

**MINUTES OF THE REGULAR MEETING  
OF THE FAIRPLAY BOARD OF TRUSTEES  
November 19, 2012**

**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 7:00 p.m. in the Council Chambers located in the Fairplay Town Hall, 400 Front Street, by Mayor Fred Boyce who proceeded with the pledge of allegiance, followed by the roll call which was answered by Trustees LaNita French, Gabby Lane, John Deagan and Frank Just. Also in attendance were Town Attorney Lee Phillips, Town Administrator/ Clerk Tina Darrah, Town Treasurer Kim Wittbrodt, Police Chief Dave Gottschalk and Deputy Town Clerk Claudia Werner.

**AGENDA ADOPTION**

**Motion #1** by Mayor Boyce, seconded by Trustee Lane, 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** – November 5, 2012

**B. APPROVAL OF EXPENDITURES** – Approval of bills of various Town Funds

**Motion #2** by Mayor Boyce, seconded by Trustee Lane, that the consent agenda be adopted as presented. A roll call vote was taken: French – yes, Lane – yes, Boyce – yes, Deagan – yes, Just – yes. Motion carried unanimously.

**CITIZEN COMMENT**

Ernie Dumas, representing South Park Chamber of Commerce, asked for the Board to consider donating utilities, safety services and trash removal for the inaugural South Park Kick Ass BBQ Competition to be held in Fairplay in June of 2013. He went on to say that it is estimated that the event will bring 2,500 to 5,000 visitors to Fairplay. He states that the Chamber, a 501(c)(6) organization, expects this to be an annual event in Fairplay and although he believes it will bring money to the community, the Chamber needs financial assistance to put on the event the first year.

Town Administrator/ Clerk Darrah asked Mr. Dumas to submit a written request, detailing the services he is asking the Town to cover the cost of, so that Staff can estimate the total cost and report back to the Board.

**PUBLIC HEARING**

(Continued) 2012 Amended Budget and 2013 Proposed Budget

Mayor Boyce opened the public hearing for the 2012 Amended Budget and 2013 Proposed Budget at 7:07 p.m. and asked for public comment.

No public comment was offered.

**Motion #3** by Mayor Boyce, seconded by Trustee Lane, that the Public Hearing on the 2012 Amended Budget and 2013 Proposed Budget be continued to December 3, 2012 at 7:00 p.m. Motion carried unanimously.

Public Hearing closed at 7:10 p.m.

**UNFINISHED BUSINESS**

Other Pending/ Outstanding Items

Beach Dredging Project

Grant contract has been sent to the Federal Government and the Town should have it back before January 1, 2013.

CNG Project

Colorado Natural Gas has finished all work in the public right of ways except for repairs listed on the punch list provided to them by the Public Works Department. Public Works will continue to update this punch list as issues are discovered. Final repairs will be completed in the spring when weather permits asphalt patching.

Work Session with Water Attorney

The Town's water attorney can meet with the Board at the second Board meeting in January.

Way Finding Sign Project

There are three signs left to put up along Highway 285 and due to staff changes at CDOT there have been some permitting delays.

Dead Trees at 715 Main Street

Public Works Director Goble contacted the owner and received written permission to enter his property, cut down the trees and haul off firewood for a family in need.

Other Pending Items

Trustee Just asked to add banner poles to the pending item list. The poles need to be made into flag poles instead of banner poles.

**NEW BUSINESS**

**A. Review/ Comments regarding proposed Memorandum of Understanding with Park County School District Re-2 and South Park Parks and Recreation District regarding the proposed athletic complex on Fairplay Spur, Tract A, Parcels 1 & 2**

Town Administrator/ Clerk Darrah presented a staff memorandum wherein she presents the draft Memorandum of Understanding delivered by Bud Jankiewicz and covers the Town's responsibilities in regards to the original GOCO grant obtained to purchase this property as well as the Intergovernmental Agreement with the School District. The Board agreed that there was no need for the Town to be party to the Memorandum of Understanding as long as the School District and the Recreation Board reference the IGA in the agreement.

**B. Other New Business.**

No other new business.

**STAFF/ COMMITTEE REPORTS**

Town Administrator/ Clerk Darrah updated the Board on the Comprehensive Plan, Real Colorado Christmas, Holiday Lighting Contest and 901 Main Street.

Police Chief Gottschalk reported that he found twenty-two street lights in Town that were out and he has reported them to Xcel Energy. Dave also introduced Joel Vice, the department's new full time officer, to the Board.

Town Treasurer Wittbrodt reported that she attended Colorado Finance Officers Conference in Estes Park last week.

Town Attorney Phillips updated the Board on Amendment 64, Recreational Marijuana, and how its passage may impact the Town including the full text of the amendment.

Police Chief Gottschalk stated that he would like to meet with Attorney Phillips and get protocol in place regarding Amendment 64.

Trustee Just suggested a Board Work Session to discuss Amendment 64.

Trustee Just suggested that the intersection of Eighth Street and Castello Avenue should have better lighting because of its proximity to the Boys and Girls Club and the number of children that walk near that area.

Police Chief Gottschalk offered to speak with Xcel Energy about putting in street lights along Castello Avenue between 6<sup>th</sup> and 8<sup>th</sup> Streets.

**EXECUTIVE SESSION: Pursuant to C.R.S. 24-6-402 (4) (b) for determining positions relative to matters that may be subject to negotiations; developing strategies for negotiations and instructing negotiators and for the purpose of receiving legal advice pursuant specifically in relation to a potential property sale.**

**Motion #4** by Mayor Boyce, seconded by Trustee Just, that the Board go into executive session at 7:30 p.m. for the purpose of receiving legal advice pursuant to C.R.S. Section 24-6-402 (4) (b). Motion carried unanimously.

Mayor Boyce announced that the meeting was back to open session at 7:50 p.m. The participants in the executive session were: Mayor Boyce, Trustees French, Lane, Deagan and Just as well as Town Administrator/Clerk Darrah and Town Attorney Phillips. Mayor Boyce announced that no action was taken in the executive session.

**ADJOURNMENT**

Mayor Boyce, noting that there being no further business before the Board, declared that the meeting be adjourned at 7:51 p.m.

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Mayor, Fred Boyce

ATTEST:

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Claudia Werner, Deputy Town Clerk