

**New Castle Town Council Regular Meeting
Tuesday, March 19, 2024, 7:00 PM**

Call to Order

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

Pledge of Allegiance

Roll Call

| | |
|---------|------------------------|
| Present | Councilor Carey |
| | Mayor Pro Tem Hazelton |
| | Councilor Copeland |
| | Councilor Leland |
| | Councilor G Riddile |

| | |
|--------|------------------|
| Absent | Mayor A. Riddile |
|--------|------------------|

Also present at the meeting were Town Administrator Dave Reynolds, Town Clerk Mindy Andis, Town Treasurer Viktoriya Ehlers, Assistant Town Attorney Haley Carmer, Town Attorney David McConaughy, Town Planner Paul Smith and members of the public.

MOTION: Pro Tem Hazelton made a motion to approve Mayor A. Riddile absence. Councilor Mariscal seconded the motion and it passed unanimously.

Meeting Notice

Clerk Andis verified that her office gave notice of the meeting in accordance with resolution TC 2024-1.

Conflicts of Interest

Councilor G. Riddile he would be recusing himself from item E. The discussion regarding the sale of the 6th Street lot.

Councilor Carey said she no longer felt she had a conflict with the sale of the 6th street lot.

Agenda Changes

There were no agenda changes.

Citizen Comments on Items not on the Agenda

New Castle resident Dayna Hughes shared with council concerns of conflict with her and her neighbor regarding the fence her neighbor had taken down. She said she was willing to put up a fence and was hoping for some resolution. Ms. Hughes stated she had video and photos to share.

Consultant Reports

Consultant Attorney –present for agenda items only.

Consultant Engineer – not present

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1
2 **Items for Consideration**

3
4 **Presentation from Canyon Creek Residences**

5 Canyon Creek Residence Sonya Linman she reviewed the slideshow
6 presentation with the council. **(Exhibit A)**
7 Councilor G. Riddile said his understanding was the water that is used in Lakota
8 Canyon Ranch is used just for watering the golf course and none of the
9 residential uses Canyon Creek water. Attorney McConaughy said that is correct.
10 The Canyon Creek water is just for the golf course and Elk Creek provides
11 water to everyone else.
12

13 **Presentation from Mid Colorado Watershed**

14 Town Administrator Dave Reynolds introduced Middle Colorado Watershed
15 Executive Director Paula Stepp. Administrator Reynolds said Ms. Stepp will give
16 an update on the recent work that has been done. Among other projects, Ms.
17 Stepp and her team have been working to establish and built the Colorado
18 River Wildfire Collaborative. Members from area fire agencies and local
19 municipalities have formally come together under Ms. Stepp's guidance to join
20 the Wildfire Collaborative with the goal identifying regional areas of concern
21 related to wildfire risk, identification of at-risk resources, pre and post fire best
22 practices and policy, and fire mitigation efforts. With the Colorado River Wildfire
23 Collaborative Memorandum of Understanding (MOU) now in place, well over a
24 dozen agencies have committed to supporting the need to work toward better
25 fire resiliency in our region. While individual work by each agency continues,
26 the collaborative holds the possibility of opening the door to funding
27 opportunities that might not exist for single organizations trying to accomplish
28 similar work.

29 Ms. Stepp went through her presentation with the council. **(Exhibit B)**
30 Ms. Stepp said they are finishing the funding they have received for the water
31 quality monitoring system from the Colorado Water Conservation. The system
32 is to monitor water quality and there are rain gages in certain places in
33 Glenwood Canyon to help CDOT and NOAA to know when to close the canyon.
34 Middle Colorado Watershed had also received funding to create a data
35 dashboard at each of the water treatment plants along the Colorado River. The
36 water treatment plants have access to look at water quality and make the
37 decision on how to treat the water. Middle Colorado Watershed customized the

