

Posted: \_\_\_\_\_

Remove: \_\_\_\_\_



**Town of New Castle**  
450 W. Main Street  
PO Box 90  
New Castle, CO 81647

**Administration Department**  
**Phone:** (970) 984-2311  
**Fax:** (970) 984-2716  
[www.newcastlecolorado.org](http://www.newcastlecolorado.org)

## **Agenda**

### **New Castle Town Council Regular Virtual Meeting Tuesday, June 15, 2021, 7:00 PM**

Starting times 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.

**Due to concerns related to COVID-19, this meeting will be open to the public as a virtual meeting only.**

**[To join by computer, smart phone or tablet click HERE](#)**

**If you prefer to telephone in:**

**Please call: 1-346-248-7799**

**Meeting ID: 709 658 8400**

**Follow the prompts as directed. Be sure to set your phone to mute until called on.**

**Call to Order**

**Pledge of Allegiance**

**Roll Call**

**Meeting Notice**

**Agenda Changes**

**Conflicts of Interest**

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

-Comments are limited to three minutes-

**Consultant Reports**

Consultant Attorney

Consultant Engineer

**Items for Consideration**

**A. Discussion: Municipal Code Regarding Recreational Vehicles and Campers (7:05 p.m.)**

**B. Discussion and Direction: Municipal Code Regarding Mobile Food Vendors (7:20 p.m.)**

**C. 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) concerning 6th and Main Street (7:40 p.m.)**

**Consent Agenda (8:00 p.m.)**

Items on the consent agenda are routine and non-controversial and will be approved by one motion. There will be no separate discussion of these items unless a council member or citizen requests it, in which case the item will be removed from the consent agenda.

[June](#) 1, 2021 minutes

[EAT](#) Bistro & Drinks Liquor License Renewal

[RG](#) Lakota Golf Ops Optional Premises Liquor License Renewal

**Staff Reports (8:05 p.m.)**

Town Administrator

Town Clerk

Town Treasurer

Town Planner

Public Works Director

**Commission Reports (8:15 p.m.)**

Planning & Zoning Commission

Historic Preservation Commission

Climate and Environment Commission

Senior Program

RFTA

AGNC

GCE

EAB

**Council Comments (8:25 pm.)**

**Adjourn (8:45 p.m.)**



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## Memorandum

**To:** Mayor & Council  
**From:** David Reynolds  
**Re:** Agenda Item: Recreational Vehicle Parking  
**Date:** 6-15-21

### Purpose:

The purpose of this agenda item is to review the current New Castle Municipal Code related to *Parking Prohibitions* on trucks, trailers, vehicles advertised for sale, and travel campers. (Code Sections 12.12.020 – 12.12.050)

As great weather has folks rolling out their camping equipment and as construction begins to increase in New Castle, some residents are finding themselves looking at campers and work-related trailers which may be spending too much time parked on neighborhood streets. Other residents find themselves wanting to use their campers or work trailers, and often need a reasonable amount of time to load and unload without being rushed.

In response to concerns from town residents and from HOA management, staff has been working to find reasonable parking solutions for travel campers, trucks, and trailers. Staff has conferred between department heads and also consulted with other towns. We've spoken to towns that have a hands-off approach and others who have addressed the issue with very rigid no parking policies. Simply stated, there may be no perfect solution, but it may be worth reviewing to see if we can make improvements.

Staff would like to review and discuss minor changes to Code Sections 12.12.020 – 12.12.050 which we believe may help bring some relief to the growing concerns. Attached please see a red-lined version of our current code, with minor suggested changes for review and discussion.

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### **12.12.010 Definitions.**

For purposes of this chapter, the following definitions shall apply:

"Items advertised for sale" means any item of any nature whatsoever, including but not limited to motor vehicles, motorcycles, trailers, boats, furniture, appliances or equipment, advertised with a visible sign posted on or next to such item declaring such item to be offered for sale, lease, or rent. For purposes of this chapter, "items advertised for sale" shall not include a motor vehicle or motorcycle lawfully parked on a public street or right-of-way that happens to be advertised for sale in a newspaper or by other means when there is no visible sign posted on or next to such item, nor shall the term apply to any item being offered for sale pursuant to a lawfully obtained vendor's permit issued by the town if such permit authorizes vending activities within a public street or right-of-way.

"Trailer" means any wheeled device used or designed to be towed behind a motor vehicle (excluding "travel campers" as defined below) for the purpose of hauling boats, vehicles, equipment, or other items.

"Truck" means any self-propelled motor vehicle having more than two axles or exceeding twenty-five (25) feet in length.

