

**New Castle Town Council Meeting
Tuesday, March 19, 2019, 7:00 p.m.**

Call to Order

Mayor A Riddile called the meeting to order at 7:03 p.m.

Pledge of Allegiance

Roll Call

Present	Councilor Mariscal Councilor Hazelton Mayor A Riddile Councilor Copeland Councilor Leland
Absent	Councilor Owens Councilor G Riddile

Also present at the meeting were Town Administrator Dave Reynolds, Town Clerk Melody Harrison, Town Treasurer Loni Burk, Town Planner Paul Smith and Town Attorney David McConaughy.

MOTION: Mayor A Riddile made a motion to excuse Councilor Owens' absence. Councilor Copeland seconded the motion and it passed unanimously.

MOTION: Mayor A Riddile made a motion to approve Councilor G Riddile's absence. Councilor Hazelton seconded the motion and it passed unanimously.

Meeting Notice

Town Clerk Melody Harrison verified that her office gave notice of the meeting in accordance with Resolution TC 2019-1.

Conflicts of Interest

There were no conflicts of interest.

Agenda Changes

There were no agenda changes.

Citizen Comments on Items not on the Agenda

There were no citizen comments.

Consultant Reports

Consultant Attorney – present for agenda items.

Consultant Engineer – not present.

Items for Consideration

Chamber of Commerce

Chamber of Commerce Board Member Mari Riddile greeted the council and introduced board members Debbie Nichols and Siobahn Milholm. Ms. Riddile told the council of their successes which included a business-after-hours event where the Chamber solicited two new members; sponsorship of the Cinco De Mayo event, the Winter Trails Conference, the Summer Trails Conference, the Dirty Hog Dash, a New Castle Recreation Sports Team and as always, Burning Mountain Festival. Ms. Riddile said that the Chamber of Commerce was very happy to be able to give back to the community and intended to do more in the future. She said that the Chamber would soon begin a family-friendly Bingo Night at the Community Center that will help the Chamber in their community endeavor. Ms. Riddile said that Bingo would likely begin in May. Ms. Riddile and Ms. Nichols said that the Chamber will put together goodie bags for the participants of the Taxidermy conference that will come to New Castle in 2019, and they had donated the bags for the Dirty Hog Dash. Ms. Riddile and Ms. Nichols said they were still doing welcome totes for new residents.

The council agreed that the Chamber was doing a great job and they liked the idea of Bingo night. They also thanked the Chamber for the great work.

Town Attorney David McConaughy told the council that he represented Mountain Waste and Recycling (MWR) as a client, but in matters related to the town, he represented the Town of New Castle. He noted that he had a waiver of liability from Mike Hinkley of Mountain Waste. He asked for a motion waiving any conflict.

MOTION: Councilor Leland made a motion to waive any conflict of interest for Attorney McConaughy regarding any association with Mountain Waste and Recycling. Councilor Mariscal seconded the motion and it passed unanimously.

Resolution TC 2019-7 – A Resolution of the Town Council of the Town of New Castle, Colorado, Imposing Parking Regulations on Town-Owned Property.

Town Administrator Dave Reynolds explained to the council that staff wanted to create some regulations for parking on the town-owned lot at the corner of Kamm Avenue and Main Street. He said that staff had hesitated in the past to define any use on the lot, but because of how it was being misused, staff felt it was time create some regulations. The resolution set a temporary use of the Kamm lot for public parking, and provided rules on the lot.

MOTION: Mayor A Riddile made a motion to approve Resolution TC 2019-7, A Resolution of the Town Council of the Town of New Castle, Colorado, Imposing Parking Regulations on Town-Owned Property. Councilor Mariscal seconded the motion.

Discussion: Councilor Leland said that he felt that there may be some need in the future for the town to permanently designate the Kamm property as parking to help alleviate the parking problems in the downtown.

The motion passed unanimously.

