

## Theodora (Lehrer) Feldberg

Theodora (Lehrer) Feldberg, born August 10, 1927, passed away on March 10, 2022. Known as Teddy, she was the wife of the late Stanley H. Feldberg, mother of Mark L. Feldberg (Emilyn Page) and Margery E. Feldberg (Jeremy M. Levin), grandmother of Matthew Z. Feldberg, Danielle S. Levin, Eve A. Levin (Matthew C. Bowman) and Marielle P. Feldberg. Teddy was a free spirit born too early, an irrepressible voice for causes and positions she believed in, an outspoken iconoclast during an era when it was uncommon to be that. She defied age and time, taking her first professional job in her 50s, skiing

until her 80s and hiking until her 90s. A lover of visual arts, she was both artist and collector. Along with her husband, she was a dedicated supporter of the performing arts. She woke up every day believing she was the luckiest person on earth—a view she vocalized often—and lived with the conviction that it was her charge to share that good fortune with others.

Teddy was laid to rest this spring with her husband Stanley, in their beloved second home, Crested Butte. Her family was together last weekend in Crested Butte to bury her in the CB Cemetery. She was buried next to Stanley.



## Celebration of life for Bob Fraser

There will be a celebration of life for Bob Fraser at 11 a.m. on Saturday, June 11 at the Union Congregational Church (UCC) in Crested Butte.

# Legals

legals@crestedbuttenews.com • phone: 970.349.0500 ext. 105 • fax: 970.349.9876 • www.crestedbuttenews.com

—LEGAL—

**PLEASE TAKE NOTICE** that a public hearing of the Crested Butte Town Council will be on the 20th day of June 2022 at 7PM on Ordinance No. 10, Series 2022: Ordinance No. 10, Series 2022 - An Ordinance of the Crested Butte Town Council Authorizing the Lease of a Town Residential Property, 263 Escalante Unit A, Crested Butte, Colorado to a Town Employee. The public may connect to the meeting via Zoom with the following address:

<https://us02web.zoom.us/j/83996927517>  
Or Telephone: Dial: US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 301 715 8592 or +1 312 626 6799 or +1 929 205 6099  
Webinar ID: 839 9692 7517  
**TOWN OF CRESTED BUTTE, COLORADO**  
/s/ Lynelle Stanford, Town Clerk

Published in the *Crested Butte News*. Issue of June 10, 2022. #061014

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

**PLEASE TAKE NOTICE** that the Town of Crested Butte approved the following site specific development plan(s) for construction or subdivision within the Town which creates a three year vested property right pursuant to Colorado Revised Statutes, section 24-68-103 (as amended). The "vested property right" gives the following applicant(s) the right to un-

dertake and conditions of the approval for their site-specific development plan(s).  
May 31, 2022:  
**Hermanson Family Limited Partnership II LLLP:** to expand restaurant to include the use of a smoker for the property located at 208 Elk Avenue, Block 28, Lots 12-13 in the B1 zone. An expansion of a conditional use per-

mit for a bar/restaurant in the B1 zone was granted. More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO. TOWN OF CRESTED BUTTE by Jessie Earley

Published in the *Crested Butte News*. Issue of June 10, 2022. #061009

legals@crestedbuttenews.com

—MOUNTAIN EXPRESS BOARD OF DIRECTORS MEETING—

AGENDA

THURSDAY, JUNE 16, 2022 ~ 9:00 A.M.

IN PERSON OR REMOTE ACCESS

CRESTED BUTTE TOWN HALL – TOWN COUNCIL CHAMBERS

- I. Roll Call
- II. Reading and Approval of the Minutes of the May 19th, 2022 Meeting
- III. Staff Report
- IV. Unfinished Business
  - A. Final Update on Late Night Taxi Contract

- + Funding Requests
- V. New Business
  - A. Discussion of Whetstone Facility site preparation items to be completed with the RTA
- VI. Unscheduled Business
- VII. Schedule Next Board Meeting

**VIII. Adjournment**  
**ZOOM Remote Access**  
**June 16, 2022 MX Board Meeting, 9:00AM**  
Join Zoom Meeting  
<https://us06web.zoom.us/j/86330124502?pwd=K3loZ0JlVfK3VWdlYlV0bjY1UUUFSQT09>

Meeting ID: 863 3012 4502, Passcode: 450601 Dial by your location +1 720 707 2699 US (Denver)

Published in the *Crested Butte News*. Issue of June 10, 2022. #061017

—NOTICE OF A PUBLIC HEARING—  
CONCERNING AN APPLICATION FOR THE USE OF VAULT TANKS FOR APPROXIMATELY TWO YEARS DURING THE PROCESS OF PERMITTING AND CONSTRUCTION OF A WASTEWATER TREATMENT PLANT

