

**AGENDA for a Regular Meeting
of the Board of Trustees of the Town of Fairplay, Colorado
Monday, June 15, 2020 at 6:00 p.m.**

VIRTUAL MEETING

(Meeting will not be held at the Town Hall)

Conferencing Access Information to Join via Internet:

<https://attendee.gotowebinar.com/register/3474181173877651982>

Connect via Phone: Dial (415-655-0052)

Enter Access Code 748-878-879

PLEASE SEE DETAILED INSTRUCTIONS AT THE END OF THE AGENDA.

- I. **CALL TO ORDER**
- II. **PLEDGE OF ALLEGIANCE**
- III. **ROLL CALL**
- IV. **APPROVAL OF AGENDA**
- V. **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** –May 18 and May 27, 2020.
 - B. **APPROVAL OF EXPENDITURES**—Approval of bills of various Town funds in the amount of \$241,270.83
- VI. **CITIZEN COMMENTS**
- VII. **PRESENTATION**
 - A. Presentation of 2019 Financial Audit
- VIII. **UNFINISHED BUSINESS**
 - A. Other Discussion Items
- IX. **NEW BUSINESS**
 - A. Should the Board Approve Adoption of Resolution No. 21, Series of 2020, entitled, **“A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO APPROVING A REVOCABLE LICENSE AGREEMENT WITH NICOLE MCCHESENEY/MOUNTAIN ESSENTIALS FOR THE USE OF TOWN OWNED PROPERTY.”?**
 - B. Discussion Regarding a Return to in Person Meetings
 - C. Other New Business
- X. **BOARD OF TRUSTEE AND STAFF REPORTS**
- XI. **WORKSESSION**
 - A. Design Review for the 521 Castello Ave Habitat for Humanity Project.
- XII. **ADJOURNMENT**

Upcoming Meetings/Important Dates

This agenda may be amended.

Posted at Fairplay Town Hall, Fairplay Public Library, Fairplay Post Office, and Town of Fairplay Website on Thursday, June 11, 2020.

How to Participate in Virtual Meetings Using GoToWebinar

To help control the spread of the COVID-19 virus the Town of Fairplay will be conducting Town Board meetings virtually, encouraging public participation as usual. These efforts will keep the community, elected officials, staff and residents safe while continuing to conduct important Town business

The Town will be using a virtual meeting format for the Town Board of Trustee meetings until further notice and will be utilizing GoToWebinar to do so. This means no members of the public will be allowed in the Board Room. The public may participate virtually and the instructions below are provided to describe the various ways this can happen.

The link which will allow you to register for the meeting will be posted on the Town of Fairplay website, www.fairplayco.us under the "Mayor and Board of Trustees" tab and on the most recent agenda. On the most recent agenda there will be a link. Once you follow the link you will need to register for the meeting by providing your full name and email address. **Once you register, you will receive an email with a link and phone number you can use to join the meeting by web or by phone.**

Please note that if you plan to call into the meeting by phone **you must email your public comments to info@fairplayco.us by 4:30pm the day of the meeting.**

TO COMMENT IN ADVANCE IF YOU ARE PLANNING TO ATTEND BY TELEPHONE OR PHONE APP:

- Email info@fairplayco.us to submit your question/comment.
 - **Please be aware that if you join by telephone or phone app you will not be able to ask questions or make comments via voice. All public comments must be emailed prior to 4:30pm.**
 - Your comments will be included in the record and read at the appropriate time during the meeting.

TO JOIN THE MEETING BY TELEPHONE OR PHONE APP:

- You will need to register for the meeting via the link provided on the agenda and located on the Fairplayco.us website under "Mayor and Board of Trustees" and on the most recent agenda. You will see a link on the agenda to the registration page. Please enter your full name. After

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you fill out this form you will be sent an email that will provide instructions on how to join the meeting. **You are encouraged to do this ahead of time.**

- Join the live meeting through the instructions GoToWebinar sent to your email address after you followed the step above and registered.
- **If you are joining by telephone you will be required to enter an access code which is located below the “join in” phone numbers. Please note that you must complete the registration prior to receiving the call-in number and access code.**
- You will be joined to the meeting and automatically muted.

JOINING THE MEETING BY WEB AND COMMENTING:

- Join the live meeting through the instructions above.
- You will be joined to the meeting and automatically muted.
- You will be able to comment and/or ask questions by “chat” if attending by internet.

