

**MINUTES OF THE REGULAR MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES
April 18, 2011**

WORKSESSION – 5:00 P.M. AT TOWN HALL

Work session was called to order at 5:10 p.m. in the Town Hall Break Room located in the Fairplay Town Hall, 400 Front Street, by Mayor Fred Boyce. Those present included Trustees John Deagan, Frank Just, Greg Johnson and Gabby Lane. Also in attendance were Public Works Director Jeff Goble and Town Administrator/Clerk Tina Darrah.

The Board proceeded to interview the following engineering firms:

High Country Engineering, Tetra-Tech, and J & K, Inc.

Due to time constraints, no decision/discussion took place in regards to the interviews.

CALL TO ORDER REGULAR MEETING OF THE BOARD OF TRUSTEES

The regular meeting of the Board of Trustees for the Town of Fairplay was called to order at 7:15 p.m. in the Council Chambers located in the Fairplay Town Hall, 400 Front Street, by Mayor Fred Boyce. Following the pledge of allegiance, roll call was answered by Trustees John Deagan, Frank Just, Greg Johnson and Gabby Lane. Also in attendance were Public Works Director Jeff Goble, Police Chief Dave Gottschalk, Town Attorney Lee Phillips, Town Treasurer Derek Martinez, Administrative Assistant, Jeni Friedrich and Town Administrator/Clerk Tina Darrah.

AGENDA ADOPTION

Motion #1 by Trustee Deagan, seconded by Mayor Boyce, that the agenda be adopted as presented. Motion carried unanimously.

CONSENT AGENDA (The Consent Agenda is intended to allow the Board to spend its time on more complex items. These items are generally perceived as non-controversial and can be approved by a single motion. The public or the Board Members may ask that an item be removed from the Consent Agenda for individual consideration.)

- A. **APPROVAL OF MINUTES** – March 21, 2011 and March 28, 2011
- B. **APPROVAL OF EXPENDITURES**
- C. Should the Board Approve Adoption of Resolution No. 9, series of 2011, entitled, **“A RESOLUTION APPROVING THE RESUBDIVISION OF CERTAIN REAL PROPERTY COMMONLY KNOWN AND NUMBERED AS 902, 980, 990 AND 995 MAIN STREET, FAIRPLAY, COLORADO”**?
- D. Should the Board Approve Adoption of Resolution No. 10, series of 2011, entitled, **“A RESOLUTION APPROVING THE RESUBDIVISION OF CERTAIN REAL PROPERTY COMMONLY KNOWN AND NUMBERED AS 801 MAIN STREET, FAIRPLAY, COLORADO”**?
- E. Should the Board Approve Adoption of Resolution No. 11, series of 2011, entitled, **“A RESOLUTION APPROVING THE RESUBDIVISION OF CERTAIN REAL PROPERTY COMMONLY KNOWN AND NUMBERED AS 640 HATHAWAY STREET, FAIRPLAY, COLORADO”**?
- F. Should the Board Approve Adoption of Resolution No. 12, series of 2011, entitled, **“A RESOLUTION APPROVING THE APPLICATION FOR A HEIGHT VARIANCE AT CERTAIN REAL PROPERTY COMMONLY KNOWN AND NUMBERED AS 640 HATHAWAY STREET, FAIRPLAY, COLORADO”**?

Motion #2 by Mayor Boyce, seconded by Trustee Deagan, that the consent agenda be adopted as presented with bills in the amount of \$58,788.17. A roll call vote was taken: Just – yes, Deagan – yes, Johnson – yes, Boyce – yes, Lane – yes. Motion carried unanimously.

CITIZEN COMMENT

Becky Anderson, offered citizen comment stating that she was at the meeting to request the Town's help with procuring a commitment from the school district for continued access to her property and the building of a chain link fence between her property and the schools new athletic field. She went on to state that the school has verbally committed to build a new approach and culvert for access to her property and that they have agreed to build the fence.

PRESENTATION - COMMUNITY GARDENS – TARA TOPE

Tara Tope was present to offer the Board a Power Point presentation in regards to a proposed community garden project for Fairplay. She explained that this presentation was a class project for her, but that she hoped it could someday be a reality in Fairplay.

