



**TOWN OF LARKSPUR
MINUTES OF THE
REGULAR COUNCIL MEETING
APRIL 15th, 2010**

MEETING CALLED TO ORDER: Mayor Sherilyn West called the meeting to order at 6:00 PM.

ROLL CALL:

PRESENT	ABSENT	NON-VOTING
Kristin Cutbirth		Town Attorney-Scotty Krob
Sheryl Jones		Town Clerk/Manager-
Eve Curry-Harbison		Matt Krimmer
Lana Wagner		
Joseph Jeske		
Mayor Pro-tem Stephen Smith (arrived 6:16 PM)		
Mayor Sherilyn West		

New Council Members: To be given Oath of Office following Old Business.

- Rich Cargill
- Matias Cumsille
- Shannon Buss

PLEDGE OF ALLEGIANCE: Recited.

OTHER ATTENDEES: Marvin Cardenas, Laura Kronick, Lorelei LaFortune, Ellen Gardner, Gary Abel, Betty Spreen, Mr. and Mrs. Charles Hickey, Amy Blanchard, Barbara Sheldon, James McVaney, Sheriff Dave Weaver

SCHEDULED PUBLIC APPEARANCES: None.

UNSCHEDULED PUBLIC APPEARANCES: None.

APPROVE MINUTES: Regular Council meeting minutes for April 1, 2010 were submitted for approval.

Kristin Cutbirth made a motion to approve the regular Council meeting minutes of April 1, 2010. Joseph Jeske seconded the motion. A roll call vote was taken. Five (5) in favor, zero (0) against, one (1) abstention (Lana Wagner); motion carried.

FINANCIALS: Mayor West presented the financial statement summary and bills to be paid totaling \$23,134.71. The charge from Fischer Enterprises for selection and placement of the video surveillance signs in the Park for \$174.30 was questioned by Eve Curry-Harbison and it was agreed to contact Bill Fischer for an explanation before approving payment. SEMOCOR's charges for hanging the census banner outside Town Hall were also questioned.

Eve Curry-Harbison made a motion to approve payment of bills totaling \$22,960.41, excluding the \$174.30 for Fischer Enterprises. Lana Wagner seconded the motion. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

SEMOCOR MONTHLY REPORT: All systems are operating satisfactorily and no issues or problems have surfaced.

ADVISORY BOARD REPORTS:

Parks and Recreation Board – Board minutes from the April 5, 2010 meeting were provided. It was noted the date on the minutes of March 1 should be April 5. Eve Curry-Harbison questioned Rusty Hall and Steve Kotris' attendance at the meeting. Matt explained Steve has experience in building skate parks and obtaining grant monies for small communities and the Board was gathering information, i.e., fact finding, regarding a skate park for the Town. Eve stated she felt it was premature since the Town has not contracted for such services.

Planning Commission – Mayor West addressed her meeting with the Planning Commission (PC) on April 12, 2010. Draft minutes from the PC Bear View public hearings were discussed and PC members requested more detail regarding PC member comments be included in the minutes. Updates to the draft minutes will be discussed at the next PC meeting on May 10, 2010

NEWSLETTER: Mayor West asked each new Council member to provide brief biographical sketches of them for inclusion in the newsletter. The Mayor also asked for more details on the Larkspur Elementary School Fun Run, May 22. Eve requested a piece be included regarding bicycle etiquette on the road. Mayor West asked Sheriff Weaver to explain bicycle rules of the road and he confirmed the three foot rule for vehicles when passing a bicycle. He also noted bicyclists are required to follow all the same laws as motor vehicles including stopping at stop signs. After responding to questions he distributed community relations promo water bottles to all in attendance. Sheryl Jones suggested placing parking signs in the park regarding proper parking direction.

CONTINUING BUSINESS:

- **Medical Marijuana** – Mayor West asked Eve about updates on the medical marijuana meetings. Eve noted there have been no new meetings and the House Bill was still in process. The Mayor then presented Ordinance 6.19 extending the Town's moratorium on issuance of medical marijuana licenses for 180 days to October 12, 2010 since discussions were still underway in the State Legislature and the Council is looking at language in the house and senate bills which could apply to the Town.

A motion was made by Lana Wagner to approve Ordinance 6.19 extending the moratorium on issuance of new business licenses for any medical marijuana activities up to one hundred and eighty (180) days. The motion was seconded by Eve Curry-Harbison. A roll call vote was taken. Seven (7) in favor, zero (0) against; motion carried.

