

**MINUTES OF THE REGULAR MEETING OF THE  
FAIRPLAY BOARD OF TRUSTEES  
September 15, 2014**

**CALL TO ORDER WORK SESSION OF THE BOARD OF TRUSTEES**

A work session 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, 901 Main Street, by Mayor Gabby Lane. Also present were Trustee Ray Douglas, Town Planner Ron Newman, Town Attorney Lee Phillips, Town Administrator/Clerk Tina Darrah, Town Treasurer Kim Wittbrodt and Deputy Town Clerk Claudia Werner. Trustees Scott Dodge, Eve Stapp and Frank Just joined the work session after the call to order.

**CCCD – Mike Tupa Presentation of Entrance/ River Park Design**

Mike Tupa of the Colorado Center for Community Development presented the final project design for the Entrance and River Park projects. He provided a model built to scale with elevations showing the proposed entrance sign, trails, Town Hall and dredge. In addition, Mike provided drawings and an explanation of the types of material that were proposed for the entrance sign and trail system.

**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 Scott Dodge, Eve Stapp, Frank Just and Ray Douglas. Also in attendance were Town Attorney Lee Phillips, Town Administrator/ Clerk Tina Darrah, Police Chief Joel Vice, Town Treasurer Kim Wittbrodt, Deputy Town Clerk Claudia Werner and Town Planner Ron Newman.

**AGENDA ADOPTION**

**Motion #1** by Trustee Just, seconded by Trustee Douglas, 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. **EXPENDITURES** – Approval of bills of various Town Funds in the amount of \$55,257.17
- C. Should the Board Approve Renewal of a Hotel and Restaurant Liquor License as Requested by Shun Mei Sung DBA Asian Fusion, located at 22186 Hwy 285?

**Motion #2** by Trustee Just, seconded by Trustee Stapp, that the consent agenda be adopted as presented with bills in the amount of \$55,257.17. A roll call vote was taken: Dodge – yes, Stapp – yes, Lane – yes, Douglas – yes, Just - yes. Motion carried unanimously.

**CITIZEN COMMENT**

None offered.

**PRESENTATIONS**

- A. Presentation of Non-Profit Partner Checks

Mayor Lane presented checks to Jim Ewers with the Boys and Girls Club of South Park in the amount of \$889.25 for the June TGIFairplay concert and the Peach Fundraiser, Becky DeBonis with the Park County High School Cheerleaders in the amount of \$72.36 for the July TGIFairplay concert, Kathy Wilson with the Good Samaritan Group in the amount of \$79.17 for the August TGIFairplay concert, and Mary Kanack with the South Park Food Bank in the amount of \$1,582.50 for the Plein Air Live Auction. A check will be mailed to the American Legion in the amount of \$360.31 for the 4<sup>th</sup> of July concert, as no one was available to accept the check at the meeting.

**PUBLIC HEARINGS**

**A. Should the Board, acting as the Board of Adjustment, Approve Adoption of Resolution No. 23, series of 2014, entitled, "A RESOLUTION APPROVING THE APPLICATION FOR A SIDE AND REAR YARD SETBACK VARIANCE AT CERTAIN REAL PROPERTY COMMONLY KNOWN AND NUMBERED AS FRONT STREET, FAIRPLAY, COLORADO."?**

Mayor Lane opened the public hearing at 7:06 p.m. and read a brief opening statement stating jurisdiction and outlining procedures for the public hearing. He then asked for staff comment, which was provided by Town Planner Newman stating that the Board of Trustees is sitting as the Board of Adjustment for the Blackstock setback variance application and that all submittal requirements have been met, fees paid and the property was posted in accordance with FMC 16-22-30(e). Ron stated that the purpose for the variance is to allow for the construction of an addition to the rear of the residential structure that will nearly double the square footage of the home and he recommended approval of this variance request. He went on to say that the application for variance meets the following conditions; the house will remain a single family residence, the addition would enhance the Town Center without altering the essential character of the neighborhood or impair the appropriate use of adjacent property, and the variance will not adversely affect the public health safety and welfare but will enhance the historic character of the Town Center. Town Planner Newman and applicant Jerry Benson and Kigin Blackstock answered Board questions regarding the application. Gary McAnaney of 710 Front Street offered a statement of support for the variance and no comments were offered by anyone in opposition to the application.

The public hearing was closed by Mayor Lane at 7:20 p.m.

**Motion #3** by Trustee Just, seconded by Trustee Stapp, to approve adoption of Resolution No. 23, series of 2014, entitled, "A RESOLUTION APPROVING THE APPLICATION FOR A SIDE AND REAR SETBACK VARIANCE AT CERTAIN REAL PROPERTY COMMONLY KNOWN AND NUMBERED AS 651 FRONT STREET, FAIRPLAY, COLORADO". Motion carried unanimously.

