

AGENDA

for the Board of Trustees of the Town of Fairplay, Colorado

Monday, January 4, 2016 at 5:00 p.m. at the Fairplay Town Hall Meeting Room

901 Main Street, Fairplay, Colorado

- I. CALL TO ORDER WORK SESSION @ 5:00 P.M. – Friends of the Fairplay Library**
- II. CALL TO ORDER REGULAR MEETING @ 6:00 P.M.**
- III. PLEDGE OF ALLEGIANCE**
- IV. ROLL CALL**
- V. APPROVAL OF AGENDA**
- VI. 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 – December 7, 2015**
 - B. APPROVAL OF EXPENDITURES – Approval of bills of various Town Funds in the amount of \$68,968.97**
 - C. Should the Board Approve a Request for Renewal of a Tavern Liquor License as applied for by American Legion Post No 172, located at 601/603 Clark Street?**
- VII. CITIZEN COMMENTS**
- VIII. PRESENTATION: Donation Check to the American Legion**
- IX. PUBLIC HEARINGS**
 - A. Should the Board Pass Final Reading of Ordinance No. 3, 2015, entitled, "AN ORDINANCE ADOPTING THE TOWN OF FAIRPLAY UNIFIED DEVELOPMENT CODE BY REFERENCE AND REPEALING AND REENACTING CHAPTERS 16 AND 17 OF THE TOWN OF FAIRPLAY MUNICIPAL CODE."?**
- X. NEW BUSINESS**
 - A. Should the Board Approve Adoption of Resolution No. 1, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, ESTABLISHING A DESIGNATED PUBLIC PLACE FOR THE POSTING OF MEETING NOTICES AS REQUIRED BY THE COLORADO OPEN MEETINGS LAW."?**
 - B. Should the Board Approve a Request for Renewal of a Hotel and Restaurant Liquor License as applied for by Dakota Sky LLC dba The Fairplay Hotel, located at 500 Main Street?**
 - C. Discussion/ Approval of 2015 Burro Days Grant Funding**
 - D. Other new business**
- XI. UNFINISHED BUSINESS**
 - A. Other Discussion Items**
- XII. MAYOR AND TRUSTEE REPORTS**
- XIII. STAFF AND COMMITTEE REPORTS**
- XIV. ADJOURNMENT**

Upcoming Meetings/Important Dates:

Board of Trustees Meeting
Board of Trustees Meeting

February 1, 2016 @ 6 p.m.
March 7, 2016 @ 6 p.m.

This Agenda May Be Amended.

Posted at Fairplay Town Hall, Fairplay Public Library, Fairplay Post Office, and Town of Fairplay Website on Thursday, December 31, 2015



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Tina Darrah, Town Administrator/Clerk
RE: Work Session with the Friends of the Fairplay Library
DATE: December 30, 2015

AGENDA ITEM: Work Session with Friends of the Fairplay Library

The Friends of the Fairplay Library organization has requested time to meet with you to discuss the possibility of partnering with the Town to continue their dream of building a library and learning center in Fairplay. They have adjusted their original intent to include a community center/welcome center/commercial kitchen in hopes of enticing the Town to the table. They have further offered to explore other sites that may be more central to the Town's business district. I am including the information they have put together for you and am also including some information provided by Tom Eisenman for Park County.

There is a significant amount of history and frankly, bad blood, between the Friends and Park County, which as I understand from both groups came to a head this summer culminating in the hiring of a mediator. Unfortunately, the mediation was unsuccessful in bringing the two entities together in a constructive manner. At this point the two entities have parted ways and the Friends is no longer affiliated with the Park County Library in Fairplay.

When the Friends approached me about partnering with the Town, I advised them that while the Town is obviously supportive of a library in Fairplay (hence our sale of the old Town Hall to Park County), a new library is not part of our current or future planning. I did tell them that we have discussed the desire for a community center/commercial kitchens/public restrooms and a "real" visitor center, but that we had no plans to pursue this in the near future as we have other goals we are trying to achieve – such as obtaining

Tina Darrah

From: Linda Twiehaus <ljtwiehaus@sbcglobal.net>
Sent: Wednesday, December 30, 2015 12:27 PM
To: Tina Darrah
Subject: Friends meeting notes
Attachments: revised Library-Learning -Community Center proposal 12-2015 rev 2.docx; Rev.1
talking points forToF Board meeting.docx

Hi Tina,

Attached are the two "talking points" that have been revised since our meeting. Let me know if you need anything else. I will bring the letters from and to the BOCC that are mentioned.

Thank you SO much for arranging this!

Have a great New Year's celebration - what ever you do. See you on the 4th.

Linda

FoFL Library/Learning Center plus Community Center Proposal

Mission Statement

Our mission is to serve and enrich Fairplay and its surrounding communities by helping to provide a modern library/learning center and by continuing to support library/learning center functions.

Location Proposals

- The Bullet Road property (Owned by FoFL) – 1 acre, zoned commercial
- Property between Town Hall and Colorado East Bank
- Property northwest corner Highway 285 and Highway 9
- Other?

Building to include

- Library/Learning Center
 - Expanded Library services and materials – ie. books, periodicals, reference material
 - Meeting area for local business development presentations and continuing education
 - Conference and meeting rooms (various sizes) for book clubs, bridge groups, etc.
 - Technology Center – providing state of the art technology available to the public and our local businesses (Free Wi Fi)
 - Access to Colorado Rural Workforce Center – bringing job service to the community
 - Cubicles for quiet study
- Community Area
 - Multi purpose room (divisible), presentations, family events, memorial services
 - Capacity 250 to 300
- Commercial kitchen
- Front desk area
 - Brochures (Information about local and community businesses and events)
 - Exhibit space for local projects and art work
 - Water dispenser (refer to local businesses for drinks and food)
- FoFL room
 - Books for sale – new and used
 - Gift shop
 - Storage
- Restrooms (provide pay showers?)
- Potential office space for small businesses – ie. Chamber
- Exterior patios for outdoor gatherings – ie. receptions, summer movie nights
- Supplementary Emergency shelter for highway closures
- Parking

Funding

- FoFL and ToF: Grants – Learning Center, Library, Community Center, Welcome Center
- FoFL
 - \$30,000 in current FoFL fund raising account
 - \$ 8,000 General operating
 - \$100,000 Bullet Rd property
 - Fund raising events, corporate sponsorship, generous contributions

Questions

- **Hours of operation**
 - Regular schedule
 - Special events
- **Staffing**
 - Librarian
 - Manager - ToF
 - Volunteers – FoFL, ToF, Chamber (?), others
 - Maintenance - ToF
- **Partnership with Town of Fairplay**
 - Benefits
 - Expectations?

Friends of the Fairplay Library

Mission Statement

Our mission is to serve and enrich Fairplay and its surrounding communities by helping to provide a modern library/learning center and by continuing to support library/learning center functions.

In order to continue with our mission

Who we are - then:

Since 1938, when the FoFL was first established, we have supported and raised funds to promote learning and literacy in the Fairplay community. In 1986 we urged the county commissioners to designate the main floor of the old courthouse to be a library. Up to this point the only library in Fairplay was a book mobile. Also in 1986, the Friends started their first sale of used books at Burro Days. In 1995 The FoFL was authorized through a Memorandum of Understanding (MOU) with Park County to use the Old Jail as a place to store and sell the used books.

Who we are - in between:

When the Park County Library moved from the Old Courthouse to the Old Town Hall location, the Friends were very instrumental in the move – providing all the metal shelving, tables and chairs for the building. We planned on using the garage for our used book sales and proceeded to obtain the necessary MOU to do this. After many requests and finally an arbitration meeting with the county administrator and the library manager, we were assured that the MOU would be signed. Instead we received the letter (see attached) denying us access to the garage or the ability to have sales of used books. These sales generated funds to support programming expenses at the library – an average of \$5000 per year. As this is our primary source of income to be able to provide support to the library, without the sales we are no longer able to provide this support. (see attached)

Who we are - now:

We are now focused on building a library/learning/community center as we feel that the needs of the Fairplay community are not currently being served by the present day structure. Our vision is a facility that would provide space for meetings of all size requirements. In order to keep up with today's technology and the employment environment, it would be a place of lifelong learning for continuing education classes and business development classes. We would supplement the existing Park County library facility and enhance with what is greatly needed in the Fairplay community.

Where:

In 2010, the Friends purchased 1.36 acre of property on Bullet Road which is zoned commercial. We are open to alternate locations that would be appropriate in size and access.

What:

The Friends held a focus group in 2011 to determine what to include in the community learning center and we are aware that these needs have changed since that time. The original schematic of the building proposed a single story building to be approximately 8000 sf, roughly 4500 of which would be "library" the remaining to be learning center and community space. The exact layout and exterior elevation of the building is yet to be determined as is the required square footage.

The attached list indicates potential ideas for areas to be included in the structure.

When:

We are continuing to raise funds for a new building through events, grant writing, generous contributions, and corporate sponsorships. Currently we have \$30,000 in our fund raising account, \$8000 in general operating and \$100,000 in the property. In 2011 we established a base building construction estimate of \$1.3 to \$1.5 million, not inclusive of F, F & E. Our goal is to finalize the building location (if different from our existing property), draw up plans, step up our fund raising efforts and BUILD!

There are many details to work out but the Friends feel confident that the new library/learning/community center can and must be built. It would be wonderful to partner with the Town of Fairplay in order to provide a location that will enhance Fairplay as a vibrant place to live.

On behalf of the Friends of the Fairplay Library, we appreciate your interest and meeting with us this evening.

THANK YOU!

Tina Darrah

From: Tom Eisenman <TEisenman@parkco.us>
Sent: Tuesday, December 29, 2015 5:05 PM
To: tdarrah@fairplayco.us
Subject: information per your request.
Attachments: Libray TOF 12.28.15.zip

Honorable Trustees' ,

I have attached information request as related to the Project proposed by the South Park Friends of the Library (Friends of the Fairplay Library).

As you may already know. The County made a commitment to the Fairplay community by purchasing the "Old" town hall and establishing the county library within that existing structure.

Our goal is and has been to provide a community building (the Fairplay Library) and have that become a hub for our community ,Fairplay.

What you may not know, is the county has been planning a new county facility within our Fairplay community.

In the information sent to you. You will see the county's commitment to provide a community space, open for public use.

We also have started our planning process to upgrade the county Fair grounds and facilities. That too has identified the need for more community use spaces.

Regards,

Thomas Eisenman

Park County Administration Officer

teisenman@parkco.us

719-836-4203 (o)

719-839-1149(c)

The County office hours are ;

Monday - Thursday, 7AM-6PM

P.O. Box 1373
Fairplay, CO 80440
(719) 836-4201 (Fairplay)
(719) 836-3273 (Fax)
website: www.parkco.us

COUNTY OF PARK
Board of County
Commissioners



2015

June 22, 2015

Dear Friends of the Fairplay Library,

We have reviewed your proposed memorandum of understanding to use the Fairplay Library garage for retail sales of merchandise. After considerable deliberation on this request, we have decided it would be better to serve our community to have our library director and staff to take over the responsibility of providing public access and the opportunity for the community to obtain literacy materials and books from our Fairplay Library Garage.

We have heard that a mediation effort has been initiated with the FOFL and county administration. We hope those efforts will continued. When the FOFL roles of fund raising for the existing Library are defined and in writing, we would like to discuss any beneficial uses of the Fairplay Library garage with you.

Sincerely,

Mark Dowaliby, Chairman of the Board of County Commissioners

Dick Hodges
(719) 836-4209

Mike Brazell
(719) 836-4210

Mark Dowaliby
(719) 836-4211

Sent from Tom E.

2015

**SOUTH PARK FRIENDS OF THE PARK COUNTY LIBRARY
DBA FRIENDS OF THE FAIRPLAY LIBRARY**

P.O. Box 1826 * Fairplay, CO 80440
501(c)(3) FEIN: 90-0456105

July 2, 2015

Dear Board of County Commissioners,

In response to your letter of June 22, 2015, the Friends of the Fairplay Library are defining the roles of our fund raising for the existing Fairplay Library.

Since 1986, when we had the first Burro Days book sale, the monies brought in by all used and new book sales have been designated for general expenses for both the Fairplay Library and the Friends of the Fairplay Library. This is clearly defined in our annual written budget where these funds originate and how they are spent. The Friends computerized their records in 2008. From 2008 through 2014, the Friends have raised \$24,975.90 for library programming expenses. We also raised \$6,495.93 in donations. We designated these monies from book sales and donations to library programming expenses. This means that in the last six (6) years, the volunteer members of the Friends of the Fairplay Library have donated \$31,471.83 to the Fairplay Library. Just last year, the Friends paid \$5,762.39 for Fairplay Library expenses.

All other events held by the Friends are designated fundraisers for our building fund. The monies raised at these events are held in a separate non-transferable account per the IRS requirements.

With the BOCC decision for the library manager and staff to take over the responsibility of the used books in the Fairplay Library Garage, the Friends of the Fairplay Library will no longer be able to provide funding for Library programming requests as the sale of used books is the primary revenue source for these funds.

Regards,

Anne Slubowski, President
Friends of the Fairplay Library

cc: Tom Eisenman
Cindy Gharst
Pat Sohmer
Nancy Wood
Jody McClurkin

Sent from Tom E.

P.O. Box 1373
Fairplay, CO 80440
(719) 836-4201 (Fairplay)
(719) 836-3273 (Fax)
website: www.parkco.us

COUNTY OF PARK
Board of County
Commissioners



2012

Friends of Fairplay Library
P.O. Box 592
Fairplay, Co 80440

Dear Friends,

The Park County Board of Commissioners ("BOCC") supports your efforts to build a community learning center.

