



**BASALT TOWN COUNCIL  
MEETING MINUTES – APRIL 23, 2019**

**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**

The regular meeting was called to order by Mayor Jacque Whitsitt at 6:01 pm on Tuesday, April 23, 2019.

Council members present were Jennifer Riffle, Auden Schendler, Bill Infante, Ryan Slack, Katie Schwoerer. Council member Gary Tennenbaum was absent.

**2. CONSENT AGENDA**

**2A. Minutes:** April 9, 2019

**2B. Special Event Activity Permit:** Motors on Midland - Saturday May 18, 2019

**2C. Special Event Activity Permit:** To close the loading zone on Midland Avenue on Saturday June 8, 2019 for the Basalt Half Marathon

**2D. Proclamation Honoring Arbor Day**

**2E. Resolution No. 20, Series of 2019:** A Resolution of the Town Council of Basalt, Colorado, Approving an Agreement for Professional Services with Ted Borchelt and Jana Dillard of Aspen Snowmass Sotheby's International Realty to Perform Broker Services for the Sale of 29 and 30 Shining Mountain Way

Council members Auden Schendler and Ryan Slack were not present for the April 9 meeting and said they wouldn't vote on the minutes.

Jennifer Riffle recused herself from voting on the Consent Agenda.

**M/S COUNCIL MEMBERS SCHELDER AND SCHWOERER THAT THE TOWN COUNCIL APPROVE EVERYTHING EXCEPT THE MINUTES OF THE APRIL 9, 2019 MEETING. THE MOTION CARRIED 5-0.**

**M/S COUNCILORS SCHWOERER AND INFANTE THAT THE TOWN COUNCIL APPROVE THE MINUTES OF THE APRIL 9, 2019 MEETING AS PRESENTED. THE MOTION CARRIED 3-0-2 WITH COUNCILORS SCHELDER AND SLACK ABSTAINING.**

### **3. CALL TO THE PUBLIC**

There were no public comments offered this evening.

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

Bill Infante reported on the concert at TACAW. Joan Osborn sang songs of Bob Dylan which was extraordinary. This was sponsored by Skylar and Becky of Elevate (Dental). He thanked them for being good community members.

Bill Infante also reported on the Asendigo organization that offers support to individuals with autism. They also offers awareness training which has been taken by Police Chief Greg Knott who has also encouraged his staff to take the on-line course offered. Bill thanked Chief Knott for going the distance to better understand and equip our officers to address individuals on the Autism spectrum.

Jennifer Riffle offered gratitude to her fellow board members for being here, and for running for office and serving on the Council.

Jacque Whitsitt was grateful for spring noting all the buds beginning to blossom.

### **5. MANAGER'S REPORT**

Town Manager Ryan Mahoney updated Council on the Gun Range Citizen Committee. They are meeting this evening to present their findings to the elected officials and will be bringing their program to the Basalt community in May. Ryan noted that Chief Knott was attending that meeting this evening and would update Council soon on the dates for the community meeting.

Pitkin County has received a grant to do some work at the Whitewater Park. Staff hoped to get the Pitkin Commissioners to a meeting with Council. The original plan to meet in May has been delayed and so staff is now looking to June for a meeting with the Commissioners. There will be a full update from Blue-Green on the improvements.

The hillside fire mitigation has been completed. The view from the river park of the hillside work was particularly nice showing the entirety of the work. It was two days of the Swift Crew, town staff in the clean up along with Aspen Tree Service with their chipper and truck and First Bank's funding. It turned out to be a great partnership and example of what wildfire mitigation should look like.

### **6. PRESENTATIONS and ITEMS FOR COUNCIL CONSIDERATION**

#### **6A. House Bill 1052 - Early Childhood Special Districts** (Krysten Madigan)

As the presenters wanted additional time for their presentation and input from Council, this item will be rescheduled.

#### **6B. Library Strategic Planning Update** (Ann Scott)

Ann Scott, Basalt Regional Library Director presented an update of the Basalt Regional Library Strategic Planning Process.

**6C. TABOR Survey Information** (Bill Ray)

Bill Ray of WR Communications, Inc. presented his findings of the recent TABOR Survey that was mailed to households and available online for residents to respond.

Mayor Whitsitt opened the floor to public comments. Public Comments were made by Doug MacDonald.

**7. COUNCIL ACTIONS**

**7A. BPAC Work Plan, Budget and Resolution:** A Resolution of the Town Council of Basalt, Colorado Approving the Basalt Public Arts Commission's 2019 Grant Program

Town Planner Watkins Fulk-Gray and BPAC member Missy Hagen were present to discuss this item with Council.

**M/S COUNCILORS SLACK AND INFANTE THAT THE TOWN COUNCIL APPROVE RESOLUTION NO. 21, SERIES OF 2019 AS PRESENTED. THE MOTION CARRIED 6-0.**

**7B. Code Enforcement Issue – 112 E. Hillside Drive**

Town Attorney Jeff Conklin presented this item to Council. Lee Leavenworth, a consultant for Linda and Clay Crossland spoke briefly to the issue. Laura and Norm Classen were also present; Laura spoke briefly to the Council regarding this item.