HELPFUL TIPS FOR A GOOD VIRTUAL MEETING EXPERIENCE:

- If joining through the web, log on 5 minutes before the start of the meeting, since some online products require downloads and installations
 - Please be aware when downloading GoToWebinar to ensure you are on the official website. Scammers have been setting up downloads which, at first glance, appear to be run by GoToWebinar, but in actuality are not and can give a virus to your computer.
- Turn off nearby cellphones if you are using a computer to connect.
- Using a headset or headphones is recommended if listening online.
- **Only** have the virtual meeting application on your computer. If you are running other programs like email or have additional websites open in your browser, it may interfere with your ability to hear or see the information. For best results close all other windows and applications.
- Please limit distractions when possible—i.e. background noise, conversations with others, etc. when you are unmuted.
- Video streaming is a relatively new technology so please be mindful of the following things when connecting via the internet.
 - If you have an older computer you may be better served by calling in by telephone.
 - If your internet is not reliable consider calling in by telephone

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Posted at Fairplay Town Hall, Fairplay Public Library, Fairplay Post Office, and Town of Fairplay Website on Thursday, June 11, 2020.

**MINUTES OF THE REGULAR MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES
Monday, May 18, 2020**

CALL TO ORDER REGULAR MEETING OF THE BOARD OF TRUSTEES

The Regular Meeting of the Board of Trustees for the Town of Fairplay was called to order at 6:07 p.m., and was held virtually via GoToWebinar, by Mayor Frank Just who proceeded with the pledge of allegiance, followed by the roll call which was answered by Trustees Scott Dodge, Trustee Eve Stapp, Trustee Josh Voorhis and Trustee Cindy Bear. Also in attendance were Town Administrator Tina Darrah, Director of Public Works Jim Brown and Assistant Town Administrator Mason Green.

AGENDA ADOPTION

Motion #1 by Trustee Bear, seconded by Trustee Dodge, that the agenda be adopted as presented. Motion carried unanimously

CONSENT AGENDA (*The Consent Agenda is intended to allow the Board to spend its time on more complex items. These items are generally perceived as non-controversial and can be approved by a single motion. The public or the Board Members may ask that an item be removed from the Consent Agenda for individual consideration.*)

A. APPROVAL OF MINUTES –May 4, 2020.

B. APPROVAL OF EXPENDITURES—Approval of bills of various Town funds in the amount of \$35,432.78

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

CITIZEN COMMENTS

Assistant Town Administrator Mason Green informed the Board that staff had received no requests to speak at citizen comment.

UNFINISHED BUSINESS

Other Discussion Items

No unfinished business and no other discussion items were offered.

NEW BUSINESS

Should the Board Approve Adoption of Ordinance No.2, Series of 2020, entitled, "AN EMERGENCY ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, REQUIRING THE WEARING OF FACE COVERINGS IN PLACES OF PUBLIC ACCOMMODATION WITHIN THE TOWN."?

Town Administrator Darrah introduced the topic by reminding the Board that James Dean, owner of Prathers Market, had offered citizen comment at the May 4th Board of Trustees Meeting at which time he requested the Board consider an ordinance which would require persons to wear a face covering in places of public accommodation. She informed the Board that this ordinance had been drafted by Town Attorney Paul Wisor and educated those present on what other Towns had done regarding similar ordinances. Lastly, Town Administrator Darrah expressed concern regarding the enforcement of the ordinance, if passed, stating that the Town would largely use the ordinance as an educational tool and reminded those present that business owners have the legal right to require their patrons to wear face coverings.

James Dean, owner of Prathers Market, addressed the Board and informed them he is primarily concerned with the influx of tourists over the summer months in regard to following his stores face covering policy.

Park County Commissioner Ray Douglas also addressed the Board regarding this topic stating that Park County was not considering a similar ordinance.

There was significant discussion regarding the nuances of the ordinance, such as exceptions and penalties, as well as discussion regarding the current legal rights business owners have in ensuring compliance with store policies.

There was advocacy both for an against the ordinance by members of the Board of Trustees but also an overwhelming desire to support the Town's business community.

