

**MINUTES OF THE REGULAR MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES
July 15, 2019**

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 Frank Just who proceeded with the pledge of allegiance, followed by the roll call which was answered by Trustees Scott Dodge, Eve Stapp, Paul Kemp and Cindy Bear. Also in attendance were Town Administrator/Clerk Tina Darrah, Town Attorney Paul Wisor, Town Planner Scot Hunn, Public Works Director Jim Brown, Town Treasurer Kim Wittbrodt and Assistant to the Town Administrator Mason Green.

AGENDA ADOPTION

Motion #1 by Trustee Dodge, seconded by Trustee Stapp, that the agenda be adopted with the condition that the wording in agenda item X is changed to "Presentation of 2018 Financial Audit". 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** – July 1, 2019
- B. **APPROVAL OF EXPENDITURES** – Approval of bills of various Town Funds in the amount of \$234,916.16

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

CITIZEN COMMENTS

No comments were offered.

UNFINISHED BUSINESS

- A. Other discussion items

No other discussion items were offered.

PUBLIC HEARING

- A. Should the Board Approve Adoption of Ordinance No. 3, Series of 2019, Entitled, "**AN EMERGENCY ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, PROVIDING FOR THE VACATION OF PLATS FOR APPROVED SUBDIVISIONS AND PLANNED UNIT DEVELOPMENT.**"?

Mayor Just opened the Public Hearing at 6:07 pm.

Town Attorney Wisor introduced the topic, explained the legislative context of the hearing, and that this discussion was not regarding any specific property. Town Attorney Wisor then explained that this Ordinance would add a mechanism by which the Board could revoke Subdivisions/Planned Unit Development (PUD) plans if the property meets certain criteria. Town Attorney Wisor lastly explained that this Ordinance would pertain only to the unbuilt lots of a Subdivision/PUD.

Mayor Just spoke in favor of the Ordinance.

Mayor Just opened the floor to public comment. There were no comments offered in support of or against the Ordinance.

Trustee Dodge asked if the built homes of a partially complete Subdivision/Planned Unit Development would still fall under the old Subdivision/PUD. Town Attorney Wisor answered the question, stating that these built homes would fall under the old Subdivision/PUD.

Trustee Dodge asked if the Board could still negotiate with the developers of Subdivisions/PUD in the future if there is a possibility that the Board may revoke the Subdivision/PUD. Town Attorney Wisor stated that the Board would have that ability.

Mayor Just closed the Public Hearing at 6:20pm.

Motion #3 by Trustee Dodge, seconded by Trustee Stapp, that the Board Approve Adoption of Ordinance No. 3, Series of 2019, Entitled **“AN EMERGENCY ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, PROVIDING FOR THE VACATION OF PLATS FOR APPROVED SUBDIVISIONS AND PLANNED UNIT DEVELOPMENTS.”** A voice vote was taken. Motion carried unanimously.

NEW BUSINESS

A. Presentation/Acceptance of the 2018 Financial Audit

Mr. Tim Mayberry, of Holscher and Mayberry, presented the findings of the 2018 financial audit, stating that there were no issues. Mr. Mayberry then explained how the acquisition of the Fairplay Sanitation District assets has resulted in the creation of a utility fund, rather than a fund for water and a fund for sewer.

Trustee Dodge stated that he is proud of the Town's financial responsibility and thanked staff.

Town Administrator Darrah stated that the water and sewer operating expenses and revenue will be broken out separately within the utility fund during the budget process so that Board members can see the expenses and revenue of each service.

Motion #4 by Trustee Dodge, seconded by Trustee Kemp, that the Board Accept the 2018 Financial Audit. A roll call vote was taken: Dodge – yes, Stapp – yes, Just – yes, Kemp – yes, Bear – yes. Motion carried unanimously.

B. Should the Board Approve Ordinance No. 4, Series of 2019, Entitled, **“AN ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, AMENDING THE FAIRPLAY MUNICIPAL CODE TO LIMIT STREET PARKING OF COMMERCIAL VEHICLES ON ANY PUBLIC STREET, HIGHWAY, OR RIGHT-OF-WAY WITHIN THE TOWN OF FAIRPLAY, COLORADO.”?**

Town Attorney Paul Wisor introduced the topic, stating that the Ordinance would limit commercial vehicles from parking on the street and right of ways for more than four hours.

An extensive discussion regarding the Ordinance took place in which Mayor Just offered his recommendations for the Ordinance and these items were considered. Topics such as intersection safety, Police Department enforcement capabilities, and parking issues regarding large vehicles were discussed. It was agreed that there may be a need for further discussion in a future meeting regarding the non-commercial large vehicles parking in Town and safety around intersections in Town.

Motion #5, by Trustee Dodge, seconded by Trustee Kemp, that the Board Approve Ordinance No. 4, Series of 2019, Entitled, **AN ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, AMENDING THE FAIRPLAY MUNICIPAL CODE TO LIMIT STREET PARKING OF COMMERCIAL VEHICLES ON ANY PUBLIC STREET, HIGHWAY, OR RIGHT-OF-WAY WITHIN THE TOWN OF FAIRPLAY, COLORADO.”**? A roll call vote was taken. Dodge – yes, Stapp – yes, Just – yes, Kemp – yes, Bear – yes. Motion carried unanimously.

