



**TOWN OF LARKSPUR  
REGULAR COUNCIL MEETING  
SUMMARY MINUTES  
April 19, 2018  
6 p.m.  
Town Hall**

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

<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, Paul Grant (SEMOCOR)

**PLEDGE OF ALLEGIANCE:** Recited.

**PUBLIC ATTENDEES:** Lisa Bowers, Gary Abel, Toni Reynolds, Dana Fuller, Kathie and Michael Zahorik, Steve Cecil

**SCHEDULED PUBLIC APPEARANCES:**

- **Kathie and Michael Zahorik** – Michael Zahorik asked the Council if they would consider annexing in the small 0.7-acre parcel on the north end of Town at I-25 exit 173 and approve construction of an electronic billboard. Following a brief discussion, the Council asked Mr. Zahorik to present a proposal at the next Council meeting outlining what rights and benefits the Town would have regarding use of the billboard and include a landscaping plan for the property to make it more aesthetically appealing.
- **Dana Fuller, Moon Dance Gardens** – presented landscaping plans for Town Hall, Town Hall Annex, and the Town Parks and related property. The Council approved funding for the Parks and related property, partial funding for Town Hall, and placed Town Hall Annex funding on hold. **See motions below.**

**UNSCHEDULED PUBLIC APPEARANCES:** None.

**MOTIONS:**

**Isaac Levy made a motion to approve regular council meeting minutes for April 5<sup>th</sup>, 2018. The motion was seconded by Heather Sanchez. Motion carried by unanimous voice vote 6-0-0.**

**A motion was made by Jeremiah Holmes and seconded by Tabitha Parks to approve payment of General Fund bills in the amount of \$38,480.91. 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 payment of Water & Sewer Fund bills in the amount of \$29,506.91. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.**

**Isaac Levy made a motion to approve Resolution 18-08, A RESOLUTION TRANSFERRING SUMS OF MONEY TO DEFRAY EXPENSES WITHIN THE 2018 AMOUNTS BUDGETED FOR THE TOWN OF LARKSPUR, COLORADO. Tabitha Parks seconded the motion which then passed by unanimous voice vote 6-0-0.**

**Isaac Levy made a motion to place a lien in the amount of \$675.07 on the property at 8885 Spruce Mountain Road for unpaid 2011 engineering services. The motion was seconded by Jeremiah Holmes. A roll call vote was taken. Four (4) in favor, one (1) against, one (1) abstention; motion carried.**

**A motion was made by Isaac Levy to write off \$323.52 of water and sewer late payment penalties assessed to Chris Vigil, Vigil's Mexican Restaurant, between January and October 2013 with the stipulation that Chris Vigil will not be issued any new licenses or permits of any kind unless the \$323.52 is paid in full to the Town. The motion was seconded by Tabitha Parks. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.**

**A motion was made by Isaac Levy and seconded by Jeremiah Holmes to approve Ordinance 5.34, AN ORDINANCE TO REPLACE Sec. 13-2-350 OF THE LARKSPUR MUNICIPAL CODE ADOPTED BY ORDINANCE 3.118 JULY 21, 2016 Establishing Water and Sewer Fees and Rates for Out of Town Properties. A roll call vote was taken. Six (6) in favor, zero (0) against; motion carried.**

**Jeremiah Holmes made a motion to approve \$4200 for Moon Dance Gardens (Dana Fuller) to landscape the front of Town Hall and \$13,620 to landscape the Town parks and the flower bed on Spruce Mountain Road at Perry Park Avenue. The motion was seconded by Isaac Levy. 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 Isaac Levy to enter into "executive session" to discuss legal matters with the Town Attorney regarding a sensitive business matter. 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 8:44 p.m.**

**SEMOCOR REPORT: Paul Grant presented the March 2018 Operations report and informed Council of the successful installation of the new lysimeters for monitoring contaminants in the discharge application water. The lysimeters installed are the first their kind to be installed in Colorado and CDPHE will be observing functionality for possible use at other locations around the State.**

**FINANCE and ACCOUNTING:**

- General Fund and Water & Sewer Fund bills were approved for payment
- **Michelle Wagner** presented the 1<sup>st</sup> Quarter 2018 Financial report.