Motion #3 by Trustee Voorhis, not seconded, that the Board Approve Adoption of Ordinance No.2, Series of 2020, entitled, "AN EMERGENCY ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, REQUIRING THE WEARING OF FACE COVERINGS IN PLACES OF PUBLIC ACCOMMODATION WITHIN THE TOWN." with the amendment that section three of the document be stricken. As the motion did not receive a second it failed and was not passed.

OTHER NEW BUSINESS

No additional new business was presented.

BOARD OF TRUSTEE AND STAFF REPORTS

Director of Public Works, Jim Brown – Reported that the sludge removal had been completed and that there had been a water leak identified in Town but that the problem was being worked on.

Trustee Scott Dodge – Stated that the Town's Economic Development and Business Advisory Board had met last week and that the conversation heavily revolved around COVID-19, the protection of employees, and consistent messaging which would create expectations for Town visitors.

Trustee Josh Voorhis – Informed those present that the National Forest campsites in Park County would be opening on June 4th and that the majority of Forest Service Roads would be opening on June 15th.

Trustee Cindy Bear – Stated that the graduation banners for the graduating high school seniors are awesome and that its important for the Town to support our business owners during this time.

Mayor Frank Just – Stated he was looking forward to a planned meeting between a group of Front Street business owners and to discuss ways to aid the Towns downtown businesses.

ADJOURNMENT

With no additional comments, Mayor Just adjourned the meeting at 7:24.

ATTEST:

Mason Green, Assistant Town Administrator

Frank Just, Mayor

**MINUTES OF THE SPECIAL MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES
May 27, 2020**

CALL TO ORDER SPECIAL MEETING OF THE BOARD OF TRUSTEES

The special meeting of the Board of Trustees for the Town of Fairplay was called to order at 6:00 p.m. and was held virtually via GotoWebinar. Mayor Frank Just proceeded with the pledge of allegiance, followed by the roll call which was answered by Trustees Scott Dodge, Eve Stapp, Cindy Bear and Josh Voorhis. Also in attendance were Town Attorney Paul Wisor, Town Administrator/Clerk Tina Darrah and Assistant Town Administrator Mason Green.

AGENDA ADOPTION

Motion #1 by Trustee Bear, seconded by Trustee Voorhis, that the agenda be adopted. Motion carried unanimously.

NEW BUSINESS

501 Front Street

1. Should the Board Approve Adoption of Resolution No. 17, Series of 2020, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT WITH TIM MILLONZI/TAKA-SUSHI, INC. DBA MILLONZI'S RESTAURANT FOR THE USE OF TOWN OWNED PROPERTY."?

Mayor Just informed those present that the Town is dedicated to aiding our business community—especially during this time.

Town Attorney Wisor provided background on the State orders which affected restaurants in Colorado and reminded those present that Park County restaurants would be allowed to reopen on June 4th, or immediately upon Park Counties rescinding of the Ordinance currently in place.

Town Administrator Darrah informed those present that the revocable license agreements allowed each restaurant to utilize a portion of Town owned property to provide space for additional seating. She then stated that some restaurants had also applied for a modification of premises for their liquor license to be able to serve liquor in the space granted to each restaurant with a liquor license by the revocable license agreements.

There was a brief conversation regarding both the modification of liquor licenses and revocable license agreements. Trustee Stapp noted that the revocable license agreement term length, for each business, was from date of approval through September 30th, 2020.

Motion #2 by Mayor Voorhis, seconded by Trustee Stapp, to approve adoption of Resolution No. 17, Series of 2020, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT WITH TIM MILLONZI/TAKA-SUSHI INC., DBA MILLONZI'S RESTAURANT FOR THE USE OF TOWN OWNED PROPERTY."? A roll call vote was taken: Dodge - aye, Just - aye, Stapp - aye, Voorhis - aye, Bear - aye. Motion carried unanimously.

2. Should the Board Approve a Modification of Premise for the Retail Liquor License located at 501 Front Street as applied for by Tim Millonzi/Taka-Sushi Inc., DBA Millonzi's Restaurant?

Motion #3 by Mayor Just, seconded by Trustee Dodge, that the Board approve the modification of premise for the retail liquor license located at 501 Front Street. A roll call vote was taken: Dodge - aye, Just - aye, Stapp - aye, Voorhis—aye, Bear - aye. Motion carried unanimously.

511 Front Street

1. Should the Board Approve Adoption of Resolution No. 18, Series of 2020, entitled, "A RESOLUTION FOR THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT WITH BOBBY MCCALL/MCCALL ENTERPRISES, DBA MCCALL'S PARK BAR FOR THE USE OF TOWN OWNED PROPERTY."?

