

**TOWN OF BOW MAR, COLORADO
BOARD OF TRUSTEES
MINUTES OF THE REGULAR MEETING
AUGUST 15, 2022**

CALL TO ORDER: The regular meeting of the Board of Trustees of the Town of Bow Mar was called to order on Monday, August 15, 2022 by Mayor Sperry. The meeting was held in person at the offices of the Town of Columbine Valley, 2 Middlefield Road, Columbine Valley. A quorum was declared present at 7:01 p.m.

Present:

Mayor:	Bryan Sperry
Mayor Pro Tem:	Marsha Dennis
Trustees:	Jane Carlson
	Steve O'Dell
	Trustee Swanson

Absent were Trustees Ramsden and Hinton, whose absences were excused.

Also in attendance were:

Police Chief	Bret Cottrell
Town Clerk	Sue Blair
Attorney	Ken Fellman and Colleen McCroskey
Residents	Duane Layton
	Guy Guilruid
	Ron Hunziker
	Joe Miklich
	Allyson Jacoby

Agenda: Upon motion duly made, seconded and unanimously carried, the agenda was approved as presented. .

Public Comment: Pickle Ball – Residents Guilruid, Hunziker and Miklich expressed their support for pickleball in Bow Mar. Mr. Guilruid stated there is a large contingency of players in Bow Mar. The original list is over 100 people. Mr. Hunziker stated that pickleball at the beach is time-consuming having to put down tape to mark the courts. He believes there will be an increase in participants at Marston on official courts and that it is a dynamic growing sport. Mr. Miklich stated that pickleball is a great sport and encouraged folks to try it. He stated that once the courts are building there will be even more use in Bow Mar.

Crime – Allison Jacoby read a statement to the Board regarding crime in Bow Mar and that clear and timely communication is critical to protect the neighborhood. Cut through traffic is a real problem. In 2018, they moved to Prospect and encountered people turning around in their driveway close to her children, tools stolen from a contractor working on her home, etc. Since then, moving to Long Horn feels like a different neighborhood. The Town needs to do a better job educating residents on crime that is occurring throughout the Town, before the residents risk losing the great community that we have. Mr. Layton stated that there are way too many people driving way to fast on Wagon Trail. He also wholly supports pickleball in Bow Mar.

The general session was recessed and the Board of Adjustments convened.

Variance: Trustee Dennis opened the public hearing to consider an application for a variance by property owner at 5151 Wagon Trail to build a home addition for an additional garage bay attached to the home. The setback intrusion will have a distance of 4'2" in the rear and 5'8" on the side of the home. Building Commissioner Carlson introduced the variance and recommended approval. Duane Layton was present to answer questions. After review, and upon motion duly made, seconded and unanimously carried, the Board of Adjustments continued this variance hearing to August 17, 2022 at 7:00 p.m. at the Bow Mar beach.

Commissioners Reports:

Public Safety – Chief Cottrell reviewed the monthly public safety report. The flock camera on Berry is working. Chief Cottrell mentioned the “Neighbors” app that is a good option for communication with residents. It is similar to next door, but focuses on security, crime, etc.

Finance - Trustee Dennis reports that for the month of July, that total revenue was 102% of the year-to-date budgeted amount while operating expense was at 43%. General government was 56% of budget, public safety 58%, parks and rec 131%, and public works 21%.

Total year-to-date operating surplus was \$645,631 and the net non-recurring income (building permits/road impact fees less building inspection expense) of \$121,389 results in a total year-to-date surplus of \$767,020.

In July, we collected \$229,540 in property tax and road mill funds. Other sources of revenue included specific ownership tax, highway user tax, lottery, interest and Xcel franchise tax. The Berry Curve electric project was \$5,580 this was another item that was not in the 2022 budget for Parks and Rec. The other large expenses for the month was the engineering work for the Berry curve, pothole maintenance and permits of \$29,377 and the 2021 audit was \$6,000. All other July expenses were as anticipated.