**HEARING DATE, TIME AND LOCATION:** The Gunnison County Environmental Health Board will meet on June 30th, 2022 at 2:30 P.M. in the Planning Commission Meeting Room at the Blackstock Government Center at 221 N Wisconsin (2nd floor) in Gunnison to hear public comment concerning a request for a variance to the *Gunnison County On-site Wastewater Treatment System (OWTS) Regulations*.  
**APPLICANT:** The property owner is Harmels on the Taylor River, LLC  
**PARCEL LOCATION:** The parcel is

located at 6748 County Road 742  
**PROPOSAL:** The application proposes the use of vault tanks for the holding of wastewater at locations at the property where some on-site wastewater treatment systems have failed. The applicant anticipates that the process for permitting and construction of a wastewater treatment plan will take approximately two-years and use of the vault tanks will be temporary during this time. The *Gunnison County OWTS Regulations Section 12.C.* states that vault systems are

prohibited. The applicant is requesting a variance to permit the temporary use of vault tanks at the property.  
**PUBLIC PARTICIPATION:** The public is invited to submit verbal or written comments at the hearing, or to submit written comments by email: [planning@gunnisoncounty.org](mailto:planning@gunnisoncounty.org); or letter (Community Development, 221 N. Wisconsin, Suite D, Gunnison, CO 81230), so long as they are received by 5 p.m. the afternoon before the date of the meeting so that they may be submitted for the public record during the

hearing. A copy of the application is available in the Community Development Department's Permit Database, under permit **OWTS-22-00138**, which can be accessed and viewed at: <https://www.gunnisoncounty.org/436/Permit-Database>  
Additional information may be obtained by calling the Community Development Department (970) 641-0360.  
**LINK TO THE ZOOM MEETING CAN BE FOUND AT:**  
<https://www.gunnisoncounty.org/144/>

Community-and-Economic-Development  
**ADA ACCOMMODATIONS:** Anyone needing special accommodations as determined by the *American Disabilities Act* may contact the Community Development Department prior to the day of the hearing.  
/s/ Crystal Lambert  
Building & Environmental Health Official

Published in the *Crested Butte News*. Issue of June 10, 2022. #061012

—NOTICE OF PUBLIC HEARING—  
APPLICATION FOR A HOTEL AND RESTAURANT TRANSFER OF OWNERSHIP THREE TAURUS, LLC DBA TIN CUP ICE CREAM & DESSERTS

Pursuant to the laws of the State of Colorado and the ordinances of the Town of Mt. Crested Butte, Colorado, THREE TAURUS, LLC DBA TIN CUP CREAM & DESSERTS, on March 4, 2022 applied for a hotel and restaurant liquor license, transfer of ownership. If granted, said license will be exercised at 620 Gothic Road, Unit 150, Mt. Crested Butte, Colorado.  
The liquor license authority of the Town of Mt. Crested Butte, Colorado, will hold a public hearing on said application on Tuesday, the 21st day of June, 2022 at 6:00 p.m. Mt.

Crested Butte, Colorado at which time and place any interested persons may be present and heard. All interested persons may attend in person or virtually. Please use the information below:  
Join Zoom Meeting  
<https://us06web.zoom.us/j/81190055037?pwd=WktnYm15MENMR0tiY0hzaTJNTU013Zz09>  
Meeting ID: 811 9005 5037  
Passcode: 512582  
One tap mobile  
+17207072699,,81190055037#,,, \*512582#  
US (Denver)

+13462487799,,81190055037#,,, \*512582#  
US (Houston)  
Dial by your location  
+1 720 707 2699 US (Denver)  
+1 346 248 7799 US (Houston)  
+1 253 215 8782 US (Tacoma)  
+1 301 715 8592 US (Washington DC)  
+1 312 626 6799 US (Chicago)  
+1 646 558 8656 US (New York)  
Meeting ID: 811 9005 5037  
Passcode: 512582  
Find your local number: <https://us06web.zoom.us/j/81190055037?pwd=WktnYm15MENMR0tiY0hzaTJNTU013Zz09>

Any petition or remonstrances pertaining to the grant of said license may be filed at the office of the Town Clerk, Town Offices, 911 Gothic RD (PO Box 5800/fax: 970-349-6326, [toconnell@mtcb.colorado.gov](mailto:toconnell@mtcb.colorado.gov)), Mt. Crested Butte, Colorado 81225 no later than Thursday, June 16, 2022 at 5:00pm.  
Dated this 26th day of May, 2022.  
/s/ Tiffany O'Connell  
Town Clerk

Published in the *Crested Butte News*. Issue of June 10, 2022. #061011

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

PLEASE TAKE NOTICE that the Town of Crested Butte approved the following site specific development plan(s) for construction or subdivision within the Town which creates a three year vested property right pursuant to Colorado Revised Statutes, section 24-68-103 (as amended).

