

**New Castle Town Council Meeting  
Tuesday, April 21, 2015, 7:00 p.m.**

**Call to Order**

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

**Pledge of Allegiance**

**Roll Call**

Present	Councilor Means Councilor Riddile Councilor Metzger Mayor Gordon Councilor Riddile Councilor Stuckey
Absent	Councilor Leland

Also present at the meeting were Town Administrator Tom Baker, Town Clerk Melody Harrison, Police Chief Tony Pagni and Assistant Town Attorney Nicole Garrimone-Campagna.

**Meeting Notice**

Town Clerk Melody Harrison verified that her office gave notice of the meeting in accordance with Resolution TC-2015-1.

**Conflicts of Interest**

There were no conflicts of interest.

**Agenda Changes**

Clerk Harrison asked the council to move item D, the proclamation for Doug DeNio, to the beginning of the agenda because Mr. DeNio was in attendance. The council agreed.

Administrator Baker explained that CRHDC had some last minute documents for the application for the tax credit program. Unfortunately, the items were not placed on the agenda 24 hours before the meeting. Administrator Baker asked to table item G, CRHDC, and asked the council to schedule a special meeting later in the week to discuss and approve the needed documents. The council agreed.

**MOTION: Mayor Gordon made a motion to hold a special council meeting on Friday, April 24, 2015 at 5:45 p.m. Councilor Stuckey seconded the motion and it passed unanimously.**

**Proclamation Honoring Doug DeNio**

Mayor Gordon read the proclamation honoring Doug DeNio into the record. Mr. DeNio explained what he had done to encourage solar power use. The council thanked Mr. DeNio for his significant contributions to the Town of New Castle.

### **Citizen Comments on Items not on the Agenda**

There were no citizen comments.

### **Consultant Reports**

Consultant Attorney – Assistant Town Attorney Nicole Garrimone-Campagna told the council that there was a portion of the town code regarding liquor licensing and fees in-lieu that needed to be updated in accordance with state statutes. In addition, she said that the town had adopted the 2003 Model Traffic Code (MTC) some years ago, but that it would be appropriate for the town to adopt the newer, 2010 version. Police Chief Tony Pagni agreed.

**MOTION: Councilor Stuckey made a motion to direct staff to prepare an ordinance to update the liquor code. Councilor Metzger seconded the motion and it passed unanimously.**

**MOTION: Councilor Breslin made a motion to direct staff to prepare an ordinance to adopt the 2010 Model Traffic Code. Councilor Means seconded the motion and it passed unanimously.**

Consultant Planner – not present

Consultant Engineer – not present

### **Items for Consideration**

#### **Middle Colorado Watershed Council Presentation**

Ms. Laurie Rink greeted the council. She gave the council a short history of the Middle Colorado Watershed Council (MCWC), and told about some of the projects they were working on. She then gave a power point presentation that further detailed the MCWC's objectives and needs. Ms. Rink asked the council to consider a contribution of \$1,000.00 to help execute their Outreach and Education Plan.

Administrator Baker told the council that he had met Ms. Rink in a roundtable discussion and was impressed with the work the council was doing. He felt that ideally the town council would have the request for funding before them as part of the health and welfare grant process the town did every year. In that application, the town asks for financial information, and for a commitment to report on how the funds were used. He suggested that Ms. Rink work with Administrative Assistant Debbie Nichols to put together information the town required in the grant, as well as information regarding the other funding partners were doing. Once that was done, the council could consider the funding request. Administrator Baker told the council they typically did not fund the full amounts requested.

Councilor Means asked about the staff of the MCWC. Ms. Rink said that the board members were all volunteer and she was the only paid staff member. The board had recently hired an Americorps volunteer, and the town's contribution would go towards paying that person who would implement the outreach and education plan.

**MOTION: Councilor Breslin made a motion to fund the MCWC in the amount of \$750.00 from the health and welfare line item. Councilor Metzger seconded the motion.**

Discussion: Councilor Means asked if Administrator Baker was still going to require their financial information before they were funded. Mayor Gordon said that Ms. Rink would provide the information the town wanted, but that if the motion was passed now, that she would not have to come back.

**Councilor Breslin amended his motion to include authorizing the Town Administrator to release the funds once the Middle Colorado Watershed Council had provided the necessary information to the town. Councilor Metzger seconded the amended motion. The motion passed unanimously.**

### **Consider Donation of Watts Property for Pocket Park**

Administrator Baker told the council that the idea of a pocket park had come about several years ago. Patty Ringer had engaged a local retired architect to help come up with some idea of what the space could be. Administrator Baker said that there was no expectation that the council would make any decision about the idea tonight. Instead, they wanted to provide the council a glimpse and ask if the council felt the project was something to pursue. Michael Watts, owner of the 4<sup>th</sup> Street Plaza, greeted the council. Mr. Watts and Ms. Patty Ringer spoke to the council about their ideas, providing pictures and thoughts on the various possibilities. They said that the library was very encouraged about the space as well as the art teacher from the elementary schools. Ms. Ringer and Mr. Watts had spoken to the downtown businesses and most of them had signed a petition supporting the development of the space. Because the project was in the very early stages, there was still no specific finance plan for the project, but Administrator Baker felt that at least some funding would likely come from the community. Ms. Ringer, Mr. Watts and the council agreed that the park being next door to the saloon could be problematic, but also felt that the saloon owner was supportive of the project and would help mitigate any issues. The council agreed that developing the space provided a gateway to the museum. The council also agreed that it was a valuable project, and that staff, Mr. Watts and Ms. Ringer should continue exploring possibilities.