We have reviewed your changes to the proposed agreement between the BOCC and South Park Friends of the Park County Library dba Friends of Fairplay Library.

As modified by you, the proposed agreement contemplates that the project will be a design/build project. The county uses a design/bid/build project delivery method

You have further revised the proposed agreement to provide that the county will have no part in the selection of the firm, preparing the construction plans, no ability to review or approve the construction plans, and no participation in the selection of the general contractor. The County must participate in the design and construction of the facility or any building constructed which may eventually be conveyed to the county for long term operation and maintenance.

An agreement regarding this facility will not be needed.

The Friends of the Fairplay Library (FOFL) shall not indicate that the County is associated with this project in any mailings or other communications directed to potential grantors, donors or contributors. FOFL is not authorized to use the County's forms of construction agreement or general conditions since they are not suited for a design/build project.

County facilities, equipment and personnel should not be used pursuing this project without the Commissioners' permission.

Sincerely,


Richard F. Hodges, Chairman BOCC

Dick Hodges
(719) 836-4209

John Tighe
(719) 836-4210

Mark Dowaliby
(719) 836-4211

sent from TOM E.



Libraries with Altitude!

Friends of the Fairplay Library (a 501(c)3 entity)

July 30, 2012

2012

County of Park - Board of County Commissioners
Dick Hodges
John Tighe
Mark Dowaliby

PO Box 1373
Fairplay, CO 80440

Gentlemen,

The FOFL is in receipt of your letter (7/21/2012) stating that an agreement between the FOFL and the BOCC is not necessary, a sentiment we agree with at this juncture. As you know our limited volunteer resources are deeply involved in the fundraising stage of this project.

We are, however, disappointed that you've chosen not to come to the table and collaboratively discuss the changes we made to the initial draft of your agreement. We do invite you or your successors to do so in the future. The doors to the FOFL are always open and we hope that one day we can work on a truly collaborative basis to mutually contribute to the common good of our community.

While the involvement of BOCC in the Learning Center project is welcome it cannot come in the form of final say for all decisions, which is what your original agreement detailed. As the FOFL is undertaking full responsibility for raising the capital for the project the presumption is that we will manage its design and construction using a process we have a great deal of experience with and confidence in to achieve budget and timing objectives. Further, because we are close to the end users of the facility and have preliminarily designed a product for them, we aim to maintain full project management so we can deliver on our vision.

It is not true, as you state, that the county would not have the opportunity to "review the plans." Of course we want your input and indeed recognize the county has a long term stake in the end product. But yes, it is true, we do not want to be required to have you "approve" all plans and design, architecture and construction resources – something you so casually lump together as a requirement. Apparently, we will never know if we could come to a meeting of the minds as clearly a collaborative approach is not your intention.

Fairplay Library, P.O. Box 592, 418 Main Street, Fairplay, CO 80440
719-836-4297, Fax: 719-836-0863 fairplaylib@parkco.us



Friends of the Fairplay Library (a 501(c)3 entity)

Libraries with Altitude!

Page 2

Perhaps this is a telling indicator as to what your "involvement" in such a project would look like?

Lastly, in regard to your final paragraph: "County facilities, equipment and personnel should not be used pursuing this project without Commissioners permission". We respectfully ask the BOCC to reconsider such a uniquely broad and impossible (to fulfill) request. Here is our rationale:

- **Facilities:** Peaceably meeting in public (county) buildings, we believe is not something our County Commissioners have omnipotent control over. That is, unless perhaps you are somehow, in a weird time warp sort of way, connected to our Nation's founding fathers and the authors the US constitution and the 1st amendment.
- **Equipment:** The county (library) equipment you are asking we not use may have been directly purchased or donated by the Friends of the Fairplay library. Last year the FOFL raised and donated \$2700 for the use of purchasing DVD's, office furniture and support of the children and adult education programs. Further we donated two color printers to the library currently used by the "Rural WorkForce" participants so they can print their resumes and other job related documents.
- **Personnel:** As we progress on the planning and construction of the Learning Center we will obviously have to interact with numerous county employees, departments and personnel. Asking us so broadly not to, or for us to ask your permission to talk with, for example the building department, is simply not realistic nor is it very well thought out public policy.

We ask you to reconsider and look forward to your response.

Sincerely,

The FOFL

CC: Tom Eisenman

Fairplay Library, P.O. Box 592, 418 Main Street, Fairplay, CO 80440
719-836-4297, Fax: 719-836-0863 fairplaylib@parkco.us

Sent from
Tom E.

2012

AGREEMENT

THIS AGREEMENT is entered into this ___ day of _____, 2011,
by and between the BOARD OF COMMISSIONERS OF THE COUNTY OF PARK,
COLORADO (hereinafter "Park County" or "the County") and SOUTH PARK
FRIENDS OF THE PARK COUNTY LIBRARY, doing business as FRIENDS OF
FAIRPLAY LIBRARY, a Colorado nonprofit corporation (hereinafter "FOFL").

1. Recitals.

- a. FOFL has acquired approximately 1.36 acres of land commonly known and numbered as 1171 Bullet Road, Fairplay, Colorado 80440 (the "Property").
- b. FOFL wishes to construct a library facility consisting of [insert brief description of the proposed library] on the Property (the "Library") using grant funds and funds donated by private parties without any use of Park County funds.
- c. Upon the completion of the Library, FOFL intends to convey the Property and the Library to Park County which will then assume ownership and maintenance responsibility.
- d. The parties wish to document their respective rights and obligations regarding the design, bidding, construction and conveyance of the Library.

2. Design and Construction Plans.

- a. Design Architect. FOFL shall select the design architect and shall be solely responsible for the payment of all costs and expenses associated with the development of the design drawings. The design architect shall, as part of the design

process, provide the parties with a project budget which shall include all cost categories (hard and soft costs). During the design phase, an Energy Model shall be completed as part of the design process. The design shall utilize the High Performance Building approach for Climate Zone 7 although LEED certification is not expected

b. Construction Plans. FOFL and Park County shall jointly select, through a request for proposal process, the person or firm charged with preparing preliminary and final plans and specifications for the construction of the Library. Such firm or person shall enter into a contract with FOFL in substantially the form of the County's template professional services agreement, a copy of which is attached hereto as Exhibit A. FOFL and Park County shall both approve the final construction plans and specifications before they are let for bid. Such approval shall be in writing, signed by the Chairman of the Board of County Commissioners of the County and the President of FOFL. FOFL shall be solely responsible for payment of all costs associated with the preparation and development of construction plans.

3. Construction.

a. Bidding. Following completion and approval of the construction plans and specifications, bids from qualified construction contractors for the construction of the Library shall be solicited in accordance with the County's purchasing and procurement policies and practices. The project shall not be put out to bid until all estimated costs of construction have been raised or committed to the satisfaction of both parties. The construction contract shall be awarded to the lowest qualified bidder unless the parties jointly agree that the best interest of the parties requires that the contract be awarded to other than the lowest qualified bidder. The County and FOFL shall jointly select the

construction contractor, it being the intent of this subparagraph that either party may exercise a veto in reference to the selection of such general contractor.

b. Construction Contract. Upon selection of the general contractor, FOFL and such contractor shall enter into a construction contract in substantially the form of the County's template construction agreement and general conditions, copies of which are attached hereto as Exhibit B. The contractor shall be required to post payment and performance bonds meeting, at a minimum, the requirements of C.R.S. § 38-26-105 and 106. Upon execution of a construction contract acceptable to both Park County and FOFL and posting of the required bonds, a notice to proceed shall be issued to the general contractor.

c. Construction Phase. Park County employees and representatives shall have access to the Property and to the construction site at all reasonable times during the construction phase. Park County shall be notified of, and may participate in, all Owner Architect Contractor ("OAC") meetings. Park County may inspect all work performed during the construction phase so long as such inspections do not unreasonably delay or disrupt the work. Such inspections shall be in addition to inspections performed by the Town of Fairplay or other regulatory authorities. Park County shall notify FOFL of any defective work or deviation from the construction plans and drawings observed during such inspections and FOFL shall, upon receiving such notification, require the general contractor to correct such defects or deviations in accordance with the terms of the construction contract. All costs associated with constructing and finishing the Library, including costs associated with providing necessary furniture, fixture and equipment, shall be borne entirely by FOFL without contribution by or from Park County.

d. Change Orders. FOFL shall not approve or issue any change orders, nor shall FOFL change, alter or modify the approved plans and specifications or construction contract, without the prior written approval of Park County, which approval shall not be unreasonably withheld. The provision of this subsection notwithstanding, extensions of the contract time not to exceed sixty days (60 days) in total, shall not require approval from the County. Any change order or other change, alteration, or modification in the work or in the contract time resulting in an increase in the contract price shall be at the sole cost and expense of FOFL. In no event shall Park County be responsible or liable for payment of any portion of the cost of designing or constructing the Library. FOFL shall, prior to the awarding of the construction contract, prepare a plan addressing how any cost overruns will be handled.

e. Substantial Completion and Final Payment. FOFL shall not issue any certificate or notice of substantial completion, certificate or notice of final completion or acceptance, or any final payment to the general contractor without the written approval of Park County.

4. Conveyance. Upon completion of the construction of the Library in accordance with the terms of this Agreement FOFL shall convey the Library and the Property to Park County by special warranty deed. Upon acceptance of the deed, Park County shall be responsible for all costs associated with the operation, maintenance and repair of the Library.

5. Miscellaneous.

a. The County, by entering into this agreement, does not waive any rights or protections it may have under the Colorado Governmental Immunity Act, C.R.S. § 24-10-

101 *et seq.*

b. The parties enter into this Agreement as separate, independent entities and shall maintain such status throughout.

c. The provisions of this Agreement shall only become effective upon execution of the Agreement by both parties.

d. Neither party may assign its rights or obligations under this Agreement without the prior, written consent of the other party.

e. This agreement shall be governed by the laws of the State of Colorado. Jurisdiction and venue for any dispute between the parties shall be in the District Court in and for the County of Park, State of Colorado.

f. No third parties are intended to be beneficiaries of this Agreement.

g. This Agreement is intended to be fully integrated.

h. As required by Article X, Section 20 of the Colorado Constitution, any obligation of the County not performed in the current fiscal year shall be subject to annual appropriation of funds by the County's governing body. Should sufficient funds not be appropriated for the County's performance in future fiscal years this Agreement shall terminate and be of no further force or effect.

**BOARD OF COUNTY COMMISSIONERS OF
THE COUNTY OF PARK, COLORADO**

By: _____
Richard F. Hodges, Chairman

Attest:

County Clerk

**SOUTH PARK FRIENDS OF THE PARK
COUNTY LIBRARY d/b/a FRIENDS OF THE
FAIRPLAY LIBRARY**

By: _____
_____, **President**

Attest:

Secretary

AGREEMENT

THIS AGREEMENT is entered into this ___ day of _____, 2011,
by and between the BOARD OF COMMISSIONERS OF THE COUNTY OF PARK,
COLORADO (hereinafter "Park County" or "the County") and SOUTH PARK
FRIENDS OF THE PARK COUNTY LIBRARY, doing business as FRIENDS OF
FAIRPLAY LIBRARY, a Colorado nonprofit corporation (hereinafter "FOFL").

I. Recitals.

a. FOFL has ~~acquired~~ purchased approximately 1.36 acres of land commonly known and numbered as 1171 Bullet Road, Fairplay, Colorado 80440 (the "Property").

b. FOFL wishes to construct ~~a library facility~~ the South Park Learning Center (SPLC) consisting of ~~[insert brief description of the proposed library]~~ The James B. Gardner Memorial Library, The Park County Local History Archives, community rooms, conference facilities, quiet study rooms, audio/media room, public galleries, FOFL store, administrative areas and supporting public facilities including, restrooms and a kitchenette on the Property ~~(the "Library")~~ using grant funds and funds donated by private parties without any use of Park County funds except those funds, gifts or grants that would ordinarily be apportioned to Park County Libraries as a normal operating budget or otherwise.

c. Upon the completion of the ~~Library~~ SPLC, FOFL intends to convey the Property and the Library to Park County which will then assume ownership and maintenance responsibility. FOFL however has the right to maintain ownership of the

SPLC and the Property and manage the long term maintenance responsibility if they so choose and have suitable funding to do so.

d. The parties (FOFL and BOCC) wish to document their respective rights and obligations regarding the design, bidding, construction and conveyance of the Library SPLC.

2. Design and Construction Plans.

a. Design Architect (DA). FOFL shall ~~select the design architect and shall~~ be solely responsible for the payment of all costs and expenses associated with the development of the design drawings. The ~~DA design architect, has shall~~ included the BOCC in the preliminary design process, as part of the design process, provide the parties with. The DA shall also provide a project budget which shall include all cost categories (hard and soft costs). During the design phase ~~the FOFL DA~~ shall also prepare and submit to the County a report projecting operating costs for the new Library SPLC which shall include proposed staffing levels and operating hours for the new facility. The DA's design may shall utilize the consider the High Performance Building approach for Climate Zone 7 although LEED certification ~~will not be pursued is not expected~~. An Energy Model conducted by Excel Energy shall be completed as part of the design process.

b. **Construction Plans.** ~~FOFL and Park County shall jointly select, through a request for proposal process, the person or firm charged with preparing preliminary and final plans and specifications for the construction of the Library. Such firm or person shall enter into a contract with FOFL in substantially the form of the County's template professional services agreement, a copy of which is attached hereto as Exhibit A. FOFL and Park County shall both approve the final construction plans and specifications before they are let for bid. Such approval shall be in writing, signed by the Chairman of the Board of County Commissioners of the County and the President of FOFL. FOFL shall be solely responsible for payment of all costs associated with the preparation and development of construction plans. The FOFL shall keep the~~

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BOCC informed of the progress of the preliminary design, design development and production of the construction documents.

c. The FOFL and the DA will abide by the jurisdiction of the Town of Fairplay building inspector using the 2006 IBC (International Building Code) and the 1997 UFC (Uniform Fire Code) under the jurisdiction of North-West Fire. The SPLC shall be designed with all reasonable energy conservation measures, pursue the use of sustainable building materials, energy efficient lighting, alternative energy and the specification of low maintenance and high efficiency equipment, where feasible and appropriate.

