

**New Castle Town Council Meeting
Tuesday, May 21, 2013, 7:00 p.m., Town Hall**

Call to Order

Mayor Breslin called the meeting to order at 7:00 p.m.

Pledge of Allegiance

Roll Call

Present	Councilor Russi Councilor Riddile Councilor Metzger Mayor Breslin Councilor Gordon Councilor Leland Councilor Stuckey
Absent	None

Also present at the meeting were Town Administrator Tom Baker, Town Clerk Melody Harrison, Public Works Director John Wenzel and Police Chief Chris Sadler.

Meeting Notice

Clerk Harrison verified that her office gave notice of the meeting in accordance with Resolution TC-2013-1.

Conflicts of Interest

Councilor Stuckey said he had a conflict with the Advertising and Marketing Services item because his wife's company was being considered.

Citizen Comments on Items NOT on Agenda

There were no citizen comments.

Consultant Reports

Consultant Attorney – not present

Consultant Planner – not present

Consultant Engineer – not present

Items for Consideration

Recess Council, Convene as Local Liquor Authority

MOTION: Councilor Gordon made a motion to recess council and convene as the local liquor authority. Councilor Leland seconded the motion and it passed unanimously.

Consider Approval of a Hotel and Restaurant Liquor License Application for Lazy Bear Café

Town Clerk Harrison described the application to the council and said that although the background report from the Colorado Bureau of Investigations had not been received by staff, the applicant, Mr. Jason Higen, represented in his application that he had a clean background and that was sufficient to approve the application. Mr. Higen told the council he has a minor conviction more than fourteen years ago, but his history since was clean. He also said that staff had been a great help.

MOTION: Councilor Gordon made a motion to approve Resolution TC 2013-11, a Resolution of the Town Council of New Castle regarding an application from Rolling Fork Grill, LLC dba Lazy Bear Restaurant, for a hotel and restaurant liquor license. Councilor Riddile seconded the motion.

Discussion: Councilor Leland asked Mr. Higen if he had received a list of requests from the police chief and Mr. Higen said he had and agreed with them. Mr. Higen did ask about item three which required the employment of security personnel. He said that his restaurant was not a bar setting, and security was cost prohibitive for him. Councilor Russi suggested that Mr. Higen meet with the police chief. The council agreed that it may be appropriate that Mr. Higen provide security only if he had a band performing or a party in his restaurant. Chief Sadler agreed with the council.

Councilor Stuckey asked if the council needed to make a motion for a conditional approval. Clerk Harrison said no.

The motion passed unanimously.

Adjourn Local Liquor Authority, Reconvene Council

MOTION: Councilor Gordon made a motion to adjourn the local liquor authority and reconvene council. Councilor Stuckey seconded the motion and it passed unanimously.

Consider Resolution TC-2013-06, A Resolution of the Town of New Castle Town Council Setting an Active Energy Management Policy

Jeff Dickenson greeted the council. He provided a power point presentation that described the direction and goal of Garfield Clean Energy to reduce energy consumption in Garfield County. He also showed the council the Energy Navigator and described the goal that GCE and town staff were working on to reduce energy use and costs for the town.

MOTION: Councilor Gordon made a motion to approve TC-2013-06, A Resolution of the Town of New Castle Town Council Setting an Active Energy Management Policy. Councilor Riddile seconded the motion and it passed unanimously.

Police Office Alternatives Analysis

Chief Chris Sadler told the council that a committee had been formed to analyze the possibilities for new police department offices. He made a power point presentation outlining the wants and needs of a new police facility. After a lengthy discussion, the council requested that the committee provide a set of conceptual plan drawings to better

define the square footage needs to help determine what site would be best suited for a new facility. Additionally, the council felt a public, private partnership with a developer would be an ideal situation for a multi-use building that included retail and office space. Administrator Baker said he would like to confer with Councilor Stuckey regarding the conceptual plan and come back to the council at a future date with that plan. Chief Sadler had some suggestions for products that could be sold should the new facility be located in a multi-use building, which included bottled New Castle water, Teddy Roosevelt t-shirts and New Castle logo items. Chief Sadler also showed the council a drawing of a multi-use building styled after a late 1800s train station that he thought would work on the Kamm Avenue lot.

Consider Authorizing Mayor to Sign Pavement Management Contracts

Administrator Baker asked the council if they would consider allowing the mayor to sign the FMLD pavement management contracts once he and Public Works Director John Wenzel and the town attorney review them. He said the bids were coming back better than expected, and staff wanted to expedite getting the work done so that they did not lose an opportunity with the contractors.

MOTION: Councilor Gordon made a motion to allow the Mayor to sign the pavement management contracts. Councilor Riddile seconded the motion and it passed unanimously.

Update: Enterprise Zone Eligibility

Administrator Baker asked Mayor Breslin if it would be acceptable to move the Enterprise Zone Eligibility Update to the June 4 council meeting. Mayor Breslin said it would be fine.

Consider Ordinance 2013-3 - An Ordinance of the New Castle Town Council Amending the Municipal Code Regarding Contempt of Court and Failure to Appear (first reading)

Administrator Baker explained that the town's municipal judge requested the ordinance to be on the agenda because the town had no ability to compel someone to appear in court when summoned.

MOTION: Councilor Riddile made a motion to approve Ordinance 2013-3 - An Ordinance of the New Castle Town Council Amending the Municipal Code Regarding Contempt of Court and Failure to Appear on first reading. Councilor Gordon seconded the motion and it passed on a roll call vote: Councilor Leland: yes; Mayor Breslin: yes; Councilor Stuckey: yes; Councilor Russi: yes; Councilor Metzger: yes; Councilor Riddile: yes; Councilor Gordon: yes.