C. Should the Board Approve Resolution No.19, Series of 2019, Entitled, **“A RESOLUTION FOR THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A PROPERTY IMPROVEMENT INCENTIVE PROGRAM (PIIP) BETWEEN THE TOWN AND PAM AND JOHN CAIN FOR THE 660 BOGUE STREET EXTERIOR PROJECT.”?**

Town Treasurer Wittbrodt introduced the topic, stating that the applicants planned to be in attendance at the meeting, but were unable to do so. Town Treasurer Wittbrodt then informed the board that the Cain's would be repainting the exterior of their residence—an \$8,000 project. Lastly, Town Treasurer Wittbrodt stated the Cains were eligible for \$650 in PIIP money, and that the Board had \$13,483 left in their 2019 PIIP budget line item.

Motion #6, by Trustee Bear, Seconded by Trustee Kemp, that the Board Approve Resolution No. 19, Series of 2019, Entitled, **“A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY,**

COLORADO, APPROVING A PROPERTY IMPROVEMENT INCENTIVE PROGRAM (PIIP) BETWEEN THE TOWN AND PAM AND JOHN CAIN FOR THE 660 BOGUE STREET EXTERIOR PROJECT.”? A roll call vote was taken. Dodge – yes, Stapp – yes, Just – yes, Kemp – yes, Bear – yes. Motion carried unanimously.

D. Should the Board Approve Adoption of Resolution No. 20, Series of 2019, Entitled, “A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR THE PROVISION OF INTERCOUNTY COMMUTER TRANSIT SERVICES FOR PARK COUNTY.”?

Town Administrator Darrah introduced the topic, stating that this Intergovernmental Agreement (IGA) formalizes the agreement between Fairplay, Alma, Park County, Summit County, and Breckenridge which extends the Summit Stage Bus Service to Park County. Town Administrator Darrah thanked Town Attorney Paul Wisor for his work on the lease.

Motion #7, by Trustee Dodge, Seconded by Trustee Stapp, that the Board Approve Resolution No. 20, Series of 2019, Entitled “**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR THE PROVISION OF INTERCOUNTY COMMUTER TRANSIT SERVICES FOR PARK COUNTY.”?** A roll call vote was taken. Dodge – yes, Stapp – yes, Just – yes, Kemp – yes, Bear – yes. Motion carried unanimously.

E. Discussion Regarding a Donation to the Nate Carrigan Scholarship Fund

Police Chief Woodward introduced the topic, stating that he was asking the Board of Trustees for \$500 in order to sponsor a hole at the Nate Carrigan Golf Tournament—a fundraiser for the Nate Carrigan Scholarship Fund. Police Chief Woodward stated that he, Public Works Director Brown, and Trustee Dodge would be playing in the tournament, and that over \$13,000 had already been raised.

Trustee Dodge stated that he was in favor of giving this donation as it is for a good cause.

Motion #8, by Trustee Stapp, Seconded by Trustee Kemp that the Board approve a donation in the amount of \$500 to the Nate Carrigan Scholarship Fund. A roll call vote was taken. Dodge – yes, Stapp – yes, Just – yes, Kemp – yes, Bear – yes. Motion carried unanimously.

F. Discussion of Permitted Uses Under Chapter 16—Unified Development Code

Town Administrator Darrah introduced the topic, stating that item was placed on the agenda to afford the Board time to discuss if there needed to be further meetings/discussions regarding the permitted uses in the Unified Development Code.

There was a brief discussion in which the Board informed staff that they had no concerns with the permitted uses, so long as all new structures are able to meet current codes, but a work session may be appropriate at a later date to have a more in-depth conversation.

G. Other new business

No other new business offered.

BOARD OF TRUSTEES AND STAFF REPORTS

Public Works Director Brown stated that he is still looking for a company to stripe pavement in Town.

Town Attorney Paul Wisor informed the Board that he and Town Planner Scot Hunn were still working on updates to the Fairplay Municipal Code.

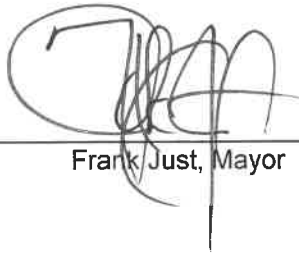
Town Administrator Darrah informed the Board that she received a quote from Phoenix Restoration to clean out the 501 Main Street Building for \$7,600 and asked the Board for direction on how to proceed.

The Board instructed staff to engage Phoenix Restoration to clean out the 501 Main Street building for the cost of \$7,600.

Trustee Dodge stated that CDOT is working on a traffic study which may recommend additional intersection painting on Main Street.

ADJOURNMENT

Mayor Just, noting that there being no further business before the Board, declared that the meeting be adjourned at 7:34 p.m.



Frank Just, Mayor

ATTEST:



Mason Green, Deputy Clerk/Assistant to the Town Administrator