



**TOWN OF LARKSPUR
MINUTES OF THE
REGULAR COUNCIL MEETING
FEBRUARY 4, 2010**

MEETING CALLED TO ORDER: Mayor Sherilyn West called the meeting to order at 6:03 P.M.

ROLL CALL:

<u>PRESENT</u>	<u>ABSENT</u>	<u>NON-VOTING</u>
Kristin Cutbirth	Stephen Smith	Town Attorney-Scotty Krob
Eve Curry-Harbison		Town Clerk/Manager-
Sheryl Jones		Matt Krimmer
Lana Wagner (arrived 6:35 p.m.)		
Joseph Jeske		
Mayor Sherilyn West		

PLEDGE OF ALLEGIANCE: Recited.

OTHER ATTENDEES: Mike Belsky, Ellen and Dave Gardner, Marvin Cardenas, Phil and Jeanne Ensminger, John Montgomery, Betty Spreen, Gary Abel, Sally and Ian Steyn

SCHEDULED PUBLIC APPEARANCES:

Eric Pendley, SAFEbuilt – Mr. Pendley presented SAFEbuilts background and experience in providing building department services for public agencies. He noted that each service is customized to the needs of the agency. The company provides full service reviews and inspections for communities. They also provide supplemental services such as workshops and updating municipal codes. Mr. Pendley also noted the company only works for public agencies and does not work for the private sector. The agency only gets billed for actual work performed. Mayor West thanked Mr. Pendley for his presentation and indicated the Council will consider their proposal if it is decided to take on building permitting and inspections.

John Arlotti – Mr. Arlotti addressed the Council with an update on the Spruce Mountain Development property noting that one party was very interested and is seeking funding to go forward with development. He commented that over \$600,000 has already been invested and current economic conditions have resulted in difficulty obtaining bank loans. Eve Curry-Harbison reminded him about his obligation to the Town as agreed in the reimbursement agreement. Mr. Arlotti requested Council allow him more time to establish additional funding and asked what the Council would be willing to do. Eve asked if he would be willing to consider reducing the amount of the shareback approved by Council to which he replied that doing so would be detrimental to moving the development forward. Following discussion with the Town Attorney and Mr. Arlotti Council agreed to an extension of 30 days to March 4, 2010.

Eve Curry-Harbison made a motion to continue consideration of the Resolution to cease development of Spruce Mountain Development property extending Mr.

Arlotti thirty (30) days until March 4, 2010. Sheryl Jones seconded the motion. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

UNSCHEDULED PUBLIC APPEARANCES: Phillip and Jeanne Ensminger requested time to comment on the medical marijuana discussion later in the meeting.

APPROVE MINUTES: Minutes for the December 17, 2009 regular Council meeting and the December 17, 2009 Council public hearing were submitted for approval.

A motion was made by Eve Curry-Harbison to approve minutes of the December 17, 2009 Council Bear View annexation public hearing. Joseph Jeske seconded the motion. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

A motion was made by Eve Curry-Harbison and seconded by Lana Wagner to approve minutes of the December 17, 2009 regular Council meeting. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

ADVISORY BOARD REPORTS:

- **Parks and Recreation** – Matt presented the Parks and Recreation tile program to generate revenue for the Parks and Recreation fund. Tara Dexter started the program with the Larkspur Elementary School and is opening the program to anyone. The tile program will remain open indefinitely. Matt also noted that Tim Dexter has volunteered to take and generate Parks and Recreation minutes for the Board. Matt also noted that grant applications were being worked on for funding Phases III and IV of the Park Enhancement project. Lastly, Matt informed Council on the interest being shown in purchasing the CDOT restrooms. A discussion followed regarding the differences

COUNCIL DISCUSSION PROJECTS:

- **Medical Marijuana Ordinance discussion** – Eve presented information regarding actions of the Partnership medical marijuana work group. County lobbyists are working to include the Work Groups conditions as agreed to by the members. The effort working with State Legislatures is moving forward at a brisk pace and Eve will continue to provide updates. Mayor West asked how much discussion should the Council engage in this evening and everyone agreed to wait until more information becomes available regarding State and County actions. More specifics are expected next week. Mayor West asked Council to officially make an appointment to the Partnership Medical Marijuana Work Group as the Town's representations.

A motion was made by Sheryl Jones and seconded by Lana Wagner to approve Eve Curry-Harbison as the Town's representative to the Partnership Medical Marijuana Work Group. A roll call vote was taken. Four (4) in favor, one (1) against (Kristin Cutbirth), one (1) abstained (Eve Curry-Harbison); motion carried.

Mayor West asked for audience comments regarding the medical marijuana discussion and recognized Toni Reynolds. Ms. Reynolds asked for clarification of an item in the information handed out which Mayor West responded to. Lana Wagner and Mayor West thanked Eve for her work on the Partnership Medical Marijuana Working Group and keeping Council informed.

Mayor West declared a five minute break at 7:12 PM and resumed the meeting at 7:25 PM.

