

**New Castle Town Council Meeting
Tuesday, February 16, 2016, 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 Breslin Councilor Leland Councilor Stuckey
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Also present at the meeting were Town Administrator Tom Baker, Town Clerk Melody Harrison, Town Planner Tim Cain, Public Works Director John Wenzel and Town Attorney David McConaughy.

Citizen Comments on Items NOT on the Agenda

Davy Funderburk, Assistant Director of Operations, River Center. Mr. Funderburk greeted the council, and thanked them for the grant funding they had provided. He brought council some snacks and sweets to enjoy during the meeting.

Mr. Funderburk introduced his children to the council, and told the council he had been working under Lee Price in an internship.

He thanked the council for their support.

Meeting Notice

Town Clerk Melody Harrison verified that her office gave notice of the meeting in accordance with Resolution TC-2016-1.

Conflicts of Interest

There were no conflicts of interest.

Agenda Changes

Town Clerk Melody Harrison told the council she wanted to remove the council minutes from the consent agenda because she had not completed them. The council agreed.

Items for Consideration

Consider Resolution TC-2016-5 – A Resolution of the Town of New Castle Town Council Approving a Conditional Use Permit for Two-Family Residential Use on Property Located in the Commercial Transitional Zone District.

Planner Cain told the council that the application was for a conditional use permit for a two-family dwelling in the CT/R-1 district. The zoning did not allow specifically for an ADU, so a CUP for a two-family use was the solution. Planning & Zoning did not have any concerns or issues, and approved the application to come to council. There was one letter from a neighbor regarding parking in the area, but the applicant had adequate off-street parking. Ms. Murphy currently has 1.5 EQRs, but will need to purchase more as well as pay for a water rights dedication fee. Both fees will be paid at building permit. The applicant intends to remodel the carriage house by adding a kitchen and a couple bedrooms. There will not be changes to the exterior of the lot. The application is one of the most complete applications, well done and professional.

Planner Cain asked that the council consider approval.

Mayor Gordon said the application was outstanding and it could be used as an example of how to apply for a CUP.

The council complimented Ms. Murphy on the grape and strawberry gardens she planted, and Ms. Murphy said the plants were very happy there, and that she lets the neighborhood kids pick the berries.

MOTION: Councilor Leland made a motion to approve Resolution TC-2016-5 – A Resolution of the Town of New Castle Town Council Approving a Conditional Use Permit for Two-Family Residential Use on Property Located in the Commercial Transitional Zone District. Councilor Riddile seconded the motion.

Discussion: Councilor Leland asked about a future lot split so that the two units could be separately conveyed. Planner Cain said a lot split would not be allowed because an illegal lot would be created. The unit will remain an ADU.

Councilor Breslin asked Ms. Murphy how the process had gone with the Planning & Zoning Commission. Ms. Murphy said the process had gone well, and that she appreciated how much team work it took to run the town. The council complimented Ms. Murphy on her great presentation.

The motion passed on a roll call vote: Councilor Metzger: yes; Councilor Breslin: yes; Councilor Leland: yes; Councilor Stuckey: yes; Councilor Riddile: yes; Councilor Means: yes; Mayor Gordon: yes.

Councilor Breslin stated that the restoration Ms. Murphy had done on her home was very faithful to that home and to the Victorian, western era. He felt it had inspired other people. Ms. Murphy said she had tried to give back to the streetscape as well by doing the exterior nicely.

Ms. Murphy thanked the council.

Youth Zone Update – Robin Tolan

Ms. Tolan greeted the council and thanked them for their continued support of Youth Zone. She passed out an update for the council to look at, and reviewed it with them. She said that 85% of all youths that go to court end up at Youth Zone, and that Youth Zone had a 90% success rate for kids not committing another offense. She said that six months at Youth Zone cost about \$1,400 compared to \$25k in taxpayer funds for kids who stay in the juvenile justice system. In addition, the juvenile justice system only had about a fifty percent success rate.

Ms. Tolan said there had been a recent increase in kids with trauma and mental health issues related to substance abuse. There were fewer kids being arrested, but the kids coming to YZ had more severe problems.

They have begun a new program called Restorative Justice, and part of that was a mediation component with the schools and encouraging people to come together to address the issues.