The "vested property right" gives the following applicant(s) the right to undertake and conditions of the approval for their site-specific development plan(s). May 31, 2022: **Hermanson Family Limited Partnership II LLLP:** to temporarily change the entry for the business to the rear for the property located at 212 Elk Avenue, Block 28, Lot 11 in the B1 zone. A revision to the conditional use permit for a bar/restaurant in the B1 zone was granted. More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO. TOWN OF CRESTED BUTTE by Jessie Earley

Published in the *Crested Butte News*. Issue of June 10, 2022. #061004

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

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**218 Elk Ave LLC:** expand restaurant seating into the existing retail space (first and second floor) for the property located at 218 Elk Avenue, Block 28, Lots 8 in the B1 zone. An expansion of a conditional use permit for a bar/restaurant in the B1 zone was granted. More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO. TOWN OF CRESTED BUTTE by Jessie Earley

Published in the *Crested Butte News*. Issue of June 10, 2022. #061005

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

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**conjunction with SB Land Holdings LLC, a Texas limited liability company:** to site a motor vehicle rental lot at the vacant lots located at 619 Sixth Street, Block 37, Tract 2 of the Anthracite Place Subdivision in the B2 zone. A conditional use permit for a motor vehicle rental in the B2 was granted. More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO. TOWN OF CRESTED BUTTE by Jessie Earley

Published in the *Crested Butte News*. Issue of June 10, 2022. #061008

—IN THE DISTRICT COURT IN AND FOR WATER DIVISION NO. 4— STATE OF COLORADO TO: ALL PERSONS INTERESTED IN WATER APPLICATIONS IN SAID WATER DIVISION NO. 4

Pursuant to C.R.S. 37-92-302, as amended, you are notified that the following is a resume of all applications filed in the Water Court during the month of May 2022. The names, address of applicant, source of water, description of water right or conditional water right involved, and description of the ruling sought are as follows: **The water right claimed by this application may affect in priority any water right claimed or heretofore adjudicated within this division, and owners of affected rights must appear to object and protest within the time provided by statute, or be forever barred.** CASE NO. 2022CW11. Applicant: Melanie S Kline and Craig A Hollabaugh 16207 6740 Road, Montrose, CO 81401. Application for Absolute Surface Water Right: Lars Spring Kline Enlargement - SE1/4SE1/4 of Section 1, T46N, R6W, NMPM., Easting 283890, Northing 4237986, Zone 13. Source: Little Cimarron River, Cimarron River, Gunnison River. Appropriation Date: 06/13/2002. Amount Claimed: .011 cfs absolute for domestic use. **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of July 2022 to file with the Water Clerk a Verified Statement of Opposition setting forth facts as to why a certain application should not be granted or why it should be granted only in part or on certain conditions. A copy of such a Statement of Opposition must also be served upon the applicant or the applicant's attorney and an affidavit of certificate of such service shall be filed with the Water Clerk, as prescribed by C.R.C.P. Rule 5. (Filing fee: \$192.00; Forms may be obtained from the Water Clerk's Office or on our website at www.courts.state.co.us). (This publication can be viewed in its entirety on the state court website at: www.courts.state.co.us). FRED CASTLE, Water Clerk, Water Division 4, 1200 N. Grand Ave., Bin A, Montrose, CO 81401

Published in the *Crested Butte News*. Issue of June 10, 2022. #061001

—NOTICE OF BOARD MEMBER ELECTIONS— CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC. REQUEST FOR NOMINATIONS

PLEASE TAKE NOTICE THAT the CB South Property Owners Association is taking nominations for a seat on the Board of Directors, now through June 22, 2022, 5 pm deadline. Nomination forms are available at the P.O.A. Office or on our website (www.cbsouth.net). All nominees must be a property owner and Association

member, in good standing with all 2022 Dues paid in full. Your nominee should be aware of your nomination and willing to serve; a Board of Directors position is a 2-year commitment. If you are nominating yourself please state the following at a minimum: your name, address, length of ownership in CB South, occupation, and include a brief biography with your

reason for wanting to serve. CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION Board of Directors. Submitted by Derek Harwell, CB South Property Owners Association Manager

Published in the *Crested Butte News*. Issues of May 27, June 3, 10 and 17, 2022. #052702