*(Clerk's note: The Following agenda item was moved to this place on the agenda as item A-Public Hearing and item A-New Business were related.)*

**NEW BUSINESS**

**A. Should the Board Approve a Certificate of Appropriateness for the Blackstock Project?**

The Board placed this agenda item before Unfinished Business as Town Planner Newman included the Blackstock application for Certificate of Appropriateness in his staff report for their variance request. Ron stated that the design of the addition meets the Town Center Design Guidelines and recommends approval of the application.

**Motion #4** by Trustee Just, seconded by Trustee Douglas, to approve the application for Certificate of Appropriateness for the Blackstock project. Motion carried unanimously.

**UNFINISHED BUSINESS**

**A. Other Pending Items**

1. Code Enforcement – Police Chief Vice offered an update regarding plans to prioritize Code Enforcement.
2. Capital Improvement Fund – Town Treasurer Wittbrodt stated that she will discuss this with the Board at the budget workshop on Thursday.

**B. Other Discussion Items**

No other discussion items offered.

**NEW BUSINESS**

*(Clerk's note: New Business item A was moved above Unfinished Business as it was related to item A-Public Hearing.)*

**B. Discussion/ Action Regarding Event Tent Purchase as Offered/ Proposed by Pat Stoinski**

Town Administrator/ Clerk Darrah stated that the Stoinskis are interested in selling the Town two of the three large event tents they purchased for their daughter's wedding for a cost of \$1000. Julie Bullock, on behalf of the Burro Days Committee, proposed splitting that cost between the Town and Burro Days. Tina went on to say that based on recent research, the proposed price is very reasonable and this purchase would come out of the winter/ miscellaneous events line item.

Trustee Just inquired about the condition and features of the tents and Town Treasurer Wittbrodt stated that they are in good shape and the side panels have windows. Frank also asked where the tents would be stored and

Tina stated that a trailer had recently been donated to the Town that would be used to store these tents as well as other event supplies.

**Motion #5** by Trustee Just, seconded by Trustee Stapp, that the Board Approve \$500.00 out of the winter/miscellaneous events line item for one-half of the purchase of two tents from Al and Pat Stoinski. A roll call vote was taken: Dodge – yes, Stapp – yes, Lane – yes, Douglas – yes, Just - yes. Motion carried unanimously.

**C. Consent to Dissolution of the Stone River Metropolitan District**

Attorney Phillips presented the Consent to Dissolution form for Stone River Metropolitan District, answered Board questions and offered a staff recommendation for approval.

**Motion #6** by Mayor Lane, seconded by Trustee Douglas, to approve the Consent of Dissolution form for the Stone River Metropolitan District. Motion carried unanimously.

**D. Termination of Intergovernmental Agreement between the Town of Fairplay, Colorado, and Stone River Metropolitan District.**

Attorney Phillips presented the Termination of Intergovernmental Agreement Between the Town of Fairplay, Colorado, and Stone River Metropolitan District, answered Board questions and offered a staff recommendation for approval.

**Motion #7** by Mayor Lane, seconded by Trustee Stapp, to approve the Termination of Intergovernmental Agreement between the Town of Fairplay, Colorado, and Stone River Metropolitan District. Motion carried unanimously.

**E. Other New Business**

No other new business offered.

**MAYOR AND TRUSTEE REPORTS**

The Board members commented that Fairplay is exceptionally beautiful with fall color this year and the Town's summer events were successful thanks to Board and staff participation.

**STAFF AND COMMITTEE REPORTS**

Town Administrator/ Clerk Darrah gave a narrative of her written staff report on the Wastewater Feasibility Study, the Land Use Code Update, Events/ Marketing and the Clinic Building Lease with RMRH. In addition Tina stated that both sales tax revenues and visitor numbers are up from last year.

Police Chief Vice also went over his written staff report covering field training for officers Zerby and Welch, recent search warrants and ongoing code enforcement and signage projects.

Public Works Director Donnelly provided a written staff report that was read into the record by Mayor Lane. The report covered preparation of equipment for winter weather, continuing sidewalk construction on 6<sup>th</sup> Street as well as road improvements to 8<sup>th</sup> Street near the school, plans for a crosswalk on 8<sup>th</sup> Street between the school and the Boys and Girls Club, ongoing street repairs, the Property Improvement Incentive Project at the Swissaire Condos, the upcoming CDOT facility water tap, and contact with South Park Heritage Society regarding various old sheds and buildings around Town.

**ADJOURNMENT**

Mayor Lane, noting that there being no further business before the Board, declared that the meeting be adjourned at 7:43 p.m.

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Mayor

ATTEST:

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Claudia Werner, Deputy Town Clerk