



**TOWN OF LARKSPUR  
REGULAR COUNCIL MEETING  
SUMMARY MINUTES  
March 7, 2019  
6 PM  
Larkspur Town Hall**

**MEETING CALLED TO ORDER** by Mayor Pro-tem Jeremiah Holmes at 6 p.m.

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

**TOWN STAFF PRESENT:** Sherilyn West, Dorothy Hise, Bill Kramer, Barbara Allen, Arlen Goertzen, Paul Grant (SEMOCOR)

**PLEDGE OF ALLEGIANCE:** Recited

**NOTICE:** 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.

**Mayor Pro-tem Jeremiah Holmes** asked to be able to speak before the Scheduled Public Appearances regarding some rumors that have been spreading around and personally asked a Town Resident to be at the meeting to confirm or deny the truth of this rumor. The Resident was Florence Burch and the rumor was that three Staff Members had shown up at her house and had bullied her into running for Mayor and asked if that had happened. Florence replied “no sir, it did not”. Mayor Pro-tem Jeremiah Holmes then said that the second rumor spreading was that these same staff members had bullied her into running for Mayor when she had come into the Town Hall to pick up an application for the Election Commission, had that happened? Florence answered, “no”.

**Mayor Pro-tem Jeremiah Holmes** also at this time wanted to clear up an issue that had come up at the end of the February 28, 2019 Public Meeting/Workshop to which he contacted Scott Krob regarding conversation that had taken place after most of the meeting attendees had left. Discussion was taking place between Heather Sanchez, Isaac Levy and Matt Krimmer regarding the move of Dorothy Hise to the Annex. Jeremiah joined the conversation to say that nothing had been done in secret in the move and all was above board. They then began talking about the upcoming election which was the subject of the night’s meeting. A Town Resident came back into Town Hall commenting that the remaining Council Members were violating the Sunshine Law by still conversing

and Jeremiah wanted to make sure that in fact they were not. Legal Counsel confirmed that they were not in violation of that Law.

**SCHEDULED PUBLIC APPEARANCES:**

- **Stephen Gonzales:** Passed out a script of a meeting he had with Matt Krimmer earlier that day. He has concerns over what he has heard over the past four months. Mistrust and accountability is running rampant in the Town. Time to rehash what we do and how we need to do it. We all need to work together for the best of our Town. Council needs to listen to their constituents. Staff need to keep in mind that they work for the residents of the Town and must do what the Council requests and not to try and undermine directions. Transparency, honesty and accountability will be the key to putting our broken Town back together.
- **RuthAnn Arfsten:** Explained her and her family’s longevity in the Town, implored the Council to pay her engineering bills from Fischer Enterprising, Inc. for installing her water tap amounting to \$900.00

**A MOTION** was made by Heather Sanchez and seconded by Paul Bowers for the Town to go ahead and pay \$900.00 of RuthAnn’s engineering bill from Fischer Enterprises, Inc. A roll call vote was taken Five (5) in favor, zero (0) against; motion passed.

**UNSCHEDULED PUBLIC APPEARANCES:**

- **Florence Burch** – just wanted to say that since many years back people have needed to stop chipping their teeth and not going to the people they are talking about and the people need to quit bullying one another.
- **Bill Fisher** – wanted to question the fact that his PUD allowed him to add a 4-plex and wondering if he could develop his property adding an 8-plex and his need for additional sewer EQR’s with the sewer situation as it is. Scott Krob said that this would be talked about later in Legal issues.
- **Marvin Cardenas** – asked Council to consider setting up a Financial Advisory Board for the Town and vote on it tonight. He indicated he had several individuals that he felt would be able to fill the needed positions.

**A MOTION** was made by Paul Bowers and seconded by Tabitha Parks for staff and legal to create an Ordinance establishing the purpose and size of a Financial Advisory Board. A roll call vote was taken Five (5) in favor, zero (0) against; motion passed.

**A MOTION** was made by Tabitha Parks and seconded by Heather Sanchez to approve the February 21, 2019 Regular Council Meeting Minutes. A roll call vote was taken Four (4) in favor, one (1) against (Paul Bowers); motion passed.

Paul Bowers cited that the minutes lack actual comments and that he has been misrepresented multiple times in previous meetings. He is anxious to have the meetings on Video so all information is recorded.

**ACCOUNTING: None**

## COMMISSION AND BOARD REPORTS:

- **Planning Commission (PC)** – Marvin Cardenas, Chair, informed the Council that the final Master Plan has been given to all Council Members for their review and hopefully approve. Their next meeting will be Monday March 11, 2019 at 5:00pm. They will be working on their final draft for the Design Criteria for future Town development.
- **Water and Sewer Board (W&S)** – **Trish Bernhardt**, Chair will not be speaking in Barbara Allen’s absence. She will be glad to make an update and is just wanted to remind everyone that there are 2 main problems which are still an issue, capacity and ability to treat. Would like to request that Matt and Scott Krob attend their next meeting on March 12<sup>th</sup>, 2019 at 6:00pm. Scott will be unable to attend but said if the Board would get their questions to him and he would get them the requested information.  
The next Water/Sewer Board meeting will be on March 12, 2019 at 6:00pm
- **Parks and Recreation Board (P&R)** – Bill Kramer shared information about banners and will have more concrete information for the Council meeting on 3/21/19.