—REQUEST FOR PROPOSAL— FUNDING CYCLE JANUARY 1, 2023- DECEMBER 31, 2023 RELEASE DATE: 6/1/2022

The Victim Assistance Law Enforcement (VALE) Board will hold its business and grant presentation meeting on **August 30, 2022** beginning at 10:00 am. The meeting will be held at the Court Annex Conference Room, 1140 North Grand Avenue, Suite #200 in MONTROSE, Colorado. The Victim Assistance Law Enforcement Board, Seventh Judicial District, announces the availability of local VALE funds authorized by Title 24, Article 4.2, Colorado Revised Statutes. **Applications must be submitted to the VALE Board Administrator, 1140 North Grand, Suite #200, Montrose, CO 81401, by 4:00 p.m. on Tuesday, August 9, 2022.** Applications received after that time will not be eligible for funding. Applications will NOT be accepted by FAX. **ANTICIPATED AMOUNT AVAILABLE:** \$300,000.00 **CONTRACT/GRANT CYCLE:** January 1, 2023 - December 31, 2023 **ELIGIBILITY:** The Board is authorized to enter into contracts for the purchase and coordination of victims and witnesses assistance services with persons or agencies which the Board deems appropriate. **PRIORITY CATEGORIES:** The priority use for funding as listed in the statute is:

1.) Implementation of the rights afforded to crime victims pursuant to section 24-4.1-302.5 CRS, and 2.) The provision of the services and programs delineated in sections 24-4.1-303 CRS, 24-4.1-304 CRS, and 24-4.2-105(4) CRS, related to all crimes as defined by section 24-4.1-302(1) CRS. The VALE Board has also established the following priorities: Programs that provide direct victim services to victims of those crimes listed in Section 24-4.1-302(1) CRS. The VALE Board may also take into consideration factors other than those stated above in making their final decisions. Board members may award money for projects not designated in the priority categories. The fact that an applicant meets eligibility requirements and applies for services within a priority category does not guarantee funding. **EVALUATION CRITERIA:** The VALE Board has established criteria which it uses to evaluate grant applications. The criteria are as follows: Tier One: Agencies' primary focus and mandate is to provide services as required by the VALE Statute AND the majority of those they serve are victims of "VRA Crimes." Tier Two: Agencies that clearly meet at least one of the two criteria for Tier One.

Tier Three: Prevention based organizations and agencies that do not have a primary focus of assisting crime victims, but do provide some services to victims of VRA crimes. The VALE Board may also consider as part of their evaluation criteria for funding, the number of VRA crime victims served in comparison to the amount of funds being requested. **Oral presentations may be requested by the VALE Board from grant applicants. Oral presentations will be granted to grant applicants by request.** **INQUIRES:** For additional information and/or application forms and instructions please contact Aimee English at (970)252-4276, or write to: Office of the District Attorney Attn: VALE Administrator, 1140 North Grand, Suite #200, Montrose, CO 81401 or e-mail a.english@co7da.org. **PLEASE NOTE:** Copies of the state statutes related to these funds are available on the Colorado State Government web page (www.state.co.us click on Government, then Colorado Constitution and Statutes, then Colorado Revised Statutes C.R.S.)

Published in the *Crested Butte News*. Issue of June 10, 2022. #061003

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

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and to shift the location of the existing historic cold accessory building onsite to be located at 514 and 514 1/2 Third Street, Block 34, Lot 18 in the R2C zone. A conditional waiver of a non-conforming aspect with respect to minimum lot width was granted; 31 1/4' is required and 25' is provided. A conditional waiver of a non-conforming aspect with respect to minimum size was granted; 3750 square feet are required, and 3125 square feet is provided. A conditional waiver of a non-conforming aspect with respect to side yard setback was granted; even

and one-half (7 1/2) feet for single-story and flat-roofed buildings and as much as eleven and one-half (11 1/2) feet for sloped-roofed buildings, dependent upon snow storage guidelines is required and 0' feet is provided. More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO. TOWN OF CRESTED BUTTE by Jessie Earley

Published in the *Crested Butte News*. Issue of June 10, 2022. #061006

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

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Avenue, Block 1, Tract 2 Teocalli Avenue Tracts in the R1 zone. Continued from the March 29, 2022 BOZAR meeting. At that meeting, the primary building was approved. A conditional use permit for an accessory dwelling in the R1 zone was granted. More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO. TOWN OF CRESTED BUTTE by Jessie Earley

Published in the *Crested Butte News*. Issue of June 10, 2022. #061007

**deadline tuesday at noon**

—IN THE DISTRICT COURT IN AND FOR WATER DIVISION NO. 4— STATE OF COLORADO

TO: ALL PERSONS INTERESTED IN WATER APPLICATIONS IN SAID WATER DIVISION NO. 4

Pursuant to C.R.S. 37-92-302, as amended, you are notified that the following is a resume of all applications filed in the Water Court during the month of May 2022. The names, address of applicant, source of water, description of water right or conditional water right involved, and description of the ruling sought are as follows: **The water right claimed by this application may affect in priority any water right claimed or heretofore adjudicated within this division, and owners of affected rights must appear to object and protest within the time provided by statute, or be forever barred.** CASE NO. 2022CW3029. 1. **Applicants:** Gary W. Gates, Jr. and Melissa V. Gates. 2205 Ave. I, Ste. 117, Rosenberg, TX 77471-2651, (281) 344-1170. Please direct all correspondence to Law of the Rockies, Kendall Burgemeister, Atty. Reg. No. 41593, 525 N. Main Street, Gunnison, CO, 81230, (970) 641-1903, kburgemeister@lawoftherockies.com. Application for Conditional Water Storage Rights. 2. **Name of Structure:** Gates Upper Pond. (a) Location: In the SWNW of Section 20, Township 14 South, Range 85 West, 6th PM, UTM Zone 13S 332912E