UNFINISHED BUSINESS

Should the Board Approve Adoption of Ordinance No. 3, series of 2011, entitled, "AN ORDINANCE VACATING A PORTION OF 10th STREET, WITHIN THE TOWN OF FAIRPLAY, AS DESCRIBED IN THIS ORDINANCE."?

Staff comment was offered by Town Administrator Darrah explaining that this item had been tabled previously to allow Ms. Woodbury an opportunity to discuss a possible land swap deal with the Town. She explained that Ms. Woodbury declined to discuss a land swap and asked that the Town consider the street vacation as a separate issue from a possible land swap.

A brief comment was offered Ms. Woodbury reiterating that she is not interested in discussing a land deal with the Town of Fairplay at this time.

Motion #3 by Mayor Boyce, seconded by Trustee Just, that the Board approve adoption of Ordinance No. 3, series of 2011, entitled, "**AN ORDINANCE VACATING A PORTION OF 10th STREET, WITHIN THE TOWN OF FAIRPLAY, AS DESCRIBED IN THIS ORDINANCE.**" Motion did not carry with five nays.

Other Pending Matters

None offered.

NEW BUSINESS

Summer Events Update

Administrative Assistant Friedrich offered an update to the Board in regards to the Town's summer events, explaining the marketing and organization of each event. She explained that the staff had discussed the concessions at the concerts, 4th of July and the Hooked on Fairplay event and wanted direction from the Board in regards to whether or not it would be appropriate for the Town to apply for the liquor license and partner with a non-profit for the selling/booth, etc. at the event. She explained that this would take the insurance liability and cost of permit off of the non-profit, while still allowing them to be involved in the events and fundraise. She further explained that if this option were chosen, the Town share of the concessions would offset the cost of the event production.

The Board offered consensus to proceed with the Town partnering with different non-profits for the concessions at each town event with the Town obtaining the special event liquor license.

Discussion/Decision Regarding Short Term Disability Insurance

Staff comment was offered by Treasurer Martinez explaining that this item was discussed at length at the March 28th Board of Trustees work session wherein it was agreed that this item be brought for formal approval at a Board meeting.

Motion #4 by Mayor Boyce, seconded by Trustee Deagan, that the Board direct the Treasurer to enter into an agreement with AIG for the provision of short term disability insurance to all full-time employees.

Discussion ensued, led by Trustee Lane, who was not present at the March 28th meeting, in regards to the cost of the insurance, the revenue source for the increased expenditure and the need for more financial information to be provided by the Treasurer prior to further discussion/decision.

Mayor Boyce recalled **Motion #4** and Trustee Deagan recalled the second to this motion.

Discussion/Direction Regarding ICMA 457(b) Deferred Compensation Plan

Staff comment was offered by Treasurer Martinez explaining that per the March 28th Board of Trustees work session, during which a presentation was given by Michael Collins of ICMA Retirement Corporation, this item is to approve a deferred compensation retirement plan for all town employees. He went on to explain that this is a voluntary employee only contribution plan that will not have a match by the Town and will cost the Town nothing to implement.

Motion #5 by Trustee Johnson, seconded by Trustee Deagan, that the Board direct the Treasurer to pursue the implementation of a 457 (b) deferred compensation plan with ICMA to be formally approved at a later meeting. Motion carried unanimously.

Other New Business

None offered.

MAYOR AND TRUSTEES REPORTS

Trustee Lane stated that he would be in Town Hall on Wednesday to speak to Public Works Director Goble about the Cemetery Clean-up and the Easter Egg hunt. He also asked about whether or not the Town had heard from the Ladies Run organizers. Staff stated that while the application has not been received back from them, it has been sent and they have been communicated with about this year's event.

COMMITTEE AND STAFF REPORTS

Trustee Johnson asked several questions of Public Works Director Goble in regards to the ball fields and the new chlorine analysis requirements. Trustee Johnson commended Park County Tourism and Community Development Director Gary Nichols for his work on the Park County Economic Development Plan requested by the Governor's office.

ADJOURNMENT

Mayor Boyce, noting that there being no further business before the Board, declared that the meeting be adjourned at 9:05 p.m.

Fred Boyce, Mayor

ATTEST:

Tina Darrah, Town Clerk