"Travel campers" (also to include facilities referred to as campers, camp trailers, or travel trailers) means a living unit designed for temporary occupancy and equipped for use with wheels or mounted on motorized vehicles for the purposes of transporting or relocating by highway transportation.

(Ord. 99-23 § 2)

### **12.12.020 Parking prohibition.**

It is unlawful to park or store any trailer, truck, travel camper, or item advertised for sale for more than two consecutive hours on any public street or right-of-way within the town limits, subject to the exceptions set forth below. This prohibition shall also apply to public municipal parking lots unless such parking lot is expressly made exempt from the prohibition.

(Ord. 99-23 § 3)

### **12.12.030 Exceptions.**

The following exceptions shall apply:

- A. Delivery Trucks and Passenger Buses. Trailers and trucks, including delivery trucks and passenger buses, may be parked on town streets and rights-of-way for loading and unloading purposes only but shall under no circumstances be left unattended for a period of more than two hours at a given time.
- B. Attached Trailers. Trailers attached to or being towed by otherwise lawfully parked motor vehicles may be parked on town streets and rights-of-ways for up to forty-eight (48) consecutive hours. Trailers may only be parked contiguous to lot(s) of owner(s) who have given explicit consent. As soon as the trailer is detached within the town, this exception shall not again apply to the particular trailer for at least one month, even if the trailer is later reattached.
- C. Travel Campers. Travel campers may be parked on town streets and rights-of-ways for up to forty-eight (48) consecutive hours solely for the purposes of loading, unloading, charging, or cleaning of camper. Travel campers may only be parked contiguous to lot(s) of owner(s) who have given explicit consent..
- D. Town Maintenance and Construction Vehicles. This chapter shall not apply to town-owned maintenance or construction vehicles.

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(Ord. 99-23 § 4)

### **12.12.040 Temporary permits.**

The town administrator shall have the authority and discretion to issue a temporary permit exempting any, truck, trailer, or vehicle advertised for sale from the restrictions of this chapter. Travel campers shall not be considered for exemptions. The permit shall be valid for a period of up to seven (7) consecutive days. For exceptional circumstances, a temporary permit renewal may be considered at the discretion of the town administrator. The permit shall specify the location where the truck, trailer, or vehicle may be parked and shall not authorize parking except in such designated area. The permit shall at all times be visibly displayed on or in the truck, trailer, or vehicle. The initial permit shall be issued free of charge. The town administrator shall have the authority to delegate his or her authority under this section as he or she deems appropriate.

(Ord. 99-23 § 5)

### **12.12.050 Penalties and enforcement.**

The first violation of this chapter shall carry a fine of up to twenty-five dollars (\$25.00). The second violation by the same truck, trailer, or item advertised for sale shall carry a fine of up to fifty dollars (\$50.00). The third violation shall carry a fine of up to one hundred dollars (\$100.00), and any violation thereafter shall carry a fine of up to one hundred fifty dollars (\$150.00). Each day that the violation continues shall be considered a separate violation.

Additionally, upon a third violation or more, or whenever a truck, trailer, or item advertised for sale has been left on a public street or right-of-way of the town for a period of more than seventy-two (72) consecutive hours, such trailer, truck, travel camper, , or item may be towed and impounded by or at the direction of the police department or the town administrator. In the case of towing and impoundment of any motor vehicle or trailer pursuant to this section, the town and/or the police department shall follow the procedures set forth in Part 18, Article 4, Title 42, C.R.S., as now existing or as hereafter amended, relating to abandoned motor vehicles and shall treat the motor vehicle or trailer as an abandoned motor vehicle for the purposes of such procedures. In the case of other items advertised for sale that are not motor vehicles or trailers and are impounded pursuant to this section, the town and/or the police department shall follow the procedures relating to the disposition of unclaimed property set forth in Chapter 3.24 of the New Castle Municipal Code.

(Ord. 99-23 § 6)

(Ord. No. TC 2016-9, § 2, 1-17-2017)



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## Memorandum

**To:** Mayor & Council  
**From:** David Reynolds  
**Re:** Agenda Item: Mobile Food Venders  
**Date:** 6-15-21

### Purpose:

The purpose of this agenda item is to review the current *New Castle Municipal Code* related to mobile vendors, and discuss any interest that Council may have in modifying, or making more specific, the Code which addresses *Commercial Activities in Public Spaces (code section 12.20.100)*

### Background:

When discussing mobile vendors in the town (usually food trucks), our Municipal Code currently provides for regulation under two separate considerations, private property and public property.

