for roll call were Council members David Knight, Glenn Drummond, Elyse Hottel, Ryan Slack and Bill Infante. Council member Gary Tennenbaum was absent.

**CONSENT AGENDA:**

**3A. Minutes: June 9, 2020**

**M/S COUNCILORS DRUMMOND AND KNIGHT THAT THE TOWN COUNCIL APPROVE THE MINUTES OF THE JUNE 9, 2020 MEETING AS PRESENTED. THE MOTION CARRIED 6-0.**

**4. CALL TO THE PUBLIC:**

**4A. Positive Comments and Gratitudes about Basalt**

**4B. At this time members of the public are invited to address the Town Council on any issue, except for items scheduled for a Public Hearing at this meeting.**

Toni Kronberg called in with comments related to the contract with the pool consultants, public comment opportunities on the proposed improvements, pool survey, a design charette and issues with the sunshine law and the POST meeting. Toni said her objective this evening was to have the process honored that was in the agreement.

Gerry Terwilliger spoke to the pool issue asking about the phasing of the pool, energy use, and a preference for photovoltaics at the pool. He noted that the Basalt Green Team would like to know what is happening. Gerry suggested the improvements include expanding the thermal solar, but that is not a recommendation at this point. The hot tub would be a lot of extra work; it is a disease spreader and an energy consumer; Gerry was opposed to it.

## **5. MAYOR AND COUNCIL REPORTS/COMMENTS**

Mayor Bill Kane thanked staff and acknowledged the Town for the incredibly nice support for the Sunday Market. Bill said the new siting plan works well; people appreciated it. Bill said the Friday night Rolling Stones drive-in film, Havana Moon, at Crown Mountain was a crazy success and fun event. The Arts Campus at Willits will be breaking ground this week, though it will not be a heavily attended event due to COVID. Bill said that he had received a lot of good feedback on the Basalt Bucks program as well.

Mayor Kane also noted that we would be undertaking a block painting program to vitalize the river pgs being used for the expansion of temporary liquor service areas. Bill said there were other communities around the State such as Buena Vista who were also utilizing the concrete river pgs and decorating them though community painting programs.

## **6. MANAGER'S REPORT**

Town Manager Ryan Mahoney said he had received some information that people were not able to view the meeting on Grassroots TV and proceeded to explain how one could view the meeting in progress.

Ryan reported that as of Friday, there were 32 businesses participating in the Basalt Bucks program.

Ryan encouraged the community to come out tomorrow night for the first Buskers event at Willits and downtown Basalt. There will be 2 to 3 acts every Wednesday night between now and August 19 to entertain patrons of the outdoor seating restaurants.

Additional parking has been created through the joint participation of the RE-1 School District and the Town. Additional parking is available at the elementary school parking lot. Improvements with solar lights will be put out to help guide folks to and from the downtown area.

Ryan noted that at the last meeting the Town was looking to add \$672,000 back into the budget and would start making plans in that regard. Staff plans to come back to Council in July with updated sales tax numbers to continue to track how we are doing. Ski area towns in Colorado are down in sales tax anywhere from 50 to 60%; Basalt is down only 5 or 6%.

The streets enhancement project for the summer went very well; the contractor was in and out quickly. Some striping needs to be completed.

## **7. PRESENTATIONS**

### **7A. 2019 Audit Presentation**

Finance Director Christy Hamrick introduced Paul Backes of McMahan and Associates to present the Town's 2019 financial audit; this year audit is actually a Comprehensive Annual Financial Report or CAFR. A CAFR is a more comprehensive audit. This is the first year Basalt has gone for a CAFR.

Paul Backes reviewed the CAFR with Council highlighting points of interest. He noted that staff had uploaded a great number of documents as the audit was conducted via electronic meetings, and with scanned and e-mailed documents. Paul said that there were no disagreements with management; overall things look really good. Paul thought Basalt's audit would get a secondary look from the GFOA (Government Finance Officers Association) and was pretty certain of a positive review from them.

**M/S COUNCILORS DRUMMOND AND KNIGHT THAT THE TOWN COUNCIL ACCEPT THE 2019 AUDIT. THE MOTION CARRIED 6-0.**

## **8. COUNCIL ACTIONS**

**8A. Resolution No. 21, Series of 2020:** A Resolution of the Town Council of the Town of Basalt, Colorado, Adopting an Amended Investment Policy (Christy Hamrick and Simon Dogbe of FAB)

Finance Director Christy Hamrick introduced Simon Dogbe of the Finance Advisory Board (FAB). Christy explained the reason this item came back to Council and the need for clarification of the policy after comments were received back from Council members. Staff took the comments and Investment Policy back to the FAB after the last Council meeting. The FAB has agreed to the changes being presented this evening.

