



REGULAR COUNCIL MEETING

Town Hall
8720 Spruce Mountain Road
Larkspur, Colorado 80118
April 15th, 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: April 15, 2021 06:00 PM Mountain Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/81034352680>

Meeting ID: 810 335 2680

One tap mobile

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Dial by your location

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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.

PRESENT ABSENT

Mayor- Marvin Cardenas /Isaac Levy	X
Mayor Pro-tem- Isaac Levy	X
William Teague	X
Brian Cook	X
Sandy McKeown	X
Paul Bowers	X
Sherilyn West	X

I. PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited by all present councilmembers.

Posted: 5-07-2021 SBH

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- II. **MOTION TO APPROVE AGENDA:** Councilmember Sandy McKeown made a motion to approve the Agenda for the Regular Council Meeting of April 15, 2021, seconded by Councilmember William Teague. No discussion. In a roll call vote of four (4) approved, zero (0) opposed, Mayor affirmed. Motion Carried.

- III. Due to the successful recall of both Mayor Cardenas and Councilmember Brian Cook, Isaac Levy was sworn in as the new Mayor and Sherilyn West was sworn in as the councilmember replacing Brian Cook. A motion was made by councilmember Brian Cook, seconded by councilmember Sandy McKeown to appoint councilmember Sherilyn West and councilmember Isaac Levy to the council to fill the Mayor and councilmember Cook's vacancy. In a roll call vote of four (4) approved, (1) Councilmember Paul Bowers abstained, Mayor affirmed. Motion Carried. Mayor Cardenas gave his farewell speech and the new Mayor, Isaac Levy, gave his acceptance speech. A motion was made by Councilmember Sherilyn West to nominate Sandy McKeown as the new Mayor pro-tem. seconded by councilmember Sandy McKeown No discussion. In a roll call vote of three (3) approved, zero (0) opposed, (1) Councilmember Sandy McKeown abstained Mayor affirmed. Motion Carried.

- IV. **MOTION TO APPROVE MINUTES:**
Meeting Minutes from April 1, 2021 Regular Meeting Draft:
Councilmember Sandy McKeown made a motion to approve the Minutes from the Regular Council Meeting 'with corrections' of April 1, 2021, seconded by Councilmember Paul Bowers. Discussion: There were corrections identified by councilmember Sherilyn West to change the date on two of the entries in the minutes. The motion was amended to include the corrections. In a roll call vote of three (3) approved, zero (0) opposed, (1) Councilmember Sherilyn West abstained, Mayor affirmed. Motion Carried. Councilmember William Teague resigned as a councilmember and Karen Goldman stated that with three vacancies, so an election was needed according to the Larkspur charter.

- V. **SCHEDULED PUBLIC APPEARANCES:** (10 min limit) Senator Smallwood addressed the Council, and everyone present on the zoom call to let them know he would be available and willing to answer any questions. He stated his willingness to work with the Town and help in any way he can.

- VI. **ACCOUNTING:**
- Finance Update: Donnelle Johnson: Donnelle gave an update of the bills shown in the Council packet. She is still working on getting all the bills moved to the first of the month.
 - Bills to Pay: General Fund: A motion was made by Councilmember Sandy McKeown, seconded by Councilmember Paul Bowers to pay the general fund bills in the amount of \$ 7390.24. Discussion: Councilmember Sherilyn West was concerned whether the developer's portion of the legal bills were being charged back to the developer. Dan

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Krob explained he was watching for these and moving them as applicable. In a roll call vote of four (4) approved, zero (0) opposed, Mayor affirmed. Motion Carried.

- Water & Sewer Fund: A motion was made by Councilmember Sandy McKeown, seconded by Councilmember Sherilyn West to pay the water and sewer fund bills in the amount of \$3606.47. No discussion. In a roll call vote of four (4) approved, zero (0) opposed, Mayor affirmed. Motion Carried.

VII. COMMISSION & BOARD REPORTS:

- Planning Commission (PC) Report – Matias Cumsille, Chair: There was no meeting this week, but Matias will schedule a meeting next week. The Planning Commission is putting something together on the apartments/multifamily development. They should have a recommendation for the Council at the May 5th meeting.
- Water & Sewer Board (W&S) Report – Tricia Bernhardt, Chair: The Water and Sewer Board did not meet last month.
- Parks & Recreation Board (P&R) Report – Kat Fesing reported on the signs for the park and the trail. James Stockstill got a bid and was able to get the signs for \$1,181.75 which was under the \$2600 approved amount at the last Council meeting. The Park and Rec Board would like to use the remaining money to pay for wooden posts and concrete to stabilize the posts. A motion was made by councilmember Isaac Levy, seconded by councilmember Paul Bowers to use the funds remaining from the \$2600 approved amount to pay for posts. No discussion. In a roll call vote of four (4) approved, zero (0) opposed, Mayor affirmed. Motion Carried. Kevin Archer is mapping the trails for the Town. The issue of dogs running at large was brought up and no one was sure how the IGA addressed enforcement. Dan Krob offered to research the issue and report back to the Council at the next meeting. We also need to discuss how the firepit should be handled, is it LVFA responsibility? Bill Kramer stated that Music in the Park will again be going on this summer on the 2nd and 4th Friday of June and July. The Chamber said they will follow safety guidelines. Bill presented a spreadsheet and Donnelle Johnson said she would research it to see if we can be more self-supporting.
- Bill Fischer's concession and the backstop move was discussed, and it was determined the Park and Rec Board should talk about and decide on the location and present it to the next Council meeting where it can be voted on. Also discussed was raising the fees for using the ballfield and getting a comparison spreadsheet of cost to maintain the field and how much revenue we receive for renting it out. We need to make the field self-supporting even if we have to raise the costs.
- QUICKBOOKS: Donnelle Johnson would like permission from the Council to continue to work on moving the financials to QuickBooks rather than to continue using Accufund which is very expensive, QuickBooks is more cost effective, and we can take advantage of autopay, DNash does not charge for QuickBooks so the town would see a \$7-12,000 yearly savings. Donnelle agreed to put together a proposal showing cost savings. Hope