The first area of regulation (*private property*) falls to Chapter 17 of the Municipal Code and provides guidance based on the particular Zoning District or PUD area. Within each *Zoning District* and approved *PUD Area* the regulations related to mobile vendors may vary. For the most part mobile vendors are not an approved activity within the towns PUD areas such as Lakota, Castle Valley Ranch, Burning Mountain, Riverside Park, Walters, etc. In the Commercial Retail District (City Market Plaza) the code states that all sales must be conducted from within a building (no mobile vendors allowed). In the *Mixed-Use Commercial District* (undeveloped area east of City Market) the code allows for temporary outdoor markets. In the *Downtown C-1 Commercial District*, mobile vendors would only be allowed to operate on private property after review and approval under the rules of a Conditional Use Permit.

The second area of regulation (*public property*) falls under Chapter 12.20.100 of the Municipal Code which prohibits the use of public places for any commercial activity. The code goes on to allow for permits to be issued which would allow for the temporary and limited use of public places for commercial activity. Under this code section the Town Administrator may receive applications from those who wish to use public spaces for special events, private use, commercial activities, or any activity where a fee is charged. Based on the type of application received, the town administrator has the discretion to refer any application to Town Council for additional review and public comment.

In July of 2020, Town Council discussed a request by a food truck vendor to operate on Main Street during very limited hours when most of our brick-and-mortar businesses are closed (Sunday). This vendor has operated on a handful of days with good results. We have a second vendor who operates on a very limited basis selling frozen foods from the area next to Burning Mountain Park. Both vendors have operated responsibly, are fully licensed and appear to remit taxes as required.

**Discussion:**

During the 7/21/20 work session Council suggested that we allow the limited access of mobile vendors discussed above and that we revisit the conversation after we have had time to observe the effects of these vendors operation. Staff has recently been approached by an addition vendor who is interested to learn what opportunities might exist in New Castle.

We would like to use this time to revisit the food trucks discussion and determine what next steps might be appropriate for New Castle. Possibilities for properly permitted food trucks might include Frank Breslin Memorial Park (boat ramp area), Riverside Park & VIX Park (soccer fields), Downtown (outdoor dining on weekends), etc.

1 **New Castle Town Council Regular Virtual Meeting**  
2 **Tuesday, June 01, 2021, 7:00 PM**

3  
4 **Due to concerns related to COVID-19, this meeting was open to**  
5 **the public as a virtual meeting only.**

6  
7 **To join by computer, smart phone or tablet:**  
8 **<https://us02web.zoom.us/j/7096588400>**

9  
10 **If you prefer to telephone in:**  
11 **Please call: 1-346-248-7799**  
12 **Meeting ID: 709 658 8400**

13  
14 **Call to Order**

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

16  
17 **Pledge of Allegiance scrumptious**

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21 **Roll Call**

22 Present	Councilor Hazelton
	Mayor A Riddile
	Councilor Leland
	Councilor G Riddile
	Councilor Owens (arrived at 7:03 p.m.)
	Councilor Copeland
28 Absent	Councilor Mariscal

29  
30 Also present at the meeting were Town Administrator Dave Reynolds, Town Clerk Melody  
31 Harrison, Recreation Director Hannah Bihl, Town Treasurer Loni Burk and members of the  
32 public.

33  
34 **MOTION: Mayor A Riddile made a motion to excuse Councilor Mariscal's absence.**  
35 **Councilor Hazelton seconded the motion and it passed unanimously.**

36  
37 **Meeting Notice**

38 Town Clerk Melody Harrison verified that her office gave notice of the meeting in  
39 accordance with Resolution TC 2021-1.

40  
41 **Conflicts of Interest**

42 There were no conflicts of interest.

43  
44 **Agenda Changes**

45 There were no agenda changes.

46  
47 **Citizen Comments on Items not on the Agenda**

48 There were no citizen comments.

49

1 **Consultant Reports**

2 Consultant Attorney – not present.

3 Consultant Engineer – not present.

4  
5 **Items for Consideration**

6  
7 **Update: Recreation Director Hannah Bihr**

8 Recreation Director Hannah Bihr greeted the council. She told the council that the  
9 recreation department was back to full summer programs. Those included baseball and  
10 softball and registrations for that were only slightly down from 2019. Director Bihr said  
11 that in June there would be Challenger Soccer Camp. She said that they had been able to  
12 partner with the new owners of the Lakota Golf Course and there will be both youth and  
13 adult golf clinics. She said that working with the new owners had been a great pleasure.  
14 Director Bihr said that new, permanent volleyball nets had been installed in Bear Dance  
15 Park and that her department intended to offer a youth and adult volleyball league.  
16 Director Bihr said that Arts and Enrichment Coordinator Kelley Cox had been doing an  
17 amazing job with programming. There will be several local artists offering classes.  
18 Director Bihr said that the installation of microphones in the community center was  
19 complete.

