



**BASALT TOWN COUNCIL
MEETING MINUTES – MARCH 8, 2022**

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 6:05 PM. Also present were Council members Gary Tennenbaum, Glenn Drummond, Elyse Hottel, Bill Infante, David Knight and Ryan Slack.

2. CONSENT AGENDA:

2A. Minutes: March 8, 2022

2B. Resolution No. 19, Series of 2022: A Resolution of the Town Council of Basalt, Colorado, Granting Approval for a Community Garden on the Grace-Shehi Open Space Parcel that is Jointly Owned by the Town of Basalt and Pitkin County for the 2022 Growing Season (Sara Nadolny)

2C. Resolution No. 20, Series of 2021: A Resolution of the Town Council of Basalt, Colorado, Granting Approval for the 2022 Basalt Sunday Market on Midland Spur and Lions Park in Downtown Basalt (Sara Nadolny)

M/S COUNCILORS SLACK AND DRUMMOND THAT THE TOWN COUNCIL APPROVE THE CONSENT AGENDA ITEMS AS PRESENTED. THE MOTION CARRIED 7-0.

3. CALL TO THE PUBLIC

Gerry Terwilliger thanked the Council for approving the Community Garden Resolution for 2022 and, also thanked Council for all they do.

4. MAYOR AND COUNCIL REPORTS/COMMENTS

Ryan Slack thanked Gary Tennenbaum and his Pitkin County Open Space and Trails team for the Nordic trails this winter. Gary said that it was Pitkin County that maintains those trails and he thanked the Roaring Fork Club who allowed the grooming of the cross-country ski trails up through yesterday.

Ryan Slack also extended thanks to Sheldon Wolitski for creating the Colorado Extreme Hockey program available to the area youth in conjunction with the Crown Mountain Park and Recreation District.

Bill Kane thanked the Basalt Chamber of Commerce for sponsoring a Meet and Greet with council-elect Angela Anderson, Dieter Schindler and Ryan Slack. It was a nice event at the Basalt Library.

5. MANAGER'S REPORT

Town Manager Ryan Mahoney reported he had gotten the first ridership report from Basalt connect. The February rides - February 7 through February 28, 2022 - was a total of 550 rides from 132 rider accounts. Origin and destination information should be available in that report as well. Ryan said he would share that report with Council.

6. COUNCIL ACTIONS: 6A. Interview and Appointment to BPAC: Council Interview and Appointment to the Basalt Public Arts Commission (BPAC) (Sara Nadolny)

Staff Planner Sara Nadolny introduced Britt White to the Council. Sara gave an overview of the Basalt Public Arts Commission (BPAC) and reviewed their public art policies and membership. Sara noted that the addition of Britt to the BPAC would check two of the BPAC requirements – a Basalt resident and a representative from The Art Base. The BPAC recommends appointment of Britt to BPAC for a three-year term.

Council asked questions of the applicant, his interest in BPAC, his take on some of the projects planned for the Town, things that could be changed in BPCA, and opportunities for growth.

M/S COUNCILORS SLACK AND KNIGHT THAT THE TOWN COUNCIL APPOINT BRITT WHITE OF THE ART BASE TO THE BASALT PUBLIC ARTS COUNCIL FOR A TERM OF 3 YEARS TO EXPIRE MARCH 8, 2025. THE MOTION CARRIED 7-0.

6B. First Reading of Ordinance No. 06, Series of 2022: An Ordinance of the Town Council of the Town of Basalt, Colorado, Approving a Recreational Use Easement Agreement with Basalt Vista Affordable Housing Partnership (Ryan Mahoney)

Town Manager Ryan Mahoney opened discussion noting that Council had directed staff to help solve an issue at Basalt Vista affordable housing. There is a public recreation allowance on the hillside at Basalt Vista, which has historically been used as a sledding hill. Since Basalt Vista moved in, there was also a pocket park and trail easement built and dedicated, that connects to the Light Hill trail Habitat for Humanity is preparing to turn over the items to the Basalt Vista owners HOA. Due to the liability to the Basalt Vista affordable housing members, the Town has been asked to take over the easement since it is open to the public for public recreation purposes. Staff determined a recreation easement would allow the HOA a government liability limitation on that easement. The ordinance references the State Statute that extends the recreation easement privilege to an otherwise private group. This solves the issue for the HOA while keeping the amenity open to the public.

