

**MINUTES OF THE REGULAR MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES
April 16, 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 6:00 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 Frank Just, LaNita French, John Deagan, and Gabby Lane. Also in attendance were Public Works Director Jeff Goble, Police Chief Dave Gottschalk, Town Planner Ron Newman, Town Treasurer Kim Wittbrodt, Town Attorney Lee Phillips and Town Administrator/Clerk Tina Darrah.

AGENDA ADOPTION

Motion #1 by Mayor Boyce, seconded by Trustee Just, 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 19, 2012 and April 2, 2012
- B. **APPROVAL OF EXPENDITURES** – Approval of bills of various Town Funds
- C. Should the Board Approve Renewal of a Tavern Liquor License as Requested by McCall's Enterprises dba McCall's located at 511 Front Street?
- D. Should the Board Approve Renewal of a Retail Liquor Store Liquor License as Requested by C&Z, Inc. dba Even in the End located at 889 Steinfeld Parkway?

Motion #2 by Mayor Boyce, seconded by Trustee Lane, that the consent agenda be adopted as presented with bills in the amount of \$58,461.10. A roll call vote was taken: Boyce – yes, Lane – yes, French – yes, Just – yes, Deagan – yes. Motion carried unanimously.

CITIZEN COMMENT

Public Works Director Goble introduced his newest staff member, Tommy Miller, to the Board explaining that Mr. Miller had started that day as a Public Works Assistant.

PRESENTATION - ROB MACDONALD, Pikes Peak Area Council of Governments

Rob MacDonald, Executive Director of PPACG, went through a packet of information outlining the role of PPACG and explaining the benefits of membership to the Town, explaining how membership dues are used, and urging the Town to renew its membership for 2012.

UNFINISHED BUSINESS

Other Pending Items

No other pending items.

NEW BUSINESS

Oaths of Office for Newly Elected Officials

Mayor Boyce administered the oaths of office to the Town's newly elected officials, Frank Just, John Deagan and LaNita French. For the record it was noted that Trustee Just and Deagan agreed to four year terms of office, with Trustee French asking for and receiving the two-year term of office.

Selection of Mayor Pro-Tem

Motion #3 by Mayor Boyce, seconded by Trustee Lane, that the Board appoint Frank Just as Mayor Pro-Tem. A roll call vote was taken: Boyce – yes, Lane – yes, French – yes, Just – yes, Deagan – yes. Motion carried unanimously.

Discussion Regarding Proposed Language Allowing Alternative Energy Systems in the Zoning Code – Planner Ron Newman

Staff comment was offered by Town Planner Newman who explained that per the Boards instruction, he had researched language allowing alternative or renewable energy systems as a use by right in the zoning code. He went through his recommendations, noting that the Planning Commission had reviewed this issue extensively and that the recommended language in the packet reflected the majority of their suggestions. Discussion ensued in regards to number of facilities/structures allowed per lot/parcel, solar to ground ratio, approval procedures and the adoption process.

At the conclusion of the discussion the Board directed staff to place the suggested language into ordinance format and schedule for formal adoption.

Should the Board Approve Adoption of Resolution No.9, series of 2012, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING TINA DARRAH AS TOWN CLERK AND TOWN ADMINISTRATOR."?

Motion #4 by Trustee Deagan, seconded by Mayor Boyce, that the Board Approve Adoption of Resolution No.9, series of 2012, entitled, "**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING TINA DARRAH AS TOWN CLERK AND TOWN ADMINISTRATOR.**" A roll call vote was taken: Boyce – yes, Lane – yes, French – yes, Just – yes, Deagan – yes. Motion carried unanimously.

Should the Board Approve Adoption of Resolution No.10, series of 2012, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING KIM WITTBRODT AS TOWN TREASURER."?

Motion #5 by Trustee Deagan, seconded by Trustee Just, that the Board Approve Adoption of Resolution No.10, series of 2012, entitled, "**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING KIM WITTBRODT AS TOWN TREASURER.**" A roll call vote was taken: Boyce – yes, Lane – yes, French – yes, Just – yes, Deagan – yes. Motion carried unanimously.

Should the Board Approve Adoption of Resolution No.11, series of 2012, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING HERBERT C. (LEE) PHILLIPS AS TOWN ATTORNEY."?

Motion #6 by Trustee Just, seconded by Trustee Lane, that the Board Approve Adoption of Resolution No.11, series of 2012, entitled, "**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING HERBERT C. (LEE) PHILLIPS AS TOWN ATTORNEY.**" A roll call vote was taken: Boyce – yes, Lane – yes, French – yes, Just – yes, Deagan – yes. Motion carried unanimously.

Should the Board Approve Adoption of Resolution No.12, series of 2012, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING BRIAN GREEN AS MUNICIPAL COURT JUDGE."?

Motion #7 by Trustee Just, seconded by Trustee Lane, that the Board Approve Adoption of Resolution No.12, series of 2012, entitled, "**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING BRIAN GREEN AS MUNICIPAL COURT JUDGE.**" A roll call vote was taken: Boyce – yes, Lane – yes, French – yes, Just – yes, Deagan – yes. Motion carried unanimously.

Other New Business

No other new business.

COMMITTEE AND STAFF REPORTS

Treasurer Wittbrodt reported that she had been to a CIRSA Orientation in Denver. She further reported that there had been an error made on the March water billing and that all the bills were sent out with the incorrect due date. She explained that from now on she will be getting a preview of the water bills before they are mailed so that this type of error does not happen again. Trustee Just inquired about water bills being paid online and Ms. Wittbrodt responded that currently people can pay their water bills online, but the billing is only capable of being done via mail.

Chief Gottschalk apologized for not having a written report, but offered a verbal report updating that Board on the training he is attending and explaining that he has interviews for part-time officers scheduled for the upcoming weekend. He went on to note that he is targeting those with previous experience in law enforcement to avoid intensive training. Trustee Just thanked Chief Gottschalk for putting the speed trailer on Castello Street noting that he has seen a decrease in speeders since the trailer went up.

Public Works Director Goble offered to answer any questions from his written report and briefly updated the Board on the status of the staircase project.

Town Administrator Darrah offered to answer any questions in regards to her written report, noting that the BLM meeting scheduled for April 17th had been cancelled and that the alternate dates suggested by the BLM were April 26th or May 3rd. It was agreed to reschedule the meeting for May 3rd at the Town Hall. She further updated the Board on the PAN Grant meeting scheduled for April 24th and the Elected Officials Dinner and Staircase ribbon cutting scheduled for May 23rd.

EXECUTIVE SESSION: Pursuant to C.R.S. 24-6-402 (4) (e) and (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 land purchase.

Motion #8 by Mayor Boyce, seconded by Trustee Just, that the Board go into executive session at 8:00 p.m. for the purpose of receiving legal advice pursuant to C.R.S. Section 24-6-402 (4) (e) and (b). Motion carried unanimously.

Mayor Boyce announced that the meeting was back to open session at 9:15 p.m. The participants in the executive session were: Mayor Boyce, Trustees Just, Deagan, French, and Lane, Town Attorney Phillips, Town Treasurer Wittbrodt, Public Works Director Goble and Town Administrator/Clerk Darrah. 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 9:16 p.m.

Mayor

ATTEST:

Tina Darrah, Town Clerk