## ELECTIONS:

- **Board Appointments**
  - **Planning Commission applicants: Sandy McKeown**

**A MOTION** was made by Jeremiah Holmes and seconded by Tabitha Parks to appoint Sandy McKeown as an Alternate Member to the Planning Commission. Voice vote unanimous 5-0-0

- **Water/Sewer Board applicants: Bill Fischer, Barbara Sheldon, Tim Dumler**

**A MOTION** was made by Tabitha Parks and seconded by Paul Bowers to approve Bill Fischer as a Regular Member to the Water/Sewer Board. Unanimous voice vote 5-0-0

**A MOTION** was made by Tabitha Parks and seconded by Jeremiah Holmes to appoint Barbara Sheldon as an Alternate Member to the Water/Sewer Board. Unanimous voice vote 5-0-0

- **Election Commission applicants: Lynn Pfaff, Stephen Gonzales, Brian Cook, Billie Holmes**

A **MOTION** was made by Isaac Levy and seconded by Jeremiah Holmes to appoint Billie Holmes to the Election Commission. A roll call vote was taken Three (3) in favor, zero (0) against, two (2) abstentions; motion passed

A **MOTION** was made by Paul Bowers and seconded by Tabitha Parks to appoint Stephen Gonzales to the Election Commission. Unanimous voice vote 5-0-0

- **Resolution 19-02 Setting date for special election**

A **MOTION** to approve **Resolution 19-02 A RESOLUTION CALLING FOR A SPECIAL ELECTION TO ELECT A TOWN MAYOR TO COMPLETE THE TERM OF OFFICE VACATED BY THE RESIGNATION OF GERRY BEEN and approving Karen Goldman to be DEO of election** made by Isaac Levy and seconded by Tabitha Parks. A roll call vote was taken Five (5) in favor, zero (0) against; motion passed

**CONSTRUCTION & DEVELOPMENT PROJECTS REPORTS:** Matt Krimmer presented Planning and Building Department reports and status summaries of the development projects:

- **Construction & Development Projects** – No changes
  - ✓ **Jellystone at Larkspur** – Negotiations are on hold.
  - ✓ **Dumler Travel Center** – No new information is available
  - ✓ **Moltz Constructors** – Building construction continues - no new information is available

**All documentation in order for these Projects and not affected by Moratorium**
- **Building Department** – No new permits issued
  - JS Landscaping – the Large dumpsters have been removed

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

- **Water Treatment Plant (WTP)** – Still on schedule, should be complete next week depending on testing, should go live to Residents by 3/18/19
- **Wastewater Treatment Plant (WWTP)** – Summary was given in the Water/Sewer Board update
- **Source Water Protection Plan Project (SWPP)** – Next meeting 3/14/19 at Larkspur Fire Station #161
- **Semocor Report:** All is good

**CONTINUING BUSINESS:**

- **Strategic Planning** – next meeting 3/14/19 5:00 pm, Agenda going out on Monday 3/11/19
- **Talking about Quality of Life, parks and recreation, Transparency of Government, very important.**

**NEW BUSINESS: None**

**LEGAL UPDATES:**

- **Ordinance 5.35**

**A MOTION to approve ORDINANCE 5.35 AN EMERGENCY ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON ISSUANCE OF SEWER TAPS AND THE ACCEPTANCE OF NEW LAND USE APPLICATIONS INVOLVING SEWER SERVICE OR INDIVIDUAL SEPTIC DISPOSAL SYSTEMS (ISDS) DUE TO CAPACITY LIMITATIONS OF THE TOWN OF LARKSPUR'S WASTE WATER TREATMENT PLANT WAS MADE BY** Jeremiah Holmes and seconded by Tabitha Parks. A roll call vote taken Five (5) in favor, zero (0) against; motion passed.

**MAYOR UPDATES:**

- Meet your Council Member Isaac Levy 3/15/19 – 6:00 to 7:00 pm at Town Hall
- Planning Commission Meeting 3/11/19 at 5:00 pm – Town Hall
- Water/Sewer Board Meeting 3/12/19 at 6:00 pm – Town Hall

**COUNCIL COMMENTS:**

- **Tabitha Parks:**  
Everything seems to just slowly be getting better. Asks people to address any person in question face to face.
- **Isaac Levy:**  
Questioned if there were going to be any claims against BHI for errors in Wastewater issues at Jellystone and what about the problem with their sales/lodging taxes, is there going to be a tax audit? What about back charges to Velocity for WTP delays?
- **Paul Bowers:** Asked why was Dorothy moved? Wondering about inappropriate actions by Manager and Town Staff, what about reprimands and just who does Matt answer to?
- **Jeremiah Holmes:**  
Chain of command needs to be followed.

Brian Cook made a suggestion to Council to put Unscheduled Appearances at the end of the meeting, Florence Burch agrees. Additionally, the Public needs to view the Master Plan possibly in a Public Hearing.

**MAYOR'S COMMENTS: Gave a rundown of the CDOT Gap Project**

**A MOTION was made by Paul Bowers and seconded by Tabitha Parks to go into Executive Session at 8:02 PM. A roll call vote taken Five (5) in favor, zero (0) against; motion passed.**

**Motion to adjourn meeting at 8:27 pm and voted unanimously.**

**MEETING ADJOURNED at 8:35 p.m.**

**Respectfully submitted,  
Sharon Roman  
Town Clerk**

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.