



**TOWN OF LARKSPUR  
REGULAR COUNCIL MEETING  
SUMMARY MINUTES  
November 15, 2018  
6 PM  
Town Hall**

**MEETING CALLED TO ORDER** by Mayor Gerry Been at 6 p.m.

<b>PRESENT</b>	<b>ABSENT</b>	<b>NON-VOTING</b>
Tabitha Parks		Town Attorney- Scotty Krob
	Paul Bowers	Town Clerk/Manager -
Isaac Levy		Matt Krimmer
Heather Sanchez		
Jennell Waggle		
Mayor Pro-tem Jeremiah Holmes		
Mayor Gerry Been		

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**TOWN STAFF PRESENT:** Michelle Wagner, Susan Kerry, Christina Wagner, Sandra Mason, Paul Grant (SEMOCOR)

**PLEDGE OF ALLEGIANCE:** Recited at preceding Public Hearing

**PUBLIC ATTENDEES:** Gary Abel, Ed Blanchard, Ruth Ann Arfsten, Marty Perrien, Tricia Bernhardt, Captain & Mrs. Jim Jensen (DCSO), Susan Squyer, Mary Niblack

**SCHEDULED PUBLIC APPEARANCES:**

- **Susan Squyer and Mary Niblack, Douglas County Community Foundation (DCCF)** addressed the Council and audience providing information about the Foundation and the upcoming Colorado Gives Day on December 4<sup>th</sup>.
- **Ed Blanchard** addressed the Council and Town Attorney regarding concerns about conflicts of interest by former and present Council members in matters pertaining to the Town’s new well, water storage tank, water treatment plant, and pipelines and related easements obtained from the American Federation of Human Rights (AFHR).

**UNSCHEDULED PUBLIC APPEARANCES: Captain Jim Jensen, DCSO,** commented on the importance of reporting any and all disturbances, including unknown gunfire within the Town limits, to the Sheriff’s Office and having plans in place for the safety and security of town residents and government employees.

**MOTIONS:**

**Jennell Waggle made a motion to approve Resolution 18-16, A RESOLUTION TRANSFERRING SUMS OF MONEY TO DEFRAY EXPENSES WITHIN THE WATER AND SEWER FUND OF THE 2018 AMOUNTS BUDGETED FOR THE TOWN OF LARKSPUR, COLORADO. The motion was seconded by Jeremiah Holmes. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.**

**A motion was made by Jeremiah Holmes and seconded by Heather Sanchez to approve an Intergovernmental Agreement (IGA) with Douglas County for the COLLECTION, ADMINISTRATION, AND ENFORCEMENT OF THE COUNTY'S USE TAX ON CONSTRUCTION AND BUILDING MATERIALS USED OR CONSUMED WITHIN THE INCORPORATED LIMITS OF THE TOWN. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.**

**Isaac Levy made a motion to approve regular council meeting minutes for October 18<sup>th</sup>, 2018. The motion was seconded by Tabitha Parks. Motion carried by unanimous voice vote 5-0-1.**

**A motion was made by Jennell Waggle and seconded by Tabitha Parks to approve Resolution 18-17, A RESOLUTION APPROVING DISSOLUTION OF AN INTERIOR LOT LINE BETWEEN PARCEL C-2 AND PARCEL A OF LOT 4 DOUGLAS VALLEY ESTATES aka 255 UPPER LAKE GULCH ROAD, LARKSPUR, COLORADO 80118. Motion carried by unanimous voice vote 6-0-0.**

**Isaac Levy made a motion to approve a bid from American Striping in the amount of \$4180 to paint crosswalks and stop bars at strategic locations on Spruce Mountain Road and Perry Park Avenue to provide safe pedestrian crossings and alert drivers to stop zones on the roads. The motion was seconded by Heather Sanchez. A roll call vote was taken. Four (4) in favor, two (2) against (Tabitha Parks, Jeremiah Holmes); motion carried.**

**Jeremiah Holmes made a motion to approve a subdivision of Office Space Investors (OSI) lot B1-A1 in to four lots (B1-A1-A, B1-A1-B, B1-A1-C, B1-A1-D). Each lot meets the minimum lot width requirements and will retain its parent lot Commercial zoning. The motion was seconded by Tabitha Parks and the motion carried by unanimous voice vote 6-0-0.**

**A motion was made by Jeremiah Holmes and seconded by Jennell Waggle to approve an Intergovernmental Agreement (IGA) with the Douglas County Sheriff's Office for the year 2019 FOR PUBLIC SAFETY SERVICES (LAW ENFORCEMENT AND ANIMAL CONTROL) BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, ON BEHALF OF THE DOUGLAS COUNTY SHERIFF'S OFFICE, AND THE TOWN OF LARKSPUR. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.**

**A motion was made by Mayor Gerry Been and seconded by Jeremiah Holmes to enter into "executive session" to discuss legal matters with the Town Attorney regarding failure of a Town business to obtain a Town Business/Sales Tax license and conduct business in such a manner as to impact the health, safety, and welfare of adjacent property owners. Motion passed by unanimous voice vote 6-0-0.**

**A motion was made by Isaac Levy and seconded by Jeremiah Holmes to adjourn the Council meeting. Motion carried by unanimous voice vote 6-0-0. Mayor Gerry Been adjourned the Council meeting at 8:14 p.m.**

**ACCOUNTING:** Resolution 18-16 transferring money from the General Fund to the Water & Sewer Fund and an IGA with Douglas County for the collection of the County's use tax were approved.

