

**MINUTES OF THE REGULAR MEETING  
OF THE FAIRPLAY BOARD OF TRUSTEES  
May 5, 2014**

**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, 901 Main Street, by Mayor Gabby Lane who proceeded with the pledge of allegiance, followed by the roll call which was answered by Trustees Eve Stapp, Lynette Barrett, Ray Douglas and Frank Just. 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.

**AGENDA ADOPTION**

**Motion #1** by Mayor Lane, 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 – April 21, 2014**

**Motion #2** by Mayor Lane, seconded by Trustee Douglas, that the consent agenda be adopted as presented. Motion carried unanimously.

**CITIZEN COMMENT**

None offered

**UNFINISHED BUSINESS**

**A. Other Pending/Outstanding Items**

**1. CNG Project**

Public Works Director Donnelly stated that CNG is claiming the repairs to the Town streets and shoulders are the responsibility of Summit Utilities. Gary has meetings scheduled with chip seal contractors to get bids on the necessary repairs and the Town may have to use the bond to pay for these repairs. Attorney Phillips reiterated that the Town has three effective ways to get CNG to remedy the cost of damages. The Board directed Town staff to move ahead with getting the repairs done with the cost to be borne by CNG.

**2. Code Enforcement**

Police Chief Gottschalk updated the Board on ongoing enforcement efforts and also reported that the two new street lights have been installed on Castello Avenue between 6<sup>th</sup> and 8<sup>th</sup> Streets.

**3. Capital Improvement Fund**

Nothing new to report at this time.

**B. Other Discussion Items**

Administrator/ Clerk Darrah reported that this is the 50<sup>th</sup> anniversary of the signing of the Wilderness Act. In honor of this, John Fielder will be here doing a slide show on September 3<sup>rd</sup> during the Plein Air Arts Celebration. The day's event schedule will also include a visit to the Rocky Mountain Land Library located at the Buffalo Peaks Ranch. A complete schedule of events will be delivered to the Board in the near future.

Trustee Douglas inquired about the status of the delinquent water account list. Administrator/ Clerk Darrah stated that the list was approved by the Board last October and then the past due amount for

those water accounts were certified to the Park County Treasurer for collection. Attorney Phillips explained the certification process as a collection mechanism. Treasurer Wittbrodt stated that most of the funds have already been collected by the Treasurer and paid to the Town.

### **NEW BUSINESS**

**A.** Should the Board Approve Adoption of Ordinance No. 2014-4, entitled, "AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE FAIRPLAY MUNICIPAL CODE RELATING TO FEES."?

**Motion #3** by Trustee Just, seconded by Trustee Stapp, that the Board Approve Adoption of Ordinance No. 2014-4, entitled, "AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE FAIRPLAY MUNICIPAL CODE RELATING TO FEES." Motion carried unanimously.

**B.** Should the Board Approve Adoption of Ordinance No. 2014-5, entitled, AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE FAIRPLAY MUNICIPAL CODE RELATING TO PENALTIES."?

**Motion #4** by Trustee Just, seconded by Trustee Douglas, that the Board Approve Adoption of Ordinance No. 2014-5, entitled, "AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE FAIRPLAY MUNICIPAL CODE RELATING TO PENALTIES." Motion carried unanimously.

**C.** Should the Board Approve Adoption of Resolution No. 13, series of 2014, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, ADOPTING AN AMENDED FEE SCHEDULE FOR 2014."?

**Motion #5** by Trustee Just, seconded by Trustee Barrett, that the Board Approve Adoption of Resolution No. 13, series of 2014, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, ADOPTING AN AMENDED FEE SCHEDULE FOR 2014." Motion carried unanimously.

**D.** Should the Board Approve a Business Incentive Zone Request from Sam Mick?

Administrator/ Clerk Darrah explained that Mr. Mick is asking for a waiver of the building permit fees to renew the permit issued to him in 2009 for 297 ½ U S Hwy 285. He paid the permit fee along with the street and parks surcharges associated with the building permit and understood that his payment covered the cost of the building permit until the project was completed. Tina went on to explain that Sam stopped work on the project a few years ago while he waited to lease the space. He has just signed a lease with South Park Brewery and is ready to finish the building. Douglas asked if the Board's approval would set precedence. Attorney Phillips stated that it would not and went on to say that this is exactly what the BIZ program is intended for.

**Motion #6** by Trustee Just, seconded by Trustee Douglas, that the Board approve a Business Incentive Zone Request from Sam Mick. A roll call vote was taken: Stapp – yes, Barrett – yes, Lane – yes, Douglas – yes, Just – yes. Motion carried unanimously.

**E.** Other New Business

Administrator/ Clerk Darrah reminded the Board that the elected official's dinner is being hosted by Park County this year and will be held on the evening of May 27<sup>th</sup> or 28<sup>th</sup>. She will pass along the details once the plans have been finalized. Trustee Just asked that the host specify whether or not Board members may bring their spouses. Tina also reminded the Board that the CML Conference is coming up and asked them to let her know who will be attending this year.

### **MAYOR AND TRUSTEE REPORTS**

Mayor Lane reminded everyone to come out and help with Cemetery Clean Up at 9 a.m. this Saturday.

### **ADJOURNMENT**

Mayor Lane, noting that there being no further business before the Board, declared that the meeting be adjourned at 7:25 p.m.

ATTEST:

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Mayor, Gabby Lane

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Claudia Werner, Deputy Town Clerk