



REGULAR COUNCIL MEETING

Town Hall
8720 Spruce Mountain Road
Larkspur, Colorado 80118
February 4, 2021

06:00 PM

Minutes

Sean Hogan is inviting you to a scheduled Zoom meeting.

Topic: Town Council Zoom Meeting

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

Join Zoom Meeting

<https://us02web.zoom.us/j/82769826093?pwd=OGxVTyttNTIYRFFRdysvUXlweHN1Zz09>

Meeting ID: 893 0246 0746

Passcode: 259118

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I. MEETING CALLED TO ORDER/ROLL CALL: All members were present except as indicated.

PRESENT

ABSENT

Mayor- Marvin Cardenas

Mayor Pro-tem- Isaac Levy

Shannon Buss

William Teague

Brian Cook

Sandy McKeown

Paul Bowers

- II. PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was recited while Town Clerk Sean Hogan posted an American Flag on the screen narrated by a voice saying the Pledge of Allegiance.
- III. MOTION TO APPROVE AGENDA:** A motion was made by councilmember Sandy McKeown to approve the agenda for the Regular Council Meeting of January 21, 2021, seconded by councilmember Shannon Buss. No discussion. In a roll call vote of five (5) approved, zero (0) opposed, Mayor affirmed. **Motion Carried.**
- IV. MOTION TO APPROVE MINUTES:**
- V. Meeting Minutes from Jan 21, 2021 Regular Meeting Draft:** A motion was made by councilmember Sandy McKeown to approve the Draft Minutes for the Regular Council Meeting of January 21, 2021, seconded by councilmember William Teague. No discussion. In a roll call vote of four (4) approved, two (2) abstained, Mayor affirmed. **Motion Carried.**
- VI. SCHEDULED PUBLIC APPEARANCES:** (10 min limit)
- **Ed Blanchard** was on the Agenda but was unavailable for comment.
 - **Scott Foerster** spoke for the Randy Prince family about annexing his 39.36 Acres to the town. The acreage is on the north side of Fox Farm Road adjoining the Federation property. Scott was told water may be available, but sewer was not available. Scott said they were thinking about 2 ½ A. sites and probably 20 of them. The Council asked about a feasibility study with costs and returns but Scott said he would have to get that information from the developer. There were questions about how it would affect the town wells and its impact on Plum Creek. Scott agreed to talk to Randy and get some additional information from developers. Scott thought the home and acreage would be in the million-dollar range. The council wanted the upside to annexation shown and they discussed tap fees, property taxes and Clay Brown's advice to get more people paying revenue to the town. Scott will report back when he has more fiscal information.
- VII. ACCOUNTING:**
- Finance Update: Donnelle Johnson: Donnelle gave an update of the bills to be paid.
 - Bills to Pay
- VIII. General Fund:** A motion was made by councilmember Sandy McKeown to pay general fund bills in the amount of \$14,749.11, seconded by councilmember Isaac Levy. The cost of propane was brought up and James Stockstill spoke about the building being old and having no insulation and very costly to heat.. In a roll call vote of six (6) approved, zero (0) opposed, Mayor affirmed. **Motion Carried.**
- IX. Water & Sewer Fund:** A motion was made by councilmember Sandy McKeown to pay water and sewer fund bills in the amount of \$9,991.00, seconded by councilmember Shannon Buss. No discussion. In a roll call vote of six (6)

approved, zero (0) opposed, Mayor affirmed. **Motion Carried.**

X. COMMISSION & BOARD REPORTS:

- Planning Commission (PC) Report – Matias Cumsille, Chair: Matias gave a report on the streetscape project and outlined the Phases to be addressed in order: Phase 1 is the Gerry Been corner, Phase 2 is the business district, Phase 3 is the Park, and Phase 4 is the school. The reason Phase 1 is the Been corner is because it is the center of the town. There was discussion about perhaps moving phases around to prevent sidewalks having to be dug up to put water lines in. Also discussed was the money required which was decided to be \$4000 which would be ample for Phase 1—the Council wanted to make sure we had enough money left to pay matching funds when the grant comes through. A motion was made by councilmember Sandy McKeown, seconded by councilmember Isaac Levy, to begin Phase 1 of the streetscape project. Discussion: Matias will get the costs together for the sign and sidewalks and we will work on putting it out for bid. In a roll call vote of six (6) approved, zero (0) opposed, Mayor affirmed. Motion carried. Also discussed were the water tap fees. Schedule B was presented to the Council to increase rates. It was recommended to double business tap fees and whether it would discourage enterprise from coming into town. This is tabled for the next Council meeting.
- Water & Sewer Board (W&S) Report – Tricia Bernhardt, Chair: The Water & Sewer Board did not meet in January.
- Parks & Recreation Board (P&R) Report – Randy Johnson, Chair: Bill Kramer was unavailable to speak.