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d. For the development and production of the construction documents, the FOFL has entered into a contract with iDesign Associates as the DA. FOFL shall be solely responsible for the payment of all costs and expenses associated with the development of the construction documents by the DA.

Commented [MH1]: INGA please comment on list Required?

3. Construction.

a. **Bidding.** Following completion and approval of the construction plans and specifications, bids from qualified construction contractors for the construction of the Library shall be solicited in accordance with the County's purchasing and procurement policies and practices. The project shall not be put out to bid until all estimated costs of construction have been raised or committed to the satisfaction of both parties. The construction contract shall be awarded to the lowest qualified bidder unless the parties jointly agree that the best interest of the parties requires that the contract be awarded to other than the lowest qualified bidder. The County and FOFL shall jointly select the construction contractor, it being the intent of this subparagraph that either party may exercise a veto in reference to the selection of such general contractor

The FOFL will not solicit proposals for general contracting or sub contracting service bids until such time as all estimated construction costs have been raised or committed to for the SPLC. Following the completion of the construction plans and specifications, the FOFL will solicit and entertain proposals from qualified General Contractors who meet the criteria and obligations of the FOFL's 501C3 non-profit status and the performance bond requirements as outlined in this agreement for the construction of the SPLC. The FOFL is committed to engaging qualified local services and resources for the construction of the SPLC.

Commented [MH2]: What does this mean?

b. Bid Process. Once a General Contractor (GC) has been selected by the FOFL, the designated GC shall proceed with the SPLC construction using the Design/Build method. The FOFL will utilize local labor and material resources whenever feasible, if a local resource meets the level of quality, schedule and budget of the SPLC which has been established by the DA and the FOFL. The FOFL will make available to the County all completed construction documents, inclusive of plans, specifications, details, required engineering, and required testing results.

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Bc. Construction Contract. Upon selection of the general contractor, FOFL and such contractor shall enter into a construction contract in substantially the form of the County's template construction agreement and general conditions, copies of which are attached hereto as Exhibit B. The contractor shall be required to post payment and performance bonds meeting, at a minimum, the requirements of C.R.S. § 38-26-105 and 106. Upon execution of a construction contract acceptable to both Park County and FOFL and posting of the required bonds, a notice to proceed shall be issued to the general contractor. The FOFL shall enter into a contract with the selected GC following

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notification from the DA. The County "Construction Agreement", and "General Conditions" attached hereto as Exhibit B, will be used by the FOFL as a template for the contract between the FOFL and the GC. The FOFL will require that the GC shall post payment and performance bonds which will reflect the contract protection requirements as stated in C.R.S 38-26-105, and 106, Title 38 - Page 291 through 296 for "contract for more than fifty thousand dollars with any county, municipality, or school district for the construction of any public building". The development of the contract will involve review by both the FOFL and the County. Upon execution of the contract, approved by the FOFL, and posting of the required bonds, a notice to proceed shall be issued to the GC by the FOFL and DA.

f. c. Construction Phase. Park County employees and representatives shall have access to the Property and to the construction site at all reasonable times during the construction phase. Park County shall be notified of, and may participate in, all Owner Architect Contractor ("OAC") meetings. Park County may inspect all work performed during the construction phase so long as such inspections do not unreasonably delay or disrupt the work. Such inspections shall be in addition to inspections performed by the Town of Fairplay or other regulatory authorities. Park County shall notify FOFL of any defective work or deviation from the construction plans and drawings observed during such inspections and FOFL shall, upon receiving such notification, require the general contractor to correct such defects or deviations in accordance with the terms of the construction contract. All costs associated with constructing and finishing the Library, including costs associated with providing necessary furniture, fixture and equipment, shall be borne entirely by FOFL without contribution by or from Park County. The FOFL's designated Project Manager (PM), iDesign Associates, the selected GC, subcontractors, inspectional services, and utility companies will have monitored access to the construction site at all times. The members of the FOFL Building Committee, and the County appointed liaison will be allowed site access when scheduled with, and accompanied by the PM. The County will be continually apprised of the construction through weekly meeting minutes, job site reports, inspections by Town of Fairplay, and North West Fire, as well as State inspections for electrical and plumbing to insure that all plans and specifications are being executed correctly. Public documents will be accessible on the SPLC web site. Costs associated with constructing the SPLC, including costs associated with providing the necessary furniture, fixtures and equipment shall be at the expense of the FOFL, with the exception of those items normally/currently funded through standard Park County Library appropriations, inclusive of but not limited to phones, voice & data services,

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~~copiers, printers, fax, existing furnishings, computers or in legacy funds, as these shall continue to be appropriated by the County for the SPLC.~~

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d. ~~Change Orders of Conditions~~ FOFL shall not approve or issue any change orders, nor shall FOFL change, alter or modify the approved plans and specifications or construction contract, without the prior written approval of Park County, which approval shall not be unreasonably withheld. The provision of this subsection notwithstanding, extensions of the contract time not to exceed sixty days (60 days) in total, shall not require approval from the County. Any change order or other change, alteration, or modification in the work or in the contract time resulting in an increase in the contract price shall be at the sole cost and expense of FOFL. In no event shall Park County be responsible or liable for payment of any portion of the cost of designing or constructing the Library. FOFL shall, prior to the awarding of the construction contract, prepare a plan addressing how any cost overruns will be handled. Any Change of Conditions that are discovered through the Design/Build process of the SPLC will be immediately be resolved between the FOFL, the SPLC PM, and the GC. Notice of the solution to the change of conditions will be given to the County, and posted on the SPLC web site. The FOFL shall be solely responsible for financial reconciliation of any Change of Conditions during the construction of the SPLC.

Commented [MM3]: Discuss, in person with BOCC the selection of this wording –changes will be due to change in conditions not desires.

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e. Substantial Completion and Final Payment. FOFL shall ~~not issue any~~ certificate or notice of substantial completion, certificate or notice of final completion or acceptance, ~~and or any~~ final payment to the general contractor only after all obligations in the contract have been met and all facets of the capital project have been completed. FOFL shall provide hard copies of all certificates of completion, inspections and final affidavits as required under the contract agreements between the FOFL the GC, and between the FOFL and PM, ~~without the written approval of Park County.~~

4. Conveyance. Upon completion of the construction of the ~~SPLC Library~~ in accordance with the terms of this Agreement ~~the FOFL reserves the right to explore~~ ownership and maintenance of the SPLC. ~~The FOFL shall may~~ convey the SPLC Library and the Property to Park County by special warranty deed. Upon acceptance of the deed,

Park County shall be responsible for all costs associated with the operation, maintenance and repair of the SPLCLibrary.

5. Miscellaneous.

a. ~~_____~~ The County, by entering into this agreement, does not waive any rights or protections it may have under the Colorado Governmental Immunity Act, C.R.S. § 24-10-101 *et seq.*

b. The parties enter into this Agreement as separate, independent entities and shall maintain such status throughout.

c. The provisions of this Agreement shall only become effective upon execution of the Agreement by both parties.

d. Neither party may assign its rights or obligations under this Agreement without the prior, written consent of the other party.

e. This agreement shall be governed by the laws of the State of Colorado. Jurisdiction and venue for any dispute between the parties shall be in the District Court in and for the County of Park, State of Colorado.

f. No third parties are intended to be beneficiaries of this Agreement.

g. ~~This Agreement is intended to be fully integrated~~ integrated.

h. As required by Article X, Section 20 of the Colorado Constitution, any obligation of the County not performed in the current fiscal year shall be subject to annual appropriation of funds by the County's governing body. Should sufficient funds not be appropriated for the County's performance in future fiscal years this Agreement shall terminate and be of no further force or effect.

i. Since the FOPL is raising all the capital required for construction, the

Commented [MH4]: BOCC Please explain what this is intended to mean?

FOFL shall have the first rights for facility usage per the design intent (see 1b) and the BOCC and FOFL will jointly participate in the long term programming strategies and facility use.

Any post construction or ongoing rebates, incentives, grants, donations, funds, or in-kind donations which are bestowed on the SPLC following conveyance, are the sole property of the FOFL, to be designated and used for the continued betterment of the SPLC for the visitors, residents, and businesses of Park County.

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**BOARD OF COUNTY COMMISSIONERS OF
THE COUNTY OF PARK, COLORADO**

By: _____
Richard F. Hodges, Chairman

Attest:

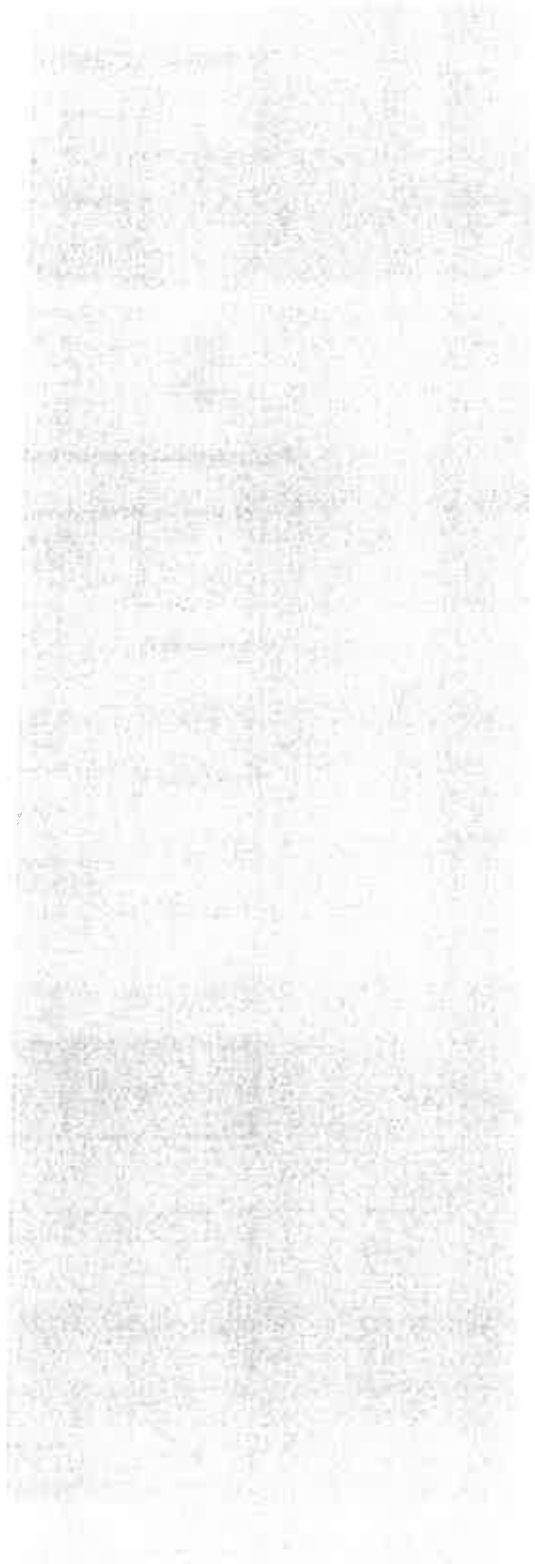
County Clerk

**SOUTH PARK FRIENDS OF THE PARK
COUNTY LIBRARY d/b/a FRIENDS OF THE
FAIRPLAY LIBRARY**

By: _____
_____, President

Attest:

Secretary

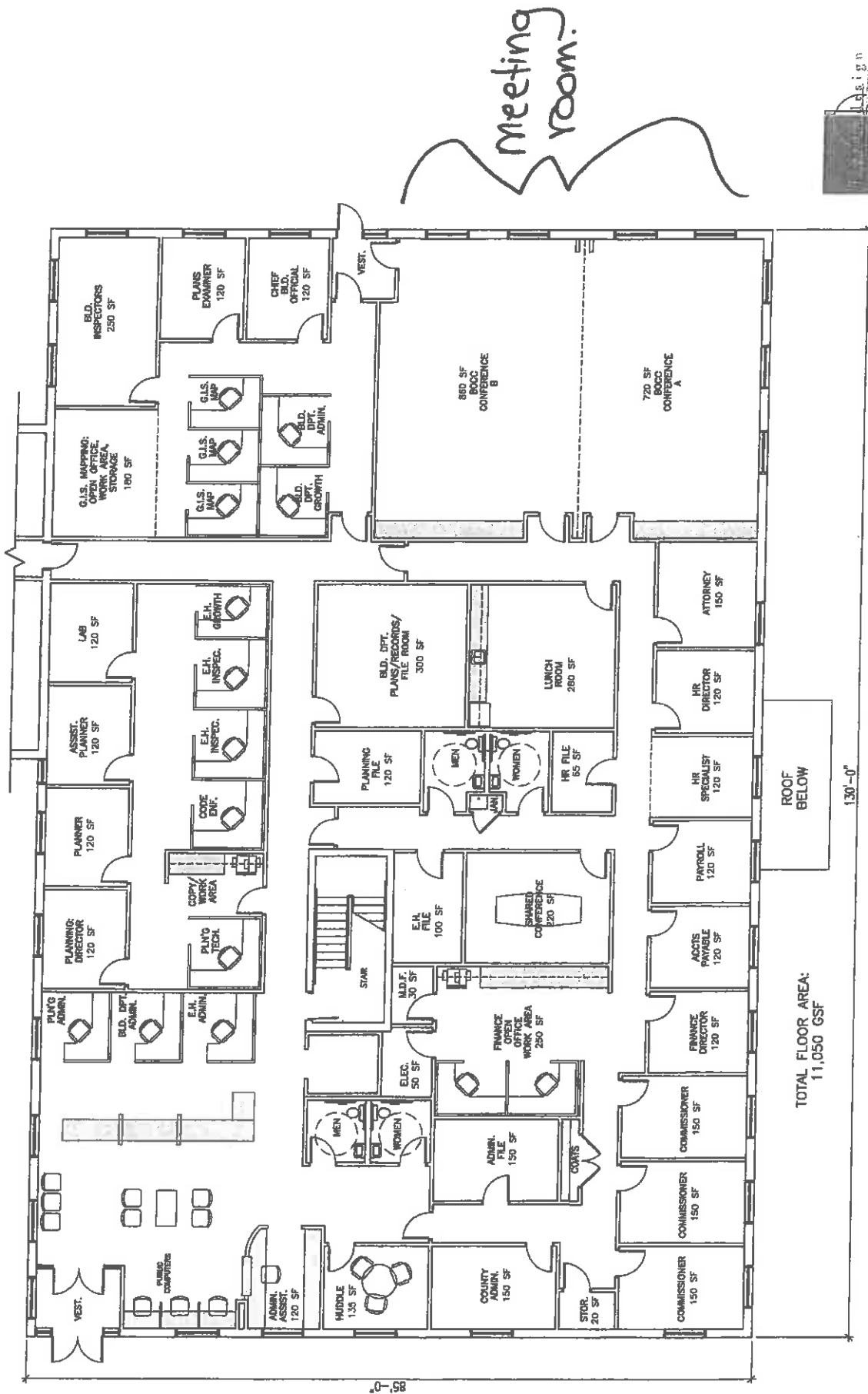


sent from Tom E. Showing potential

Community room in new County Building

Park County Consolidated Office Building
02.09.12

PHASE 2 PRELIM. FLOOR PLAN:
UPPER LEVEL
3/32" = 1'-0"



**MINUTES OF THE JOINT MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES AND THE
FAIRPLAY SANITATION DISTRICT BOARD OF DIRECTORS
December 7, 2015**

CALL TO ORDER JOINT MEETING OF THE BOARD OF TRUSTEES AND THE FAIRPLAY SANITATION DISTRICT BOARD OF DIRECTORS

The joint meeting of the Board of Trustees for the Town of Fairplay and the Fairplay Sanitation District Board of Directors 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 and Sanitation District Vice President Sage Greising. Mayor Lane proceeded with the pledge of allegiance, followed by the roll call which was answered by Trustees Scott Dodge, Frank Just and Ray Douglas. Trustee Eve Stapp was absent. Sanitation District members present were Sage Greising, Pat Pocius and Dale Fitting. District President Faye Rovira and Board Member Jeni Friedrich were absent. Also in attendance were Town Attorney Lee Phillips, Town Administrator/ Clerk Tina Darrah, Public Works Director Jason Morrison, Town Treasurer Kim Wittbrodt, Deputy Town Clerk Claudia Werner, Town Planner Ron Newman and Consultant Davis Farrar.

AGENDA ADOPTION

Town of Fairplay Motion #1 by Trustee Douglas, seconded by Trustee Just, that the agenda be adopted as presented. Motion carried unanimously. (Trustee Stapp was absent.)

Fairplay Sanitation District Motion #1 by District Vice President Greising, seconded by Board Member Fitting, that the agenda be adopted as presented. Motion carried unanimously. (District President Rovira and Board Member Friedrich 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** – November 16, 2015
- B. **APPROVAL OF EXPENDITURES** – Approval of bills of various Town Funds in the amount of \$95,494.49.
- C. **Should the Board Approve a Request for Renewal of a 3.2 Beer License as applied for by Fairplay Markets LLC, dba Prather's Market, located at 301 U S Hwy 285?**

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

CITIZEN COMMENTS

No citizen comments offered.

PUBLIC HEARINGS – FAIRPLAY SANITATION DISTRICT

Continued – Amended 2015 Budget and Proposed 2016 Budget

The public hearing was re-opened at 6:05 p.m. by District Vice President Greising.

District Vice President Greising asked if anyone in the audience had questions or concerns regarding the Fairplay Sanitation District Amended 2015 and Proposed 2016 Budgets and there was no response from the public.

Members of the public in attendance were, Greg Winkler, Duane Thompson, Nancy Stimson and Rochelle Polling.

The public hearing on the Fairplay Sanitation District Amended 2015 and Proposed 2016 Budgets was closed at 6:06 p.m. by District Vice President Greising.

- A. **Should the Fairplay Sanitation District Board of Directors Approve Adoption of Resolution No. 1, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING AN AMENDED 2015 BUDGET FOR THE FAIRPLAY SANITATION DISTRICT."?**

Fairplay Sanitation District Motion #2 by District Vice President Greising, seconded by Board Member Fitting, that the District Board of Directors Approve Adoption of Resolution No. 1, series of 2015, entitled, "A RESOLUTION OF THE

BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING AN AMENDED 2015 BUDGET FOR THE FAIRPLAY SANITATION DISTRICT." A roll call vote was taken: Greising – yes, Pocius – yes, Fitting – yes. Motion carried unanimously. (District President Rovira and Board Member Friedrich were absent.)

- B. Should the Fairplay Sanitation District Board of Directors Approve Adoption of Resolution No. 2, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE FAIRPLAY SANITATION DISTRICT, FOR THE AMENDED 2015 BUDGET."?

Fairplay Sanitation District Motion #3 by District Vice President Greising, seconded by Board Member Fitting, that the District Board of Directors Approve Adoption of Resolution No. 2, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE FAIRPLAY SANITATION DISTRICT, FOR THE AMENDED 2015 BUDGET." A roll call vote was taken: Greising – yes, Pocius – yes, Fitting – yes. Motion carried unanimously. (District President Rovira and Board Member Friedrich were absent.)

- C. Should the Fairplay Sanitation District Board of Directors Approve Adoption of Resolution No. 3, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET FOR THE FAIRPLAY SANITATION DISTRICT, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2016 AND ENDING ON THE LAST DAY OF DECEMBER 2016."?

Fairplay Sanitation District Motion #4 by District Vice President Greising, seconded by Board Member Fitting, that the District Board of Directors Approve Adoption of Resolution No. 3, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET FOR THE FAIRPLAY SANITATION DISTRICT, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2016 AND ENDING ON THE LAST DAY OF DECEMBER 2016." A roll call vote was taken: Greising – yes, Pocius – yes, Fitting – yes. Motion carried unanimously. (District President Rovira and Board Member Friedrich were absent.)

- D. Should the Fairplay Sanitation District Board of Directors Approve Adoption of Resolution No. 4, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2015 TO HELP DEFRAY THE COST OF GOVERNMENT FOR THE FAIRPLAY SANITATION DISTRICT, FOR THE 2016 BUDGET YEAR."?

Fairplay Sanitation District Motion #5 by District Vice President Greising, seconded by Board Member Fitting, that the District Board of Directors Approve Adoption of Resolution No. 4, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2015 TO HELP DEFRAY THE COST OF GOVERNMENT FOR THE FAIRPLAY SANITATION DISTRICT, FOR THE 2016 BUDGET YEAR." A roll call vote was taken: Greising – yes, Pocius – yes, Fitting – yes. Motion carried unanimously. (District President Rovira and Board Member Friedrich were absent.)

- E. Should the Fairplay Sanitation District Board of Directors Approve Adoption of Resolution No. 5, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE FAIRPLAY SANITATION DISTRICT FOR THE 2016 BUDGET YEAR."?

Fairplay Sanitation District Motion #6 by District Vice President Greising, seconded by Board Member Fitting, that the District Board of Directors Approve Adoption of Resolution No. 5, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE FAIRPLAY SANITATION DISTRICT, APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE FAIRPLAY SANITATION DISTRICT FOR THE 2016 BUDGET YEAR." A roll call vote was taken: Greising – yes, Pocius – yes, Fitting – yes. Motion carried unanimously. (District President Rovira and Board Member Friedrich were absent.)

NEW BUSINESS – FAIRPLAY SANITATION DISTRICT

- A. Should the Fairplay Sanitation District Board of Directors Approve Adoption of Resolution No. 6, series of 2015, entitled, "A RESOLUTION AUTHORIZING CERTIFICATION OF LIENS ON OUTSTANDING WASTEWATER BILLS."?

Fairplay Sanitation District Motion #7 by District Vice President Greising, seconded by Board Member Fitting, that the District Board of Directors Approve Adoption of Resolution No. 6, series of 2015, entitled, "A RESOLUTION AUTHORIZING CERTIFICATION OF LIENS ON OUTSTANDING WASTEWATER BILLS." Motion carried unanimously. (District President Rovira and Board Member Friedrich were absent.)

- B. Should the Fairplay Sanitation District Board of Directors Approve Adoption of Resolution No. 7, series of 2015, entitled, "ELECTION RESOLUTION FOR 2016 REGULAR DISTRICT ELECTION."?

Fairplay Sanitation District Motion #8 by District Vice President Greising, seconded by Board Member Fitting, that the District Board of Directors Approve Adoption of Resolution No. 7, series of 2015, entitled, "ELECTION RESOLUTION FOR 2016 REGULAR DISTRICT ELECTION." Motion carried unanimously. (District President Rovira and Board Member Friedrich were absent.)

- C. Should the Fairplay Sanitation District Board of Directors Approve Adoption of Resolution No. 8, series of 2015, entitled, "A RESOLUTION ESTABLISHING THE POSTING PLACE FOR MEETINGS OF THE FAIRPLAY SANITATION DISTRICT BOARD OF DIRECTORS."?

Fairplay Sanitation District Motion #9 by District Vice President Greising, seconded by Board Member Fitting, that the District Board of Directors Approve Adoption of Resolution No. 8, series of 2015, entitled, "A RESOLUTION ESTABLISHING THE POSTING PLACE FOR MEETINGS OF THE FAIRPLAY SANITATION DISTRICT BOARD OF DIRECTORS." Motion carried unanimously. (District President Rovira and Board Member Friedrich were absent.)

ADJOURNMENT – FAIRPLAY SANITATION DISTRICT

Fairplay Sanitation District Motion #10 by Board Member Fitting, seconded by Board Member Pocius, that the Fairplay Sanitation District Board of Directors meeting be adjourned at 6:12 p.m. as there was no further business before the Board. Motion carried unanimously. (District President Rovira and Board Member Friedrich were absent.)

PUBLIC HEARINGS – TOWN OF FAIRPLAY

- A. Continued – Draft Unified Development Code

The public hearing was re-opened at 6:17 p.m. by Mayor Lane.

Mayor Lane asked if anyone in the audience had questions or concerns regarding the Draft Unified Development Code.

Nancy Stimson expressed concerns regarding animal regulations in the UDC. Staff and Mayor Lane stated that animal regulations are covered in Chapter 7 of the Fairplay Municipal Code. Nancy also inquired about provisions for preservation of historic landmarks and buildings in Fairplay. Staff stated that design guidelines were adopted in 2014 and are used by the Town as part of the required Certificate of Appropriateness approval process for properties within the Town Center Overlay District.

Town Administrator/ Clerk Darrah and Consultant Davis Farrar presented the final draft of the UDC document, explained minor changes that had been made since the last meeting and answered Board questions.

Public Hearing closed at 6:34 p.m. by Mayor Lane.

- B. Continued – Amended 2015 Budget and Proposed 2016 Budget

The public hearing was re-opened at 6:35 p.m. by Mayor Lane.

Mayor Lane asked if anyone in the audience had questions or concerns regarding the Amended 2015 Budget and Proposed 2016 Budget.

There was no public comment.

Public Hearing closed at 6:36 p.m. by Mayor Lane.

- 1. Should the Board Approve Adoption of Resolution No. 23, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING AN AMENDED 2015 BUDGET FOR THE TOWN OF FAIRPLAY, COLORADO."?

Town of Fairplay Motion #3 by Trustee Just, seconded by Trustee Douglas, to approve adoption of Resolution No. 23, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING AN AMENDED 2015 BUDGET FOR THE TOWN OF FAIRPLAY, COLORADO." A roll call vote was taken: Dodge – yes, Lane – yes, Douglas – yes, Just – yes. Motion carried unanimously. (Trustee Stapp was absent.)

2. Should the Board Approve Adoption of Resolution No. 24, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE TOWN OF FAIRPLAY, COLORADO, FOR THE AMENDED 2015 BUDGET."?

Town of Fairplay Motion #4 by Trustee Douglas, seconded by Trustee Just, to approve adoption of Resolution No. 24, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE TOWN OF FAIRPLAY, COLORADO, FOR THE AMENDED 2015 BUDGET." A roll call vote was taken: Dodge – yes, Lane – yes, Douglas – yes, Just – yes. Motion carried unanimously. (Trustee Stapp was absent.)