20 Director Bihr said that the recreation department had taken over special events. The  
21 Community Market will be Thursdays beginning July 15 and running through September  
22 16. All the music was lined out and there will be three Thursdays where there will be beer  
23 and wine sampling. Director Bihr said that the Hogback Hustle was planned for July 10  
24 and that they were looking for some volunteers.

25 Director Bihr said that the Dirty Hog Dash was scheduled for July 17 and they already had  
26 sponsorships from Alpine Bank, New Castle Chamber of Commerce and SGM to name a  
27 few. She said they needed volunteers.

28 Director Bihr said that July National Parks and Rec month and that her department would  
29 be putting out a calendar of fun events for the month.

30 Director Bihr told the council that Burning Mountain Festival will be on September 10 and  
31 11. She said that the parade planning was going well, and that the bands were lined out  
32 as well as some vendors.

33 Councilor Leland said that the Lions Club will volunteer if needed.

34 The council thanked Director Bihr.

35  
36  
37 **Update: Colorado River Fire Rescue Chief Leif Sackett and Board Member Addy  
38 Marantino**

39 The council greeted Chief Sackett and Ms. Marantino.

40 Mayor A Riddile said that Colorado River Fire Rescue (CRFR) had responded the previous  
41 week to the cement truck accident on I-70 where there were no deaths. Mayor A Riddile  
42 asked how CRFR could parlay that into a campaign in support of the mill levy increase.

43 Chief Sackett said that it was a good question. He felt that what they would look at was  
44 the time that it took to handle the call and the resources that were on scene. He said  
45 CRFR personnel and apparatus were on scene for three hours extricating the victims.

46 Chief Sackett said they did a call-back and moved staff up, and they had mutual aid from  
47 Glenwood Springs Fire Department who also had resources on scene.

48 Chief Sackett said that the way it parlayed into support for a mil levy increase was  
49 because the resources that CRFR had on duty that day were at the scene and were unable  
50 to respond to any other calls. Fortunately, they did not get any other calls during that

1 time, but the department's staffing was decreased and that took away from being able to  
2 handle the calls that they had as well as having other staff members in district handle  
3 calls.

4 Chief Sackett introduced CRFR Board Member Addy Marantino. Referring to the  
5 informational flyer in the council packet, Chief Sackett reviewed it with the council. He  
6 noted that the flyer would be sent to district residents within a few days as well as a press  
7 release.

8 Ms. Marantino told the council that she was an 18-year veteran firefighter, so had  
9 experience with the department. Regarding the I-70 accident, she felt that had been lucky  
10 that there had been no other calls while their staff was on scene for so many hours,  
11 because those other calls would have had to wait. The potential outcome for any  
12 additional calls would have been poor. Ms. Marantino said that she was concerned that if  
13 the department continued to run with only 11 staff members on duty at a time and  
14 continued to be 'lucky' that eventually there would be a catastrophic failure. Ms.  
15 Marantino said the community would lose faith in the department.

16 Mayor A Riddile asked what CRFR wanted from the Town of New Castle. Chief Sackett said  
17 they would like help getting information out to the community. He said they would be  
18 sending out their informational flyers and would do a social media push.

19 Mayor A Reynolds said that he and Administrator Reynolds had talked about a resolution  
20 of support.

21 Administrator Reynolds said that the town would write a resolution of support with press  
22 coverage. He said that the town would need to carefully navigate the legalities of further  
23 support but would certainly do the resolution.

24 Chief Sackett said that he appreciated that and said that the board still had not decided to  
25 move forward with the ballot issue because they still needed to get information out. He  
26 said that they would be providing informational webinars as well. He said that the Board  
27 will likely make their decision at their July meeting.

28 Ms. Marantino welcomed any input from the council. Chief Sackett, Ms. Marantino and the  
29 council discussed possible educational and outreach ideas CRFR could use to inform the  
30 public.

### 34 **Update: Town Clerk Melody Harrison**

35 Clerk Harrison greeted the council. She said that her memo detailed things such as the  
36 number of licenses issued by her department and while that may not seem important, it  
37 was because thoroughness took time and prevented delays to businesses.

38 Clerk Harrison's update included licensing, research and special projects, meeting  
39 preparation and minutes, training and certifications, assistance to other departments,  
40 committees attended by clerk's office staff, updated procedures, utility billing and  
41 resolutions and ordinances.