Town Attorney Jeff Conklin spoke to the process of creating and amending policies and felt this was an appropriate action in his view as Town Attorney.

Christy Hamrick explained how staff addressed the concerns and comments from Council related to Town investments. Simon Dogbe discussed that the Town shouldn't make a policy so strict that it would handcuff future investing.

Paul Backes shared his thoughts on the Town's investment with ColoTrust. Bill Infante discussed the desire to take a firm stance working with the climate emergency declaration and town investments. Bill expressed his concerns with a point of order and the process of returning resolutions to the Council for conversation.

Elyse Hottel offered an amendment to strengthen the language of the proposed Resolution "...that the Town of Basalt discourages investments in oil and gas companies due to the Town's declaration of a climate emergency and thus the impacts those industries make to the environment. Final language was crafted "...that the Town of Basalt has declared a climate emergency and therefore discourages the investment in the oil and gas industry."

**M/S COUNCILORS KNIGHT AND SLACK THAT THE TOWN COUNCIL ADOPT RESOLUTION NO. 21, SERIES OF 2020, ADOPTING AN AMENDED INVESTMENT POLICY WITH CHRISTY'S LANGUAGE AS SUGGESTED BY ELYSE. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 6-0.**

**8B. Appointment to Basalt Financial Advisory Board (Christy Hamrick)**

Finance Director Christy Hamrick noted that Kirk "Dieter" Schindler had applied for the single remaining vacancy on the Finance Advisory Board in May to fulfil a term from 06/24/2020 through 04/30/2023.

**M/S COUNCILORS DRUMMOND AND HOTTLE THAT THE TOWN COUNCIL APPOINT DIETER SCHINDLER TO THE BASALT FINANCE ADVISORY BOARD. THE MOTION CARRIED 6-0.**

**8C. Resolution No. 22, Series of 2020:** A Resolution of the Town Council of the Town of Basalt, Colorado, Adopting a Personal Identifying Information (PII) Policy

Finance Director Christy Hamrick noted this was a housekeeping item from a previous audit focused on human resources and how we handle sensitive personal information.

**M/S COUNCILORS KNIGHT AND HOTTTEL THAT THE TOWN COUNCIL ADOPT RESOLUTION NO. 22, SERIES OF 2020. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 6-0.**

**8D. Public Hearing and First Reading of Ordinance No. 13, Series of 2020:** An Ordinance of the Town Council of the Town of Basalt, Colorado, Granting Site Plan Approval, Southside Floodplain Reach II ESA Review Approval, Community Housing Review Approval and a License Agreement for an Automated Carwash Located at 115 Southside Drive, Lot 1, of the Basalt Business Center West Subdivision, Basalt, Colorado

Assistant Planning Director James Lindt introduced the application and noted the Applicant was the Von Rooyen Group. James reviewed the project with Council, followed by a presentation by the applicant representative John Belkin. Applicant representative John Belkin said he and his good friend (unintelligible) were the applicants. John Belkin introduced Yancy Nichol for Sopris Engineering and noted they had hired an architect and landscape architect out of Denver who specialized on carwash structures. John Belkin reviewed the project with Council.

Council questions followed. There was a request for a review of the 4 options for the Southside Drive Parking.

Mayor Bill Kane opened the Public Hearing at 8:39 PM.

There were no public comments and the hearing was closed.

**M/S COUNCILORS DRUMMOND AND KNIGHT THAT THE TOWN COUNCIL APPROVE ORDINANCE NO. 13, SERIES OF 2020 ON FIRST READING, AND CONTINUE AND SET THE PUBLIC HEARING AND SECND READING FOR JULY 14, 2020. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 6-0.**

**8E. Resolution No. 23, Series of 2020:** A Resolution of the Town Council of the Town of Basalt, Colorado, Approving the Arbaney Park Pool Project Initial Phasing Plan and Directing Town Staff to Request Bids for Construction (Susan Philp)

Council member Elyse Hottel recused herself from this item.

Planning Director Susan Philp introduced Gyles Thornley who was leading the Connect One Design team and gave an overview the worksession held with POST at the June 9 Council

meeting. The proposed Resolution would approve the initial phasing of the pool project and direct staff to go out to bid.

Susan Philp noted Toni Kronberg's concerns which Toni raised earlier this evening under Citizen Comments.

Town Attorney Jeff Conklin explained the remedy for the process concerns raised by Toni.

Council discussion followed.

A motion was made by Council member Drummond to approve Resolution No. 23, 2020 with ratification by the POST committee. The motion died for lack of a second.

