



REGULAR COUNCIL MEETING

Town Hall
8720 Spruce Mountain Road
Larkspur, Colorado 80118
March 18th, 2021
6:00 PM
MINUTES

Pursuant to the emergency declaration all Town Council members, including the Mayor, and Town Clerk shall be attending the meeting by Zoom Meeting or telephone and members of the public shall have the ability to attend and monitor the meeting by Zoom Meeting or telephone as well.

Sean Hogan / Town Clerk is inviting you to a scheduled Zoom meeting.

Topic: Regular Town Council Zoom Meeting

Time: Mar 4, 2021 06:00 PM Mountain Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/88537202842>

Meeting ID: 885 3720 2842

One tap mobile

+16699009128,88537202842# US (San Jose)

+12532158782,88537202842# US (Tacoma)

Dial by your location

+1 669 900 9128 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

Meeting ID: 885 3720 2842

Find your local number: <https://us02web.zoom.us/j/kc9VdsMCVs>

MEETING CALLED TO ORDER/ROLL CALL: The meeting was called to order at 6:00 pm and all members were present except Councilmember Brian Cook.

	<u>PRESENT</u>	<u>ABSENT</u>
Mayor- Marvin Cardenas	X	
Mayor Pro-tem- Isaac Levy	X	
Shannon Buss	X	
William Teague	X	
Brian Cook		X
Sandy McKeown	X	
Paul Bowers	X	

Posted: 3-19-2021 SBH

Please note: This agenda may be subject to change. Items may be added or deleted as required. The Town of Larkspur has adopted rules governing the public participation process in Town Council Meetings. All audience members must refrain from commenting during meetings unless recognized to speak. Loud speech and boisterous behavior from audience members is not permitted and constitutes grounds for removal from the meeting. Please deactivate all cell phones during the meeting. Town Council meetings can be adjusted plus or minus 15 minutes from the timelines outlined within the Agenda.



- I. **PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was recited by all councilmembers.
- II. **MOTION TO APPROVE AGENDA:** Councilmember Sandy McKeown made a motion to approve the Agenda for the Regular Council Meeting of March 18, 2021, seconded by Councilmember William Teague. No discussion. In a roll call vote of five (5) approved, zero (0) opposed, Mayor affirmed. Motion Carried.
- III. **MOTION TO APPROVE MINUTES:**
Meeting Minutes from March 4, 2021 Regular Meeting Draft:
Councilmember William Teague made a motion to approve the Minutes from the Regular Council Meeting of March 4, 2021, seconded by Councilmember Sandy McKeown. No discussion. In a roll call vote of five (5) approved, zero (0) opposed, Mayor affirmed. Motion Carried.
- IV. **SCHEDULED PUBLIC APPEARANCES:** (10 min limit)
 - **Ed Blanchard** spoke on the recalls and his recent discussions with the Town Manager, Sean Hogan. He thought the town manager was taking on too much responsibility and was concerned about the water treatment plant being out of compliance. He wanted to schedule a meeting at the water treatment plant to talk about deficiencies. He also voiced concern about the use of town equipment. Mayor Cardenas addressed each of his concerns.
- V. **ACCOUNTING:**
 - Finance Update: Donnelle Johnson: Donnelle gave an update of the bills shown in the Council packet.
 - Bills to Pay.
 - **General Fund:** A motion was made by Councilmember Sandy McKeown, seconded by Councilmember William Teague to pay the general fund bills in the amount of \$ 9,827.61. **Discussion:** It was suggested to have the bills approved once a month rather than at each Council Meeting. Donnelle agreed to work with each vendor to change due dates and make that happen. It was agreed to limit phone calls to 1 hour for legal counsel and advice given to Council members only. In a roll call vote of five (5) approved, zero (0) opposed, Mayor affirmed. Motion Carried.
 - **Water & Sewer Fund:** A motion was made by Councilmember Shannon Buss, seconded by Councilmember William Teague to pay the water and sewer fund bills in the amount of \$3,264.82. No discussion. In a roll call vote of five (5) approved, zero (0) opposed, Mayor affirmed. Motion Carried.

Posted: 3-19-2021 SBH

Please note: This agenda may be subject to change. Items may be added or deleted as required. The Town of Larkspur has adopted rules governing the public participation process in Town Council Meetings. All audience members must refrain from commenting during meetings unless recognized to speak. Loud speech and boisterous behavior from audience members is not permitted and constitutes grounds for removal from the meeting. Please deactivate all cell phones during the meeting. Town Council meetings can be adjusted plus or minus 15 minutes from the timelines outlined within the Agenda.



