

**MINUTES OF THE REGULAR MEETING  
OF THE FAIRPLAY BOARD OF TRUSTEES  
May 6, 2013**

**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 Pro Tem Frank Just who proceeded with the pledge of allegiance, followed by the roll call which was answered by Trustees LaNita French, and John Deagan. Also in attendance were Town Attorney Lee Phillips, Town Administrator/ Clerk Tina Darrah, Public Works Director Gary Donnelly, Police Chief Dave Gottschalk, Town Treasurer Kim Wittbrodt and Deputy Town Clerk Claudia Werner. Mayor Fred Boyce and Trustee Gabby Lane were absent.

**AGENDA ADOPTION**

**Motion #1** by Trustee Deagan, seconded by Trustee French, that the agenda be adopted as presented. Motion carried unanimously. (Mayor Boyce and Trustee Lane were absent.)

**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 18 and April 1, 2013
- B. APPROVAL OF EXPENDITURES – Approval of bills of various Town Funds
- C. Should the Board Approve Renewal of a Hotel & Restaurant Liquor License as Requested by Taka Sushi Inc dba Millonzi's Deli & Restaurant located at 501 Front Street?
- D. Should the Board Approve Renewal of a Hotel & Restaurant Liquor License as Requested by Fairplay-Valiton Hotel LLC located at 500 Main Street?

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

**CITIZEN COMMENT**

None offered.

**PRESENTATIONS**

- A. Nancy Stimson presenting update on Vision 20/20 recycling program.

Nancy Stimson and Barbara Woelk presented a proposed cooperative plan between Park County Vision 20/20 and EDS Waste to bring free recycling back to the Fairplay area. Fairplay would be one “spoke” in a Hub & Spoke Recycling Program, with the “hub” located in Evergreen. Vision 20/20 is asking Fairplay to consider designating a piece of land, at least 70’ x 140’, for the Fairplay recycling site.

Trustee Just directed staff to review the proposal and determine its feasibility and then report back to the Board of Trustees with findings.

**UNFINISHED BUSINESS**

- A. Other Pending/ Outstanding Items
  - 1. Beach Dredging Project

Public Works Director Donnelly provided a written report, wherein he stated that the dredge equipment is scheduled for delivery on July 1<sup>st</sup> and support equipment will already be on site. Colorado Parks and Wildlife will inspect the equipment for evasive species prior to Breckenridge Crane launching the dredge. Burnett Land Surveying is surveying a town owned lot near the beach that staff can haul dredged material

to for storage in the event someone hasn't contracted with the Town to take the material prior to the start date.

Town Administrator/ Clerk Darrah proposed cancelling the TGIFairplay Summer Concert Series for 2013 due to the closure of the beach area for the dredging project.

Trustee Just expressed his agreement and consensus was offered by the Board.

## **2. CNG Project**

Public Works Director Donnelly provided a written report, wherein he stated that the list of necessary repairs changes daily as the ground thaws and trenches continue to settle. Gary is in contact with the Summit Utilities site inspector and the Tetra Tech repair supervisor, giving them updated information as this list grows and inspecting work as it is completed. There is a focus on verifying that these areas are compacted so that additional settling does not occur.

Trustee Just inquired whether the Town has an extended warranty bond for the CNG project.

Town Attorney Phillips replied that the franchise agreement that CNG has with the Town of Fairplay covers performance of repairs requested by the Town.

## **3. Way Finding Sign Project**

Public Works Director Donnelly provided a written report, wherein he stated that the sign posts for remaining signs on Hwy 285 have been ordered and he is working with CDOT to verify exact locations for these remaining signs.

## **4. Streetlights**

Nothing new to report at this time.

## **B. Other Discussion Items**

### **1. Town Clean-Up**

Public Works Director Donnelly provided a written report, wherein he stated that the street sweeper now has brakes and the street sweeping will begin as soon as weather permits. Town clean-up is scheduled for May 13<sup>th</sup> through the 18<sup>th</sup> and Town residents can drop off their items at the Town shop on those dates between 7:30 a.m. and 6:00 p.m. Cemetery clean-up is scheduled for May 18<sup>th</sup>, starting at 10 a.m. and there will be a BBQ at the American Legion for all volunteers following clean-up. Gary had a dog feces collection station on display and announced that these stations will be put out for public use.

### **2. 901 Main Street**

Public Works Director Donnelly provided a written report, wherein he stated that the heat and water are on at 901 Main Street and all doors, windows, and carpet have been installed. The interior paint is nearly finished and work continues on the exterior of the building as well as the grounds surrounding the building. Gary added that the exterior has been power washed and will be stained when weather permits.

