



**TOWN OF LARKSPUR
MINUTES OF THE
REGULAR COUNCIL MEETING
AUGUST 6, 2009**

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

ROLL CALL:

<u>PRESENT</u>	<u>ABSENT</u>	<u>NON-VOTING</u>
Kristin Cutbirth	Lana Wagner	Town Attorney-Scotty Krob
Sheryl Jones		Town Clerk/Manager-
Eve Curry-Harbison		Matt Krimmer
Joseph Jeske		
Mayor Pro-tem Stephen Smith		
Mayor Sherilyn West		

PLEDGE OF ALLEGIANCE: Recited.

UNSCHEDULED PUBLIC APPEARANCES: Martin Fesing addressed Council quoting from Ordinance 3.43, page 28 and page 42 regarding landscaping and outdoor storage non-compliance for the property at 9505 S. Spruce Mountain Road. He also had issues with fencing and zoning on that property and asked about how to rezone it. Mayor West informed Mr. Fesing that only the property owner could request a rezoning which would have to go through a rezoning procedure and be approved by Town Council.

Shannon Buss had comments regarding the availability of hard copy files pertaining to the Bear View campground PD zoning which the Planning Commission (PC) did not have copies of. She was informed by the Town Attorney that the PC should now be in possession of the files and if she did not have certain documents to obtain them from the Town Clerk.

SCHEDULED PUBLIC APPEARANCES: None.

OTHER ATTENDEES: Lorelei LaFortune, Gary Abel, Sarah Lucasi, Shannon Buss, Vernice Gutherie, Donna Fesing, and Skate Park petitioners.

PAYMENT OF BILLS: Bills presented to Council totaling \$33,737.20 included payments to Parks and Recreation Board members and volunteers for Independence Day items and services, payment to Fischer Enterprises for materials and fabrication of park pavilion and picnic shelter, and payment to New Covenant Fellowship for facility rental, including sound equipment, for the public hearing.

A motion to pay bills totaling \$33,737.20 was made by Stephen Smith and seconded by Joseph Jeske. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

Eve Curry-Harbison asked for a year to date actual vs. budget summary to be provided Council in the near future.

COUNCIL DISCUSSION PROJECTS:

- Bids for replacement of concrete sidewalk in front of Town Hall - Two bids were received. One from Fischer Enterprises for \$1300 and one from Wild Spur, Inc. (Ed Blanchard) for \$1440. Matt Krimmer noted that Mr. Fischer informed him he would prefer Ed Blanchard be awarded the contract since he did not use Wild Spur in his contract bid for the Park Enhancement project. After a brief discussion the following motion was made:

Sheryl Jones made a motion to award the concrete sidewalk replacement bid to Fischer Enterprises as low bidder at the bid price of \$1300 and if declined by Mr. Fischer extend Wild Spur, Inc. the opportunity to accept the contract at the \$1300 price. Joseph Jeske seconded the motion. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried. Council also requested having Wild Spur, Inc. bid the Town Hall railing from the driveway to the deck at the entrance. Other bids and comparative pricing information will also be obtained from Home Depot, Lowes, etc.

Mayor West skipped to the Manager's report to allow Malachi Parker and a group of seven young people in attendance to present a petition to build a skate park in the Town. Malachi presented their request emphasizing the need for young people to be able to safely skate board instead of being on the road or on paved parking lots. After some discussion Council directed staff to research options and costs and also requested the petitioners assist in getting information to bring to Council for them to consider in making a determination.

- CDOT Rest Area property transfer - Matt Krimmer provided Council with bids from three contractors, two building movers and Fischer Enterprises to move the three concrete buildings, four wooden buildings, and two pavilion roofs. A discussion followed regarding locations of restrooms, use of wooden roofs, actions required of the Town and CDOT, sale of buildings not used, acquisition and use of other rest area items listed below and available at no cost to the Town other than costs for removal and relocation.

List of items for removal from Larkspur Rest Areas:

- 3 – concrete restrooms with fixtures and plumbing
(Bldg. #'s G47-009-006, G47-009-007, G47- 009-008)
- Concrete Picnic Tables and Benches – as many as are available
- 4 – wooden restrooms with fixtures
(Bldg. #'s G47-008-03, G47-008-04, G47-009-04, G47-009-05)
- 2 – Kiosk wooden roofs
- Poster / Map display panels – as many as are available
- Concrete benches (8) and roofs (2) from two phone kiosks
- 7 – short lights with aggregate stone poles
- Split rail fencing
- Landscaping timbers – as many as available
- 2 - Mosaic pictures from brick restrooms (mountain lion and deer)