42 Clerk Harrison gave some details about each responsibility her department handled.

43 The council thanked Clerk Harrison

### 46 **Update: LoVa Trail**

47 Administrator Reynolds told the council that he would update them on three areas  
48 regarding the LoVa Trail.

49 1. Planning Grants. Administrator Reynolds said that were several planning grants that  
50 had been going on for a number of years and staff had been able to close them out. Those

1 grants provided funding for the town engineer to complete planning of the trail from  
2 Canyon Creek to South Canyon.

3 2. "Meet Me In The Middle" Grant. Administrator Reynolds said that the grant was for a  
4 section of the trail that began near the Glenwood Springs wastewater plant and went west  
5 a few hundred yards towards New Castle. He said it was an expensive piece of the trail.  
6 The grant was a joint FMLD grant for \$700k. He said that Glenwood Springs was currently  
7 working on the permitting for that portion of the trail and that was going well, and that  
8 the only complication was financing. CDOT was concerned that the grant funding had  
9 long-term encumbrances on the CDOT right-of-way. He said that he and other staff  
10 members would be in meetings with CDOT looking for solutions.

11 3. Colorado Parks and Wildlife Grant. Administrator Reynolds said that the CPW grant was  
12 awarded in 2018, and that grant was for the trail section around Tibbett's Point and the  
13 pedestrian bridge over the Colorado River. Originally it included an underpass under the  
14 railroad which was an issue for the railroad. There was concern about the alignment of the  
15 trail too near the CPW facility at Canyon Creek, and there were issues with a portion of  
16 the trail that crossed a CDOT maintenance yard. The other issue was a water line  
17 proposed for the pedestrian bridge that would be on the Nutrient Farms property and  
18 CDOT did not like that the water line did not match the historic water line crossing.  
19 Administrator Reynolds said there had been two on-site meetings that included staff,  
20 CDOT, Engineer Simonson and CPW.

21 Administrator Reynolds said that the other complication with the grant was that it was on  
22 its second extension, and he had been told by CPW that there would likely be no more  
23 extensions. The town had until June of 2022 to complete the project.

24 Administrator Reynolds said there had been some good suggestions come from the  
25 meetings about how to realign the trail. Unfortunately, the town did not have funding for  
26 Engineer Simonson to realign the project but the LoVa Board provided \$5k for sketch  
27 work.

28 Administrator Reynolds said there was concern that if the project was able to go to bid it  
29 would probably be more than what was budgeted, but they could deal with that when it  
30 happened. He also said that if CDOT required that the bridge was moved, that would  
31 create an immediate and additional shortfall of \$50 to \$60k.

32 Administrator Reynolds and the council discussed the various complications regarding the  
33 project.  
34  
35  
36

### 37 **Consent Agenda**

38 May 18, 2021 Minutes

39 May Bills of \$446,990.90

40 88 Grill Hotel and Restaurant Liquor License Renewal

41 **MOTION: Mayor A Riddile made a motion to approve the consent agenda.**

42 **Councilor G Riddile seconded the motion and it passed unanimously.**  
43  
44

### 45 **Staff Reports**

46 Town Administrator – Administrator Reynolds thanked council for well wishes and flowers  
47 for his wife and he apologized for having missed the last meeting. Administrator Reynolds  
48 said that at the last meeting staff and council had discussed the Brain Trauma Fund, and  
49 staff now understood that no action was needed to stop collection of the fee.

50 Administrator Reynolds told the council that the mask orders had been lifted and asked

1 the council how they felt about returning to normal operations in town hall and other town  
2 buildings, as well as for council meetings. After a short discussion, the council agreed that  
3 beginning in July, they would return to the dais, but would temporarily continue Zoom  
4 attendance for the public or presenters who were far away. They agreed that the COVID  
5 sick policy for staff should be phased out. Administrator Reynolds said that Administrative  
6 Assistant Rochelle Firth had gotten flags for the downtown. Mayor A Riddile asked that  
7 one be placed on the Community Center. Administrator Reynolds thanked Councilor  
8 Hazelton for the Memorial Day event at the cemetery. Administrator Reynolds said there  
9 had been a few questions come up regarding recreational vehicle parking on town streets.  
10 He said there were some conflicts in the code so staff was discussing it and it may come  
11 to the council for discussion as well. Regarding vehicle use taxes, Administrator Reynolds  
12 said Treasurer Burk had come across a statewide report about it and the \$300k the town  
13 had estimated would be collected based on studies Clerk Harrison had done a few years  
14 ago was quite accurate. Administrator Reynolds said that Public Works Director John  
15 Wenzel had applied for a grant for the County Road 335 guard rail project. The project  
16 had come in way over-budget, but staff had received some great feedback from the  
17 granting agency, and they had asked the town to increase the grant request.  
18 Administrator Reynolds apologized about not getting manager's reports to the council in  
19 the past weeks but said he will get those done again. Administrator Reynolds said that he  
20 and Town Planner Paul Smith had been talking with a potential buyer for the Mattivi  
21 Building.