- **Larkspur Alternative Medical Center sign permit** - Mayor West addressed the sign permit request and several questions were asked regarding its location and the wording on the sign. The number of signs allowed was also discussed.

Sheryl Jones made a motion to approve the sign permit for the Larkspur Alternative Medicine Center. Eve Curry-Harbison seconded the motion. A roll call vote was taken. Four (4) in favor, two (2) against (Kristin Cutbirth, Joseph Jeske); motion carried.

Lana Wagner thanked the audience for not being unruly during the medical marijuana discussions.

- **Help for Haiti** - Matt presented an email from State Senator Michael Bennett requesting municipalities consider making contributions to Haiti relief. Council believed contributions should come from individuals and it is not something the Town could afford at this time.
- **IREA ROW permit applications** – Matt presented IREA ROW permit applications to Council for replacement of overhead lines only and not requiring trenching or digging.

Sheryl Jones made a motion to approve the IREA ROW permits for replacement of overhead power lines. Lana Wagner seconded the motion. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

MANAGER'S REPORT:

- **Larkspur Town Flag** – Matt suggested Council consider commissioning a Town flag for Larkspur based on other municipalities having flags and requests received from outside sources for pictures and copies of a Larkspur Town flag. Council decided to revisit this in the summer.
- **Fischer Park Maintenance proposal** – Matt presented an informational proposal from Fischer Enterprises to perform full service maintenance at the Town Park once the Park Enhancement Project nears completion. Mayor West asked Council to be thinking about the park maintenance as over the next several months.
- **Sharon Roman's salary** – Matt requested Council consider a salary increase for Sharon Roman. Council discussed various aspects of a salary increase and optional amounts of a potential increase. Eve Curry-Harbison suggested waiting several months to see what the economy does and revisit the raise after the first quarter. She also noted there may be a reduction in the revenue received from the Colorado Renaissance Festival this year. Mayor West pointed out that CML and MSEC data shows most municipalities averaged a two percent raise this year.

A motion was made by Kristin Cutbirth and seconded by Joseph Jeske to increase the salary for Sharon Roman to \$17.25 effective immediately and retain the \$250

per month supplemental medical pay. Four (4) in favor, two (2) against (Sheryl Jones, Eve Curry-Harbison); motion carried.

- **Council Annexation decision statement** – Mayor West presented a draft statement from the Council regarding their decision to approve the annexation of Bear View campground. She also discussed the misinformation printed in the Perry Park Sentinel and offered several options for addressing it or not.

A motion was made by Lana Wagner and seconded by Sheryl Jones to submit and pay for a Press Release to be printed in the Perry Park Sentinel not to exceed the stated rate as published in the paper. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

Lana Wagner questioned the lack of attendance of Town residents at Council meetings and come up with some way of encouraging better attendance. A discussion followed which provided the following ideas; find a new location to hold meetings; send invitations to residents; personal contact; hold meetings at fire house.

Matt will check on availability of fire house meeting room for upcoming meetings.

- **Chamber membership renewal** – Matt informed Council that Larkspur Chamber of Commerce membership was up for renewal. Council discussed aspects of continuing membership and agreed the Town should renew. Matt was also instructed to have Stephen Smith removed as the Towns representative based on his not running for re-election.

Lana Wagner made a motion to renew the Town’s membership in the Larkspur Chamber of Commerce. The motion was seconded by Sheryl Jones. A roll call vote was taken. Five (5) in favor, one (1) against (Kristin Cutbirth); motion carried.

A discussion followed regarding the Town Manager’s attendance at Chamber meetings and other meetings at which another Council member was also attending. Mayor West noted Matt was attending Chamber meetings as an interested party and not as a Town representative. Matt added he had provided information requested of him by the Chamber regarding town activities and determined that would no longer be appropriate since that was the Towns appointed representative responsibility.

Sheryl Jones discussed her participation with CDBG and mentioned she would be willing to continue in that capacity for the Town after her term of office was over.

Eve Curry-Harbison asked about the Planning Commission public hearing minutes and Matt informed her he would be working to get them completed as soon as possible and that some of the tapes were difficult to understand because of the acoustics at the hearing site. Mayor West offered to have Sharon assist in transcribing the tapes.

Eve also asked Matt for a calendar of meetings scheduled for the month which he said would be provided to Council.

MAYOR’S COMMENTS: None.

COUNCIL COMMENTS: Eve asked if Mike Belsky had submitted his letter to Town Hall requesting relief from penalty fees assessed for late payment of sales taxes and the answer was no. Eve also mentioned Council needed to review the 2009 Council priority list to evaluate how well Council did in satisfying the goals. It was agreed this would be discussed at a future Council meeting.

ADJOURN:

Lana Wagner made a motion to adjourn the regular Council meeting which was seconded by Sheryl Jones and approved by unanimous voice vote. The meeting was adjourned by Mayor West at 9:12 PM.

Respectfully submitted,

Matt Krimmer

Town Clerk/Manager