Motion #4 by Trustee Bear, seconded by Trustee Voorhis that the Board approve adoption of Resolution No. 18, Series of 2020, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT WITH BOBBY MCCALL/MCCALL ENTERPRISES, DBA MCCALL'S PARK BAR FOR THE USE OF TOWN OWNED PROPERTY." A roll call vote was taken: Dodge - aye, Just - aye, Stapp - aye, Voorhis - aye, Bear - aye. Motion carried unanimously.

- 2. Should the Board Approve a Modification of Premise for the Retail Liquor License located at 511 Front Street as applied for by Bobby McCall/McCall Enterprises, DBA McCall's Park Bar?

Motion #5 by Trustee Dodge, seconded by Trustee Stapp, that the Board approve the modification of premise for the retail liquor license located at 511 Front Street. A roll call vote was taken: Dodge - aye, Just - aye, Stapp - aye, Voorhis - aye, Bear - aye. Motion carried unanimously.

517/523 Front Street

- 1. Should the Board Approve Adoption of Resolution No. 19, Series of 2020, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT WITH ELLEN CANCHOLA/SOUTH PARK PUB AND GRILL, DBA PLATTE RIVER SALOON FOR THE USE OF TOWN OWNED PROPERTY."?

Motion #6 by Trustee Voorhis, seconded by Trustee Bear, that the Board approve adoption of Resolution No. 19, Series of 2020, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT WITH ELLEN CANCHOLA/SOUTH PARK PUB AND GRILL, DBA PLATTE RIVER SALOON FOR THE USE OF TOWN OWNED PROPERTY." A roll call vote was taken: Dodge - aye, Just - aye, Stapp - aye, Voorhis - aye, Bear - aye. Motion carried unanimously.

- 2. Should the Board Approve a Modification of Premise for the Retail Liquor License located at 517/523 Front Street as applied for by Ellen Canchola/South Park Pub and Grill, DBA Platte River Saloon?

Motion #7 by Trustee Dodge, seconded by Trustee Bear, that the Board approve the modification of premise for the retail liquor license located at 517/523 Front Street. A roll call vote was taken: Dodge - aye, Just - aye, Stapp - aye, Voorhis - aye, Bear - aye. Motion carried unanimously.

526 Front Street

- 1. Should the Board Approve Adoption of Resolution No. 20, Series of 2020, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT WITH RON LEGGETT/LEGGETT ENTERPRISES LLC. FOR THE USE OF TOWN OWNED PROPERTY."?

Town Administrator Darrah informed those present that there is not a modification of premise for a liquor license this address because 526 Front Street does not have a liquor license.

Motion #8 by Trustee Dodge, seconded by Trustee Voorhis, that the Board approve adoption of Resolution No. 20, Series of 2020, entitled, "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO APPROVING A REVOCABLE LICENSE AGREEMENT WITH RON LEGGETT/LEGGETT ENTERPRISES LLC. FOR THE USE OF TOWN OWNED PROPERTY." A roll call vote was taken: Dodge - aye, Just - aye, Stapp - aye, Voorhis - aye, Bear - aye. Motion carried unanimously.

Other New Business

No additional new business

ADJOURNMENT

Mayor Just, noting that there being no further business before the Board, declared that the meeting be adjourned at 6:42 p.m.

Frank Just, Mayor

ATTEST:

Mason Green, Deputy Town Clerk



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Kim Wittbrodt, Treasurer
RE: Paid Bills
DATE: 6/11/2020

Agenda Item: Bills

Attached is the list of invoices paid through June 9, 2020.

Total Expenditures: \$241,270.83

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

Please contact me with any questions.