1 dashboard for each treatment plant and also made sure there would be data
2 from Elk Creek.
3 Ms. Stepp said Colorado River Wildfire Collaborative is doing a post wildfire risk
4 assessment. They are mapping everything from infrastructure, debris flow and
5 hazard mapping. The mapping is being funded by a Colorado River
6 Conservation Board grant. Because of the \$2000.00 in matching funds from the
7 Town of New Castle in 2023, the Elk Creek drainage was one of areas selected
8 for the assessment. The purpose of the assessment is to be prepared for debris
9 flows and to lessen the impact on the water treatment plant. Middle Colorado
10 Watershed is also working on other projects such as non-native fish transport
11 signage for public and private lakes and ponds. They are also working on
12 nuisance species app for private citizens reporting. They are also hosting
13 community events to discuss the importance of protecting the watersheds.
14 Ms. Stepp said Middle Colorado Watershed is asking for continuing funding
15 support for 2024.
16 Mayor Pro Tem asked Treasurer Viktoriya Ehlers what is in the budget for
17 Middle Colorado Watershed. Treasurer Ehlers said Middle Colorado Watershed is
18 already in the budget for \$2500.00.

19
20 **Consider Approving Resolution TC2024-10 – A Resolution Appointing a**
21 **Municipal Judge and an Assistant Municipal Judge Pursuant to Section**
22 **8.3 of the Town Charter and Section 2.08.040 of the New Castle**
23 **Municipal Code.**

24 After a ballot vote council voted to appoint Timothy Graves as Municipal Judge
25 and Kip O'Connor as the Assistant Municipal Judge.
26

27 **Motion: Mayor Pro Tem made a motion to approve Resolution**
28 **Appointing Timohty Graves as Municipal Judge and Assistant Kip**
29 **O'Connor as Municipal Judge Pursuant to Section 8.3 of the Town**
30 **Charter and Section 2.08.040 of the New Castle Municipal Code.**
31 **Councilor Mariscal seconded the motion and it passed unanimously.**
32

33 **Executive Session for a conference with the Town Attorney for the**
34 **purpose of receiving legal advice on specific legal questions under CRS**
35 **Section 24-6-402(4)(b) regarding pending litigation against Castle**
36 **Valley Ranch Investors**

1 **Motion: Councilor Leland made a Motion at 8:14p.m. to go into**
2 **Executive Session for a conference with the Town Attorney for the**
3 **purpose of receiving legal advice on specific legal questions under CRS**
4 **Section 24-6-402(4)(b) regarding pending litigation against Castle**
5 **Valley Ranch Investors. Councilor Carey seconded the motion and it**
6 **passed unanimously.**

7
8 **Executive Session for a conference with the Town Attorney for the**
9 **purpose of receiving legal advice on specific legal questions under**
10 **C.R.S. 24-6-402(4)(b) for the purpose of determining positions relative**
11 **to matters that may be subject to negotiations concerning the 6th**
12 **Street Lot.**

13
14 **Motion: Councilor Leland made a Motion at 8:45p.m. to go into**
15 **Executive Session for a conference with the Town Attorney for the**
16 **purpose of receiving legal advice on specific legal questions under**
17 **C.R.S. 24-6-402(4)(b) for the purpose of determining positions relative**
18 **to matters that may be subject to negotiations concerning the 6th**
19 **Street Lot. Councilor Carey seconded the motion and it passed**
20 **unanimously.**

21 Councilor G. Riddile left at 8:45 pm.

22 Councilor G. Riddile returned at 8:53p.m

23
24 Executive session concluded.

25 At the end of the executive session, Mayor Pro Tem Hazelton made the
26 following statement:

27 "The time is now 8:53p.m. and the executive session has been concluded. The
28 participants in the executive sessions were: Councilor Mariscal, Councilor
29 Carey, Councilors Copeland, Councilor G Riddile, Councilor Leland, Town
30 Administrator Reynolds, Town Clerk Andis, Assistant Town Attorney Haley,
31 Town Attorney David McConaughy and Town Treasurer Ehlers. For the record, if
32 any person who participated in the executive session believes that any
33 substantial discussion of any matters not included in the motion to go into the
34 executive session occurred during the executive session, or that any improper
35 action occurred during the executive session in violation of the Open Meetings
36 Law, I would ask that you state your concerns for the record."