2 – Larkspur historical society displays (this has been coordinated with the society president)
Flag poles and pole lights
Stainless Steel drinking fountains and other stainless steel fixtures if available
Flowers, bushes, and trees for planting in Town Park
Any available restroom and directional signage as may be available

A motion to move one concrete restroom, two wooden restrooms, and two wooden roofs from the CDOT Larkspur Rest Areas on I 25 to the Town using Rocky Mountain Structural Movers in accordance with their bid pricing was made by Sheryl Jones and seconded by Stephen Smith. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

A motion authorizing movement and sale of the remaining concrete and wooden buildings to a third party bidder for a price not less than the cost for moving them to Town was made by Sheryl Jones and seconded by Stephen Smith . A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

A motion approving charges bid by Fischer Enterprises for removal of miscellaneous items identified on the attached list and moving them to Town and as may be reduced by volunteer labor was made by Sheryl Jones and seconded by Joseph Jeske. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

- Termination of Town Trash/Recycling Facility contract with Bull White Services, LLC for non- performance was presented by Mayor West. Discussion on condition of the dump site, actions required to clean it up, continued use by Town residents, recycling options, and other related topics was held. Kristin Cutbirth suggested Council re-consider hiring a full time maintenance person.
- Mowing application field and upper ponds was presented by Mayor West. SEMOCOR has offered to mow the fields and pond areas if he can use the Town's tractor and brush hog mower. The tractor requires a drive shaft and clutch at a cost of \$316. Mayor West does not recommend repairing old equipment. Sheryl Jones suggested offering SEMOCOR the option of buying the tractor and brush hog as is and bidding on the mowing. Other mowing contractors should be contacted to offer a mowing bid. Matt will inform SEMOCOR and contact other possible bidders.
- Road grading on road wash out areas is required, especially the road to the wells and upper and lower tank area. Matt will contact a contractor recommended by SEMOCOR who owns his own equipment to get a bid on the work.

MANAGER'S REPORT:

1. Skate park petition discussed earlier.
 2. Recommendation from Parks and Recreation Board to remove Marlys and Reed Houge as alternates to Parks and Recreation Board for non-participation.
- Sheryl Jones made a motion to remove Marlys and Reed Houge as alternates to the**

Parks and Recreation Board effective immediately which was seconded by Joseph Jeske. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.

3. Matt Krimmer presented an application from Marty Crandall-Grela to fill one alternate Parks and Recreation Board vacancy. Following a short discussion **Stephen Smith made a motion to appoint Marty Crandall-Grela as an alternate to the Parks and Recreation Board effective immediately. The motion was seconded by Joseph Jeske. A roll call vote was taken. Four (4) in favor, two (2) against (Kristin Cutbirth, Eve Curry-Harbison); motion carried.**

Eve Curry-Harbison requested an updated list of Board members.

4. Matt Krimmer informed Council of a donation to Parks and Recreation from Tara Dexter and the Monkey Face Ice Creamery in the amount of \$772.40 from her National Ice Cream Day Monkey Face mountain climb and fund raising event. Sheryl Jones recommended a thank you certificate and a plant be presented to Ms. Dexter for her generous contribution.

5. Mayor West mentioned the article in the last issue of the Perry Park Sentinel giving credit to the Larkspur Chamber of Commerce for the Town's Independence Day event. Matt noted it had been presented and discussed at the last Parks and Recreation Board meeting and Lana Wagner was contacting the Sentinel editor to ask for a retraction and correction.

6. Matt Krimmer presented a suggestion to lease a portion of the Town's maintenance yard to Cruz Masonry for a stone cutting business which is currently at the site of the John Miner property. After a short discussion it was decided it would be a risky venture and no such offer would be made.

7. Matt Krimmer presented information on the Larkspur-Douglas County joint chairmanship of the Partnership of Douglas County Governments for 2010. Elected officials caucus will be November 12, 2009 at the Lone Tree Marriott.

MAYOR'S COMMENTS: Mayor West presented DOLA and Census Bureau estimates of the Town's population which were higher than actual. Since these estimates are considered in grant applications for monetary awards it was agreed not to contest the estimates.

COUNCIL COMMENTS: Eve Curry-Harbison asked about status of the Miner property cleanup. Mayor West gave Council an update on the cleanup progress. Kristin Cutbirth asked about empty lot mowing. Mayor West noted that letters have been sent to the property owners. Jay Johnson owns an empty lot across from the Town Park with an unoccupied mobile home on it and which needs to be moved. The owner will be notified.

ADJOURN:

Kristin Cutbirth 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 8:40 PM.

Respectfully submitted,

Matt Krimmer

Town Clerk/Manager