Report Criteria:

Detail report type printed

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
06/02/2020	16188	Caselle, Inc	Software Support	1	05/01/2020	439.50	517206
06/02/2020	16188		Software Support	2	05/01/2020	439.50	105060
Total 334:						879.00	
06/09/2020	16207	Fairplay Flume	help wanted ad	1	05/31/2020	126.00	517210
06/09/2020	16207		legal ads	2	05/31/2020	25.80	106125
Total 868:						151.80	
06/09/2020	16208	Ferrelgas	propane-501 main	1	05/14/2020	448.49	105195
Total 916:						448.49	
06/02/2020	16192	Main Street Garage	windshield repair	1	05/26/2020	45.00	105625
Total 1336:						45.00	
06/09/2020	16214	Mountain View Waste	2 yd 2 monthly	1	05/31/2020	75.00	517675
Total 1414:						75.00	
06/09/2020	16217	Petrock & Fendel, PC	legal fees	1	06/03/2020	242.00	517360
Total 1648:						242.00	
05/19/2020	16155	Postal Pros Southwest, Inc	water billing	1	05/07/2020	314.57	517218
Total 1699:						314.57	
05/18/2020	16139	Silverthome Auto Body	2009 tahoe repair	1	05/18/2020	4,420.43	105420
Total 1920:						4,420.43	
06/09/2020	16218	Town of Fairplay	850 hathaway	1	05/31/2020	118.80	105186
06/09/2020	16218		525 hathaway	1	05/31/2020	166.20	105190
06/09/2020	16218		501 main	1	05/31/2020	308.90	105195
Total 2134:						593.90	
06/02/2020	16197	USABlueBook	supplies	1	05/20/2020	248.58	517410
06/02/2020	16197		magameter	1	05/27/2020	3,716.35	517495
06/09/2020	16219		supplies	1	06/04/2020	56.70	105630
Total 2176:						4,021.63	
06/02/2020	16198	Utility Notification Center	RTL Transmissions	1	05/31/2020	67.05	517455
06/02/2020	16198		RTL Transmissions	1	05/31/2020	68.54	517650
Total 2194:						135.59	
06/02/2020	16199	Verizon Wireless	jet pack	1	06/01/2020	40.01	105130
06/02/2020	16199		Phones and air cards	2	06/01/2020	369.43	105455

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
Total 2212:						409.44	
06/02/2020	16200	Xcel Energy	945 quarry road	1	05/13/2020	14.03	517490
06/02/2020	16200		901 main	1	05/19/2020	146.04	105023
06/02/2020	16200		747 bogue	1	05/19/2020	10.83	105841
06/02/2020	16200		1800 beaver creek road	1	05/19/2020	875.29	517495
06/02/2020	16200		chlorinator	1	05/19/2020	85.24	517470
06/02/2020	16200		117 silverheels road	1	05/19/2020	10.72	105841
06/02/2020	16200		fairplay sign #1	1	05/19/2020	11.31	105640
06/02/2020	16200		525 hathaway	1	05/19/2020	164.14	105190
06/02/2020	16200		501 main street	1	05/19/2020	332.64	105195
06/02/2020	16200		850 hathaway	1	05/21/2020	276.32	105186
06/02/2020	16200		san plant	1	05/22/2020	3,087.31	517680
06/02/2020	16200		1190 castello	1	05/26/2020	126.21	105650
06/02/2020	16200		200 2nd street	2	05/26/2020	73.86	517470
06/02/2020	16200		157 6th street	3	05/26/2020	49.43	105640
06/02/2020	16200		156 5th street	4	05/26/2020	10.72	105640
06/02/2020	16200		589 platte drive	5	05/26/2020	10.72	105841
06/02/2020	16200		419 front street	6	05/26/2020	11.05	105640
06/09/2020	16220		street lights	1	06/01/2020	206.11	105640
Total 2296:						5,501.97	
05/26/2020	16167	Laser Graphics	Business Cards	1	05/21/2020	84.00	105445
05/26/2020	16167		Business Cards	2	05/21/2020	64.00	105030
05/26/2020	16167		Business Cards	3	05/21/2020	128.00	105110
06/09/2020	16211		banner	1	06/04/2020	30.00	105130
Total 2437:						306.00	
06/02/2020	16191	KONICA MINOLTA BUSIN	C364E Copier	1	09/28/2019	529.29	105032
06/09/2020	16210		C364E Copier	1	05/29/2020	306.12	105032
Total 2448:						835.41	
06/03/2020	16201	MILLONZI'S	refund overdraft fees	1	06/03/2020	100.00	517210
Total 2460:						100.00	
05/29/2020	16172	Darrah, Tina	Cell Phone	1	05/29/2020	50.00	105065
Total 2462:						50.00	
05/26/2020	16160	AmeriGas	Propane	1	05/13/2020	77.93	105186
Total 2468:						77.93	
06/09/2020	16203	CIRSA	deductible for claim	1	06/09/2020	500.00	105420
Total 2490:						500.00	
06/09/2020	16202	CARD SERVICES	Supplies	1	06/01/2020	119.00	105070
06/09/2020	16202		Supplies	2	06/01/2020	119.38	105027
06/09/2020	16202		Supplies	3	06/01/2020	14.10	105850
06/09/2020	16202		Supplies	4	06/01/2020	104.83	517670
06/09/2020	16202		Supplies	5	06/01/2020	104.83	517480