Administrator Baker said that Town Planner Tim Cain had briefly spoken with Attorney McConaughy regarding the transfer of the property to the town. He said details on the design, build, operation and financing could be brought back to the council, and once the council was comfortable, then staff would have Attorney McConaughy draw up the appropriate transfer paperwork. Mayor Gordon thanked Mr. Watts and Ms. Ringer.

~~**Consider an Agreement with Warrior Acquisitions Regarding the Road Warranty Work Item Tabled until May 5, 2015 at the Request of Warrior**~~

### **Executive Session**

**Councilor Riddile made a motion at 8:30 p.m. to go into Executive Session (1) for a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-**

**402(4)(b); regarding property acquisition. Mayor Gordon seconded the motion and it passed unanimously.**

Executive Session concluded.

At the end of the executive session mayor Gordon made the following statement:

"The time is now 9:26 p.m. and the executive session has been concluded. The participants in the executive session were: Councilors Means, Riddile and Metzger; Mayor Gordon; Councilors Breslin and Stuckey; Town Administrator Baker, Town Planner Cain, Police Chief Pagni, Town Attorney McConaughy and Town Clerk Harrison. For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record."

No concerns were stated.

### **FEMA Application**

Administrator Baker explained to the council that the application was for the council members to reserve seats at the FEMA training in June. He said he had completed some of the application for them, and had highlighted the areas they needed to fill out. He asked that they return the application as soon as they could.

**~~Consider a Second Amendment to the Lease Option Agreement with Community Resource Housing Development Corporation~~ Item tabled until special meeting Friday April 24, 2015 @ 5:45 p.m.**

### **Consent Agenda**

Minutes of the April 1, 2015 meeting  
Hongs Garden Liquor License Renewal  
Elmer Suds Liquor License Renewal

**MOTION: Councilor Means made a motion to approve the consent agenda. Councilor Stuckey seconded the motion and it passed unanimously.**

### **Staff Reports**

Town Administrator – nothing to report

Town Clerk – Clerk Harrison told the council that the clerk's office would be closed on Thursday, April 23 so the staff could attend training for online bill pay. The rest of the town hall would remain open. She also said that Ryan, Mindy and herself would be attending a training class in Grand Junction on Tuesday, April 28, but that Debbie Nichols and Debbie Guccini would be covering the clerk's office.

Town Planner – not present

Public Works Director – not present

## **Commission Reports**

Planning & Zoning Commission – nothing to report

Historic Preservation Commission – nothing to report

Economic Advisory Committee – nothing to report

Senior Program – nothing to report

RFTA – nothing to report

AGNC – Mayor Gordon told the council that the AGNC was a great organization that had some influence at the state. He said he was glad that the town was a member. Councilor Breslin provided the council with a copy of the letter that AGNC would send to Governor Hickenlooper opposing the state's intention to take oil and gas impact fees to balance the state budget. Councilor Breslin briefly noted other activities of the AGNC.

## **Council Comments**

Councilor Breslin told the council that Bob Heyl of RFTA had saved two all-glass bus shelters for the town. He felt they could be installed at 6<sup>th</sup> and Main, as well as near McDonalds, if they would allow it. He asked that the council think about it.

Councilor Breslin said he attended the Mobile Pre School sponsored by the Aspen Foundation and it was a wonderful event. He said preschool was very important for children.

Councilor Stuckey said that he would not oppose installation of the two bus shelters, but wanted to be on record that the shelters were ugly. Councilor Metzger asked if the broken down sign on the corner of the Stewart property could be removed. Administrator Baker said it was on private property, but he would find out what could be done.

Councilor Stuckey asked if the area behind McDonalds could be paved or graveled because the trucks parking there dragged mud onto the roadway. Administrator Baker said it was still private property, but staff would certainly ask.

Councilor Means asked what was happening with the LaRoca property.

Administrator Baker said that he knew there was a real estate person and a developer who were working to put together a deal, but that was all he knew.

Mayor Gordon said that because LaRoca had not removed the building materials on the property, the town could remove it, but there was nowhere to take it.

Councilor Metzger said one of the people looking at the property would likely buy the building as well as the property.

Councilor Riddile told the council that he and Mayor Gordon and Administrator Baker had met with Ham and Donna Dubois regarding a memorial for their son.

The idea of an F-16 jet in the roundabout was talked about, but the roundabout will not be built for years. Alternatively, a sculpture or statue in Grand River Park may be nice. If council remembered, John Lee and John Pellan from Inner Mountain had come to council about a memorial. They found a sculptor in Meeker, and they will take over the funding process. Councilor Riddile passed a photograph of examples of the artist's work. They will be meeting with the artist so he can look at the area proposed for the sculpture. He thought naming the area of Grand River Park where the memorial would go to "Will "Pyro" Dubois Garden" was something the council could consider. This was a common practice in other places.

Councilor Breslin said that there have been quite a few aviators in New Castle, and the council could consider the opportunity to name things after aviators and firefighters.

**MOTION: Councilor Means made a motion to adjourn. Councilor Metzger seconded the motion and it passed unanimously.**

The meeting adjourned at 9:58 p.m.

Respectfully Submitted,

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Mayor Bob Gordon

  
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Town Clerk Melody Harrison, CMC