



**TOWN OF LARKSPUR
MINUTES OF THE
REGULAR COUNCIL MEETING
MAY 27th, 2009**

MEETING CALLED TO ORDER: Mayor Sherilyn West called the meeting to order at 7:01 PM.

ROLL CALL:

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

PLEDGE OF ALLEGIANCE: Recited.

UNSCHEDULED PUBLIC APPEARANCES:

Ian Steyn – Mr. Steyn informed Council that he was invited to a Town meeting in Denver with United States Vice-President Biden and the White House was in support of the Bear View Campground proposal. Mr. Steyn acknowledged Gary Abel for his help and willingness to support the Campground and the process.

He also informed Council that the name of the campground now included Yogi Bear Jellystone Park, which is a franchised camping facility, and there are several doing business as (dba) identifiers for the campground including Yogi Bear Jellystone Park @Larkspur, Yogi Bear Jellystone Park @Castle Rock, Yogi Bear Jellystone Park Central Colorado, Bear View Campground @ Castle Rock, Castle Rock Campground, etc.

Eric Waggle – Mr. Waggle presented Council with a proposal to do electrical repairs out of the garage behind his house at 9122 South Spruce Mountain Road. He explained he would repair small engines, electrical components on automotive, diesel, trailer, tractor, lawn mowers, weed eaters, small appliances, etc. After some questioning, Council agreed to allow the business as a use by special review under the residential zoning code upon acquiring a business sales tax license from the Town.

Kristin Cutbirth made a motion to approve Eric Waggle to operate a small electrical repair business from his garage upon obtaining the appropriate business license from the Town. Joseph Jeske seconded the motion. A roll call vote was taken. Seven (7) in favor, zero (0) against; motion carried.

Deputy Sheriff Mathew Pollard – Deputy Pollard informed the Council that the Sheriff has doubled the number of officers assigned to the Larkspur area to two. He then asked Council if they had any concerns about law enforcement activities in Town and offered to answer any questions. Lana Wagner asked about the legality of motorized

scooters on Spruce Mountain Road to which Deputy Pollard replied that the law is complicated but any motorized vehicles on a public road needed to be licensed.

SCHEDULED PUBLIC APPEARANCES: None.

OTHER ATTENDEES: Gary Abel

APPROVE MINUTES: Council reviewed minutes of the May 7th, 2009 regular council meeting. There was no discussion and no comments or corrections.

A motion to approve the May 7th, 2009 regular council meeting minutes was made by Kristin Cutbirth and seconded by Joseph Jeske. A roll call vote was taken. Five (5) in favor, zero (0) against, two (2) abstained (Sheryl Jones, Lana Wagner); motion carried.

FINANCIALS: Mayor West presented the financial statement and bills to be paid in the amount of \$35,020.29.

Lana Wagner made a motion to approve payment of bills totaling \$35,020.29.

Kristin Cutbirth seconded the motion. A roll call vote was taken. Six (6) in favor, one (1) against (Sheryl Jones); motion carried.

The Mayor presented a request from Town Staff to increase petty cash held at Town Hall to \$500 during the Renaissance Festival to be able to accommodate making change when accepting tax payments from Festival vendors.

Lana Wagner made a motion to approve increasing petty cash at Town Hall to five hundred dollars (\$500) during the Renaissance Festival ending in August 2009.

Stephen Smith seconded the motion. A roll call vote was taken. Six (6) in favor, one (1) against (Sheryl Jones); motion carried.

SEMOCOR MONTHLY REPORT: All systems are operating satisfactorily and no issues or problems have surfaced in the last two weeks.

NEWSLETTER: Mayor West presented the draft newsletter for June. Several corrections were noted.

ADVISORY BOARD REPORTS:

Parks and Recreation Board – Minutes of their May 4, 2009 meeting were provided. Due to the conflict with the Bear View public hearing on June 1st at the Town Hall and the unavailability of board members on other dates the Board requested to be allowed to hold their meeting at the home of Board member Larry Horwitz.