4299163N. See Application on file with Water Court. (b.) Filling Structure: Gates Ponds Inlet. (i.) Capacity: 0.5 cfs. (ii.) Proposed rate of fill: 0.37 cfs. (iii.) Source: Slate River, tributary to the East River, tributary to the Gunnison River. (iv.) Point of Diversion: In the SENE Section 19, Township 14 South, Range 85 West, 6th PM, UTM Zone 13S 332728E 4299130N. (v.) The pond may also intercept irrigation return flows and other diffuse surface runoff tributary to the Slate River. (c.) Amount: 3.638 acre-feet for an initial fill, plus refills to provide refreshing flows and replace evaporative loss. (d.) Capacity: 3.638 acre-feet. (e.) Surface Area of High Water Line: 0.56 acres. (f.) Vertical Height and Length of Dam: A small embankment, no more than 550 feet long and no more than 6 feet tall may be constructed on the downstream side of the pond. (g.) Point of discharge to Slate River: In the SWNW of Section 20, Township 14 South, Range 85 West, 6th PM, UTM Zone 13S 332829E 4299054N. 3. **Name of Structure:** Gates Lower Pond. (a.) Location: In the SENE of Section 19, Township 14 South, Range 85 West, 6th PM, UTM Zone 13S 332912E 4299163N. (b.) Filling Structure: Gates Ponds Inlet. (i.)

Capacity: 0.5 cfs. (ii.) Proposed rate of fill: 0.06 cfs. (iii.) Source: Slate River, tributary to the East River, tributary to the Gunnison River. (iv.) Point of Diversion: In the SENE Section 19, Township 14 South, Range 85 West, 6th PM, UTM Zone 13S 332728E 4299130N. (v.) The pond may also intercept irrigation return flows and other diffuse surface runoff tributary to the Slate River. (c.) Amount: 0.592 acre-feet for an initial fill, plus refills to provide refreshing flows and replace evaporative loss. (d.) Capacity: 0.592 acre-feet. (e.) Surface Area of High Water Line: 0.138 acres. (f.) Vertical Height and Length of Dam: A small embankment, no more than 240 feet long and no more than 2 feet tall may be constructed on the downstream side of the pond. (g.) Point of discharge to Slate River: In the SWNW of Section 20, Township 14 South, Range 85 West, 6th PM, UTM Zone 13S 332829E 4299054N. 4. **Uses:** Recreation, fish propagation, and fire protection. 5. **Appropriation Date:** May 31, 2022, by hiring a contractor to perform site reconnaissance and develop a design for the structures, and by filing this application. 6. If groundwater is intercepted during construction, the ponds will be lined, or well permits will be obtained. If a well

permit is obtained, out-of-priority depletions will be augmented through a contract with the Upper Gunnison River Water Conservancy District. 7. All structures are on land owned by Applicants. **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of July 2022 to file with the Water Clerk a Verified Statement of Opposition setting forth facts as to why a certain application should not be granted or why it should be granted only in part or on certain conditions. A copy of such a Statement of Opposition must also be served upon the applicant or the applicant's attorney and an affidavit of certificate of such service shall be filed with the Water Clerk, as prescribed by C.R.C.P. Rule 5. (Filing fee: \$192.00; Forms may be obtained from the Water Clerk's Office or on our website at www.courts.state.co.us). (This publication can be viewed in its entirety on the state court website at: www.courts.state.co.us). FRED CASTLE, Water Clerk, Water Division 4, 1200 N. Grand Ave., Bin A, Montrose, CO 81401

Published in the *Crested Butte News*. Issue of June 10, 2022. #061002

—TOWN OF CRESTED BUTTE—  
REQUEST FOR PROPOSALS: TOWN ATTORNEY SERVICES

**Submit to:**  
Town of Crested Butte Town Manager  
Dara MacDonald  
via e-mail to [dmacdonald@crested-butte-co.gov](mailto:dmacdonald@crested-butte-co.gov)

**Questions:**  
Dara MacDonald Town Manager  
office (970) 349-5338

**Publication Date:**  
Tuesday, June 7, 2022

**Deadline:**  
Friday, July 1, at 4:00 p.m.

**RFP Summary:** The Town of Crested Butte is seeking the services of a municipal attorney, or attorneys, to fulfill the duties and responsibilities described in this Request for Proposals (RFP) for the Town Attorney position. The Town is inviting individual attorneys, or firms, to respond for the purpose of providing the Town with the needed legal services listed in the request. The legal services sought include the traditional legal services required by a municipality that operates its own Marshals Department, Parks, Recreation, Trails and Open Space Department, Finance and Administrative Services Department, Public Works Department including Water, Wastewater and Solid Waste Utilities, and Community Development Department. The Town Attorney is a contract position appointed by the Town Council.