Town Attorney Jeff Conklin explained the recreation use statute allows private landowners to grant property to the public to use the property and limits the liability under the Colorado Governmental Immunity Act. This grants an easement over this common area parcel within Basalt Vista for various recreational uses formalizing the uses that are there today. The Agreement also contains language regarding the placement of signs and management of the property. There were minor changes to the Agreement after discussions with Gail Schwartz that made some clarifying changes. An updated draft of the Ordinance and Agreement was distributed this evening; the clean version will be set for second reading on March 22.

Gail Schwartz, President of the Roaring Fork Habitat for Humanity, said this was elegant solution to the concern that the affordable housing community could be exposed to the liability of a tragic accident on the hill when the land is perceived to be public with public access. The HOA will continue management and maintenance of the catchment basin. There is a trail from the public park that connects with the Light Hill Trail. Once all the homes are completed, Gail will be last person to step down as declarant and the homeowners will oversee their own HOA. It was clarified that this acceptance would not adversely impact the Town's liability.

M/S COUNCILORS SLACK AND DRUMMOND THAT THE TOWN COUNCIL APPROVE ORDINANCE NO. 06, 2022 ON FIRST READING, AND SET THE PUBLIC HEARING AND SECOND READING FOR MARCH 22, 2022. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 7-0.

Items 6C and 6D were reviewed and discussed together.

6C. First Reading of Ordinance No. 07, Series of 2022: An Ordinance of the Town Council of the Town of Basalt, Colorado, Approving Amendments to the Municipal Code Amending Town Code Sections 11-67, 11-68, 16-71, 16-73, 16-111, 17- 31, 17-35, 17- 38, 17-39, 17-41, 17-103, 17-152, Appendix B, Related to Adopting an Updated Public Works Manual (James Lindt)

Assistant Planning Director James Lindt suggested the two items 6C and 6D be discussed together as one ordinance approves the code amendments related to the manual, and the other ordinance adopts the updated manual. James offered background on these items stating that the Town had been working with their consulting engineers Schmuesser, Gordon, Meyer (SGM) on updates to the Public Works Manual. The Public Works Manual is a document that contains technical specifications related to streets, drainage, utilities, landscaping and irrigation. Included in the updates were public works staff, planning staff, members of the fire district and the town engineer. James offered a few examples of the specifications related to fittings, joints, gaskets for water lines, and specifications for fire protection and fire hydrants, what the asphalt in town streets should be comprised of, etc.

There are clean-ups of some conflicting outdated standards that are to be removed, and items to that reference 'Board of Trustees' and 'Town Administrator' that will be updated to Town Council and Town Manager.

Public Works Director Boyd Bierbaum said this was to modernize the codes; this would help keep them up to date with CDOT standards, fire codes, etc.

Mayor Kane opened the public hearing at 6:42 PM. There were no comments and the public hearing on Ord. 07, 2022, was closed.

M/S COUNCILORS DRUMMOND AND KNIGHT THAT THE TOWN COUNCIL APPROVE ORDINANCE NO. 07, SERIES OF 2022 ON FIRST READING AND CONTINUE AND SET THE PUBLIC HEARING AND SECOND READING FOR MARCH 22, 2022. THE MOTION CARRIED 7-0.

6D. First Reading of Ordinance No. 08, Series of 2022: An Ordinance of the Town of Basalt, Colorado, Approving an Updated Public Works Manual (James Lindt/Boyd Bierbaum)

Mayor Kane opened the public hearing at 6:43 PM. There were no comments and the public hearing on Ord. 08, 2022 was closed.

M/S COUNCILORS DRUMMOND AND KNIGHT THAT THE TOWN COUNCIL APPROVE ORDINANCE NO. 08, SERIES OF 2022 ON FIRST READING AND CONTINUE AND SET THE PUBLIC HEARING AND SECOND READING FOR MARCH 22, 2022. THE MOTION CARRIED 7-0.