**M/S COUNCILORS SCHENDLER AND SLACK THA THE TOWN COUNCIL DIRECT STAFF TO CONTINUE TO STAY THE CODE ENFORCEMENT ACTION WITH RESPECT TO THE CLASEN PROPERTY AS RECOMMENDED BY STAFF IN THE MEMO FROM KARP NEW HANLON, P.C. DATED APRIL 17, 2019. THE MOTION CARRIED 6-0.**

**7C. Public Hearing and Second Reading of Ordinance No. 07, Series of 2019:** An Ordinance of the Town Council of Basalt, Colorado, Establishing the Basalt Finance Advisory Board as a Formal Advisory Board to the Town Council.

Town Manager Ryan Mahoney and Finance Director Christy Hamrick spoke to this item updating the Council on the amendments made to the Ordinance since first reading on April 9, 2019.

Bill Infante raised the issue of whether a Financial Advisory Board member would have any reason to represent themselves as a town official, noting that the language in the ordinance was not specifically restrictive.

After discussion, a change was made to the Bylaws to remove the words "shall avoid" and replace them with "shall not" under the Member Guidelines, paragraph A. The intent is that the members "shall not" present themselves as a representative of the Town; and "shall not" act independently to make choices or act on behalf of the Town.

Mayor Whitsitt opened the public hearing at 7:47 pm. There were no public comments and the hearing was closed.

**M/S COUNCILORS INFANTE AND SCHWOERER THAT THE TOWN COUNCIL ADOPT ORDINANCE NO. 07, SERIES OF 2019 WITH THE AMENDMENTS TO REMOVE “SHALL AVOID” AND INCLUDE “SHALL NOT” AS DISCUSSED. THE MOTION CARRIED 6-0.**

**7D. Public Hearing and Second Reading of Ordinance No. 08, Series of 2019:** An Ordinance of the Town Council of Basalt, Colorado, Establishing the Basalt Parks, Open Space and Trails (POST) Committee as a Formal Advisory Board to the Town Council.

Town Manager Ryan Mahoney and Planning Director Susan Philp led discussion of this item.

The Public Hearing was opened at 7:50 pm. There were no public comments and the hearing was closed.

The same issue of removing the language “shall avoid” and replacing it with “shall not” was raised. Staff indicated they would amend section II. Member Guidelines, paragraph A, to reflect the requested language change.

**M/S COUNCILORS INFANTE AND SLACK THAT THE TOWN COUNCIL ADOPT ORDINANCE NO. 08, SERIES OF 2019 ON SECOND READING, WITH THE AMENDMENTS TO REMOVE “SHALL AVOID” AND INCLUDE “SHALL NOT” AS DISCUSSED. THE MOTION CARRIED 6-0.**

**7E. Public Hearing and Second Reading of Ordinance No. 09, Series of 2019:** An Ordinance of the Town Council of the Town of Basalt, Colorado, Amending Chapter 4, Article IV (Sales Tax), and Chapter 6, Article I (Business Licenses and Regulations) of the Municipal Code to Provide for an Exemption for Sales Tax and Business License Requirements for Entities without a Physical Presence in the Town.

Finance Director Christy Hamrick reviewed this item with Council noting there had been no changes to the Ordinance from first reading.

Mayor Whitsitt opened the public hearing at 7:52 pm. There were no public comments and the hearing was closed.

**M/S COUNCILORS INFANTE AND SLACK THAT THE TOWN COUNCIL ADOPT ORDINANCE NO. 09, SERIES OF 2019 ON SECOND READING. THE MOTION CARRIED 6-0.**

**7F. Rescind Policy 110 (Finance Committee)**

Town Manager Ryan Mahoney explained that with the adoption of Ordinance 07, Series of 2019 this evening, this Policy 110 was no longer valid and should be rescinded.

**M/S COUNCILORS INFANTE AND SCHWOERER TO RESCIND TOWN COUNCIL POLICY 110 RELATED TO THE FINANCE COMMITTEE. THE MOTION CARRIED 6-0.**

Town Planning Director Susan Philp introduced the Master Plan Consultants to the Council. Wayne Freeman and Dave Dixon of the CTA Group were present after their first Neighborhood Meeting held at the Basalt High School Library. They had also spent a good deal of time walking Basalt and speaking with members of the community. They will be working with the local Connect One Design Firm out of Basalt in the Master Planning process.

**8. INFORMATION AND CORRESPONDENCE**

- 8A. Accounts Payable
- 8B. Advanced Agendas
- 8C. Correspondence to the Town
- 8D. Sales Tax Report for March, 2019

**9. ADJOURN**

The meeting was adjourned at 7:58 pm.

The minutes of this April 23, 2019 meeting were read and approved this 14<sup>th</sup> day of May, 2019.

**BASALT TOWN COUNCIL:**

By:   
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Jacquie Whitsitt, Mayor

**ATTEST:**

  
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Pamela Schilling, Town Clerk

This meeting can be viewed in its entirety at:

<https://townofbasalt.ompnetwork.org/sessions/104774?embedInPoint=1&embedOutPoint=8160&shareMethod=link>