**Community Summary:** The Town of Crested Butte, Colorado sits at 8,900 feet of elevation in the heart of the Rocky Mountains 28 miles north of Gunnison, CO. It provides an exceptional quality of life in a gorgeous small-town setting. The Town has easy access to an active lifestyle with hiking, mountain biking, Nordic skiing, downhill skiing, fishing, and hunting. The Town is a National Historic District and has an active arts community. The Crested Butte Community School (K-12) is a top-ranked school in the State of Colorado. The Town has a population of 1,616 full-time residents with the primary economy centered around outdoor recreation opportunities. The majority of the homes in Crested Butte are occupied by full-time residents, while surrounding areas have a higher percentage of vacation homes.

**Organizational Summary:** Incorporated in 1880, Crested Butte is a Home Rule municipality located in Gunnison County. The Town's Home Rule Charter was approved by voters in 1974. The Town is governed by a council of seven, comprised of six council members and a mayor. The Town has a Council-Manager form of government. The mayor presides at

meetings of the Council and has all the powers, rights, privileges, and obligations of a Council member, including, but not limited to, the right to vote on all matters. The mayor is recognized as the head of the Town government for all ceremonial and legal purposes and shall execute and authenticate legal instruments. The Town Manager, appointed by the Town Council, is the chief administrative officer of the Town. The Town Council acts as the Planning Commission. The Council appoints members to the Board of Zoning and Architectural Review (BOZAR) and other citizen committees including the Public Arts Committee, and the Cemetery Committee.

The Town of Crested Butte currently employs 55 full-time, year-round employees, up to seven seasonal employees in the summer months and a variety of part-time recreation coaches. The Town contracts with Waterlaw: Patrick Miller Noto for representation on all water rights issues. The Town has a long-standing relationship with Sullivan Green Seavy that will be maintained for issues specific to the Mt. Emmons mine. Butler Snow advises the Town on debt issuance. The Town adopted a 2022 budget with a General Fund of just over \$6 million. The Town is in a solid financial position with strong reserves. In 1995, Crested Butte voters approved a ballot measure which exempted the Town's revenues from TABOR except for property taxes which were not included. In addition to a 4.5% sales tax, Crested Butte has several other taxes for specific purposes including a 7.5% excise tax on vacation rentals for the Affordable Housing Fund and a 3% real estate transfer tax which funds open space, capital and affordable housing. Crested Butte is a long-time member of CIRSA and utilizes their services for all insurance including workers compensation. The Town does operate a municipal court which convenes up to twice a month. The Town Attorney acts as the municipal prosecutor. The prosecutor rarely, if ever, needs to appear in-person for court. Crested Butte's code does allow for medical and retail marijuana, and the Town currently has five establishments that provide these services.

**SCOPE OF SERVICES**  
**General Qualifications:**  
Any attorney(s) hired or contracted by the Town for legal counsel must meet the following minimum requirements:

- graduation from an accredited law

- five (5) years of experience as a practicing municipal attorney; and
- a license to practice law in Colorado, with a State Bar Association membership (in good standing).

For the purpose of filling the Town Attorney position, the Town will consider qualifications submitted by:

- individual attorneys that meet the duties and requirements listed under all four areas below and are applying for the Town Attorney position in its entirety; or
- law firms with qualified attorneys on staff that specialize in the duties and requirements listed under all four areas below, and will jointly fulfill the requirements of the Town Attorney position.

**Scope of Services**  
For the purpose of providing general legal counsel to the Town and providing typical legal services needed by a municipal corporation, the Town Attorney(s) will be required to:

- Attend all Town Council Meetings (regular meetings are the first and third Mondays at 7:00pm), and attend other meetings as assigned by Town Council. Zoom participation at Council meetings will be considered once a relationship has been established.
- The Town Council holds Work Sessions on the first and third Mondays of each month at 6:00 p.m., and attendance at these meetings may be necessary from time to time depending on the nature of the discussion topic.

