

**New Castle Town Council Meeting
Tuesday, July 5, 2011, 7:00 p.m., Town Hall**

Starting times for items on the agenda are approximate and intended as a guide for Council. The starting times are subject to change by Council, as is the order of items on the agenda.

Call to Order

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

Pledge of Allegiance

Roll Call

Present	Mayor Breslin
	Councilor Bunn
	Councilor Metzger
	Councilor Riddile
	Councilor Russi
	Councilor Stuckey
	Councilor Leland

Also present were Town Administrator Andy Barton and Deputy Town Clerk Wendy Mead.

Meeting Notice

Deputy Clerk Mead verified that her office gave notice of the meeting in accordance with Resolution TC-2011-1.

Conflicts of Interest

There were no conflicts of interest.

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

Consider Approval of Liquor License Transfer for Lakota Canyon Golf Course Clubhouse

Mayor Breslin opened the public hearing at 7:04 pm.

Councilor Russi questioned why the public hearing was being continued, again. Councilor Leland stated that the liquor license transfer application was completed by the receivers for Lakota Canyon Ranch prior to the bankruptcy filing. He further stated that the application is on hold until the bankruptcy court decides whether the property stays with John Elmer or if the receivers will keep control over the assets.

Councilor Russi asked with bankruptcy hearings taking awhile to process, will the public hearings for the liquor license transfers have to be continued at each Council meeting. Councilor Stuckey stated that it is the idea that the bankruptcy is actually official, which a

decision could be made in a few weeks. Deputy Town Clerk Mead stated that the temporary liquor license is only valid for, she thought, 120 days, and then a decision needs to be made on the liquor license application. Councilor Leland wondered if the Town's attorney could provide a one sentence on how to continue the public hearing for both liquor license transfers.

Motion- To continue the liquor license transfer for Lakota Canyon Golf Course. (Leland/Bunn) after voice vote motion carried.

Consider Approval of Liquor License Transfer for Lakota Canyon Recreation Center

Mayor Breslin opened the public hearing at 7:07pm

Motion- To continue the liquor license transfer for Lakota Canyon Recreation Center. (Leland/Bunn) after voice vote motion carried.

Ordinance 2011- 6 (Second Reading) Changes to the land use code concerning application deadlines and plat certificates.

Councilor Russi asked if this procedure was what the Town had been doing. Councilor Leland stated that it was but the procedure was not in the Town's Municipal Code.

Motion-To Approve Ordinance 2011-6, Amending the Municipal Code Concerning Application Deadlines and Plat certificates. (Breslin/Russi) Councilor Metzger-yes, Mayor Breslin-yes, Councilor Leland-yes, Councilor Stuckey-yes, Councilor Bunn-yes, Councilor Russi-yes, Councilor Riddile-yes. After roll call vote, Motion carried.

Consider request from Sam Garcia regarding a possible finance agreement for the purchase of water and sewer taps.

Town Administrator Barton explained that Town staff never received from Sam Garcia the business plan he was to provide to the Town. Town Clerk Melody Harrison worked with Mr. Garcia's accountant and also provided Mr. Garcia with information and resources regarding putting together a business plan. Administrator Barton stated that until a business plan is received from Mr. Garcia, the finance agreement for the purchase of water and sewer taps is on hold.

Councilor Leland asked Administrator Barton to let Mr. Garcia know the Town of New Castle's Economic Development Committee may also be able to provide some help with business plans.

Consent Agenda

May Bills of \$340,215.14

Hogback Pizza Liquor License Renewal

MOTION: Approval of the Consent Agenda-(Russi/Riddile)-After voice vote, motion carried.

Council Comments

Mayor Breslin inquired about the furlough days. Administrator Barton stated there was a furlough day on July 1st, 2011. He stated all but a few employees did not work. Those

employees plus the public safety staff, who worked on Friday, will take their day off at another time. He stated that the Town followed the City of Glenwood Spring's furlough day schedule. He stated that there would be one more furlough day in September and that one would fall on the Friday before Labor Day. Administrator Barton stated that the Town will budget for some furlough days in the 2012 budget.

Mayor Breslin stated that when the Town decided to lower the excess water usage from 15,000 to 12,000 gallons to promote conservation; he wondered if this would be the year to reward citizens for conserving water with a promotion awarding water saving devices. He would like to see the issue added to the Council retreat agenda.

At the employee picnic last week, Mayor Breslin asked Sgt. JuLynn Saunders about a follow-up on the pile of railroad iron that was stolen a few years ago. He stated a few years ago he noticed people picking up railroad iron. He called Sgt. Saunders and asked her to investigate. One of the truckers had hit the New Castle Ambulance barn sign and had called into report it. Sgt. Saunders through investigation found out that the two guys were thieves and they had hired trucking companies to come in and get the iron. Through her investigation and finally prosecution the thieves were brought to justice. Mayor Breslin thinks this is a great story and it should be written by either Sgt. Saunders or Police Chief Sadler. It would be great publicity.

Mayor Breslin would like to recognize the fiscal responsibility of Public Safety department. Councilor Russi would like to commend all Town Staff for their fiscal responsibility.

Mayor Breslin spoke about the money to be made in scrap metal. He has concerns with Town's outside brass fixtures being noticeable. He would like the Public Works staff to investigate ways to make the fixtures not so noticeable, one idea would be to paint them a dull gray.

Mayor Breslin would like to have a newsletter story done on Noreen Nolan. He had submitted photo of Ms. Nolan to Administrative Assistant Sharon Rather watering all the flower pots in the downtown. Mayor Breslin stated it has been Ms. Nolan's personal mission to beautify downtown New Castle.

Councilor Leland stated that he will miss the July 19, 2011 Town Council meeting as he will be out of town July 9-22.

Councilor Russi stated that at the POSTR meeting on Wednesday, July 6, 2011 at 6pm, there will be a hearing on dog parks.

Councilor Metzger asked for an update on the Lakota Canyon Ranch bankruptcy. Councilor Russi stated that Alpine Bank is trying to get Lakota Canyon Ranch back into receivership. He stated that right now the battle is between Alpine Bank and John Elmore.

Councilor Leland wondered if any of councilors would be contacted by attorneys in regards to the bankruptcy. Mayor Breslin stated that it is a financial matter not a legal matter. Councilor Russi stated that the bankruptcy happens in the federal court system. Councilor Leland stated if any of the Council members are called to testify, the Town's attorney would be there to represent them.

Councilor Leland stated that the Town Council meeting minutes are two meetings behind.

He requested that Town Clerk Harrison get the minutes up-to-date. Administrator Barton stated he would speak to Town Clerk Harrison when she returns from vacation.

Staff Reports

Public Works Director – not present

Town Clerk – Not present

Town Administrator- Administrator Barton stated the Town has retained Bankruptcy Attorney, Ken Beckler. He came with high recommendations from Attorney Mike Sawyer and the references Administrator Barton had contacted. He stated that Mr. Beckler seems to be an aggressive attorney.

Administrator Barton wanted to thank the Town Council members who attended the employee picnic last week. The picnic was a big success.

Adjourn, 7:30 p.m. (Riddile/Bunn)

Respectfully Submitted,



Deputy Town Clerk Wendy Mead



Mayor Frank Breslin