3. Should the Board Approve Adoption of Resolution No. 25, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET FOR THE TOWN OF FAIRPLAY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2016 AND ENDING ON THE LAST DAY OF DECEMBER 2016."?

Town of Fairplay Motion #5 by Trustee Just, seconded by Trustee Douglas, to approve adoption of Resolution No. 25, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET FOR THE TOWN OF FAIRPLAY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2016 AND ENDING ON THE LAST DAY OF DECEMBER 2016." A roll call vote was taken: Dodge – yes, Lane – yes, Douglas – yes, Just – yes. Motion carried unanimously. (Trustee Stapp was absent.)

4. Should the Board Approve Adoption of Resolution No. 26, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2015 TO HELP DEFRAY THE COST OF GOVERNMENT FOR THE TOWN OF FAIRPLAY, COLORADO, FOR THE 2016 BUDGET YEAR."?

Town of Fairplay Motion #6 by Trustee Douglas, seconded by Trustee Just, to approve adoption of Resolution No. 26, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2015 TO HELP DEFRAY THE COST OF GOVERNMENT FOR THE TOWN OF FAIRPLAY, COLORADO, FOR THE 2016 BUDGET YEAR." A roll call vote was taken: Dodge – yes, Lane – yes, Douglas – yes, Just – yes. Motion carried unanimously. (Trustee Stapp was absent.)

5. Should the Board Approve Adoption of Resolution No. 27, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE TOWN OF FAIRPLAY, COLORADO FOR THE 2016 BUDGET YEAR."?

Town of Fairplay Motion #7 by Trustee Just, seconded by Trustee Dodge, to approve adoption of Resolution No. 27, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE TOWN OF FAIRPLAY, COLORADO FOR THE 2016 BUDGET YEAR." A roll call vote was taken: Dodge – yes, Lane – yes, Douglas – yes, Just – yes. Motion carried unanimously. (Trustee Stapp was absent.)

NEW BUSINESS – TOWN OF FAIRPLAY

- A. Should the Board Pass First Reading of Ordinance No. 3, 2015, entitled, "AN ORDINANCE ADOPTING THE TOWN OF FAIRPLAY UNIFIED DEVELOPMENT CODE BY REFERENCE AND REPEALING AND REENACTING CHAPTERS 16 AND 17 OF THE TOWN OF FAIRPLAY MUNICIPAL CODE."?

Town Administrator/ Clerk Darrah stated that this is the adopting ordinance for the new Unified Development Code. Because the UDC is being adopted by reference it requires two readings of the ordinance.

Town of Fairplay Motion #8 by Trustee Just, seconded by Trustee Douglas, to pass Ordinance No. 3, series of 2015, entitled, "AN ORDINANCE ADOPTING THE TOWN OF FAIRPLAY UNIFIED DEVELOPMENT CODE BY REFERENCE AND REPEALING AND REENACTING CHAPTERS 16 AND 17 OF THE TOWN OF FAIRPLAY MUNICIPAL CODE." on first reading and set for public hearing on January 4, 2016 and to direct staff to notice the public hearing in accordance with CRS 31-16-203. Motion carried unanimously. (Trustee Stapp was absent.)

B. Should the Board Approve Adoption of Resolution No. 28, series of 2015, entitled, "A RESOLUTION AUTHORIZING CERTIFICATION OF LIENS ON OUTSTANDING WATER BILLS."?

Town Treasurer Wittbrodt stated that this resolution authorizes the certification of delinquent water customers to the Park County Treasurer for inclusion on property tax assessment.

Town of Fairplay Motion #9 by Trustee Just, seconded by Trustee Douglas, to approve adoption of Resolution No. 28, series of 2015, entitled, "A RESOLUTION AUTHORIZING CERTIFICATION OF LIENS ON OUTSTANDING WATER BILLS." Motion carried unanimously. (Trustee Stapp was absent.)

C. Should the Board Approve Adoption of Resolution No. 29, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO DETERMINING THAT THE REGULAR MUNICIPAL ELECTION TO BE HELD ON APRIL 5, 2016 SHALL BE A MAIL BALLOT ELECTION."?

Town Administrator/ Clerk Darrah stated that this resolution would allow the April 2016 election to be conducted as a mail ballot election rather than a polling place election which has been the Town's practice since 2010.

Town of Fairplay Motion #10 by Trustee Just, seconded by Trustee Douglas, to approve adoption of Resolution No. 29, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO DETERMINING THAT THE REGULAR MUNICIPAL ELECTION TO BE HELD ON APRIL 5, 2016 SHALL BE A MAIL BALLOT ELECTION." Motion carried unanimously. (Trustee Stapp was absent.)

D. Should the Board Approve Adoption of Resolution No. 30, series of 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO APPROVING AMENDMENTS TO THE PERSONNEL HANDBOOK FOR THE TOWN OF FAIRPLAY."?

Town Administrator/ Clerk Darrah stated that this resolution enacts the changes to the personnel policy as discussed at the Board's last budget work session and reflects changes to the PTO and social media policies.

Town of Fairplay Motion #11 by Trustee Just, seconded by Trustee Douglas, to approve adoption of Resolution No. 30, series 2015, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO APPROVING AMENDMENTS TO THE PERSONNEL HANDBOOK FOR THE TOWN OF FAIRPLAY." Motion carried unanimously. (Trustee Stapp was absent.)

E. Other new business

No other new business offered.

UNFINISHED BUSINESS

A. Other Discussion Items

No other discussion items offered.

MAYOR AND TRUSTEE REPORTS

Trustee Dodge stated that he was disappointed that he missed the Town's Christmas tree lighting and is anxious to see pictures.

Mayor Lane thanked the Town staff and Board for a great year and reminded the Board that they would be judging for the lighting contest on Friday, December 11th at 6:00 p.m.

STAFF AND COMMITTEE REPORTS

Town Administrator/ Clerk Darrah reminded everyone that the Town Christmas party is December 10th at 5:30 p.m.

Deputy Town Clerk Werner recognized all of the volunteer hours Duane Thompson has performed for the Town of Fairplay in 2015.

Town Planner Newman stated that he's glad the land use code revisions are nearly completed and he's looking forward to using the new UDC.

Town Attorney Phillips stated that he is honored to be part of the Town staff and also a business owner in Fairplay.

Town Administrator/ Clerk Darrah and Mayor Lane both recognized Greg Winkler, the Town's DOLA representative, for his support and financial assistance through DOLA.

ADJOURNMENT

Mayor Lane, noting that there being no further business before the Board, declared that the meeting be adjourned at 6:49 p.m.

Gabby Lane, Mayor

ATTEST:

Claudia Werner, Deputy Town Clerk



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Kim Wittbrodt, Treasurer
RE: Current Bills and Other Expenditures
DATE: 12/28/2015

Agenda item: Bills and other Town Expenditures:

Please find attached the Invoice Register for all the current bills.

Total Expenditures: \$68,968.97

Upon motion to approve the consent agenda, the expenditures will be approved

Vendor No	Invoice No	Description	Inv Date	Invoice Amt	Disc Amt	Check Amt	Check No	Chk Date
136	B.V. Tool & Equipment Rental 0110731903	concrete blankets	11/30/2015	252.00	.00	252.00	11059	12/09/2015
Total 136				252.00	.00	252.00		
340	Cash 121015	Petty Cash for vic ball	12/10/2015	300.00	.00	300.00	11078	12/10/2015
Total 340				300.00	.00	300.00		
868	Fairplay Flume 113015	display ads	11/30/2015	398.28	.00	398.28	11068	12/09/2015
	1130151	legal /ads	11/30/2015	34.06	.00	34.06	11076	12/09/2015
Total 868				432.34	.00	432.34		
1084	Hand Hotel 122115	xmas lighting	12/21/2015	300.00	.00	300.00	11083	12/21/2015
Total 1084				300.00	.00	300.00		
1108	Highlander Engraving 5120	Engraving	11/24/2015	23.50	.00	23.50	11011	12/04/2015
Total 1108				23.50	.00	23.50		
1336	Main Street Garage 48499	wipers	12/14/2015	32.21	.00	32.21	11085	12/21/2015
Total 1336				32.21	.00	32.21		
1414	Mountain View Waste 438952	2yd 2x monthly	11/30/2015	75.00	.00	75.00	11071	12/09/2015
Total 1414				75.00	.00	75.00		
1450	Naylor, Thomas or Mary Ann 122115	lighting contest	12/21/2015	200.00	.00	200.00	11087	12/21/2015
Total 1450				200.00	.00	200.00		
1699	Postal Pros, Inc. 2149	water billing	12/04/2015	346.50	.00	346.50	11088	12/21/2015
Total 1699				346.50	.00	346.50		
2032	Summit Daily News 03194113015	ads	11/30/2015	618.75	.00	618.75	11072	12/09/2015

Vendor No	Invoice No	Description	Inv Date	Invoice Amt	Disc Amt	Check Amt	Check No	Chk Date
Total 2032				618.75	.00	618.75		
2134	Town of Fairplay							
	113015	water-san district	11/30/2015	36.00	.00	36.00	11074	12/09/2015
	1130151	sewer-shop	11/30/2015	130.00	.00	130.00	11074	12/09/2015
	1130152	sewer-town hall	11/30/2015	65.00	.00	65.00	11074	12/09/2015
	1130153	water/sewer usage-525 Hathaway	11/30/2015	177.05	.00	177.05	11074	12/09/2015
Total 2134				408.05	.00	408.05		
2242	Werner, Claudia							
	122115	cell phone reimb	12/21/2015	50.00	.00	50.00	11099	12/21/2015
Total 2242				50.00	.00	50.00		
2296	Xcel Energy							
	481041797	street lights	12/01/2015	847.96	.00	847.96	11075	12/09/2015
Total 2296				847.96	.00	847.96		
2315	Newman Planning Inc.							
	2015-05	planning	11/30/2015	223.95	.00	223.95	11014	12/04/2015
Total 2315				223.95	.00	223.95		
2405	True Value							
	112715	Supplies	11/27/2015	17.57	.00	17.57	11018	12/04/2015
	1127151	Supplies	11/27/2015	193.87	.00	193.87	11017	12/04/2015
	122815	Supplies	12/28/2015	250.96	.00	250.96	11118	12/28/2015
Total 2405				462.40	.00	462.40		
2462	Darrah, Tina							
	122115	Cell Phone	12/21/2015	50.00	.00	50.00	11093	12/21/2015
Total 2462				50.00	.00	50.00		
2503	CARD SERVICES							
	120115	Office Supplies	12/01/2015	3,494.25	.00	3,494.25	11062	12/09/2015
Total 2503				3,494.25	.00	3,494.25		
2526	American Legion							
	122815	silent auction donation	12/28/2015	500.00	.00	500.00	11112	12/28/2015
Total 2526				500.00	.00	500.00		
2528	Envision Sign and Graphics							
	3088	Disk golf signs	12/02/2015	581.50	.00	581.50	11068	12/09/2015

Vendor No	Invoice No	Description	Inv Date	Invoice Amt	Disc Amt	Check Amt	Check No	Chk Date
	3078	town decals	12/16/2015	60.00	.00	60.00	11114	12/28/2015
Total 2528				641.50	.00	641.50		
2575	Chapel, Rick 120815	bonus	12/08/2015	50.00	.00	50.00	11055	12/08/2015
Total 2575				50.00	.00	50.00		
2579	Carrot-Top Industries 28628200	flags	12/07/2015	412.18	.00	412.18	11078	12/21/2015
Total 2579				412.18	.00	412.18		
2603	High Country Engineering							
	26921	Engineering Fees	12/11/2015	4,267.50	.00	4,267.50	11084	12/21/2015
	26935	Reservoir dredging	12/17/2015	2,130.00	.00	2,130.00	11115	12/28/2015
	26936	Reservoir road	12/17/2015	1,517.50	.00	1,517.50	11115	12/28/2015
	26937	water plant - fema	12/17/2015	1,167.50	.00	1,167.50	11115	12/28/2015
	26938	Sidewalk evaluation	12/17/2015	330.00	.00	330.00	11115	12/28/2015
Total 2603				9,412.50	.00	9,412.50		
2605	Susan Dunn 120415	Graphic Design & printing	12/04/2015	180.00	.00	180.00	11015	12/04/2015
Total 2605				180.00	.00	180.00		
2614	CenturyLink							
	111915	water plant	11/19/2015	53.20	.00	53.20	11063	12/09/2015
	1119151	7198362622355B	11/19/2015	430.70	.00	430.70	11063	12/09/2015
	1119152	alarm line-525 Hathaway	11/19/2015	35.13	.00	35.13	11063	12/09/2015
	1119153	7198362445	11/19/2015	25.36	.00	25.36	11063	12/09/2015
	1358857600	acct 82239760	11/23/2015	30.70	.00	30.70	11063	12/09/2015
Total 2614				575.09	.00	575.09		
2628	DeBaun, Russell 122115	cell phone reimburse	12/21/2015	50.00	.00	50.00	11094	12/21/2015
Total 2628				50.00	.00	50.00		
2644	McCalls Park Bar							
	122115	food for vic ball	12/21/2015	.00	.00	.00	11086	12/21/2015
	1221151	food for vic ball	12/21/2015	754.05	.00	754.05	11107	12/21/2015
	122815	plip reimbursement	12/28/2015	3,986.00	.00	3,986.00	11116	12/28/2015
Total 2644				4,740.05	.00	4,740.05		
2655	Wittbrodt, Kim 122115	cell phone reimb	12/21/2015	50.00	.00	50.00	11100	12/21/2015