Mountain Waste & Recycling – Annual Diversion Report – Mike Hinkley

Mike Hinkley, District Manager of Mountain Waste and Recycling greeted the council. Mr. Hinkley reviewed the 2018 diversion report with the council. He and the council also extensively discussed the recycling crisis taking place since there was no longer a market for recyclables. They also discussed some recycling options for the town that could be considered in the future.

The council voiced an interest learning more about the recycling issues, and Mr. Hinkley was glad to have the partnership with them.

The council thanked Mr. Hinkley.

Consider Authorizing Town Staff to Approve and Execute an Escrow Agreement for Lakota Ridge Senior Apartments

Attorney McConaughy told the council that one of the conditions of the temporary certificate of occupancy (TCO) was some security to ensure that punch-list items were completed without it being necessary for staff to revoke the TCO. He said that he had been working with CRHDC and their lawyer, and they had agreed that Land Title would be the escrow agent, and they were very close to finalizing the escrow agreement. Attorney McConaughy asked them to consider authorizing Administrator Reynolds to sign that escrow agreement once it was complete, and that would avoid the items from having to come back to council.

MOTION: Mayor A Riddile made a motion to authorize staff to approve and execute an escrow agreement for the Lakota Ridge Senior Apartments. Councilor Copeland seconded the motion and it passed unanimously.

Councilor Leland made a motion at 7:47 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 Warrior Acquisitions. Councilor Hazelton seconded the motion and it passed unanimously.

Executive session concluded.

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

"The time is now 7:59 p.m. and the executive session has been concluded. The participants in the executive session were: Councilors Mariscal and Hazelton; Mayor A Riddile; Councilors Leland and Copeland, Town Administrator Dave Reynolds Town Clerk Melody Harrison, Town Treasurer Loni Burk, Town Planner Paul Smith and Town Attorney David McConaughy. 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.

Councilor Leland made a motion at 8:01 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) and concerning town-owned property. Mayor A Riddile seconded the motion and it passed unanimously.

Executive session concluded.

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

"The time is now 8:08 p.m. and the executive session has been concluded. The participants in the executive session were: Councilors Mariscal and Hazelton; Mayor A Riddile; Councilors Leland and Copeland, Town Administrator Dave Reynolds, Town Clerk Melody Harrison, Town Treasurer Loni Burk, Town Planner Paul Smith and Town Attorney David McConaughy. 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.

Consider Approving a Listing Agreement for Town-Owned Property

MOTION: Councilor Leland made a motion to approve a listing agreement with Haddie Lopez of the Property Shop for property located at 200 S E Avenue, #115, New Castle., at a listing price of \$139,500.00 and a commission rate of 4.5%, and to authorize staff to sign pertinent documents as necessary for the listing. Mayor A Riddile seconded the motion and it passed unanimously.

Discussion: Golf Carts on Town Streets

Administrator Reynolds said that the idea of golf carts on town streets was something that came out of the 2018 council retreat. He said there were many communities that had approved golf carts and certain other off-highway vehicles (OHVs) on their streets. He said that recently Garfield County had approved OHVs on county roads, and it may be that county residents who own OHVs would like to drive in town to go to a restaurant.

Administrator Reynolds said that staff had been exploring the possibilities, which included a C Avenue access to the downtown.

Administrator Reynolds, Attorney McConaughy and Council discussed the idea in depth and agreed that staff should move forward in their research.

Consent Agenda

February 5, 2019 council minutes

Resolution TC 2019-5 – Approving the 2019 Mosquito IGA with Garfield County

Resolution TC 2019-6 – Approving the 2019 Senior Programs MOU

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

Staff Reports

Town Administrator – Administrator Reynolds told the council that regarding the building at 151 W Main Street that issue would be in court on May 8, 2019. He said that senior housing was doing well, they were close in obtaining their TCO, and they had 24 approved applicants. There was an expectation that the building could be fully occupied by the end of May. Administrator Reynolds told the council that Public Works employee Greg Jacob was leaving, and there were others in the department working towards their certification. He also said that Recreation employee Colton Odykirk doing well and was back home. Staff looking into car charging stations.