VI. COMMISSION & BOARD REPORTS:

- **Planning Commission (PC) Report** – Matias Cumsille, Chair: Chair was not present at the meeting.
- **Water & Sewer Board (W&S) Report** – Tricia Bernhardt, Chair: The Water and Sewer Board met on March 16, 2021. Not a lot to report. Clay Brown and GMS suggested we withdraw our grant request for radium mitigation on our water system. Funding is limited and our request needs more research, we are going to withdraw our grant request and a more thorough study done before we resubmit. We agreed to follow their advice and get GMS to do an analysis to get the radium problem corrected once and for all. A motion was made by councilmember Sandy McKeown, seconded by councilmember William Teague, to withdraw our grant application, and resubmit when we have the analysis completed. No further discussion. In a roll call vote, five (5) approved, zero (0) opposed, Mayor affirmed. Motion carried.
- **Parks & Recreation Board (P&R) Report** – Randy Johnson, Chair: No one was available to give a report, so Mayor Cardenas posted the Regulatory Sign that the Board was considering for comments. Councilmembers agreed the speed limit was too high and while the sign stated 'no motorized vehicles' the 'speed limit' was shown. It was agreed to point out these items to the Park and Rec Board and address the sign at the next Council meeting.

VII. CONTINUING BUSINESS:

- **BOBCAT COSTS:** Jason, Municipal Representative for Bobcat of the Rockies gave a breakdown of lease, purchase, trade-in costs. To lease a machine with full warranty (which does not include our attachments) would cost the Town anywhere from \$1150 to \$833 a month. To purchase a new machine with our trade in would cost the Town \$55,087. Bobcat would give us \$19,000 for a trade in. The figures were given for 1, 3 and 5 years and it was thought the Town could not buy a machine on payments. Jason agreed to provide a breakdown of each scenario and present it to the Town by the next Council meeting.
- **GFL Trash Compactor Presentation:** GFL talked about a trash compactor and the likelihood of something damaging the compactor. Paul Bowers said he saw items in the dumpster from bathroom fixtures to cabinets and other large items and wanted to know the likelihood of these items damaging the compactor. GFL stated these items would probably be okay but large metal items could possibly damage the compactor. He added that the compactor comes with warranty and the Town would not have to bear the repair cost. He also agreed to come back next Council meeting with a video of the compactor capabilities and let the Council see it in operation. Cameras were suggested to keep surveillance over residents putting unacceptable items in the compactor. James will research our current dump card to see if there is any way it can trace users and report at the next meeting.
- Kudos were given by councilmember Paul Bowers to James Stockstill for being 'on the job' during the last heavy snowstorm. He pulled people out of the snow

Posted: 3-19-2021 SBH

Please note: This agenda may be subject to change. Items may be added or deleted as required. The Town of Larkspur has adopted rules governing the public participation process in Town Council Meetings. All audience members must refrain from commenting during meetings unless recognized to speak. Loud speech and boisterous behavior from audience members is not permitted and constitutes grounds for removal from the meeting. Please deactivate all cell phones during the meeting. Town Council meetings can be adjusted plus or minus 15 minutes from the timelines outlined within the Agenda.



drifts and assisted in clearing the snow for many people in the town.

- **Tim Dumler's Project:** Dan Krob, Town Legal Counsel, met with Tim Dumler's attorney about moving on a subdivision process to create six lots and rezone his property to Commercial. Right now, the property is zoned PUD. Dan Krob will get more information from Tim Dumler's attorney as to the specifics involved. For right now, Tim wants to get all the preliminary details out of the way but will not start construction until the highway is completed (2 years). Councilmember Paul Bowers would like to see the orange fence replaced so it looks better to people coming into Town.
- **Continue using Krob Law Firm for Town Legal Counsel:** Dan Krob asked for input as to how satisfied the Council was using the Krob Law Firm and asked for comments. The Council comments were very favorable, and Councilmember Paul Bowers made a motion to continue using Krob Law Firm for Town Counsel, seconded by councilmember William Teague. No further discussion. In a roll call vote of five (5) approved, zero (0) opposed, Mayor affirmed, Motion carried.
- **Ordinance 2021-03,** Dan Krob showed the changed retroactive date on ordinance waiving sales/use tax on mobile homes in the Town of Larkspur. A motion was made by Councilmember Paul Bowers, seconded by councilmember William Teague to approve the changes, and adopt Ordinance 2021-03. No discussion. In a roll call vote of five (5) approved, zero (0) opposed, Mayor affirmed, Motion carried.