Town Administrator /Clerk Darrah reported that the Police Department will be moving into their new offices on May 18<sup>th</sup> and the Administration personnel will close Town Hall on May 23<sup>rd</sup> and 24<sup>th</sup> while the phones, computers and furniture is moved to 901 Main Street. Town Hall will reopen Tuesday, May 28<sup>th</sup> at its new location. There will be a live auction held at 400 Front Street on June 1<sup>st</sup>. The dedication of 901 Main Street as Town Hall will be June 3<sup>rd</sup> at 6:00 p.m. followed by an open house, prior to the regular meeting at 7:00 p.m.

## **NEW BUSINESS**

### **A. Discussion and Direction Regarding Resignations of Mayor Boyce and Trustee Deagan.**

Town Administrator /Clerk Darrah reported that both Mayor Boyce and Trustee Deagan will be resigning from the Board of Trustees on May 20<sup>th</sup> and moving out of the area. She went on to inform the Board that this would be an appropriate time to discuss the upcoming open positions and quoted Colorado Revised Statutes relating to Board vacancies.

**Motion #3** by Mayor Pro Tem Just, seconded by Trustee French, to appoint Trustee Gabby Lane as the Mayor of Fairplay effective upon the acceptance of the resignation of Mayor Fred Boyce and to direct staff to solicit applications for two Trustee vacancies. Motion carried unanimously. (Mayor Boyce and Trustee Lane were absent.)

Trustee Just announced the birth of Gabby Lane's granddaughter, Palmer Maxine Lane, today.

**B.** Should the Board Approve Adoption of Ordinance No. 2013-4, entitled, "AN ORDINANCE ADDING NEW SUBSECTIONS 7-6-110(c) AND (d) TO THE FAIRPLAY MUNICIPAL CODE RELATING TO ANIMAL FECES."?

Police Chief Gottschalk presented this ordinance and staff recommended approval to address the concerns of the citizens of Fairplay.

**Motion #4** by Trustee Deagan, seconded by Trustee French, to approve adoption of Ordinance No. 2013-4, entitled, "AN ORDINANCE ADDING NEW SUBSECTIONS 7-6-110(c) AND (d) TO THE FAIRPLAY MUNICIPAL CODE RELATING TO ANIMAL FECES." Motion carried unanimously. (Mayor Boyce and Trustee Lane were absent.)

**C.** Should the Board Approve Adoption of Resolution 6, series of 2013, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO AUTHORIZING THE EXECUTION OF A LEASE PURCHASE AGREEMENT WITH BANK OF THE WEST, FOR THE PURCHASE OF A 2013 CHEVROLET TAHOE."?

Town Treasurer Wittbrodt presented this Resolution and staff recommended approval for the purchase of this replacement police vehicle as approved in the 2013 budget.

**Motion #5** by Trustee French, seconded by Trustee Deagan, to approve adoption of Resolution 6, series of 2013, entitled, A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO AUTHORIZING THE EXECUTION OF A LEASE PURCHASE AGREEMENT WITH BANK OF THE WEST, FOR THE PURCHASE OF A 2013 CHEVROLET TAHOE. A roll call vote was taken: French – yes, Deagan – yes, Just – yes. Motion carried unanimously. (Mayor Boyce and Trustee Lane were absent.)

**D.** Should the Board Approve Adoption of Resolution 7, series of 2013, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH INTERNATIONAL CITY/COUNTY MANAGEMENT ASSOCIATION RETIREMENT CORPORATION (ICMA-RC) FOR A DISCRETIONARY INVESTMENT ADVISORY SERVICES PROGRAM (Managed Accounts)."??

Town Treasurer Wittbrodt presented this Resolution and staff recommended approval and went on to say that the execution of this agreement will not cost the Town anything.

**Motion #6** by Trustee Deagan, seconded by Mayor Pro Tem Just, to approve adoption of Resolution 7, series of 2013, entitled, A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH INTERNATIONAL CITY/COUNTY MANAGEMENT ASSOCIATION RETIREMENT CORPORATION (ICMA-RC) FOR A DISCRETIONARY INVESTMENT ADVISORY SERVICES PROGRAM (Managed Accounts). A roll call vote was taken: French – yes, Deagan – yes, Just – yes. Motion carried unanimously. (Mayor Boyce and Trustee Lane were absent.)

Other New Business.

No other new business.

### **MAYOR AND TRUSTEE REPORTS**

None offered.

### **ADJOURNMENT**

Mayor Boyce, noting that there being no further business before the Board, declared that the meeting be adjourned at 7:37 p.m.

ATTEST:

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Mayor, Fred Boyce

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Claudia Werner, Deputy Town Clerk