Restorative Justice was also a program that allowed community volunteers. The victim and offender meet and they repair the harm that was done to the victim. Often there were other things going on in the kids' lives, which was the primary problem, not necessarily the crime itself. Once the kids worked through the issues, a contract was drawn up. Many kids who have been through the Restorative Justice program come back and volunteer. Ms. Tolan said it was a great way to get involved if anyone was interested.

Councilor Leland said there was very little mental health care available and asked what they did. Ms. Tolan said they had added another councilor, and now have a certified addiction counselor as well. Another program they started was called Seeking Safety, which was a safe place for kids to go and talk about why they were using. The effort was to get to the cause, rather than the symptom.

Councilor Riddile asked what types of substance abuse they were seeing. Ms. Tolan said the kids were getting busted for other things, not necessarily drugs but the substance use came out in the assessment. They were not seeing many *arrests* for marijuana, although marijuana and alcohol were the top two substances used. Marijuana and alcohol were legal, and many parents did not think about securing it. Unfortunately, marijuana really could cause psychotic breaks in youth, particularly those with a history of mental illness in the family.

Ms. Tolan thanked the council, and the council complimented Ms. Tolan and Youth Zone for their invaluable service to the community.

Consider March 1, 2016 Caucus Conflict

Administrator Baker asked the council if they would consider changing the next regularly scheduled council meeting to Wednesday, March 2, 2016 because of the two caucuses taking place on March 1, 2016. The council agreed to move the meeting.

MOTION: Councilor Leland made a motion to change the regular meeting of March 1, 2016 to March 2, 2016. Councilor Stuckey seconded the motion and it passed unanimously.

Consider Date and Time for "Meet the Candidates" Event

The council agreed on March 16, 2016 from 7:00 p.m. to 8:30 p.m., with a social time from 6:30 p.m. to 7:00 p.m.

Executive Session

MOTION: Mayor Gordon made a motion at 7:30 p.m. to go into executive session (1) to discuss the purchase, acquisition, lease, transfer, or sale of real, personal or other property interest under C.R.S. Section 24-6-402(4)(a), and (2) for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators under C.R.S. Section 24-6-402(4)(e) concerning the Kuersten Property. Councilor Breslin seconded the motion and it passed unanimously.

Executive Session concluded 8:34 p.m.

At the end of the executive session, Mayor Gordon made the following statement:

"The time is now 8:32 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, Leland and Stuckey; Town Administrator Baker Town Clerk Melody Harrison, Public Works Director John Wenzel, Town Attorney David McConaughy, Town Engineer Jeff Simonson, Finance Director Lyle Layton and Kent Jolley. 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.

Commission/Committee/Council Terms of Office

Clerk Harrison explained that Councilor Metzger had asked about terms of office related to P&Z and other town committees. She explained that the statutes allowed for municipalities to set term limits for P&Z. The town had adopted ordinances that allowed for consecutive terms or simply did not set terms for P&Z, CAAC and HPC. Council seats also did not have term limits as set by the town charter, which was adopted by the voters.

Councilor Metzger said that what she meant by her question was that there were seats on P&Z that were expiring in April, and she wanted to make sure those seats were advertised because she knew people who were interested in being appointed. She said she did not remember staff placing ads for those seats in the past, although there were seats expiring every two years so something obviously happened. Councilor Leland said that the seats had always been advertised and he and Clerk Harrison said they would put the information in the weekly and quarterly newsletters, on the Access channel as well as in the newspaper.

Consent Agenda

Clerk Harrison said that the resolution TC-2016-7 had a blank space regarding the total grant award because the figures were not finalized, so staff was requesting

that the approval of the resolution include authorizing staff to complete the grant award totals.

IGA with Garfield County for Election Services

Permit Fee Agreement – AB SB Construction

Resolution TC-2016-6 – supporting a Mini GFMLD Grant Application

Resolution TC-2016-7 – Supporting a GFMLD Grant Application

MOTION: Councilor Leland made a motion to approve the consent agenda, authorizing staff to provide the grant amount figure. Councilor Riddile seconded the motion and it passed unanimously.