VIII. NEW BUSINESS: No new business to report. Mindy Kasurovas' coffee shop public hearing is scheduled for March 30, and information will be provided at the April 1st Council Meeting.

IX. CONSTRUCTION & DEVELOPMENT PROJECTS:

- The Tree company is getting ready to submit a site plan addressing the drainage, sewer and all issues will be addressed on the site plan. They will have a public hearing scheduled.

X. MAYOR'S REPORT:

- XI. Jellystone Campground Opening:** Ruth Ann Arfsten wanted to know when the campground will open. Marvin will check on the opening date. Mayor addressed Ed Blanchard's comments on the Town Employee putting gravel on his personal property and James Stockstill stated the gravel was only applied to the shoulder to bring it up to the proper height. Florence Burch was concerned about newsletter delivery and the Mayor said he would deliver them the following day. He will also deliver the iPad and Alexa box to residents over 65 that Aging Resources has provided to make life simpler for older adults. Mayor asked permission to have James Stockstill post the air conditioning unit that came with the yurt that was purchased from the campground. We plan to list it for \$1000 or best

Posted: 3-19-2021 SBH

Please note: This agenda may be subject to change. Items may be added or deleted as required. The Town of Larkspur has adopted rules governing the public participation process in Town Council Meetings. All audience members must refrain from commenting during meetings unless recognized to speak. Loud speech and boisterous behavior from audience members is not permitted and constitutes grounds for removal from the meeting. Please deactivate all cell phones during the meeting. Town Council meetings can be adjusted plus or minus 15 minutes from the timelines outlined within the Agenda.



offer and donate the proceeds to the park and recreation fund. A motion was made by councilmember William Teague, seconded by councilmember Paul Bowers to allow the air conditioning unit to be advertised on Craigs List for sale by the Town. No discussion. In a roll call vote of five (5) approved, zero (0) opposed, Mayor affirmed. Motion Carried.

The Bear Ordinance is in effect for the Town of Larkspur. We did not enforce it the first year; however, it will be enforced this year. Tickets will be given, and fines will be assessed.

Jim Paradise wants to open the Renaissance Fair July 3rd and 4th and go for an extra two weekends. A motion was made by councilmember Shannon Buss to approve three extra weekends for this year's renaissance, seconded by councilmember William Teague. No discussion. In a roll call vote of five (5) approved, zero (0) opposed, Mayor affirmed. Motion carried.

Mayor Pro Tem position was addressed and since Isaac has a full-time job Mayor suggested maybe Sandy McKeown would be interested in being the Pro Tem Mayor in the event he is recalled. Sandy said she would address that later if it happened. It will be addressed at the next council meeting.

Ordinance violations were addressed, and Dan Krob stated he is working with the prosecutor who is handling the cases. They are working to make sure everyone is given a chance to be in compliance and serving notices and scheduling court dates will be the next step.

Mayor Cardenas is going to task the Water & Sewer Board with the right numbers for the Town. He would like to see a study outlining the criteria.

XII. COUNCIL COMMENTS:

- Councilmember Shannon Buss addressed the blue flyer that was handed out to residents in the Town. She tendered her resignation from the Council. She also stated that operating an unlicensed vehicle in the Town of Larkspur is a violation and several people have been seen doing so.

XIII. UNSCHEDULED PUBLIC APPEARANCES: (3 min limit)

- Amy Blanchard spoke to the legal counsel and he answered her questions.

XIV. ADJOURN: A motion was made by Councilmember William Teague to adjourn the Council meeting, seconded by Councilmember Shannon Buss. Meeting Adjourned.

Posted: 3-19-2021 SBH

Please note: This agenda may be subject to change. Items may be added or deleted as required. The Town of Larkspur has adopted rules governing the public participation process in Town Council Meetings. All audience members must refrain from commenting during meetings unless recognized to speak. Loud speech and boisterous behavior from audience members is not permitted and constitutes grounds for removal from the meeting. Please deactivate all cell phones during the meeting. Town Council meetings can be adjusted plus or minus 15 minutes from the timelines outlined within the Agenda.