XI. CONTINUING BUSINESS:

- Karen Goldman announced the Protest hearing for councilmember Brian Cook is sufficient and the recall will be added to the Special Election on April 6, 2021. The recall will be put on the ballot and if the District Court overturns the decision, the votes will not be used for the election. A motion was made by councilmember Shannon Buss to set the recall for April 6, 2021, seconded by councilmember William Teague. In a roll call vote of five (5) approved, one (1) opposed, Mayor affirmed. Motion Carried.
- Resolution 2021-01 Sales and Use Tax Exemption Ordinance: An Ordinance to Exempt mobile homes from sales and use tax as of January 1, 2021 was drafted by Town Attorney, Dan Krob. A motion was made by councilmember Sandy McKeown, seconded by councilmember Shannon Buss to adopt Resolution 2021-01. No discussion. In a roll call vote of six (6) approved, zero (0) opposed, Mayor affirmed. Motion Carried.
- Ordinance Violation Letters: Dan Krob identified and drafted letters of violations on properties that have issues and letters have been sent out. They

have a 30-day cure date and penalties are in place. We have a judge and a process in place, and everyone will have to abide by the same rules. Town Clerk, Sean Hogan has constructed a power point presentation to show the steps that will be taken prior to setting the court date. The power point presentation will be available on the website.

- XII. NEW BUSINESS:** We received a bill from the Chatfield Water Authority for membership fees in the amount of \$2000. Mayor Cardenas spoke on the value provided by this membership. A motion was made by councilmember William Teague to pay the membership fees, seconded by councilmember Sandy McKeown. No discussion. In a roll call vote of six (6) approved, zero (0) opposed, Mayor affirmed. Motion Carried.

XIII. CONSTRUCTION & DEVELOPMENT PROJECTS:

- Speed Bumps Cost: A presentation was shown to the Council outlining the size and cost of speed bumps on the town roads. The decision was made to use the speed bumps in summer only and they range from 2” to 6” in height. The cost is around \$2000 and James Stockstill said they would be easy to put down and take up and the placement was discussed. It was agreed to talk about placement and get it worked out. A motion was made by councilmember Paul Bower, seconded by councilmember William Teague to allocate the money for speed bumps. No discussion. In a roll call vote of six (6) approved, zero (0) opposed, Mayor affirmed. Motion carried.
- **MAYOR’S REPORT:**
 - Larry Armbruster asphalt that was breaking up was examined by James Stockstill and he determined the asphalt was not properly sealed. It is a big job and will require bids to get it fixed. The cost will be presented at the next meeting.
 - Tim Dumler has talked with Mayor Cardenas and said he will hold off on his project until the highway work is completed.
 - Mayor announced the Douglas County Aging Resources office is providing COVID 19 vaccinations for the Larkspur population over 70. You can call Carrie Erickson’s office to schedule your vaccine.
 - Mayor asked permission for Bill Fischer to use the cabin on the trailer at the maintenance lot for his concession stand by the ballfield. A motion was made by Councilmember William Teague, seconded by councilmember Shannon Buss to allow the use of the cabin for a concession stand in the park by the ballfield. No discussion. In a roll call vote of six (6) approved, zero (0) opposed, Mayor affirmed. Motion Carried.
 - Late Fees on Water Bill Payments: Mayor suggested we should waive late fees in view of the COVID emergency which has put many out of work. A motion was made by councilmember Paul Bowers to waive late fees on water bills, seconded by

councilmember Isaac Levy. No discussion. In a roll call vote of six (6) approved, zero (0) opposed, Mayor affirmed. Motion Carried.

XIV. COUNCIL COMMENTS:

Councilmember Isaac Levy inquired about whether ACH payments would be reinstituted in the future. Donnelle Johnson, Finance Manager, stated the prior system was unsafe and she is looking at a different method for ACH. She will research and let the council know what her findings reveal.

Mayor Cardenas asked for permission to ask for donations for the boardwalk in front of the cabins. He wants to post on face book and needs approximately \$8500 to complete the project.

Councilmember Sandy McKeown addressed the payment for the streetscape program and wanted to know if the bill could now be paid. Also stated we should wait until spring to fix the road. Clay Brown suggested a meeting to plan budget sometime in February or March. She will talk to Sean to see if it can be set sometime on a Thursday.

Councilmember Paul Bowers addressed the tin building at the end of town and if it is sold we need a site plan. He wants the status and Mayor Cardenas said he would forward details to him.

XV. UNSCHEDULED PUBLIC APPEARANCES: (3 min limit): None.

XVI. ADJOURN: A motion was made by councilmember Shannon Buss, seconded by councilmember Paul Bowers to adjourn the meeting at 8:00 p.m. All AYEs. Meeting adjourned.