Councilor Stuckey left council chambers.

Advertising & Marketing Services Direction

Administrator Baker told the council that Councilors Gordon, Leland and himself had reviewed the two responses to the RFQ, and had conducted interviews in early May. He asked the council for their authorization to negotiate a scope and budget with AJ Designs, who had the high score in the evaluation matrix included in the packet. He said he would bring the negotiated scope and budget back to the council for their approval. If staff could

not negotiate successfully with AJ Designs, he said they would begin negotiating with the second proposer.

MOTION: Councilor Riddile made a motion to authorize staff to negotiate a scope and budget for marketing and advertising services with AJ Designs and Associates. Councilor Gordon seconded the motion.

Discussion: Councilor Leland told the council that the reason for the multiple steps in the process for obtaining advertising services was because the initial request was for qualifications, not for bids for the project. Costs will come in the next phase of approval. **The motion passed unanimously.**

Councilor Stuckey returned to council chambers.

Update: Aspen Public Radio Signal

Councilor Russi said an inquiry had been sent to Aspen Public Radio. The response was that they could begin some research in New Castle as early as June 4, where they would use volunteers who would tune in to the appropriate station and then call in with feedback about reception. They also want New Castle to do a drive to solicit memberships that would fund public radio in New Castle. They also wanted \$6,000.00 in up front capital which Councilor Russi felt they would cover that expense themselves. The last thing needed was a location for a repeater tower. Councilor Russi thought the east end of Mt. Maderis would be ideal. Councilor Metzger asked if there were other radio stations that could use or place a tower in town, and the council thought there were. Administrator Baker asked what the next steps were. Councilor Russi suggested that he and Administrator Baker begin locating volunteers for the study. Administrator Baker said he would attend the June 20th Aspen Public Radio Board meeting for Councilor Russi and invited the other councilors to attend if they wished.

Consent Agenda

Minutes of the May 7, 2013 Council Meeting

Elmer Suds Liquor License Renewal

Resolution TC-2013-08 - Correct Typographical Error in Resolution TC-2013-5, adopted on April 16, 2013, concerning a CUP for New Hope Church to reflect that it should be resolution TC-2013-8

Resolution TC-2013-09 - Off-Street Parking Moratorium

Resolution TC-2013-10 - Approving Signers on Bank Accounts

Plotter

MOTION: Mayor Breslin made a motion to approve the consent agenda. Councilor Riddile seconded the motion and it passed unanimously.

Committee Reports

Planning & Zoning – nothing to report

Climate Action Advisory Committee – nothing to report

Historic Preservation – Councilor Leland told the council that HPC had finally completed the cemetery map. Councilor Gordon said the pioneer family names could be displayed on their own brochure, similar to the cemetery maps.

POSTR – nothing to report

Councilor Russi asked about the rotation of councilors to committees, if there were changes other than HPC and P&Z. Clerk Harrison said she thought those were the only two.

Staff Reports

Town Administrator – Administrator Baker said the cemetery caretaker, Mike Miller had spoken to him about a grave site that appeared to be in the roadway. Once staff researched it some more, he said that the road may have to be realigned to accommodate the grave. The budget for the 125th had been exhausted and the town would begin billing the Alpine Bank account.

Administrator Baker said he was working with CIRSA and the claims adjusters regarding the homes that were damaged by the sewer back up.

Staff and Randi Lowenthal were working on the TIGER V grant application, and had changed the focus of the grant a bit because the streetscape did not fit the scope, so instead the grant will be for the pedestrian bridge and the roundabout. The request will be for approximately 3 million dollars.

MOTION: Councilor Russi made a motion to approve Resolution 2013-12 supporting an application for a TIGER V grant. Councilor Metzger seconded the motion and it passed unanimously.

Administrator Baker said staff will be conducting an Incident Command System debrief on May 23. He also said that the Downtown Group lead by Kathy Kopf was organizing a clean-up day on June 3, utilizing a church group coming into town to do a community project. The group suggested planting three trees on the bank on the Kamm Avenue lot, but there was no irrigation. Councilor Metzger said if any building took place on the lot the trees could be damaged and the council agreed any plantings on that lot should wait until it was developed.

Councilor Metzger said she had spoken to Jim Shrull who was excited to be involved in the clean-up. Administrator Baker said MRI was donating three, forty-yard dumpsters for the project.

Last, Administrator Baker said he would be gone the first week in June for vacation.

Mayor Breslin told everyone said there would be a picnic at his house the following day to thank the staff for their hard work on the parade. He invited everyone to come.

Town Clerk - nothing to report

Public Works Director - nothing to report

Town Planner - not present

Council Comments

Councilor Leland told the council they could keep their ambassador vests for use at future events.

Councilor Metzger said she heard that the people intending to open a coffee shop near Alpine Bank were in the loan process, and asked if they would still do the kiosk. Administrator Baker said they were still enthusiastic about it.

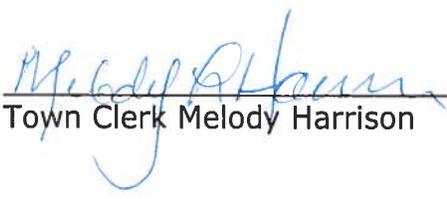
MOTION: Councilor Riddile made a motion to adjourn. Councilor Gordon seconded the motion and it passed unanimously.

The meeting adjourned at 10:00 p.m.

Respectfully Submitted,



Mayor Frank Breslin



Town Clerk Melody Harrison