**M/S COUNCILORS SLACK AND INFANTE THAT THE TOWN COUNCIL CONTINUE CONSIDERATION OF RESOLUTION NO. 23, SERIES OF 2020 UNTIL THE COUNCIL'S JULY 14 , 2020 MEETING, GIVING POST (PARKS OPEN SPACE AND TRAILS) AN OPPORTUNITY TO HOLD ANOTHER MEETING TO MAKE ITS RECOMMENDATION TO COUNCIL. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 5-0.**

**8F. First Reading of Ordinance No. 14, Series of 2020:** An Ordinance of the Town Council of the Town of Basalt, Colorado: Approving an Amendment to the Lease Agreement with The Arts Campus at Willits (TACAW) (Jeff Conklin)

Town Attorney Conklin reviewed this ordinance with Council noting adoption would reflect an update to the leased premises as set forth in the final plat of the property.

**M/S COUNCILORS SLACK AND INFANTE THAT THE TOWN COUNCIL APPROVE ORDINANCE NO. 14, SERIES OF 2020 ON FIRST READING, AND SET THE PUBLIC HEARING AND SECOND READING FOR JULY 14, 2020. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 6-0.**

**8G. Resolution No. 24, Series of 2020:** A Resolution of the Town Council of the Town of Basalt, Colorado, Adopting an Amended Public Health Order Regarding Face Coverings

Town Attorney Ryan Mahoney and Jeff Conklin presented this Resolution to Council. Attorney Conklin explained approval of this Resolution would extend the Face Coverings requirement until otherwise terminated by Council.

Discussion followed with some Council members uncomfortable with an indefinite time period for the face coverings requirement. They also felt it was not a burden to review the requirement from time to time.

**M/S COUNCILORS SLACK AND INFANTE TO APPROVE RESOLUTION NO. 24, SERIES OF 2020 WITH THE AMENDMENT TO A SPECIFIC EXPIRATION DATE OF JULY 28, 2020. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 6-0.**

**8H. Resolution No. 25, Series of 2020:** A Resolution of the Town Council of the Town of Basalt, Colorado, Approving a Collaboration Agreement with Eagle County Regarding Disbursement of Coronavirus Aid, Relief and Economic Security Act Funds to County and Local Governments in Eagle County (Ryan Mahoney and Christy Hamrick)

Town Manager Ryan Mahoney discussed Resolution No. 25 which would disburse Coronavirus Aid, Relief and Economic Security Act Funds to the Town of Basalt from Eagle County. Eagle County received \$4.699 million in funds. Ryan explained the distribution formula and process. Basalt would receive \$222,467.00 in CARES Act relief funds from Eagle County.

**M/S COUNCILORS KNIGHT AND DRUMMOND/SLACK THAT THE COUNCIL APPROVE RESOLUTION NO. 25, SERIES OF 2020. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 6-0.**

**8I. Resolution No. 26, Series of 2020:** A Resolution of the Town Council of the Town of Basalt, Colorado, Approving an Intergovernmental Agreement (IGA) for Coronavirus Relief Fund (CVRF) Local Government Distribution in Pitkin County (Ryan Mahoney and Christy Hamrick)

Town Manager Ryan Mahoney explained the distribution formula and rules surrounding the Coronavirus Relief Funds from Pitkin County. Pitkin County got \$1.254 million; Basalt would receive \$59,914 based on a per capita distribution, of CARES Act funds.

**M/S COUNCILORS SLACK AND KNIGHT THAT THE TOWN COUNCIL APPROVE RESOLUTION NO. 26, SERIES OF 2020. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 6-0.**

**9. INFORMATION AND CORRESPONDENCE:**

- 9A. Accounts Payable
- 9B. Advanced Agendas
- 9C. Minutes from June 4, 2020 VALE meeting
- 9D. Correspondence to the Town

**10. ADJOURN**

The meeting adjourned at 9:41 pm.

The minutes of this June 23, 2020 meeting were read and approved this 14<sup>th</sup> day of July, 2020.

**BASALT TOWN COUNCIL:**

**ATTEST:**

By:   
William G. Kane, Mayor

  
Pamela Schilling, Town Clerk

The Executive Session opening of 06/23/2020 may be viewed here:  
<https://townofbasalt.ompnetwork.org/sessions/148897?embedInPoint=1&embedOutPoint=2656&shareMethod=link>

The Regular Meeting of 06/23/2020 may be viewed here:  
<https://townofbasalt.ompnetwork.org/sessions/148898?embedInPoint=1&embedOutPoint=12916&shareMethod=link>