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
06/09/2020	16202		Supplies	6	06/01/2020	20.00	105630
06/09/2020	16202		Supplies	7	06/01/2020	279.21	105027
06/09/2020	16202		Supplies	8	06/01/2020	10.00	105070
06/09/2020	16202		web hosting	9	06/01/2020	29.98	105130
06/09/2020	16202		Supplies	10	06/01/2020	306.26	105070
06/09/2020	16202		Supplies	11	06/01/2020	15.00	105162
06/09/2020	16202		Postage	12	06/01/2020	4.60	105445
06/09/2020	16202		web hosting	13	06/01/2020	44.97	105130
06/09/2020	16202		Supplies	14	06/01/2020	29.40	105630
06/09/2020	16202		Supplies	15	06/01/2020	99.99	105060
06/09/2020	16202		Supplies	16	06/01/2020	238.17	105130
06/09/2020	16202		liquor license payments	17	06/01/2020	462.42	104110
Total 2503:						1,764.14	
06/02/2020	16193	Mountain Grown Gardens,	Bloom Baskets	1	06/01/2020	2,612.50	105134
Total 2517:						2,612.50	
06/02/2020	16189	CenturyLink	7198362622355B	1	05/19/2020	475.41	105065
06/02/2020	16189		alarm line-525 Hathaway	1	05/19/2020	46.76	105190
06/02/2020	16189		7198362445	1	05/19/2020	109.20	517226
06/02/2020	16189		acct 719-836-4609 502B	1	05/19/2020	60.97	517470
06/02/2020	16189		acct 82239760	1	05/23/2020	23.64	105065
Total 2614:						715.98	
05/29/2020	16182	Wittbrodt, Kim	celi phone reimb	1	05/29/2020	50.00	105065
Total 2655:						50.00	
05/26/2020	16161	CASI Asphalt & Concrete	asphalt	1	05/06/2020	4,063.76	105670
Total 2674:						4,063.76	
05/26/2020	16164	Colorado Natural Gas, Inc.	525 hathaway	1	05/18/2020	99.76	105190
06/09/2020	16205		natural gas-shop	1	06/02/2020	237.04	105650
06/09/2020	16205		natural gas	1	06/02/2020	140.12	105023
06/09/2020	16205		san office	1	06/02/2020	125.79	517234
06/09/2020	16205		sewer treatment plant	1	06/02/2020	1,231.24	517680
Total 2728:						1,833.95	
05/29/2020	16177	Kasper, Gerrits	cell phone reimb	1	05/29/2020	50.00	105645
Total 2747:						50.00	
05/26/2020	16162	Collegiate Peaks Bank	loan number 170047001	1	05/17/2020	15,496.78	105020
Total 2748:						15,496.78	
05/26/2020	16165	David Kintz, Jr.	piip reimburse	1	05/26/2020	473.23	105185
Total 2786:						473.23	
06/09/2020	16212	Mobile Record Shredders	record shredding	1	06/03/2020	12.00	105030

