

**MINUTES OF THE REGULAR MEETING OF THE  
FAIRPLAY BOARD OF TRUSTEES  
April 18, 2016**

**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, 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, Ray Douglas and Frank Just. Also in attendance were Town Attorney Lee Phillips, Special Events/ Business Development Coordinator Julie Bullock, Public Works Director Vaughn Mead, Police Chief Joel Vice, Town Treasurer Kim Wittbrodt, Deputy Town Clerk Claudia Werner and Public Works Employee Kat White.

**AGENDA ADOPTION**

**Motion #1** by Trustee Just, seconded by Trustee Dodge, that the agenda be adopted as amended to table item 8b regarding shipping container discussion and removal of item 9g regarding REACH helicopter landing in Town discussion. 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 21 and April 4, 2016
- B. **APPROVAL OF EXPENDITURES** – Approval of bills of various Town Funds in the amount of \$91,070.57.

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

**CITIZEN COMMENTS**

Public Works Director Mead introduced new Public Works Employee Kat White to the Board

**PUBLIC HEARING**

- A. Should the Board Approve Adoption of Ordinance No. 3, series of 2016, entitled, "AN ORDINANCE AMENDING SECTIONS 16-5-40 AND 16-8-50(A) OF THE FAIRPLAY MUNICIPAL CODE."?

The public hearing was opened at 6:06 p.m. by Mayor Lane.

Deputy Town Clerk Werner presented this ordinance and gave a brief description of the changes to Chapter 16 of the Municipal Code, which were the change in minimum foot print size in the Single Family Residential, Multi Family Residential and Transitional zone districts, as well as adding a sentence regarding administrative approval of minor work in the Town Center zone district.

Attorney Phillips stated that it is common to have small changes such as these after adopting a large document like the Unified Development Code, even though it was thoroughly reviewed prior to adoption.

There was no public comment regarding this agenda item.

The public hearing was closed at 6:08 p.m. by Mayor Lane.

**Motion #3** by Mayor Lane, seconded by Trustee Douglas, that the Board Approve Adoption of Ordinance No. 3, series of 2016, entitled, 'AN ORDINANCE AMENDING SECTIONS 16-5-40 AND 16-8-50(A) OF THE FAIRPLAY MUNICIPAL CODE.' Motion carried unanimously.

- B. Should the Board Approve Adoption of Resolution No. 14, series of 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO AUTHORIZING THE EXECUTION OF AN ENHANCED SALES TAX INCENTIVE AGREEMENT (ESTIP) BETWEEN THE TOWN AND TRAILS END SALOON, LLC FOR THE TRAILS END SALOON PROJECT."?

The public hearing was opened at 6:11 p.m. by Mayor Lane.

Town Attorney Phillips presented the details of the ESTIP agreement with the Trails End Saloon.

There was no public comment regarding this agenda item.

The public hearing was closed at 6:13 p.m. by Mayor Lane.

**Motion #4** by Trustee Just, seconded by Trustee Stapp, that the Board Approve Adoption of Resolution No. 14, series of 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO AUTHORIZING THE EXECUTION OF AN ENHANCED SALES TAX INCENTIVE AGREEMENT (ESTIP) BETWEEN THE TOWN AND TRAILS END SALOON, LLC FOR THE TRAILS END SALOON PROJECT." A roll call vote was taken: Dodge – yes, Stapp – yes, Lane – yes, Douglas – yes, Just – yes. Motion carried unanimously.

### **UNFINISHED BUSINESS**

#### **A. Presentation/ Discussion Regarding Boys and Girls Club Torch Club Proposal**

Jamie Morrow introduced Torch Club members Mollie Morrow, Crue Bogert and Lincoln Mills, from the Boys and Girls Club of South Park. The three members gave a presentation to the Board, wherein they asked the Town to place No Smoking signs in various Town-owned public places.

**Motion #5** by Mayor Lane, seconded by Trustee Douglas, to direct staff to work with the BGCSPTorch Club to place the necessary signage. Motion carried unanimously.

#### **B. Other discussion items**

No other discussion items were offered.

### **NEW BUSINESS**

#### **A. Oaths of Office for Newly Elected Officials**

The Municipal Election was cancelled this year because there were not more candidates running for office than there were vacant seats on the Board of Trustees, but the returning Board members do need to be sworn into office.

Mayor Lane administered the Oath of Office to returning Board members Frank Just and Scott Dodge.

#### **B. Selection of Mayor Pro-Tem**

After each biennial municipal election, the Board of Trustees must choose one of its members as Mayor Pro-Tem – per F.M.C. Sec. 2-2-30.

Trustee Just stated that he would be willing to act as Mayor Pro-Tem for the next two years.

**Motion #6** by Trustee Dodge, seconded by Trustee Stapp, to appoint Frank Just as Mayor Pro-Tem. Motion carried unanimously.

#### **C. Should the Board Approve Adoption of Resolution No. 10, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING KIM WITTBRODT AS TOWN TREASURER."?**

After each biennial municipal election, the Board of Trustees must appoint a Town Treasurer – per F.M.C. Sec. 2-3-10.

**Motion #7** by Trustee Just, seconded by Trustee Douglas, that the Board Approve Adoption of Resolution No. 10, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING KIM WITTBRODT AS TOWN TREASURER." Motion carried unanimously.

Mayor Lane administered the Oath of Office to Town Treasurer Wittbrodt.