**TOWN OPERATION REPORTS:** Matt Krimmer presented Planning and Building Department reports and status summaries of the development projects which included Jellystone at Larkspur, Dumler Travel Center, and Moltz Constructors.

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

- Water Treatment Plant (WTP)
  - ✓ Pipeline to be charged and tested next week
  - ✓ Review of WTP building plans except for HVAC has been completed.
- Wastewater Treatment Plant (WWTP)
  - ✓ Meeting with WWE is scheduled for tomorrow, April 20, to discuss options and provide further direction to the engineer
- Spruce Mountain Road Drainage
  - ✓ Rocky Mountain Excavating (RME) is expecting to start the project next Monday, April 23, with on site work to begin later that week.
- Front Range Trail
  - ✓ New gate has been installed
  - ✓ Bids for split rail fencing being obtained

**CONTINUING BUSINESS:**

- CDOT I-25 GAP Project update
  - ✓ Environmental Assessment documents should be available for review in Town Hall beginning April 30.
- Area inside the Maintenance Yard to be fenced off for slash pile and procedures defining use of slash pile by residents are being developed by Town staff. Residents will be notified when ready for use.
- Ordinance 5.34 defining fees and rates for use of water and sewer by property owners outside Town boundaries was approved by the Council.
- Charcoal grills in the Park have been temporarily removed during high fire danger and will continue to be removed anytime a fire alert is issued
- An analysis of the “code red” notifications during the Noe Road fire is underway

**NEW BUSINESS:** None.

**LEGAL UPDATES:**

- Joint Planning Commission and Town Council public meeting to receive public input on the proposed revised sign code ordinance is scheduled for May 3<sup>rd</sup>.
- Jellystone water rights issue has been completed.
- County “Use Tax” IGA and related documents meeting to clarify understanding of requirements and discuss differences to be scheduled with the County
- A new councilmember orientation open to all council members has been scheduled for May 17 before the next regular Council meeting at 5 p.m.

**MANAGER UPDATES:**

- **LVFA All You Can Eat Spaghetti Dinner** – Saturday April 21, 4-7 p.m. at the Fire Station
- **Next PC Meeting** – April 23<sup>rd</sup>, 2018, 2 p.m.at Town Hall Annex
- **Denim Day** – Wednesday, April 25<sup>th</sup>
- **OEM Wildfire Preparedness workshop** – April 28<sup>th</sup>, DC Events Center, 9 a.m.
- **Joint Council/Planning Commission meeting** – May 3<sup>rd</sup>, 2018, 6 p.m.at Town Hall, Receive public comments on proposed new sign code
- **Boot Scootin’ Boogie** – May 4<sup>th</sup>, 2018, 6 -11 p.m., Spruce Mountain Ranch
- **Parks & “Rec Board meeting** – May 8<sup>th</sup>, 2018, 4:30 p.m. Town Hall
- **Next Partnership meeting** – May 16<sup>th</sup>, 7:30 a.m., Lone Tree

**COUNCIL COMMENTS:**

- **Jeremiah Holmes** stated his approval of removing the charcoal grills from the Park and commented they should be removed whenever we are under a fire warning, restriction, or ban notice.
- **Paul Bowers** stated all landscaping of the property at 8520 Spruce Mountain Road occupied by JS Enterprises, must be completed before the subdivision is approved.

**MAYOR’S COMMENTS:** None.

**EXECUTIVE SESSION:** Council entered in to executive session to discuss a sensitive business matter at 8:30 p.m. and came out at 8:43 p.m.

**MEETING ADJOURNED at 8:44 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 audiotape recording maintained in the office of the Town Clerk.