Vendor No	Invoice No	Description	Inv Date	Invoice Amt	Disc Amt	Check Amt	Check No	Chk Date
Total 2655				50.00	.00	50.00		
2713	Vice, Joel							
	122115	Cell phone reimburse	12/21/2015	50.00	.00	50.00	11098	12/21/2015
Total 2713				50.00	.00	50.00		
2728	Colorado Natural Gas, Inc.							
	120315	natural gas	12/03/2015	208.68	.00	208.68	11082	12/21/2015
	1203151	natural gas-shop	12/03/2015	434.96	.00	434.96	11082	12/21/2015
	1203152	525 hathaway	12/03/2015	321.35	.00	321.35	11082	12/21/2015
	1203154	san office	12/03/2015	250.73	.00	250.73	11082	12/21/2015
	1203155	sewer treatment plant	12/03/2015	1,312.55	.00	1,312.55	11082	12/21/2015
Total 2728				2,528.27	.00	2,528.27		
2732	Western Slope Consulting LLC							
	1422	final billing udc	12/18/2015	23,417.00	.00	23,417.00	11090	12/21/2015
Total 2732				23,417.00	.00	23,417.00		
2739	Mead, Vaughn							
	122115	cell phone reimb	12/21/2015	50.00	.00	50.00	11096	12/21/2015
Total 2739				50.00	.00	50.00		
2747	Kasper, Gerrits							
	113015	reimburse insurance deductible	11/30/2015	1,000.00	.00	1,000.00	11013	12/04/2015
	122115	cell phone reimb	12/21/2015	50.00	.00	50.00	11095	12/21/2015
Total 2747				1,050.00	.00	1,050.00		
2753	ghVALLEY.NET							
	113015	internet service	11/30/2015	50.24	.00	50.24	11069	12/09/2015
Total 2753				50.24	.00	50.24		
2793	Mobile Record Shredders							
	55002	record shredding	11/25/2015	9.00	.00	9.00	11070	12/09/2015
Total 2793				9.00	.00	9.00		
2812	Bullock, Julie							
	120315	supplies for vic ball	12/03/2015	20.00	.00	20.00	11060	12/09/2015
	120415	gold coins for xmas-kids	12/04/2015	100.00	.00	100.00	11010	12/04/2015
	122115	cell phone reimburse	12/21/2015	50.00	.00	50.00	11092	12/21/2015
Total 2812				170.00	.00	170.00		

Vendor No	Invoice No	Description	Inv Date	Invoice Amt	Disc Amt	Check Amt	Check No	Chk Date
2840	Kansas City BBQ Society 0922142	contest sanctioning deposit	09/22/2014	.00	.00	.00	11012	12/04/2015
Total 2840				.00	.00	.00		
2841	Zerby, Colin 122115	cell phone reimburse	12/21/2015	50.00	.00	50.00	11101	12/21/2015
Total 2841				50.00	.00	50.00		
2852	Brown's Canyon Horse Leasing 120215	horse carriage	12/02/2015	850.00	.00	850.00	11009	12/04/2015
Total 2852				850.00	.00	850.00		
2854	4th Artillery Quadrille Ensemb 121015	band for vic ball	12/10/2015	1,175.00	.00	1,175.00	11077	12/10/2015
Total 2854				1,175.00	.00	1,175.00		
2864	Colorado Analytical Lab							
	151120021	monthly influent samples	11/25/2015	49.00	.00	49.00	11064	12/09/2015
	151120022	weekly effluent sample	12/02/2015	158.00	.00	158.00	11081	12/21/2015
	151210026	monthly influent samples	12/16/2015	49.00	.00	49.00	11113	12/28/2015
	151210027	weekly effluent sample	12/17/2015	67.00	.00	67.00	11113	12/28/2015
	151210028	ecoli	12/14/2015	26.00	.00	26.00	11081	12/21/2015
Total 2864				349.00	.00	349.00		
2882	Morrison, Jason 122115	cell phone reimburse	12/21/2015	50.00	.00	50.00	11097	12/21/2015
Total 2882				50.00	.00	50.00		
2886	The Phillips Law Offices, LLC							
	113015	Legal	11/30/2015	2,747.75	.00	2,747.75	11073	12/09/2015
	122215	Legal	12/22/2015	2,222.50	.00	2,222.50	11117	12/28/2015
Total 2886				4,970.25	.00	4,970.25		
2896	Bramlett, Rebecca 122115	cell phone reimburse	12/21/2015	50.00	.00	50.00	11091	12/21/2015
Total 2896				50.00	.00	50.00		
2918	Todd Johnson 072415	music for gazebo	07/24/2015	150.00	.00	.00	11016	12/04/2015
Total 2918				150.00	.00	.00		

Vendor No	Invoice No	Description	Inv Date	Invoice Amt	Disc Amt	Check Amt	Check No	Chk Date
2948	Fairplay Auto Supply 113015 supplies		11/30/2015	689.11	.00	689.11	11067	12/09/2015
Total 2948				689.11	.00	689.11		
2982	AMWELL 11718 parts		10/13/2015	1,300.87	.00	1,300.87	11008	12/04/2015
Total 2982				1,300.87	.00	1,300.87		
2983	Eastwell Copeland Brown 120815 refund ticket overcharge		12/09/2015	135.00	.00	135.00	11065	12/09/2015
Total 2983				135.00	.00	135.00		
2984	Smith, Douglas 122115 piip payment 519 Main Street		12/21/2015	1,672.00	.00	1,672.00	11089	12/21/2015
Total 2984				1,672.00	.00	1,672.00		
2985	Churchill Recreation, LLC 9995 rubber tiles - cohen park		12/09/2015	5,625.00	.00	5,625.00	11080	12/21/2015
Total 2985				5,625.00	.00	5,625.00		
Grand Totals:				69,118.97	.00	68,968.97		



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Claudia Werner, Deputy Town Clerk
RE: Liquor License Renewal
DATE: December 31, 2015

LIQUOR LICENSE RELATED CONSENT AGENDA ITEM:

- C. Should the Board Approve a Request for Renewal of a Tavern Liquor License as applied for by American Legion Post No. 172, located at 601/603 Clark Street?**

Staff has received a liquor license renewal application from American Legion Hut Bar. The application was submitted in a timely manner and has been found to be complete, with all fees paid. Staff recommends approval.

Recommended Action:

Upon approval of the consent agenda, this item will be approved.

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

SOUTH PARK POST NO172
 PO BOX 505
 FAIRPLAY CO 80440-0505

Fees Due	
Renewal Fee	\$500.00
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Related Resort \$75 x _____	_____
Amount Due/Paid	

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

PLEASE VERIFY & UPDATE ALL INFORMATION BELOW

RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE

Licensee Name AMER LEGION POST		DBA SOUTH PARK POST NO172		
Liquor License # 05031250000	License Type Tavern (city)	Sales Tax License # 05031250000	Expiration Date 2/12/2016	Due Date 12/29/2015
Street Address 601 603 CLARK ST FAIRPLAY CO 80440-0000				Phone Number (303) 826 2257
Mailing Address PO BOX 505 FAIRPLAY CO 80440-0505				
Operating Manager MARK ZIEGLER	Date of Birth 1-18-62	Home Address 561 SILVERHEELS CIR FAIRPLAY, CO 80440		Phone Number 970-389-4740

- Do you have legal possession of the premises at the street address above? YES NO
 Is the premises owned or rented? Owned Rented* *if rented, expiration date of lease _____
- Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. YES NO
NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS: If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. YES NO
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. YES NO
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. YES NO
- SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit – Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

AFFIRMATION & CONSENT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.

Type or Print Name of Applicant/Authorized Agent of Business MARK R. ZIEGLER	Title POST 172 COMMANDER
Signature <i>Mark R Ziegler</i>	Date 12-21-15

REPORT & APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. THEREFORE THIS APPLICATION IS APPROVED.

Local Licensing Authority For	Date
Signature	Title
	Attest



AFFIDAVIT - RESTRICTIONS ON PUBLIC BENEFITS

PRIMARY APPLICANT

I, MARK R. ZIEGLER, swear or affirm under penalty of perjury under the laws of the State of Colorado that (check one):

- 1. I am a United States citizen.
- 2. I am not a United States citizen, but I am a Permanent Resident of the United States.
- 3. I am not a United States citizen, but I am lawfully present in the United States pursuant to Federal law.

If you are not a United States citizen, enter your Alien Registration Number.

• A# _____

SPOUSE, IF MARRIED

I, _____, swear or affirm under penalty of perjury under the laws of the State of Colorado that (check one):

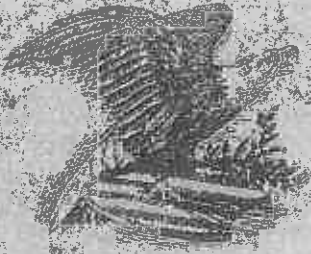
- 1. I am a United States citizen.
- 2. I am not a United States citizen, but I am a Permanent Resident of the United States.
- 3. I am not a United States citizen, but I am lawfully present in the United States pursuant to Federal law.

If you are not a United States citizen, enter your Alien Registration Number.

• A# _____

I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, fictitious, or fraudulent statement or representation in this sworn affidavit is punishable under the criminal laws of Colorado as perjury in the second degree under Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.

Primary Applicant Signature <u>Mark R. Ziegler</u>	Date <u>12-28-15</u>
Spouse Signature	Date



AMERICAN LEGION HUT BAR INC.
P.O. BOX 505
FAIRPLAY, CO 80440

1410

82-1570021

Date 12-22-15

PAY to the
Order of

\$ 500.00

FIVE HUNDRED AND 00/100 Dollars

Colorado Bank & Trust
FAIRPLAY, CO 80440
(719) 836-2757

FOR MOTORING LICENSE RENEWAL

Mark R. Johnson

⑆001410⑆ ⑆102101577⑆ ⑆678583301⑆



AMERICAN LEGION HUT BAR INC.
P.O. BOX 505
FAIRPLAY, CO 80440

1411

82-1570021

Date 12-28-15

PAY to the
Order of

TOWN OF FAIRPLAY

\$ 125.00

ONE HUNDRED TWENTY-FIVE AND 00/100 Dollars

Colorado Bank & Trust
FAIRPLAY, CO 80440
(719) 836-2757

FOR

Mark R. Johnson

⑆001410⑆ ⑆102101577⑆ ⑆678583301⑆



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Tina Darrah, Town Administrator/Clerk
RE: Check Presentation to American Legion from the Victorian Ball
DATE: December 30, 2015

A representative from the American Legion will be present to receive a check from the Town Board for a portion of the proceeds from the silent auction that took place at the Victorian Ball this year. The check is in the amount of \$500.00 which represents one-half of the proceeds from the auction. We are happy to report that with the support of two very generous sponsors, the event was able to break even this year.

THE TOWN OF FAIRPLAY

PO BOX 267
501 MAIN STREET
FAIRPLAY CO 80440
(719) 836-2622

COLORADO EAST BANK & TRUST
FAIRPLAY CO 80440
719 836-2622
83-1874023

11112

Check # 11112

PAY Five Hundred and 00/100 Dollars

DATE

AMOUNT

12/28/2015

500.00

TO THE ORDER OF AMERICAN LEGION
PO BOX 505
FAIRPLAY CO 80440-0505



SECURITY FEATURES INCLUDED. DETAILS ON BACK.

⑆011112⑆ ⑆102101577⑆ ⑆640293402⑆

THE TOWN OF FAIRPLAY

Vendor: 2526 American Legion

12/28/2015 Check No 11112

11112

INVOICE #	INV DATE	DESCRIPTION	INV AMOUNT
122815	12/28/2015	silent auction donation	500.00

TOTAL AMOUNT 500.00



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Tina Darrah, Town Administrator/Clerk
RE: Ordinance No. 3 – Adoption of the UDC
DATE: December 30, 2015

PUBLIC HEARING - Should the Board Approve Adoption of Ordinance No. 3, 2015, entitled, "AN ORDINANCE ADOPTING THE TOWN OF FAIRPLAY UNIFIED DEVELOPMENT CODE BY REFERENCE AND REPEALING AND REENACTING CHAPTERS 16 AND 17 OF THE TOWN OF FAIRPLAY MUNICIPAL CODE."?

This is the adopting ordinance for the new Unified Development Code. This is to be conducted as a public hearing, meaning the hearing is opened and public comment heard. After closing the public hearing, staff recommends approving the ordinance. This will be published in the Flume on January 8th, meaning it will go into effect 30 days after that date.

Recommended Action:

Motion to approve adoption of Ordinance No. 3, series of 2015. This will require a second and a roll call vote.

ORDINANCE NO. 2015-3

AN ORDINANCE ADOPTING THE TOWN OF FAIRPLAY UNIFIED DEVELOPMENT CODE BY REFERENCE AND REPEALING AND REENACTING CHAPTERS 16 AND 17 OF THE TOWN OF FAIRPLAY MUNICIPAL CODE

WHEREAS, the Town of Fairplay possesses the authority pursuant to C.R.S. § 29-20-101 *et seq.* to adopt regulations governing the development and use of property within the Town; and

WHEREAS, the Town has conducted numerous hearings and public meetings resulting in the drafting of a new, comprehensive Unified Development Code; and

WHEREAS, in order to promote the general health, safety and welfare of the Town's residents the Fairplay Board of Trustees wishes to adopt the Unified Development Code by reference pursuant to C.R.S. § 31-16-201 *et seq.*

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO, ORDAINS THAT:

Section 1. Chapters 16 and 17 of the Town of Fairplay Municipal Code are hereby repealed in their entirety and reenacted as the Unified Development Code of the Town of Fairplay.