- **First Amendment to Bear View Annexation Agreement** – Scotty Krob presented a ‘first amendment’ to the Bear View annexation agreement dated December 17, 2010 which corrects the language in Section 10.a. and makes it consistent with exhibit D. A brief discussion followed and Scotty answered several questions regarding the clerical error pertaining to the processing of minor improvement applications. The discussion evolved into interpretation regarding major and minor site plan procedures. Shannon Buss questioned the eligibility of this item being presented since it was not on the agenda and Scotty explained as a correction to a previous agenda item it could be presented for a vote.

A motion was made by Sheryl Jones and seconded by Stephen Smith to approve the First Amendment to the Bear View Annexation Agreement amending Section 10.a. to make the language pertaining to processing minor subdivision applications consistent with exhibit D of the Agreement. A roll call vote was taken. Seven (7) in favor, zero (0) against; motion carried.

- **Business Licenses** – Mayor West pointed out that Council had received listings of businesses which had renewed their 2010 licenses and those which had not renewed as of the March 31, 2010 deadline. Eve Curry-Harbrison inquired as to the number of non-renewals and Matt indicated it was not unusual to have renewals after the due date.
- **Trueblood PUD** – Mayor West provided a summary of the permitted uses as stated in the original PUD dated August 1, 1984 and the amended PUD dated September 8, 1993. She pointed out changes made from the original to the last approved version and mentioned the approved uses. The Mayor noted that the only documentation reflecting uses is what is shown on the PUD maps. It appears that was the way it was done in the past as far as documentation.

RECOGNITION OF DEPARTING COUNCIL MEMBERS:

Mayor West presented outgoing Council Members Kristin Cutbirth, Sheryl Jones, and Stephen Smith with plaques in recognition of their service to the Town of Larkspur and offered words of thanks for their dedication and accomplishments during their tenure in office. Lana Wagner added her thanks and appreciation for their time and hard work in addressing and completing some very difficult tasks and making hard decisions during their time in office.

SWEARING IN OF NEW COUNCIL MEMBERS:

Town Clerk Matt Krimmer gave the oath of office to three new Council members, Shannon Buss, Rich Cargill, and Matias Cumsille, and to incumbent Mayor Sherilyn West.

Mayor West declared the newly sworn in Council members seated at 7 PM.

NEW BUSINESS:

Appointment of Mayor Pro-tem – Mayor West requested nominations for Mayor Pro-tem.

A motion was made by Matias Cumsille and seconded by Rich Cargill to appoint Shannon Buss as Mayor Pro-tem. A roll call vote was taken. Seven (7) in favor, zero (0) against; motion carried.

MANAGER’S REPORT:

- **Charity Bike Ride** – Matt reminded everyone of the charity bike ride on Sunday April 18 coming through Town. Joe Jeske asked if the locked restrooms in the Park would be opened for the bike riders on Sunday. Matt stated this had not been considered however he would take action to have at least one more restroom opened. He also mentioned that two wooden restrooms and one concrete restroom have been sold leaving one of each with several additional inquiries to purchase having been received.
- **Parks and Recreation** – Matt stated he was planning to schedule a meeting between the Council and the Parks and Recreation Board to have the respective members get to know each other and provide the Council with more details regarding the Park projects, activities, and events.
- **USDA Rural Development Grants** – Matt discussed his meeting with Leroy Cruz for the USDA Water and Wastewater grant applications and recommended Mr. Cruz along with Vince Weis, Town Accountant and Wayne Lorenz, Water Engineering consultant attend the next Council meeting on May 6 to present and discuss the grant opportunities and what is required of the Town to submit grant applications for the water and sewer infrastructures. Shannon Buss expressed concern about the high cost of using Wayne Lorenz and suggested another engineer be considered.

MAYOR’S COMMENTS: Mayor West provided information on her presentation at the new Council orientation which included discussion on the Town charter, budget and billing, sunshine law, conduct of meetings, CIRSA video, etc. Shannon Buss asked about decisions regarding placement of signs in the Park as she has received several complaints regarding their content. After discussing Council felt the video surveillance signs were inappropriate and directed they be removed as soon as possible. Lana Wagner noted that Matt made a decision regarding a perceived problem and used materials on hand instead of having the authority to purchase new signs as needed.

Mayor West asked which of the new Council members would be available to attend the CML training for newly elected officials scheduled for May 14-15. Shannon Buss and Matias Cumsille stated they could attend on Friday, May 14 only.

COUNCIL COMMENTS: None.

ADJOURN: Lana Wagner made a motion to adjourn the Council meeting. Joseph Jeske seconded the motion. Motion carried by unanimous voice vote, Seven (7) in favor, zero (0) against.

Mayor West adjourned the Council meeting at 7:45 PM.

Respectfully submitted,

Matt Krimmer
Town Clerk/Manager