22 Town Clerk – Clerk Harrison told the council that she had been speaking with Mark  
23 McDonald of the Lakota HOA. The HOA owned the Lakota Recreation Center and Pool, and  
24 they had made the decision to surrender their liquor license. She said they had struggled  
25 hiring staff for the restaurant, and would no longer serve food or alcohol, but would  
26 remain open as a private club and allow members to bring their own alcohol to the pool.  
27 She said that was a legal method of allowing alcohol and that she had advised Mr.  
28 McDonald to speak to his attorney regarding the matter. Clerk Harrison said that she had  
29 received a request from the Colorado Municipal League for the town to name a voting  
30 member for the upcoming business meeting that will take place on June 21, 2021. She  
31 said she had not received such a request before and asked if a council member would be  
32 able to attend that meeting.

33 Town Treasurer – Treasurer Burk said that Administrative Assistant Remi Bordelon had  
34 been looking into the transient lodging units in New Castle. Treasurer Burk said she had  
35 noticed the town was not received lodging tax from Air BnB and VRBO rental places, and  
36 staff will be reaching out to them as a reminder that they need to collect the lodging tax.  
37 Treasurer Burk said she was working on the town's property casualty application.  
38 Treasurer Burk said that special events was keeping everyone busy. Treasurer Burk said  
39 that she had not had a chance to look at the Rural Energy Savings Program, but it was on  
40 her list of things to do as well as the Alchemy Insurance item. Treasurer Burk said that  
41 that the \$518k the town was supposed to received from the American Rescue Plan was  
42 expected to come in the next week and she asked if it should be in incorporated in budget  
43 talks or the capital improvement plan and welcomed ideas. Administrator Reynolds said  
44 that the rules related to how those funds were spent were complex, and he suggested  
45 that a subcommittee may be a good idea. Some approved used for the funds were  
46 additional business assistance programs, direct assistance for River Center, rent  
47 assistance and a lot of energy-assistance and energy-efficiency programs.

48 Town Planner – not present.

49 Public Works Director – not present.

50

1 **Commission Reports**

2 Planning & Zoning Commission – nothing to report.

3 Historic Preservation Commission – nothing to report. Councilor Leland said that Councilor  
4 Copeland will do another term on HPC in his place.

5 Climate and Environment Commission – nothing to report.

6 Senior Program – Clerk Harrison told the council that the Senior Programs meeting they  
7 had reviewed the statistics for meals and Traveler rides for the past year. She said they  
8 had discussed a potential RFTA refund that had come from savings in 2020 and they  
9 discussed a possible grant for another Traveler van.

10 RFTA – nothing to report.

11 AGNC – nothing to report

12 GCE – nothing to report.

13 EAB – nothing to report.

14  
15 **Council Comments**

16 Councilor Leland said that since the Talbotts had sold Apple Tree Park there would not be  
17 4<sup>th</sup> of July fireworks. He wondered if the Boy Scouts might do another flag ceremony  
18 event.

19 Councilor G Riddile said that at the last meeting they had discussed Bill Ray Survey, and  
20 he said it sounded like Director Wenzel had done some legwork on a new parks master  
21 plan. Councilor G Riddile and he thought that should be brought to council, perhaps to  
22 incorporate in the next budget.

23 Mayor A Riddile reminded the council that the Police Department Bike Rodeo would be on  
24 Saturday, June 5 from 10:00 a.m. to 2:00 p.m. at Riverside Middle School. He  
25 encouraged everyone to attend.

26 Mayor A Riddile said he would attend the next council meeting via Zoom.

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29  
30 **MOTION: Mayor A Riddile made a motion to adjourn. Councilor Owens seconded**  
31 **the motion and it passed unanimously.**

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34 The meeting adjourned at 8:45 p.m.