Public Works – Trustee Swanson reported that the Berry Curve project is nearly complete. The contractor was hoping to have the project completed prior to school beginning. The road will be open for school access; however, it will be closed between 9 am and 3 pm to finalize paving as necessary. The agreements with four homeowners regarding landscape maintenance need to be drafted by our new town attorney. It was reiterated that in exchange for the Town installing any landscaping related to the Berry Curve project, the affected homeowners must maintain the landscaping after it is put in the ground. If the agreements are not signed, there will be no landscaping. Mr. Fellman asked for the details for each home so that the letters can be drafted. Trustee Swanson requested that a notice be eblasted that upper Aspen will be the next repaving project slated to begin in mid-September.

Parks and Recreation – Mayor Sperry thanked Director Hinton for her efforts to ensure that all outlets have metal covers and are locked at each of the town entrances, including water spigots at the same locations.

Building – Trustee Carlson reported that in June the Town received \$5,180.06 in Permit Fees; License Fees of \$330; Transportation Utility Fees of \$1,489.10, for a total collected of \$6,999.16. The building inspector was paid \$3,206.85. Trustee Carlson noted that appointments are needed between 1-4 pm at Columbine Valley. Also, Atkins were charged the full permit fee for solar panels; however, the maximum that can be charged is \$500. They will receive a refund for a portion of the fees.

Intergovernmental – Trustee O’Dell reported that he and Mayor Sperry toured the ponds, which are very overgrown and not functioning as they should be. He contacted Nick Carlson with CLA as Bowles Metro is tasked with maintaining the ponds. Trustee O’Dell will send all related documentation to Mr. Fellman. The Bowles Metro District will be put on formal notice regarding the pond maintenance as well as repairs to the gate.

Attorney’s Report - Mr. Fellman stated that he and Colleen McCroskey look forward to working with the Town of Bow Mar.

Clerk’s Comments – Clerk Blair asked the Trustees to confirm their participation at the September 19th regular meeting. Also, on behalf of the Town, Clerk Blair opted out of the opioid settlement. The Town would only be receiving approximately \$200 per year. The Town’s funds will automatically go to Region 9.

Mayor’s Report –

Mayor Sperry reported that the sign inventory will be completed in the next week or so. Cleaning and standardizing the town’s roadway signage is a priority.

Mayor Sperry reported that he and Chief Cottrell met to discuss crime prevention in Bow Mar and the Chief had presented several good ideas, including revisiting the Ring community and implementing the “Neighbors” app. Crime prevention information including information about the Ring app will be posted on the town website. Since there are no streetlights in the Town, Mayor Sperry and Chief Cottrell discussed the possible enhancement of homeowner landscape lighting. Trustee Carlson cautioned that landscaping lighting may not be a good option. Mayor Sperry suggested that we may want to revisit the ordinance regarding landscape lighting turning off at 11:00 p.m. However, any change in the ordinance would need to be very specific. An additional item discussed with the Chief was the refurbishment of older neighborhood watch signs that could be refurbished with a new sign design.

Mayor Sperry reported that he met with the new town attorney, Ken Fellman and Colleen McCroskey to review current legal issues for the Town. Clerk Blair also visited and updated Mr. Fellman and Ms. McCroskey. Mayor Sperry has asked Mr. Fellman to explore a potential intergovernmental agreement with Denver to allow the TOBM to police Mary’s Meadow.

Mayor Sperry stated that the Berry Curve project will be completed this month and is a great improvement to our town.

Old Business:

Mayor Sperry reported that he met on site with Jeffco Open Space representatives, and they will not be participating in the funding of any portion of the Berry Curve project. Jeffco Open Space considered the bike lane as a roadway improvement versus an open space path improvement so unfortunately, funds from that organization will not be utilized for the Berry Curve improvements.

Trustee O’Dell moved to approve the engagement of Kissinger and Fellman as the Town attorneys. Upon second by Trustee Swanson, vote was taken and motion carried unanimously.

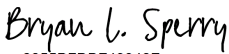
The approval of the Denver Water Department easements was tabled, pending Denver Water’s approval of additional language that would require Denver to remove any pipe or other buried equipment should they vacate the easement.

Upon motion duly made, seconded and unanimously carried, the Board approved the engagement of Kyle Logan, Logan and Associates, to prepare the Town's 2022 audit.

New Business: There was none.

Adjournment

There being no further business to come before the Board, the meeting was adjourned at 8:39 p.m.

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Bryan Sperry, Mayor

Sue Blair, Town Clerk