6E. Resolution No. 21, Series of 2022: Resolution of the Town Council of Basalt, Colorado, Authorizing the Engagement of Design Services with Connect One Design for the Midland Avenue Streetscape Project (Catherine Christoff)

Town Engineer Catherine Christoff presented a PowerPoint outlining the Midland Avenue Streetscape Project goals, procurement timeline and evaluation criteria. She reported on the RFPs and interviews which were held on the three proposals that had been submitted for the Design Services, and on the three proposals that had been submitted for the Construction Management/General Contractor (CMGC). Proposals for the Design Services were submitted by Design Workshop with Roaring Fork Engineering, DHM Design in partnership with SGM, and Connect One Design with Cushing and Terrell Engineering and with Sopris Engineering as a partner. Proposals for the Construction Management/General Contractor were received from Johnson Construction, Gould Construction and Stutsman-Gerbaz Earthmoving.

Phil Vaughan, acting as the Owner's Representative, said a schedule had been set forth for what needed to be done for this part of the process; staff had met the necessary dates as per the schedule and he was proud of the team to get that done.

Heather Henry, Yancy Nichol and Michael White for Connect One Design appeared via Zoom to discuss the involvement in the project, their motivation for wanting to do this, and their appreciation for the opportunity to be a part of the Midland Avenue Streetscape project. They were also present to answer any questions from Council.

Shay Stutsman, owner of Stutsman-Gerbaz, Inc., and project engineer for the company, Jenah Fuechsel, were present to meet the Council and field questions. Shay noted his family's history and business development in the valley, and their respect for the Basalt's history and culture.

Mayor Bill Kane said the magic would be trying to fix up 80-year-old deep utilities, old dysfunctional sidewalks, inadequate storm drainage, all while maintaining Basalt's funk and charm in town. Bill applauded and looked forward to the public involvement piece that would be critical to win the hearts and minds of people in town, because this project will tear up the place and people will need to buy in and feel the project is worth the pain. Bill challenged the team to be extra creative about this; throw out old assumptions about parking arrangements and conventional sidewalk systems. He said we need great street trees, better lighting, better signage and functional walkways. Bill said we need to bring the town along in a way that is sensitive to the history and culture of the place.

Bill Infante asked questions about the budget amounts and safeguarding cost overruns.

Town Attorney Jeff Conklin said there was a guaranteed maximum contract price. Catherine explained the maximum price, conceptual plans and cost estimating that they will be using which will help keep pricing on track throughout the design process. Costs will be tracked all along and Council will be kept updated quarterly.

M/S COUNCILORS TENNENBAUM AND KNIGHT THAT THE TOWN COUNCIL ADOPT RESOLUTION NO. 21, SERIES OF 2022. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 7-0.

6F. Resolution No. 22, Series of 2022: Resolution of the Town Council of Basalt, Colorado, Authorizing the Engagement of Construction Manager/General Contractor Services with Stutsman-Gerbaz, Inc. for the Midland Avenue Streetscape Project (Catherine Christoff)

There was no additional discussion of this item.

M/S COUNCILORS TENNENBAUM AND DRUMMOND THAT THE TOWN COUNCIL ADOPT RESOLUTION NO. 22, SERIES OF 2022. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 7-0.

6G. Resolution No. 23, Series of 2022: Resolution of the Town Council of Basalt, Approving an Equipment Lease/Purchase Agreement with Vectra Bank for a Dump Truck (Ryan Mahoney/Christy Chicoine)

There was no Council discussion of this item.

M/S COUNCILORS TENNENBAUM AND KNIGHT THAT THE TOWN COUNCIL ADOPT RESOLUTION NO. 23, SERIES OF 2022. A ROLL CALL VOTE WAS HELD. THE MOTION CARRIED 7-0.

7. INFORMATION AND CORRESPONDENCE: 7A. Accounts Payable; 7B. Advanced Agendas; 7C. Correspondence to the Town

There were no questions or comments related to the Information and Correspondence items.

8. ADJOURNMENT

The meeting adjourned at 7:15 PM

The minutes of the March 8, 2022 meeting were read and approved this 22nd day of March, 2022.

BASALT TOWN COUNCIL:

By: 
William G. Kane, Mayor



ATTEST:


Pamela Schilling, Town Clerk

This meeting can be viewed in its entirety on Grassroots TV here:
<https://townofbasalt.ompnetwork.org/sessions/239755?embedInPoint=1&embedOutPoint=5465&shareMethod=link>