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to vote on moving to QuickBooks at the next Council meeting.

- **ORDINANCE ENFORCEMENT:** Sean Hogan presented a Scope of Service proposal for a company to do our Ordinance Enforcement without involving town officials in the process. There was a great deal of discussion as to whether we already have a vehicle to enforce these ordinances. Dan Krob weighed in on this and thought it was a good idea. Sean Hogan agreed to have the service give a presentation at the next Council meeting to show what they can do for us.

VIII. NEW BUSINESS:

- **SPECIAL ELECTION:** Karen Goldman stated since we have 3 vacancies on the Town Council, a special election is required, and the timing is very important. We must follow the State statutes for filling the vacant Council seats. Karen will work with the town clerk, Sean Hogan and present the process at the next Council meeting. Dan Krob suggested we make a motion to cancel the interviews for filling Council seats scheduled for April 22nd. **A motion to cancel the meeting on April 22, 2021 for interviews was made by councilmember Sherilyn West and seconded by councilmember Sandy McKeown. Discussion:** Karen Goldman will discuss the polling place/absentee ballot and said every town resident needs to receive a special notice before the election to outline the need for the election and how it will be held. **In a roll call vote of four (4) approved, zero (0) opposed, Mayor affirmed. Motion Carried.**
- Dan Krob said someone should make a motion that we use Karen Goldman for the special election. **A motion was made by councilmember Sandy McKeown to use Karen Goldman to handle the special election, seconded by councilmember Paul Bowers. No discussion. In a roll call vote of four (4) approved, zero (0) opposed, Mayor affirmed. Motion carried.**
- **COMMUNITY BANK:** Donnelle Johnson talked about the problems we are having with Community Bank i.e., credit cards shut down, frozen sums, and no notification given prior to these measures being taken. She would like permission to shop around for a different bank and said she looked at First Bank, a Colorado Bank, and councilperson Sandy McKeown said she uses that bank and has nothing but good things to say. Donnelle will give a report at the next meeting for the council to evaluate.

IX. CONSTRUCTION & DEVELOPMENT PROJECTS: hearing scheduled.

X. MAYOR'S REPORT: Marvin Cardenas plans to finish the front of the cabins and install the boardwalk.

XI. COUNCIL COMMENTS: Councilmember Paul Bowers voiced his frustration with the lack of ordinance enforcement and the time that has passed without anyone receiving a citation. Councilmember Sandy McKeown wanted to make sure we are citing all the people who are in violation, not just a select few. Dan Krob will look at how we can enforce the ordinances and get back with Council next meeting. Councilmember Paul Bowers wants information on the property next to the Spur, condos, or apartments? Can we make the travel center fix their fencing or take it down? Dan Krob stated he had a

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call with Dumler's attorney and would address it to him. Councilmember Sandy McKeown wants to get going on getting a part-time person to help James as promised. She would also like to know if the solar panels on the Town Hall really work. Sean Hogan will check to see if they are working.

XII. UNSCHEDULED PUBLIC APPEARANCES: (3 min limit) Amy Blanchard voiced a concern about how many petitions one person can sign. Karen Goldman will talk about this in her memo to the town. She said the charter says you can sign as many petitions as you want.

- **MOONDANCE GARDENS:** Dana Fuller asked about the bids (2) she submitted that were not included in the bills to pay. She stated the urgency to get the bids approved so she can begin her planting on time. It was discussed to wait until the next Council meeting, but a motion was made by Mayor Isaac Levy to address the bids at a special meeting on April 22, 2021. Seconded by councilmember Paul Bowers. **Discussion:** The meeting will be an 'in person' meeting. Dana stated she has raised her rates to \$40 per hour. **In a roll call vote of four (4) approved, zero (0) opposed, Mayor affirmed. Motion Carried.**

XIII. ADJOURN: A motion was made by Councilmember Sandy McKeown to adjourn the Council meeting, seconded by Councilmember Sherilyn West. **Meeting Adjourned at 9:10 pm.**

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