1 No concerns were stated.

2
3 **Consent Agenda**

4 February 20, 2024 minutes

5 March 5, 2024

6 **MOTION: Councilor G. Riddile made a motion to approve the consent agenda.**
7 **Councilor Carey seconded the motion and it passed unanimously.**

8
9 **Staff Reports**

10 **Town Administrator** – Administrator Reynolds said the planning department received a
11 Condition Use Permit (CUP) application for the new brewery. The CUP would be allowing a
12 food truck to be parked on the brewery property for serving food during operating hours
13 of the brewery. Staff will be working with the brewery owner to calculate the appropriate
14 EQR and what the tap fees would be. Staff is suggesting having a second meter installed
15 to get an accurate water usage for the brewery. Administrator Reynolds said there has
16 been another meeting with CDOT regarding the replacement of the green bridge at the
17 west end of town. The estimated start date for that project is the fall of 2025 and will be
18 about a 12-month project. Administrator Reynolds said there is utility work being done for
19 the roundabout. Administrative Assistant Rochelle Firth will be walking around with CDOT
20 PIO to inform businesses of what the roundabout process will be. Administrator Reynolds
21 said there will be two police officers joining the police department. The officers are
22 seasoned officers and ready to be on the road. Administrator Reynolds said Ms. Stepp is
23 asking for the 18 participating organizations in the Middle Colorado Watershed
24 Collaborative to put in some money into the organization which would allow for her to
25 apply for a grant to help pay for management of the organization.

26 **Town Clerk** – Clerk Andis said her, and Deputy Remi Bordelon has been training
27 Professional Assistant Michelle Huster and she is doing a great job. Assistant Huster will
28 be introduced to the council at the next council meeting.

29 **Town Treasurer** – Treasurer Ehlers said the Chevy Tahoe that was hit by a deer back in
30 November is back in operation again. She said she will be doing onboarding paperwork for
31 the two new officers, plus the recreation department has hired a replacement for Aimee
32 Gerber Athletic Director. Treasurer Ehlers said she has completed the CML annual survey
33 for benefits and salary.

34 **Town Planner** – not present

35 **Public Works Director** – not present

36
37 **Commission Reports**

38 **Planning & Zoning Commission** – has not met

39 **Historic Preservation Commission** - has not met

40 **Climate and Environment Commission** – Commissioner Leland said they meet
41 Thursday.

42 **Senior Program** - has not met

43 **RFTA** – Councilor Copeland said they did meet however it was an executive session.

44 **AGNC** – Councilor Hazelton said they meet tomorrow.

45 **GCE** - has not met

1 **EAB** - has not met

2 **Detox** – Councilor Mariscal said the grand opening will be Thursday, April 11, 2024.

3 **Council Comments**

4 Councilor Mariscal thanked Administrator Reynolds and all of staff for what they
5 do.

6 Councilor G. Riddile said the Town of Silt has lost their town manager and their
7 public works director, if there is anything we can do to help let's help.

8 Administrator Reynolds said staff has reached out to them. Councilor G. Riddile
9 gave an update on Mayor A. Riddile. He said Mayor A. Riddile is home resting
10 and recovering. He said he will be gone for spring break.

11 Councilor Leland asked to have the towns water attorney Mike Sawyer come to
12 council to do a water update. He also said CMC President & CEO Carrie
13 Besnette Hauser has announced she will be stepping down in August after 10
14 years.

15 Mayor Pro Tem Hazelton said the council should not take any action at this time
16 regarding the Canyon Creek water concern. He said he was part of the
17 interview process for the police department. The two officers which are coming
18 on board come to the town with a lot of experience. He said the Colorado
19 Chamber did a great job with their State of Community Address. Mayor Pro
20 Tem Hazelton asked about signage on the Kamm Lot. He there has been a
21 vehicle parked in the Veterans parking space for some time. He wished the best
22 to Mayor A. Riddile. He said he will be out of town for spring break.

23
24 **Items for Future Council Agenda**

25 Councilor G. Riddile said we should look at having a survey done building a rec
26 center and how to fund it.

27 **MOTION: Mayor Pro Tem Hazelton made a motion to adjourn. Councilor Carey**
28 **seconded the motion and it passed unanimously.**

29
30 The meeting adjourned at 9:33p.m.

31
32 Respectfully submitted,
33
34
35
36

37 _____
38 Mayor Pro Tem Grady Hazelton
39
40
41

42 _____
43 Town Clerk Mindy Andis, CMC