#### **D. Should the Board Approve Adoption of Resolution No. 11, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING BRIAN GREEN AS MUNICIPAL COURT JUDGE."?**

After each biennial municipal election, the Board of Trustees must appoint a Municipal Court Judge – per F.M.C. Sec. 2-3-10.

**Motion #8** by Trustee Just, seconded by Trustee Dodge, that the Board Approve Adoption of Resolution No. 11, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING BRIAN GREEN AS MUNICIPAL COURT JUDGE." Motion carried unanimously.

Municipal Court Judge Green was not present to be sworn in.

#### **E. Should the Board Approve Adoption of Resolution No. 12, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING HERBERT C. (LEE) PHILLIPS AS TOWN ATTORNEY."?**

After each biennial municipal election, the Board of Trustees must appoint a Town Attorney – per F.M.C. Sec. 2-3-10.

**Motion #9** by Trustee Just, seconded by Trustee Douglas, that the Board Approve Adoption of Resolution No. 12, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING HERBERT C. (LEE) PHILLIPS AS TOWN ATTORNEY." Motion carried unanimously.

Mayor Lane administered the Oath of Office to Town Attorney Phillips.

- F.** Should the Board Approve Adoption of Resolution No. 13, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING TINA DARRAH AS TOWN CLERK AND TOWN ADMINISTRATOR."?

After each biennial municipal election, the Board of Trustees must appoint a Town Clerk and Town Administrator – per F.M.C. Sec. 2-3-10.

**Motion #10** by Trustee Just, seconded by Trustee Dodge, that the Board Approve Adoption of Resolution No. 13, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, APPOINTING TINA DARRAH AS TOWN CLERK AND TOWN ADMINISTRATOR." Motion carried unanimously.

Town Clerk and Town Administrator Darrah was not present to be sworn in.

- G.** Discussion Regarding South Park Rec District/ Friends of the Library Potential Project

Town Administrator/ Clerk Darrah provided written information from the April 12<sup>th</sup> meeting hosted by the South Park Rec District and the Friends of the Library. Town Administrator/ Clerk Darrah, Mayor Lane and Trustee Dodge attended this meeting and this item was placed on the agenda so that the entire Board would have an opportunity to discuss the proposed project and the level of support and involvement the Town of Fairplay will have in the project.

The Board discussed the proposed project, voiced support of the project and directed staff to assist the project committee.

Town Treasurer Wittbrodt volunteered to represent the Town of Fairplay on the committee formed to work on this project.

- H.** Discussion Regarding Purchase of a Used Chevy Tahoe for the Police Department

Police Chief Vice stated that the Town of Breckenridge is selling a 2009 Chevy Tahoe, fully equipped as a police vehicle, for \$10,500. He went on to say that the Police Department's Chevy Impala could be sold for \$1500 to \$2500 to help offset the cost of the Tahoe purchase.

Town Treasurer Wittbrodt stated that the Police Department would increase their department's payments into the Internal Service Fund to cover this expenditure if approved.

**Motion #11** by Trustee Just, seconded by Trustee Stapp, to approve the purchase of a 2009 Chevrolet Tahoe from the Breckenridge Police Department in the amount of \$10,500 from the Internal Service Fund. A roll call vote was taken: Dodge – yes, Stapp – yes, Lane – yes, Douglas – yes, Just – yes. Motion carried unanimously.

- I.** Other new business

No other new business offered.

## **STAFF AND COMMITTEE REPORTS**

Town Administrator/ Clerk Darrah provided a written staff report, wherein she updated the Board on the Schlatter land funding and subdivision, Summit Community Care/ Clinic Building, the bench program, beach water rights, solar garden idea, CIRSA featuring the Town of Fairplay in their May/ June newsletter, Town Planner Newman's resignation from his position at the school, and the proposed opening of the Trails End Saloon.

Town Treasurer Wittbrodt reported that Xpress Bill Pay training for staff has been scheduled for May 5<sup>th</sup> and utility customers will be notified of the availability of this new service in the May utility bills.

Police Chief Vice reported that the Town's new radar signs have arrived, he is working with the Boys and Girls Club on the Drug Take Back Program, the Police Department is handing out pamphlets regarding Town Clean-Up Days etc. to encourage the clean-up of problem properties and continues to work on code enforcement, and an update on work with owner of moving van that has been parking at the corner of 4<sup>th</sup> and Main Streets impairing visibility at that intersection.

Public Works Director Mead provided a written staff report, wherein he updated the Board on the Wastewater Treatment Plant performance, sludge removal, wasting line project, 2<sup>nd</sup> Street pump house project, employee training and development, Water Distribution System, well 2 maintenance and annual cleaning schedule for all wells, removal of old flower pots and placement of new pots, pot hole filling and patching, 8<sup>th</sup> Street sidewalk project, and the FEMA Projects.

Special Events and Business Development Coordinator Bullock covered her written staff report, wherein she reported on Marketing, Town Map, Event Poster and Postcard, Events, Non-Profit Partnerships, Volunteer Applications, Visitor Information Center, Town Newsletter and Business Development.

**ADJOURNMENT**

Mayor Lane, noting that there being no further business before the Board, declared that the meeting be adjourned at 7:39 p.m.

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Gabby Lane, Mayor

ATTEST:

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Claudia Werner, Deputy Town Clerk