Section 2. At least one (1) copy of the Unified Development Code, certified to be a true copy, has been and is now on file in the office of the Town Clerk and may be inspected by any interested person between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, holidays excepted. The Code as finally adopted shall be available for sale to the public through the office of the Town Clerk at a moderate price.

Section 3. It shall be unlawful for any person, firm or corporation to violate any of the provisions of the Unified Development Code. Violation of any of the provisions of the Code shall constitute a misdemeanor, punishable upon conviction by a fine not exceeding two thousand six hundred fifty dollars (\$2,650.00), or by imprisonment not to exceed on (1) year, or both such fine and imprisonment for each separate offense. A separate offense shall be deemed committed on each day, or portion thereof, that the violations of any of the provisions of this Article occurs or continues unabated after the time limit set for abatement of the violation.

Section 4. Safety Clause. The Town Board of Trustees hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Fairplay, that it is promulgated for the health, safety and welfare of the public and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Town Board further determines that this Ordinance bears a rational relation to the proper legislative object sought to be attained.

Section 5. Severability. If any clause, sentence, paragraph, or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

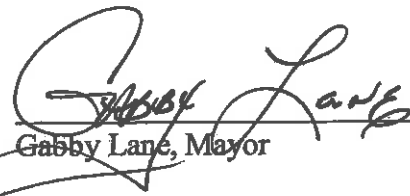
Section 6. Effective Date. This Ordinance shall become effective thirty (30) days after passage.

PASSED ON THE FIRST READING AND ORDERED PUBLISHED THIS 7th DAY OF December, 2015.



Tina Darrah, Town Clerk

PASSED ON SECOND READING AND ADOPTED BY THE TOWN BOARD THIS 4th DAY OF January, 2016.

Approved: 

Gabby Lane, Mayor

Attest: _____
Tina Darrah, Town Clerk

Approved as to form: _____
Herbert C. Phillips, Town Attorney



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Claudia Werner, Deputy Town Clerk
RE: Resolution No. 1, series of 2016
DATE: December 31, 2015

Agenda Item: Should the Board Approve Adoption of Resolution No. 1, 2016, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, ESTABLISHING A DESIGNATED PUBLIC PLACE FOR THE POSTING OF MEETING NOTICES AS REQUIRED BY THE COLORADO OPEN MEETINGS LAW."?

This resolution establishes the designated places for posting of the agenda. This is the same as was approved for 2015.

Recommended Action: Motion to approve Resolution No. 1, series of 2016. This needs a second and a voice vote.

**TOWN OF FAIRPLAY, COLORADO
RESOLUTION 1
(Series 2016)**

**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF
FAIRPLAY, COLORADO, ESTABLISHING A DESIGNATED PUBLIC PLACE
FOR THE POSTING OF MEETING NOTICES AS REQUIRED BY THE
COLORADO OPEN MEETINGS LAW.**

WHEREAS, Section 24-6-402(2)c of the Colorado Revised Statutes, as amended, requires that the public place or places for posting public notices of the meetings of the local public body shall be designated annually at the local public body's first regular meeting of each calendar year.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO THAT:

Section 1: The designated public place for the posting of meeting notices as required by the Colorado Open Meetings Law, C.R.S. 24-6-402(2)c, shall be the Fairplay Office of the United States Postal Service located at 517 Hathaway Street, Fairplay, Colorado 80440, Town Hall located at 901 Main Street, Fairplay, Colorado 80440, Park County Library located at 400 Front Street, Fairplay, Colorado 80440 and on the Town of Fairplay web site located at www.fairplayco.us The Town Clerk shall be responsible for posting the required notices no later than twenty-four (24) hours prior to the holding of the meeting. All meeting notices shall include specific agenda information, where possible.

APPROVED AND ADOPTED THIS 4th DAY OF JANUARY, 2016.

Gabby Lane, Mayor

(SEAL)

ATTEST:

Tina Darrah, Town Clerk



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Tina Darrah, Town Administrator/Clerk
RE: Liquor License Renewal for the Fairplay Hotel
DATE: December 30, 2015

Should the Board Approve Renewal of a Hotel and Restaurant Liquor License as Requested by The Arnold Group for the Fairplay Hotel, located at 500 Main Street?

Normally these types of renewals are placed on the consent agenda; however, given the most recent developments with the Hotel, I thought it important to allow the Liquor Licensing Authority (the Board) the opportunity to determine whether to grant the renewal or to schedule a hearing on the renewal. There are few instances where a renewal can be denied, and revocation of a Certificate of Occupancy on a licensed facility would qualify. If the Board chooses to potentially deny the renewal, a hearing must be scheduled wherein the licensee, Lorna Arnold, is given the opportunity to be heard. If the Board decides to proceed in this manner, I would recommend scheduling the hearing for the February 1st meeting. This allows staff sufficient time to meet the statutory noticing requirements.

You have two motion options:

#1 Motion to approve Renewal of a Hotel and Restaurant Liquor License as Requested by The Arnold Group for the Fairplay Hotel, located at 500 Main Street. This will need a second and a voice vote.

#2 Motion to schedule a public hearing for the Renewal of a Hotel and Restaurant Liquor License as Requested by The Arnold Group for the Fairplay Hotel, located at 500 Main Street, with direction to staff to notice such hearing accordingly. This will need a second and a voice vote.

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Fees Due	
Renewal Fee	_____
Storage Permit \$100 x _____	_____
Optional Premise \$100 x _____	_____
Amount Due/Paid	

Make check payable to: Colorado Department of Revenue
 The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

PLEASE VERIFY & UPDATE ALL INFORMATION BELOW

RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE

Licensee Name Dakota Sky LLC		DBA The Fairplay Hotel	
Liquor License # 4703897	License Type Hotel's Restaurant City	Sales Tax License # 29903776-0000	Expiration Date 12/31/15
Street Address 500 Main Street Fairplay, CO 80440			Phone Number 719.836.4699
Mailing Address P.O. Box 993 Fairplay, CO 80440			
Operating Manager Lorna Arnold	Date of Birth 06/09/51	Home Address 1001 Highcreek Fairplay, CO 80440	Phone Number 970.389.7924

- Do you have legal possession of the premises at the street address above? YES NO
 Is the premises owned or rented? Owned Rented* *If rented, expiration date of lease _____
- Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. YES NO
NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS: If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. YES NO
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. YES NO
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. YES NO
- SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit - Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

AFFIRMATION & CONSENT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.

Type or Print Name of Applicant/Authorized Agent of Business Lorna Arnold	Title owner
Signature <i>Lorna M. Arnold</i>	Date 11/20/2015

REPORT & APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. THEREFORE THIS APPLICATION IS APPROVED.

Local Licensing Authority For	Date
Signature	Title
	Attest



AFFIDAVIT - RESTRICTIONS ON PUBLIC BENEFITS

PRIMARY APPLICANT

I, LOENA ARNOLD, swear or affirm under penalty of perjury under the laws of the State of Colorado that (check one):

- 1. I am a United States citizen.
 - 2. I am not a United States citizen, but I am a Permanent Resident of the United States.
 - 3. I am not a United States citizen, but I am lawfully present in the United States pursuant to Federal law.
- If you are not a United States citizen, enter your Alien Registration Number.

• A# _____


SPOUSE, IF MARRIED

I, _____, swear or affirm under penalty of perjury under the laws of the State of Colorado that (check one):

- 1. I am a United States citizen.
 - 2. I am not a United States citizen, but I am a Permanent Resident of the United States.
 - 3. I am not a United States citizen, but I am lawfully present in the United States pursuant to Federal law.
- If you are not a United States citizen, enter your Alien Registration Number.

• A# _____

I understand that this sworn statement is required by law because I have applied for a public benefit. I understand that state law requires me to provide proof that I am lawfully present in the United States prior to receipt of this public benefit. I further acknowledge that making a false, fictitious, or fraudulent statement or representation in this sworn affidavit is punishable under the criminal laws of Colorado as perjury in the second degree under Colorado Revised Statute 18-8-503 and it shall constitute a separate criminal offense each time a public benefit is fraudulently received.

Primary Applicant Signature 	Date 11/20/2015
Spouse Signature	Date

DAKOTA SKY LLC
P O BOX 983
FAIRPLAY CO 80440

FIRSTBANK
82-504-1070

12/10/2015

PAY TO THE
ORDER OF

Department of Revenue - Colorado
Five hundred and ⁰⁰/₁₀₀

\$ 500.00

DOLLARS

Security features. Details on back. FD

MEMO

Dakota Sky Liquor License

[Signature]
AUTHORIZED SIGNATURE

⑈005624⑈ ⑆107005047⑆4755534097⑈

DAKOTA SKY LLC
P O BOX 983
FAIRPLAY CO 80440

FIRSTBANK
82-504-1070

12/10/2015

PAY TO THE
ORDER OF

Town of Fairplay
One hundred twenty five and ⁰⁰/₁₀₀

\$ 125.00

DOLLARS

Security features. Details on back. FD

MEMO

Liquor License

[Signature]
AUTHORIZED SIGNATURE

⑈005625⑈ ⑆107005047⑆4755534097⑈



MEMORANDUM

TO: Town of Fairplay Board of Trustees and Tina Darrah, Town Administrator
FROM: Julie Bullock, Special Events & Business Development Coordinator
RE: 2015 Burro Days Funding Recommendations
DATE: January 4, 2016

During the past ten years of Burro Days, the Burro Committee, consisting of Lynette Barrett Warren, Donna Alcorn and myself have made the decisions regarding the funding of our proceeds at the end of each year. We have always given our proceeds to the Fairplay Schools using a funding process that has worked well for us. Now that the Town has taken over the Burro Days event I would like to continue this process to determine our funding recipients.

Funding requests applications were given out to all of the Fairplay RE-2 schools from pre-school through high school with a mid-November deadline. Completed applications were reviewed by Donna Alcorn, Trustee Eve Stapp and myself on December 17th. After all expenses were taken into account we have \$7,000 to award. This is approximately \$3,000 short this year due to a lower attendance in vendor space rental.

Attached you will find a spreadsheet which contains all of the 2015 funding requests as well as our recommended funding decisions with brief explanations. Please note that there is one request from the middle school/high school art teacher, Julie Husher, for \$3,000 for an artist in residence program. I have attached a copy of the letter that I would like to submit to her in regards to her request as I do believe we can work collaboratively with her during our Plein Air event to take care of some of her needs. The remaining \$519.55 would be allotted towards our Plein Air event on her behalf as noted in the attached letter.

I would also like to mention that the two requests noted as "discretionary fund" by Principal Jane Newman and Counselor Gretchen Panicucci are line items within the school budget that are not funded by the school but by donations from private parties or organizations. They are listed as

line items within the school budget because the donations are deposited into the school budget and run through the administration office when money is needed from those accounts. The use of those funds is left to the discretion of Mrs. Newman and Mrs. Panicucci with approval by the Superintendent.

I would like to recommend that the funding requests be approved as noted on the attached spreadsheet. I am happy to answer any questions you may have.



Town of Fairplay
901 Main Street • P.O. Box 267
Fairplay, Colorado 80440
(719) 836-2622
www.fairplayco.us

January 4, 2016

Julie Husher
Art Teacher
Park County School District RE-2
P.O. Box 189
Fairplay, CO 80440

Dear Julie,

Thank you for your Burro Days funding application to help with the Artist in Residence program. While we understand the importance of your art program within the schools and would like to support it the best we can, we are unable to fund either of your requests for \$1,000 or \$3,000 this year.

However, we would like to collaborate with you through our Plein Air Art Celebration September 6-10, 2016. We are able to offer up to \$500 of Burro Days funding to put towards the Plein Air event on your behalf. Some ideas we came up with are as follows but of course would be determined by artist/student participation:

- Offer scholarships to high school art students that would like to participate in the Plein Air event. The cost is \$30 per day. The number of students and days they participate would be at your discretion.
- It is quite possible that one of our artists might like to be an “artist in residence” for you one of the days during the Plein Air event. We can use some of the funds to pay them a stipend for their time.
- Use some of the money towards an artist/student mentor program where we pair up students with an artist for an afternoon or a day during our event for some great hands on experience and advice.

These are just a few suggestions and are certainly open to talking about more. Please let me know your thoughts on these ideas.

Thank you and Happy New Year!