**INFORMATION REQUESTED IN RESPONSE**  
Responses should include a cover letter that summarizes the qualifications of the respondent, the proposed terms, and address the information requested below. Additionally, please provide resumes of all key individuals highlighting relevant experience linking resumes to the roles laid out in the cover letter. The following items should be addressed as part of your submitted qualifications:

1. Describe your experience with Home Rule cities and towns and municipal law generally and specifically with regard to municipal elections, municipal land use regulations, real property, contracts, zoning law, constitutional issues (state and federal) affecting municipalities, municipal finance, and any other areas you believe are relevant to the Town's decision.
2. Provide a list of the specific municipalities who you have worked with, as a City or Town Attorney, in the past five years.

3. Please provide a list of any other attorneys in your firm who may provide services under this request and list the services they may provide.
4. Describe any knowledge or experience that makes you, or any attorney(s) in your firm, particularly qualified to fulfill the Town Attorney duties.
5. Please disclose any potential conflicts of interest that may arise in the performance of Town Attorney duties by you or any member of your law firm.
6. The Town is soliciting talent and expertise first and foremost. While cost to the Town is important, the selection will not be based solely on cost. Please detail and explain your required fees to perform the requested services.
7. If you propose to bill for services at an hourly rate, provide the current hourly rate for each attorney and for each employee of your firm who may work on Town matters. Or, state specifically whether you will work on a fixed fee (retainer) basis and, if so, how you propose that such a fee be determined. Proposals for fixed rate should explicitly identify any matters excluded from that fixed rate. Please specify how your hourly or fixed fees will be based. Please disclose any other applicable billable rates and expenses, such as, travel mileage, photocopying and postage.
8. Please provide a minimum of three municipal client references.
9. Please provide the name of your professional liability insurance carrier and workers' compensation carrier and the limits of your insurance.
10. Please provide your last annual report and documentation indicating the current financial structure of your practice/firm including evidence that your practice/firm is financially sound.
11. Describe your philosophy for servicing a Town and commitment to customer service and quality assurance.

**SELECTION PROCESS**  
**Timeline for the selection process:**  
**Friday, July 1:** Final deadline for proposals.  
**Friday, July 8:** Internal review of proposals and finalists selected.  
**Monday, July 11:** Finalists contacted by Town to schedule interviews.  
**Wednesday, July 20:** Interviews conducted by Town Manager, Directors, and available Town Council members.  
**Monday, July 25:** Final selection and notification to all candidates.  
**Tuesday, August 2:** Contract for legal services approved at Town Council Meeting/First Town Council meeting for new Town Attorney.

The Town reserves the right to modify the schedule as necessary and will notify those participating in the RFP of any changes. The Town reserves the right to accept or reject any and all proposals and to waive any informalities or irregularities in said proposals.

**OTHER TERMS AND CONDITIONS**

1. The Town reserves the right to undertake its own investigation to evaluate a candidate. The Town shall have the sole discretion to accept or reject any submittal.
2. The Town reserves the right to solicit or recruit any attorney(s) or legal firms directly to request qualifications.
3. All submittals become the property of the Town upon receipt and will not be returned to the candidate. Selection or rejection of the candidate's qualifications will not affect this right.
4. The Town operates under the public disclosure laws, as part of normal procedures. Proprietary information must be identified and will be protected as far as possible.
5. Cost of submitting the qualifications, attendance at an interview, or any other such costs are entirely the responsibility of the candidate and shall not be reimbursed in any manner by the Town.
6. Failure to conform to directions under this RFP may lead to the rejection of a submittal. The submittals should contain all information necessary to evaluate the qualifications of a candidate or firm.
7. The successful candidate shall not, at any time, permit any individual employed by the Town to benefit because of a financial interest in the candidate's firm, any affiliate of the successful candidate, or any subcontractor.

**RFP RESPONSES**  
All responses must be submitted in the form set forth in this RFP. Please submit one (1) electronic copy. The submittal must be delivered to: Dara MacDonald Town Manager [dmacdonald@crestedbutte-co.gov](mailto:dmacdonald@crestedbutte-co.gov) Information concerning this RFP may be found on the Town's website under the Bids/Proposals tab. Posted on the website will be the RFP, plus any clarifications, schedule changes, or other important information related to the RFP.

**PROPOSALS MUST BE RECEIVED BY THE TOWN ON JULY 1, 2022 BY 4:00 PM IN ORDER TO BE CONSIDERED.**

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—LEGAL—

**PLEASE TAKE NOTICE** that a public hearing of the Crested Butte Town Council will be on the 20th day of June 2022 at 7PM on Ordinance No. 9, Series 2022:  
Ordinance No. 9, Series 2022 - An Ordinance of the Crested Butte Town Council Extending a Moratorium on Accepting and Processing Applications and Issuing Licenses for Non-Primary Residence Vacation Rentals for an Additional Six Months.  
The public may connect to the meeting via Zoom with the following address:  
<https://us02web.zoom.us/j/83996927517>  
Or Telephone: Dial: US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 301 715 8592 or +1 312 626 6799 or +1 929 205 6099  
Webinar ID: 839 9692 7517  
**TOWN OF CRESTED BUTTE, COLORADO**  
**/s/ Lynelle Stanford, Town Clerk**