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37 Respectfully submitted,

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42  
43 \_\_\_\_\_  
44 Mayor A Riddile

45  
46  
47 \_\_\_\_\_  
48 Town Clerk Melody Harrison, CMC

**EAT BISTRO & DRINKS**  
**PO BOX 453**  
**New Castle CO 81647**

Fees Due		
Renewal Fee		Waived due to 20B-001
Storage Permit	\$100 X _____	\$
Sidewalk Service Area	\$75.00	\$
Additional Optional Premise Hotel & Restaurant	\$100 X _____	Waived due to 20B-001
Related Facility - Campus Liquor Complex	\$160.00 per facility	Waived due to 20B-001
Amount Due/Paid		\$ $\emptyset$

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

## Retail Liquor or Fermented Malt Beverage License Renewal Application

Please verify & update all information below

Return to city or county licensing authority by due date

Licensee Name <b>EAT BISTRO &amp; DRINKS LLC</b>		Doing Business As Name (DBA) <b>EAT BISTRO &amp; DRINKS</b>		
Liquor License # <b>03-08289</b>	License Type <b>Hotel &amp; Restaurant (city)</b>	Sales Tax License # <b>320958300000</b>	Expiration Date <b>07/18/2021</b>	Due Date <b>06/03/2021</b>
Business Address <b>316 WEST MAIN STREET New Castle CO 81647</b>		County <b>Garfield</b>	Phone Number <b>9703790093</b>	
Mailing Address <b>PO BOX 453 New Castle CO 81647</b>		Email <b>mollymogavero@hotmail.com</b>		
Operating Manager <b>Molly Mogavero</b>	Date of Birth <b>09-25-72</b>	Home Address <b>316 West Main Street New Castle CO 81647</b>	Phone Number <b>970-379-0093</b>	
1. Do you have legal possession of the premises at the street address above? <input checked="" type="radio"/> Yes <input type="radio"/> No Are the premises owned or rented? Owned <input type="radio"/> Rented* <input checked="" type="radio"/> *If rented, expiration date of lease <b>August 31, 2022</b>				
2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. Yes <input type="radio"/> No <input checked="" type="radio"/>				
3a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? Yes <input type="radio"/> No <input checked="" type="radio"/>				
3b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? Yes <input type="radio"/> No <input checked="" type="radio"/>				
4. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. Yes <input type="radio"/> No <input checked="" type="radio"/>				
5. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. Yes <input type="radio"/> No <input checked="" type="radio"/>				
6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. Yes <input type="radio"/> No <input checked="" type="radio"/>				
7. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. Yes <input type="radio"/> No <input checked="" type="radio"/>				

<b>Affirmation &amp; Consent</b>		
I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.		
Type or Print Name of Applicant/Authorized Agent of Business	Title	
Molly Mogavero	Owner	
Signature	Date	
<i>Molly Mogavero</i>	June 2, 2021	
<b>Report &amp; Approval of City or County Licensing Authority</b>		
The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules.		
<b>Therefore this application is approved.</b>		
Local Licensing Authority For	Date	
Signature	Title	Attest

## Tax Check Authorization, Waiver, and Request to Release Information

I, Molly Mojaverero am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of EAT BISTRO & DRINKS (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101, et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and payment obligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and its duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) <u>Molly Mojaverero</u>		Social Security Number/Tax Identification Number <u>126-68-6440</u>	
Address <u>316 West Main St</u>			
City <u>New Castle</u>		State <u>CO</u>	Zip <u>81647</u>
Home Phone Number <u>970-379-0093</u>		Business/Work Phone Number <u>970-984-7330</u>	
Printed name of person signing on behalf of the Applicant/Licensee <u>Molly Mojaverero</u>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) <u>Molly Mojaverero</u>			Date signed <u>06-02-2021</u>

### Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).

**Submit to Local Licensing Authority**

Fees Due		
Renewal Fee		
Storage Permit	\$100 X _____	\$
Sidewalk Service Area	\$75.00	\$
Additional Optional Premise Hotel & Restaurant	\$100 X <u>4</u>	\$ <u>400.00</u>
Related Facility - Campus Liquor Complex	\$160.00 per facility	\$
<b>Amount Due/Paid</b>		<b>\$ <u>400.00</u></b>


Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

## Retail Liquor or Fermented Malt Beverage License Renewal Application

Please verify & update all information below

Return to city or county licensing authority by due date

Licensee Name <u>RG Lakota Golf Ops, LLC</u>		Doing Business As Name (DBA)		
Liquor License # <u>03-13598</u>	License Type <u>Optional Premises</u>	Sales Tax License # <u>944 73888</u>	Expiration Date <u>8/4/2021</u>	Due Date <u>6/20/2021</u>
Business Address <u>1000 Clubhouse Dr., New Castle, CO 81647</u>				Phone Number <u>970-273-3100</u>
Mailing Address <u>PO Box 4100, Basalt, CO 81621</u>			Email <u>sgleason@vomcro-group.com</u>	
Operating Manager <u>Shawn Gleason</u>	Date of Birth <u>3/6/1978</u>	Home Address <u>42 Terrace Dr., SMV, CO 81615</u>		Phone Number
1. Do you have legal possession of the premises at the street address above? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Are the premises owned or rented? <input type="checkbox"/> Owned <input checked="" type="checkbox"/> Rented* *If rented, expiration date of lease <u>6/30/2025</u>				
2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				
3a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
3b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
4. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
5. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
7. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				

<b>Affirmation &amp; Consent</b> I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.		
Type or Print Name of Applicant/Authorized Agent of Business <i>Shawn Gleason</i>		Title <i>CFO/Owner</i>
Signature 		Date <i>6/4/2021</i>
<b>Report &amp; Approval of City or County Licensing Authority</b> The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 44, Articles 4 and 3, C.R.S., and Liquor Rules. <b>Therefore this application is approved.</b>		
Local Licensing Authority For		Date
Signature	Title	Attest


## Tax Check Authorization, Waiver, and Request to Release Information

I, Shawn Gleason, am signing this Tax Check Authorization, Waiver and Request to Release Information (hereinafter "Waiver") on behalf of RG Lakota Golf Ops, LLC (the "Applicant/Licensee") to permit the Colorado Department of Revenue and any other state or local taxing authority to release information and documentation that may otherwise be confidential, as provided below. If I am signing this Waiver for someone other than myself, including on behalf of a business entity, I certify that I have the authority to execute this Waiver on behalf of the Applicant/Licensee.

The Executive Director of the Colorado Department of Revenue is the State Licensing Authority, and oversees the Colorado Liquor Enforcement Division as his or her agents, clerks, and employees. The information and documentation obtained pursuant to this Waiver may be used in connection with the Applicant/Licensee's liquor license application and ongoing licensure by the state and local licensing authorities. The Colorado Liquor Code, section 44-3-101. et seq. ("Liquor Code"), and the Colorado Liquor Rules, 1 CCR 203-2 ("Liquor Rules"), require compliance with certain tax obligations, and set forth the investigative, disciplinary and licensure actions the state and local licensing authorities may take for violations of the Liquor Code and Liquor Rules, including failure to meet tax reporting and payment obligations.

The Waiver is made pursuant to section 39-21-113(4), C.R.S., and any other law, regulation, resolution or ordinance concerning the confidentiality of tax information, or any document, report or return filed in connection with state or local taxes. This Waiver shall be valid until the expiration or revocation of a license, or until both the state and local licensing authorities take final action to approve or deny any application(s) for the renewal of the license, whichever is later. Applicant/Licensee agrees to execute a new waiver for each subsequent licensing period in connection with the renewal of any license, if requested.

By signing below, Applicant/Licensee requests that the Colorado Department of Revenue and any other state or local taxing authority or agency in the possession of tax documents or information, release information and documentation to the Colorado Liquor Enforcement Division, and is duly authorized employees, to act as the Applicant's/Licensee's duly authorized representative under section 39-21-113(4), C.R.S., solely to allow the state and local licensing authorities, and their duly authorized employees, to investigate compliance with the Liquor Code and Liquor Rules. Applicant/Licensee authorizes the state and local licensing authorities, their duly authorized employees, and their legal representatives, to use the information and documentation obtained using this Waiver in any administrative or judicial action regarding the application or license.

Name (Individual/Business) <u>RG Lakota Golf Ops</u>		Social Security Number/Tax Identification Number <u>85-1475060</u>	
Address <u>350 Market St.</u>			
City <u>Basalt</u>		State <u>CO</u>	Zip <u>81621</u>
Home Phone Number		Business/Work Phone Number <u>970-273-3100</u>	
Printed name of person signing on behalf of the Applicant/Licensee <u>Shawn Gleason</u>			
Applicant/Licensee's Signature (Signature authorizing the disclosure of confidential tax information) 			Date signed <u>6/18/2021</u>

### Privacy Act Statement

Providing your Social Security Number is voluntary and no right, benefit or privilege provided by law will be denied as a result of refusal to disclose it. § 7 of Privacy Act, 5 USCS § 552a (note).



eTIPS On Premise 3.1

Issued: 06/08/2021

ID#: 5485957

Expires: 06/08/2024

**CERTIFIED**

**Daniel W Beach**

Lakota Links

PO Box 6772

Snowmass Village, CO 81615-6772 USA

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