Staff Reports

Town Administrator – nothing to report

Town Clerk – nothing to report

Town Planner – not present

Public Works Director – not present

Commission Reports

Planning & Zoning Commission – nothing to report

Historic Preservation Commission – Councilor Leland showed the council the mock-up of the Cultural Tourism sign. The actual sign would be weather resistant. The delay in finishing the other side of the sign was locating and obtaining permission to use a photograph of the Storm King fire. The photos were rare, and difficult to locate the owners.

Economic Advisory Committee – nothing to report

Climate Action Advisory Committee – Councilor Means said that CAAC would meet on Thursday at 6:00 p.m. and there would be a video about Climate Change that may be interesting to everyone. CAAC was also putting together a small library for people who were interested in learning more. The idea was to educate and inform and provide opportunities for people to learn and deal with our changing environment.

Senior Program – nothing to report

RFTA – Councilor Stuckey said that during board member comments he brought up the New Castle park and ride that was to be built in 2016. He also encouraged the board to discuss with the BOCC their plans for the Western part of Garfield County. He said they also discussed the integrated transportation system plan that was in phases spanning five years. Part of the question was who the stakeholders were for the transportation area, and what the transportation area included.

AGNC – Councilor Breslin asked the council for their input regarding senate bill 097 that had to do with the state and DOLA touching mineral severance funds. The difficult part of the bill said that any entity who received a distribution of less than \$200k would be forever eliminated from future distributions. There were ten towns on the western slope that would lose their right to future distributions. There was also a bill to remove the funding for the Bustang Bus.

GCE – nothing to report

Council Comments

Councilor Means said that the marquee board was still advertising an event that had been over since the previous Friday, and he felt that the sign should be turned off once the event was over. Councilor Metzger agreed.

Councilor Riddile asked how we could find out how much was being distributed to each listed project in the Colorado Trails 16 by 2016 grant awards. New Castle was listed second, but it was unknown if the published list was prioritized or not.

Councilor Leland said the town had to apply. Administrator Baker said staff had applied for a planning grant, but restrictions had been placed on the project due to environmental concerns. The trail would have to be on the north side of the river. Any funds would have to be applied for. Administrator Baker said he would ask Larry Dragon to provide an update.

Councilor Metzger said she heard that Safeway was coming to Silt. She spoke to the manager of City Market, and they had not heard about it. Councilor Metzger said she spoke to someone from Silt who said they heard that CDOT would not allow access off Highway 6.

Councilor Metzger said that the Vice President of City Market would be visiting, and would like a tour of New Castle.

Councilor Breslin said that the bridge project in Glenwood Springs was going to cause any number of issues, but apparently there were plans to extend the RFTA bus service all the way to Parachute. He felt there was a unique opportunity for New Castle to promote adventure tourism, or any kind of tourism, particularly over the next several years during the bridge project when people cannot get up valley. He felt the town could partner with the Chamber and put together a message to bring people into New Castle – we have restaurants and hotel beds and plenty of adventure opportunities.

Councilor Leland said that one of the proposals made during the marketing plan meeting was that the town form an events committee. He asked that the council think about forming a committee again, and the marketing plan would come to the March 15 council meeting.

Councilor Leland said the council had discussed snow routes at the previous council meeting. Public Works Director John Wenzel was proposing voluntary compliance with snow routes, and he would put that in the newsletter if the council was okay with that. The council agreed.

Councilor Leland said that he thought it was important that Terri Ferguson of Chapman's Pub and Police Chief Pagni meet, and he asked that Administrator Baker make that happen.

Councilor Leland said he had received a call from Larry Borgard, and Mr. Borgard said he was unable to get to the downtown area because there were seven residents who had not shoveled their sidewalks. Mr. Borgard suggested that the council consider imposing a reasonable fine for failure to shovel, and actually enforce it. Councilor Breslin cautioned that enforcement meant you had to do the same for everyone, and it could cause an exaggerated workload for staff. Clerk Harrison said that because the snowfall had been extraordinary, enforcement had been somewhat complaint-driven. Administrator Baker said he would speak with Planner Cain about it.

Mayor Gordon said some fishermen had complained to John Webber about the town not plowing the boat ramp.

Councilor Riddile said that the bridge construction in Glenwood had some benefits; one immediate benefit was that six or seven of the Granite Construction employees have moved to New Castle for the duration of the project.

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

The meeting adjourned at 9:20 p.m.

Respectfully submitted,



Mayor Bob Gordon



Town Clerk Melody Harrison, CMC