Town Clerk – Clerk Harrison said she had been out of the office and did not have much to report. She said she had been invited to attend the AGNC Board meeting the following day, probably because she was a grant applicant. She also said that she had been notified that the DropBox application on the council tablets needed to be updated and asked the council members to leave them for her.

Town Planner – Planner Smith told the council that he had been working on refining the process for contractors to meet the town's energy efficiencies on new construction. He said he was also working on chapter 16 of the municipal code because the land use processes were not very clear. Last, Planner Smith said that he had been working with the owner of an empanada shop to help her get her restaurant opened.

Public Works Director – not present.

Town Treasurer – Treasurer Loni Burk said that recently that Flex Spending and Aflac had recently had their open enrollment. Unfortunately, those enrollments did not coincide with the health insurance open enrollment, so she had adjusted the dates to align with one another. Treasurer Burk said she had been in touch with Caselle, and they were willing to provide her some training free. Last, Treasurer Burk said she was preparing for the annual audit.

Commission Reports

Planning & Zoning Commission – Councilor Hazelton said that P&Z had held a workshop for review of the downtown plan.

Historic Preservation Commission – nothing to report.

Climate Action Advisory Committee – nothing to report.

Senior Program – nothing to report.

RFTA – Mayor A Riddile said that at the meeting they talked about doing some fare adjustments. He also said there was a disagreement going on with the drivers union.

AGNC – nothing to report

GCE – Councilor Leland said that the mayor had attended the meeting and spoke about autonomous vehicles. He said they also worked on the charging station program.

Councilor Leland said that GCE will be instituting a partner projects program, and they will meet with each of the municipalities in the county to identify particular energy projects for 2019.

EAB – nothing to report

Council Comments

Councilor Mariscal said that the CML conference looked interesting to her and she said she would check her schedule and determine if she could attend.

Councilor Leland said that the council might consider what to do with the lot the town owned at 6th Street and Main, since they had considering town properties.

Councilor Copeland told the council there was a very good article regarding affordable housing in the February CML magazine.

Mayor A Riddile thanked Public Works for working on the potholes in town.

Mayor A Riddile read thank you note from Tom Baker.

Mayor A Riddile mentioned that he had attended a conference a few weeks ago regarding vaping. He said that in Colorado, vaping by persons 18 years old and under was twice the national average, and that in the three-county area of Garfield, Pitkin and Mesa counties, vaping was triple the national average.

Mayor A Riddile said that marijuana use by persons 18 years and under was about the same in the tri-county area as the rest of the state. The council briefly discussed the issues with vaping.

Administrator Reynolds said that he had been approached by Silt and Rifle regarding a grant opportunity for common use of the river. He said it was very early in the process and he would keep the council updated on progress.

Administrator Reynolds said that he had gotten information that the issues with recycling that Mike Hinkley had spoken about were evident across the country, and the trend was that many large cities that were eliminating recycling services.

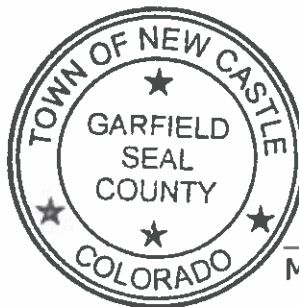
Councilor Mariscal said that when the Post Independent ran the article regarding the new park in Apple Tree there were several unusual comments. One was a comment that a handicap-accessible playground was needed. Councilor Leland said that the new playground would be. The other comment was that there would finally be a decent place for homeless people to sleep.

Councilor Leland said there were now 1000 followers on the Visit New Castle Facebook page

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

The meeting adjourned at 9:10 p.m.

Respectfully submitted,



Mayor Art Riddile

Town Clerk Melody Harrison, CMC

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