A motion was made by Joseph Jeske and seconded by Kristin Cutbirth to approve the Parks and Recreation Board meeting to be held at the home of Larry Horwitz on June 1st, 2009. A roll call vote was taken. Five (5) in favor, two (2) against (Sheryl Jones, Eve Curry-Harbison); motion carried.

Planning Commission – Copies of Planning Commission minutes for April 13, 2009 and May 11, 2009 were provided.

CONTINUING BUSINESS:

Mowing – Mayor West commented that mowing season of the Town’s right of ways, the Town Park and the sewer pond areas was approaching and asked if Council had any objections to using RS Enterprises, last year’s contractor, to do the same job this year. No objections were noted.

NEW BUSINESS:

AT&T ROW Permit – Matt Krimmer presented a ROW permit application from AT&T to replace antennas on Monkey Face Mountain. It was noted that a permit may not be required as the property belongs to Jim Paradise, owner of the Renaissance Festival, and that AT&T needed his permission to access the mountain. Matt stated he would check with Mr. Paradise and inform AT&T. Council agreed to make a motion to approve a permit if required.

Lana Wagner made a motion to approve a ROW Permit for AT&T to replace antennas on Monkey Face Mountain if required. Eve Curry-Harbison seconded the motion. A roll call vote was taken. Seven (7) in favor, zero (0) against; motion carried.

TCS Communications ROW Permit – Matt presented a ROW permit application from COMCAST sub-contractor TCS Communications to replace COMCAST communication lines at the LFPD requiring a bore under Spruce Mountain Road. Several questions were asked, some were answered, and Matt was directed to clarify unanswered questions with TCS and verify the trench will be properly filled in and reseeded.

Lana Wagner made a motion to approve a ROW permit for TCS Communications to bore under Spruce Mountain Road to provide COMCAST communication lines to the LFPD upon obtaining satisfactory answers to the unanswered questions. Joseph Jeske seconded the motion. A roll call vote was taken. Seven (7) in favor, zero (0) against; motion carried.

Rest Area buildings and other items for Town – Mayor West briefed Council on the discussions with CDOT regarding the rest areas and informed them of the Town’s request to acquire buildings and other items from the I-25 rest areas which CDOT has closed.

Use of Town Hall by outside organizations - Mayor West asked Council to give some thought to setting policy for use of Town Hall by outside organizations.

OSI Sign Permit Application – Matt presented Council with a sign permit application for the OSI Creek Ridge Office Park. A lengthy discussion followed regarding the size of the monument and sign. Council decided to table the discussion to the next meeting on June 4, 2009.

MANAGER’S REPORT: Matt presented a bid proposal from Classic Iron Works for a railing the length of the Town Hall sidewalk running from the driveway on the south side to the landing at the front of Town Hall. Following a discussion it was concluded that the bid was too high and could not be considered. Matt was requested to seek alternative bids from other sources. He also presented Council a summary of items including the

park enhancement bid status, CDBG notice for energy efficiency grants, Corner Market cash back to Larkspur Elementary School for ice cream purchases, summer intern availabilities, the Douglas County Shred-A-Thon on June 13, and the two week calendar.

MAYOR'S COMMENTS: None.

COUNCIL COMMENTS: Lana Wagner asked about rumor of a possible recall. Matt informed Council that a procedural inquiry had been made but no follow up or other inquiries have been received since.

A motion to enter into Executive Session was made by Kristin Cutbirth at 7:27 PM. The motion was seconded by Joseph Jeske and a roll call vote was taken. Seven (7) in favor, zero (0) against; motion carried.

Executive Session closed at 9:23 PM.

A motion was made by Kristin Cutbirth and seconded by Lana Wagner to set the start time for the June 4, 2009 Council meeting at 5:30 PM. A roll call vote was taken. Seven (7) in favor, zero (0) against; motion carried.

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

Mayor West adjourned the Council meeting at 9:27 PM.

Respectfully submitted,

Matt Krimmer
Town Clerk/Manager