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—DOWNTOWN DEVELOPMENT AUTHORITY—  
**REGULAR MEETING**  
**JUNE 13, 2022 ~ 4:45 P.M.**  
**MT. CRESTED BUTTE, COLORADO**

The Downtown Development Authority will be holding a regular meeting on June 13, 2022, at 4:45 P.M. at the Mt. Crested Butte Town Hall. Town Council This meeting will be in public. If you wish to attend via zoom please to go <https://mtcrestedbuttecolorado.civicweb.net/Portal/> and click on the agenda for June 13, 2022. There will be a link to register for the meeting. Please go to <https://mtcrestedbuttecolorado.civicweb.net/> portal/ or contact Mt. Crested Butte Town Hall at (970) 349-6632 for the agenda. Subscribe to the Town website to receive notifications when agendas are posted here: <https://mtcrestedbuttecolorado.civicweb.net/Portal/Subscribe.aspx>

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**legals@crestedbuttenews.com • deadline tuesday at noon**

—GUNNISON WATERSHED SCHOOL DISTRICT—  
**BUDGET HEARING/REGULAR MEETING**  
**JUNE 13, 2022**  
**LAKE SCHOOL CONFERENCE ROOM**

**This meeting will be conducted in person and by distance using the video conferencing platform ZOOM Webinar. Please check the GWSD website for further instructions.**

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Approval of Agenda—**ACTION ITEM**
- V. Commendations, recognition of visitors, and public comment  
*\*Visitors who wish to address the Board, please make known at the beginning of the meeting via Zoom or if in-person, please complete the public participation form.*
- VI. Administrative Action Summaries
  - A. FY21-22 Supplemental Budget-Mrs. Tia Mills, Business Manager
  - B. FY23 Proposed Budget Public Hearing
  - C. Superintendent Summary - Dr. Nichols
    1. Successful Students
      - State and local assessments
      - Healthy Kids Colorado Survey results
    2. Strong Employees
      - Teaching and Learning Conditions in Colorado Survey results
    3. Engaged Community
      - Plan of Representation update
    4. Healthy Finances
      - Food Service and bus Driver updates
    5. Functional Facilities
      - Bond update
- VII. **Action Items**

- A. Consent Grouping  
Note: Items under the consent grouping are considered routine and will be enacted under one motion. There will not be separate discussion of these items prior to the time the board votes unless a Board Member requests an item be clarified or even removed from the grouping for separate consideration.  
**The Superintendent recommends approval of the following:**
  1. Board of Education Minutes
    - a. May 23, 2022—Regular meeting
    - b. May 26, 2022—Special meeting
  2. Finance  
Approve for payment, as presented by the Business Manager, warrants as indicated:
    - a. General Account # 40706-41218
    - b. Payroll Direct Deposit # 51881-52255
  3. Personnel\*
    - a. Jessica Noble-Educational Assistant-Lake
    - b. Philip Handmaker, Secondary Spanish – Crested Butte
    - c. Sophia Klein, Secondary PE/Health – Crested Butte
    - d. Kjerstin McCune, Secondary Math – Crested Butte
    - e. Robin Lakoski, Elementary to Middle School Counselor – Crested Butte
  4. Correspondence
- B. New Business
- C. Old Business —**ACTION ITEM**
  1. Second reading of policy: JICDE-Bullying Prevention and Education JICDE-E-1-Bullying Report Form

- JICDE-E-2-Bullying Investigation Form
- VIII. Comments from the public  
*\*Visitors who wish to address the Board, please make known via Zoom or if in-person, please complete the public participation form.*
- IX. Items introduced by Board Members
- X. Board Committee assignments for the 2021-22 school year District Accountability Committee- Mrs. Roberts School Accountability Committees- Mr. Martineau, Mrs. Mick, Mrs. Brookhart Gunnison County Education Association Negotiations- Mr. Taylor Gunnison County Education Association 3X3- Mr. Martineau Fund 26- Mrs. Mick Gunnison Valley Community Foundation- Mrs. Mick Gunnison Memorial Scholarship- Mrs. Roberts Health Insurance Committee- Mr. Taylor
- XI. Forthcoming Agendas/Meeting Dates and Times
  - Monday, June 27, 2022—Regular meeting/Budget Adoption Gunnison
- XII. Executive Session regarding a personnel matter C.R.S. 24-6-402 (4)(f), that the Board enter executive session to discuss a personnel matter. The particular matter that is to be discussed behind closed doors is the Superintendent's evaluation and contract.
- XIII. Adjournment

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