**SEMOCOR REPORT:** Paul Grant presented the September 2018 report and informed Council of inspections of those businesses having backflow preventers for recertification by the end of the year.

**COMMISSION AND BOARD REPORTS:**

- **Planning Commission (PC)** – Marvin Cardenas, Chair, was unable to attend. Matt Krimmer informed the Council of the PC's request to have Council act on the OSI subdivision since the PC was unable to hold a public hearing due to unavailability of PC members needed to establish a quorum.
- **Water and Sewer Board (W&S)** – **Trish Bernhardt, Chair**, advised the Council of the W&S Board's recommendation to increase commercial use water and sewer tap fees by 52% as soon as possible. Tricia informed Council the Board will be requesting more information from Town staff regarding tap fees, water and sewer rates, the Jellystone development, and negotiations with Sun Communities regarding a new agreement for wastewater services and wastewater treatment plant expansion. She thanked Paul Grant, Semocor, for the tour he provided to the Board of the existing wastewater treatment plant.
- **Parks and Recreation Board (P&R)** – **Ralph Marsh, Chair**, was unable to be present, however Matt Krimmer informed Council that the next P&R Board meeting has been rescheduled to November 26<sup>th</sup> at 1 p.m. so that Board members can assist Town staff with filling Santa bags for distribution at the Tree Lighting on December 1<sup>st</sup>.

**TOWN OPERATION REPORTS:** Matt Krimmer presented Planning and Building Department reports and status summaries of the development projects:

- **Construction & Development Projects -**
  - ✓ **Jellystone at Larkspur**
    - Negotiations are continuing for an updated financial commitment from Sun supporting a new or upgraded waste water treatment plant (WWTP)
  - ✓ **Dumler Travel Center** – Resolution 18-17 approving the interior lot line dissolution between parcel A and C-2 of lot was passed.
  - ✓ **Moltz Constructors** – Building construction continues - no new information is available
- **Building Department** – Permit report provided

**TOWN PROJECTS:** Matt provided a status summary:

- **Water Treatment Plant (WTP)**
  - ✓ WTP building wall panels to be delivered Nov.19<sup>th</sup>
- **Wastewater Treatment Plant (WWTP)**
  - ✓ GMS Engineering to be oriented and engaged in WWTP project

- **Front Range Trail**
  - ✓ Trail sign installation remains to be done
  - ✓ Minor bridge work remains to be completed on existing bridge and a new bridge needs to be built at South end of Park
- **Crosswalk and Stop Bar Striping** – Kolbe Striping through Douglas County contract will complete three stop bars and one crosswalk at Spruce Mountain Road and Perry Park Avenue intersection. American Striping will complete five crosswalks and two stop bars at defined locations along Spruce Mountain Road
- **Traffic Study** - APEX Design has started the traffic study and is scheduling observations during school bus stop pick up and drop off times

**CONTINUING BUSINESS:**

- CDOT I-25 GAP Project update – Nothing new to report
- OSI Subdivision – Council approved subdivision of the one large Office Space Investors lot into four parcel lots

**NEW BUSINESS:**

- Council denied a request from Cliff Carroll to reduce the water tap fee for water line connection to his property at 245 W. Perry Park Avenue
- Matt Krimmer described new safety/security measures taken at Town Hall and Town Hall Annex
- Official record of Council and Board meetings will be digital effective November 15, 2018
- Council approved an IGA for 2019 Law Enforcement and Animal Control Services
- Request received from Douglas County Commissioners for a Town elected official to participate on selection panel for the DC Libraries Board of Trustees. Mayor Been will be primary and Mayor Pro-tem Holmes will be the alternate

**LEGAL UPDATES:**

- Hunting regulations within the Town to be reviewed and Ordinance drafted
- Law for discharge of firearms within Town limits to be reviewed
- Scotty Krob read a letter in response to conflict of interest inquiry made by a Town resident against a former Council member

**MANAGER UPDATES:**

- **Larkspur Community Blood Drive scheduled for October 27<sup>th</sup> was cancelled for lack of participants**
- **Next Council meeting December 6, 6 p.m., Town Hall**

**COUNCIL COMMENTS:**

**Jeremiah Holmes** – questioned the accuracy of the radar speed signs and requested they be checked for accuracy

**Jennell Waggle**– asked about tap fees and use of the Town truck

**MAYOR’S COMMENTS:** None.

**EXECUTIVE SESSION:** Council went into executive session to discuss legal matters pertaining to Town business operating without a business license. Executive session started and 7:50 p.m. and ended at 8:13 p.m.

**MEETING ADJOURNED at 8:14 p.m.**

**Respectfully submitted,  
Matt Krimmer  
Town Clerk/Manager**

These minutes are only a summary of the proceedings of the meeting. They are not intended to be comprehensive or to include each statement, person speaking or to portray with complete accuracy. The most accurate record of the meeting is the MP3 file recording maintained in the office of the Town Clerk.