Julie Bullock
Special Events and Business Development Coordinator

“Where History Meets the High Country”

2015 Burro Days Funding Requests

ORGANIZATION	PERSON	PURPOSE	REQUESTED	FUNDED	CK#
ELEMENTARY					
ETE- Preschool	Carla Scholl	Variety of teaching tools	\$ 884.79	\$500.00	
ETE-Kindergarten	Jean Ference	2, I-Pad Minis	\$ 500.00	\$ 250.00	
ETE-5th Grade	Goetelman/Quilico	Keystone Science School	\$ 800.00	\$ 340.00	
ETE-Creative Arts	Jennifer Santangelo	Lava Rox	\$ 300.00	\$ -	
ETE-K-12 PE	Dabbie Davis	Playground equipment	\$ 514.80	\$ -	
ETE-Counselor	Cindy Shane	SSIS and guide	\$ 400.00	\$ -	
ETE-Admin. Assistant	Lorraine Stacy	Upgrade weather station	\$ 150.00	\$ -	
ETE/MS-6th & Title 1	Heather Griggs	IXL Analytics	\$ 1,352.00	\$ 500.00	
MIDDLE/HIGH SCHOOL					
MS/HS English	Lynde Iozzo	Great Chicago Fire books	\$ 170.00	\$ 170.00	
MS/HS-Special Ed.	Ron Reyes	Teaching/learning aids	\$ 390.00	\$ 260.00	
MS/HS - Band & Choir	Alex Normansell	Percussion Instruments	\$ 300.00	\$ 150.00	
MS/HS-Art	Julie Husher	Artist in Residence	\$ 3,000.00	\$ -	
HS-Math&8th Trans.	Kathleen Brady	Two Chromebooks	\$ 400.00	\$ 200.00	
HS - Math	Laura Wedow	Graphing calculators	\$ 500.00	\$ 250.00	
MS/HS-Science	Siffka/Jirka	Data sensors	\$ 650.00	\$ 650.00	
MS/HS-Social Studies	Jon Holmer	Mesa Verde - 8th grade	\$ 1,200.00	\$ -	
MS - Track Coaches	Kunst/Burnett	Starting gun & ammo	\$ 558.95	\$ 558.95	
MS/HS - Principal	Jane Newman	Sound system rework	\$ 1,000.00	\$ 1,000.00	
ADMINISTRATION					
SPHS	Burro Committee	2016 Scholarship	\$ 500.00	\$ 500.00	
MS/HS Counselor	Gretchen Panicucci	Discretionary Fund	\$ 500.00	\$ 500.00	
MS/HS Principal	Jane Newman	Discretionary Fund	\$ 400.00	\$ 400.00	
ALL SCHOOLS					
Nurse	Jean Ashby	Vision screening equipment	\$ 251.50	\$ 251.50	
REQUESTS					
Elementary			Requested	Funding	
Middle/High School			\$ 4,901.59	\$ 1,590.00	
Administration			\$ 8,168.95	\$ 3,238.95	
All Schools			\$ 1,400.00	\$ 1,400.00	
TOTALS			\$ 251.50	\$ 251.50	
			\$ 14,722.04	\$6,480.45	
Available funds	\$			7,000.00	
Amount funded	\$			6,480.45	
Remaining to fund	\$			519.55	
		(see attached letter regarding art request)			



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Tina Darrah, Town Administrator/Clerk
RE: Staff Report
DATE: December 31, 2015

To follow is a brief update on pending/ongoing items:

- **TOF Election:** Nomination Petitions will be available beginning on Tuesday, January 5, 2016 for the April 5, 2016 Town of Fairplay Election. The Town has two Trustee positions up for election. Those seats are currently held by Frank Just and Scott Dodge. Nomination petitions will be available at Town Hall and can be circulated January 5, 2016 through January 25, 2016. All petitions are due back in to Town Hall by 4:30 p.m. on January 25, 2016. To be eligible for office you must be a registered elector and have resided in the Town limits for at least 12 consecutive months immediately prior to the date of the election.
- **FSD Election:** Self-nomination petitions are available currently and must be turned in by February 26, 2016, to the Town Hall. A notice will be placed in the Flume on January 29th announcing the Election and calling for nominations. This election will take place on May 3, 2016. The District has two seats up for election. They are currently held by Faye Rovira and Dale Fitting.
- **Employee Work Plans:** I am enclosing, for your information, the Department Head and Town Hall employee special project/work plans that have been developed for 2016. These are generally reflective of projects in addition to staff's normal duties. Obviously some positions are more project oriented than others (Jason and Julie) but wanted you to see how the projects approved in the budget are delegated and what our internal goals are for 2016. I included one for myself, just in case you were wondering about those projects that have not been delegated to a department head. I guess I should have included a bullet point in mine that said "badger everyone else about their projects, until they are completed"...

- **Stan Kopunec:** Both Ron, our Town Planner, and I have met with Stan Kopunec about his plans for the property he recently purchased adjacent to the Riverside Inn. He bought the parcel between the Hotel and the river (that Jeff Carnahan used to own) and is looking at applying for a PUD to develop that parcel and the one directly behind the Hotel into small parcels for a “tiny house” development. We have not gotten a formal application from him yet, but wanted you to be aware of his stated intent. He originally talked about an RV Park, but has since moved more towards a PUD with sellable lots and more permanent structures.
- **Presentation to South Park Chamber of Commerce:** The Chamber has invited me to give a presentation at their annual meeting on January 14th at 5:00 p.m. at the American Legion in regards to the Town, our incentive programs, our future plans for the Beach, events, etc. Any opportunity that we can reach people about the PIIP and the ESTIP I am glad to take!
- **Storage/Conex Containers in Town:** The Police Department has compiled a list of all properties in the Town that have the Conex storage containers on them and are working on drafting a letter explaining that they are not allowed and giving a certain amount time to remove them. This letter will not go out until after the new code is in effect. I just want to make sure you know we have heard the complaints and are addressing the issue.
- **Schlatter Land:** I do not have a signed contract back yet from Mr. Schlatter, although we have verbally and via email agreed to terms. You will be the first to know as soon as I have it!
- **Grants:** We have filed the final paperwork on all of our open grants – the DOLA UDC Grant, the DOLA Internal Service Fund Grant, and the Park County CTF Grant for Cohen Park ADA Upgrades.
- **Summit Community Care/Clinic Building Update:** Sarah Vaine and I are in communication and everything is still a go with the NAP Application – we are just waiting for the application process to be announced. As soon as it does, we will assist in whatever way we can – likely with the public process in the community. I have made clear to Sarah that if there are funding needs she needs to let me know as soon as possible as both DOLA and Colorado Rural Health Center have offered to assist if necessary. As you can see from Jason’s work plan, the siding repairs to the clinic building are on the list for this year – I asked that project oversight be assigned to Gerrits, and I will take the lead in obtaining necessary funding once the amount needed has been determined. I am hopeful that we can find grant funding, in addition to the \$5,000 RMRH has set aside for siding repairs.
- **PIIP’s:** All of our 2015 PIIP projects have been successfully completed and we will have photos in the newsletter that will go out in January.

We are glad to have another successful year behind us and look forward to an eventful and prosperous 2016! As always, please feel free to contact me with any questions or concerns. Thanks.

Kim Wittbrodt, Treasurer
Special Projects/Work Plan 2016

- **Continue to act as the lead administrative/financial contact person for the FEMA Grant**
- **Continue to increase overall financial communication with key staff via monthly reports, detail ledgers and oversight/questioning of invoices submitted.**
- **Complete Caselle upgrade to Clarity.**
- **Research and implement new bill pay software.**
- **Assist with NAP Application for Summit Care Clinic as needed.**
- **Begin budget process with department heads earlier in the year.**
- **Research and order Fireproof Cabinet.**

Joel Vice, Police Chief
Special Projects/Work Plan 2016

- Continue to increase community policing efforts through events like the Halloween Spooktacular.
- Create and implement a public relations program to include increased interaction with the school and the community.
- Purchase and install two speed signs – track and report monthly the data collected.
- Continue code enforcement; include monthly activity in monthly staff report. Track all code enforcement activity for future planning purposes.
- Review and update departmental job descriptions.
- Review and update if necessary the Police Policy Manual.

Jason Morrison, Public Works Director
Special Projects/Work Plan 2016

- Act as project manager for FEMA projects – beach dredging, beach road and the water plant reservoir.
- Complete 8th Street Drainage Project.
- Complete and submit 2016 CTF Grant to Park County per 2016 Budget.
- Continue to work on general clean-up of Town owned properties and rights-of ways.
- Prepare written job descriptions for PW staff in the approved format. Make recommendation, with appropriate back-up, for any new position/changes to current staffing.
- Research ditch easements and create maintenance plan/program.
- Begin work on comprehensive public works capital improvement plan to include all town owned buildings and properties, vehicles, and equipment.
- Complete Public Works Manual addressing internal operations as well as creating standards for street, sidewalks, parking lots, parks, etc.
- Keep informed of all developments with the two approved marijuana retail/cultivation facilities within the Sanitation District. Monitor for compliance with applicable sanitation rules and reg's.
- Contract for and oversee electrical upgrades on 5th Street.
- Install two new fire hydrants per 2016 Budget.
- Install generator at water plant.
- Purchase Line Locator.
- Research purchase and use of GIS Mapping Software/Computer and Training
- Complete wasting line project. *Assign Butch as project manager.*
- Complete sludge removal. *Assign Butch or Vaughn as project manager.*
- Complete fence project at the Sanitation Plant. *Assign Butch or Vaughn as project manager.*
- Create and implement grease trap compliance tracking and monitoring program. *Assign to Vaughn.*
- Create and implement fire hydrant flush schedule. *Assign to Russ.*
- Create and implement valve maintenance program. *Assign to Russ.*
- Comply with cross-connection/back flow prevention regulations as implemented by CDPHE. *Assign to Russ.*
- Complete 2nd Street Pumphouse Project. *Assign Russ as project manager.*
- Complete Clinic Building Siding replacement. *Assign Gerrits as project manager.*
- Install lights on back of Town Hall. Install back-up generator at Town Hall. *Assign Gerrits as project manager.*
- Create and implement Cemetery Rules and Regulations. *Assign to Gerrits.*

**Julie Bullock, Special Events and Business Development Coordinator
Special Projects/Work Plan 2016**

- **Create and implement an ESTIP Recognition program – signs/plaques and letters to the editor, articles in the Flume, posts on Facebook and the Town’s website, etc.**
- **Coordinate printing and distribution of new map, event poster and postcard based on updated/fresh design and layout.**
- **Coordinate Town events within the budget presented through reduced spending, increased sponsorships, grants and use of volunteer labor. Areas of needed improvement: organization/preparation, communication, and budget oversight.**
- **Research and develop a plan for implementing “Off-Season/Winter Events” with the funds allotted in the 2016 Budget. Have business/community input guide this project through face to face meetings, surveys, etc.**
- **Order event tent per 2016 budget.**
- **Work with Park County/UAACOG on Enterprise Zone Program implementation and outreach to current and potential Fairplay businesses.**
- **Increase understanding of Business Development/Economic Development practices generally and also specifically to Fairplay – for example the PIIP, ESTIP and BIZ programs.**
- **Create and implement application and selection process for non-profit partners participating in Town events.**
- **Coordinate and prepare a Town Newsletter to be mailed to all utility customers three times per year – January, May and September.**
- **Develop, staff (with volunteers) and maintain a Visitor Information Center at the Fairplay Town Hall.**

Claudia Werner, Deputy Town Clerk
Special Projects/Work Plan 2016

- Work on updating files and filing systems for both the Town records and the Sanitation District records.
- Assist in 2016 Elections as requested.
- Create spreadsheets for tracking Agreement/Contract Files.
- Complete the Resolution and Ordinance Lists.
- Work with IT person/Website designer to allow placement of Board Packets on the Town's website.

Tina Darrah, Town Administrator/Clerk
Special Projects/Work Plan 2016

- Create Program for Benches on Main and Front Streets
- Act as lead staff on NAP Application with Summit Care Clinic
- Act as Designated Election Official for Elections for Town and Sanitation District
- Continue work on Beach Water Rights Resolution and Funding
- Continue work on Schlatter Parcel Finalization and Funding
- Continue work on Entrance Design/CDOT Roundabout Project/Potential Sam Mick Project
- Research and create draft Ordinances allowing staff to renew annual liquor licenses and issue temporary liquor licenses and allowing Town Board to issue Special Event Liquor Licenses as the final authority – rather than having to send to the State for final approval sometimes creating difficult timelines



Town of Fairplay
901 Main Street • P.O. Box 267
Fairplay, Colorado 80440
(719) 836-2622 phone
(719) 836-3279 fax
www.fairplayco.us

Date: December 31, 2015
To: Board of Trustees
From: Jason Morrison, Public Works Director
Re: Public Works Staff Report

So a new year has begun and along with it will come new regulations from the State of Colorado. Colorado will begin enforcing minimum chlorine residual levels throughout the water distribution system, as well as a new backflow prevention program. This new program requires all non-single family properties connected to the Town water supply to have a backflow prevention device installed, if not present, and all backflow prevention devices be tested annually. It also allows the Town the authority to inspect all backflow prevention devices. This program also requires municipalities to adopt an ordinance specifying the programs requirements. This ordinance should be in front of you February 1st. for your approval. Russell DeBaun will be present if you may have any questions. Grease trap letters should be going out the first week of January. The letter has been drafted and I am currently going through property files to determine who is current and who is not. I will be sending businesses a copy of the letter along with the grease trap rules, and for those not current, a request to provide us with current documentation of grease trap cleaning. High Country Engineering has been out and surveyed all FEMA sites. They are currently working on topographic maps of damaged area. They have requested floodplain maps from FEMA, and are awaiting the arrival of these maps to complete all items needed to move forward with repairs. Letters have been sent to both potential marijuana facilities outlining what the Town will require in order for them to tap into our sanitation collection system. The Hutchison lumber site has begun remodel work, but is not very far along. I have been in touch with the contractors of this site, and they seem very willing to comply with all we had outlined. Although nothing we outlined has been done yet, I am confident they will comply with everything we will require. I will reach out to the owners of the second site, and Park County after the first of the year to try and find out the status of this project. I will include what I find in a future staff report. The wasting line project is still moving forward. I have reached out to Velocity Pipe and they are very eager to bid on this project as well as the 2nd Street pump house project.



*L: Christmas tree
before R:
Christmas tree
after*



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