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
Total 2793:						12.00	
06/02/2020	16194	Mountain Peak Controls, In	scada maintenance	1	05/29/2020	750.00	517625
Total 2861:						750.00	
06/09/2020	16204	Colorado Analytical Lab	water testing	1	03/16/2020	23.00	517475
05/26/2020	16163		waste water testing	1	05/20/2020	380.00	517665
05/26/2020	16163		water testing	1	05/15/2020	23.00	517475
06/09/2020	16204		water testing	1	06/05/2020	23.00	517475
Total 2864:						449.00	
06/02/2020	16190	Cummins Rocky Mountain,	equipment repair	1	05/26/2020	3,185.31	517655
Total 2866:						3,185.31	
05/26/2020	16169	Vectra Bank	loan payment	1	05/17/2020	54,102.18	518004
Total 2883:						54,102.18	
06/09/2020	16215	Municode	update code book	1	05/31/2020	1,368.00	105075
Total 2890:						1,368.00	
06/02/2020	16195	Rise Broadband	internet	1	06/01/2020	105.36	517226
Total 2900:						105.36	
06/09/2020	16206	Fairplay Auto Supply	supplies	1	05/30/2020	11.84	105420
Total 2948:						11.84	
05/19/2020	16142	351 Highway 285, LLC	1st qtr estip	1	03/31/2020	2,469.03	105076
Total 3154:						2,469.03	
05/19/2020	16148	Colorado Department of R	1 qtr sales tax	1	03/31/2020	6.94	102280
Total 3155:						6.94	
05/29/2020	16175	Green, Mason	cell phone reimburse	1	05/29/2020	50.00	105065
Total 3175:						50.00	
05/29/2020	16170	Brown, Jimmy	cell phone reimburse	1	05/29/2020	25.00	517226
05/29/2020	16170		cell phone reimburse	2	05/29/2020	25.00	105645
Total 3199:						50.00	
06/09/2020	16213	Montrose Water Factory, L	bottled water	1	05/31/2020	106.43	105120
Total 3211:						106.43	
05/19/2020	16146	Brannan Sand and Gravel	recycled asphalt	1	05/12/2020	324.56	105670

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
Total 3255:						324.56	
05/26/2020	16166	Garfield & Hecht, P.C.	legal	1	04/30/2020	1,206.00	105057
Total 3270:						1,206.00	
06/02/2020	16196	SGM	engineering	1	05/22/2020	622.08	105830
06/02/2020	16196		water system evaluation	1	05/28/2020	14,029.11	517430
06/02/2020	16196		engineering	1	05/28/2020	2,071.25	517430
Total 3272:						16,722.44	
05/29/2020	16174	Ernst, Sarah	cell phone reimburse	1	05/29/2020	50.00	105065
Total 3313:						50.00	
05/29/2020	16171	Clark, Sean	cell phone reimburse	1	05/29/2020	25.00	105645
05/29/2020	16171		cell phone reimburse	2	05/29/2020	25.00	517226
Total 3328:						50.00	
Multiple	16087	Keyes, Michael	refund 2020 fee	1	05/13/2020	.00	104770
			refund 2020 fee	2	05/13/2020		104770
Total 3365:						.00	
06/09/2020	16216	Park County Government	monthly internet	1	06/01/2020	52.50	105065
06/09/2020	16216		monthly internet	2	06/01/2020	52.50	105455
Total 3381:						105.00	
05/29/2020	16178	Kulesza, Tyger	cell phone reimburse	1	05/29/2020	25.00	517226
05/29/2020	16178		cell phone reimburse	2	05/29/2020	25.00	105645
Total 3395:						50.00	
Multiple	15898	Julie Taylor	refund sewer overpayment	1	02/26/2020	.00	514605
			refund sewer overpayment	2	02/26/2020		514605
Total 3396:						.00	
06/09/2020	16209	Joan Rauch	refund 2020 fee	1	05/28/2020	125.00	104770
Total 3412:						125.00	
05/19/2020	16159	John Bickel	refund burro fee	1	05/19/2020	160.00	102295
Total 3416:						160.00	
05/19/2020	16143	Anne Bickel	refund bickel burro fee	1	05/19/2020	160.00	102295
Total 3417:						160.00	
05/19/2020	16149	D&J's Enticing Delights	refund burro fee	1	05/19/2020	160.00	102295

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
Total 3418:						160.00	
05/19/2020	16156	Sheri Mielke	refund burro fee	1	05/19/2020	160.00	102295
Total 3419:						160.00	
05/19/2020	16152	Lynne Buchanan	refund burro fee	1	05/19/2020	75.00	102295
Total 3420:						75.00	
05/19/2020	16144	Anne Lubbers	refund burro fee	1	05/19/2020	160.00	102295
Total 3421:						160.00	
05/19/2020	16150	Janet Anderson	refund burro fee	1	05/19/2020	160.00	102295
Total 3422:						160.00	
05/19/2020	16147	By Georg CBD	refund burro fee	1	05/19/2020	160.00	102295
Total 3423:						160.00	
05/19/2020	16151	John Harbour	refund burro fee	1	05/19/2020	380.00	102295
Total 3424:						380.00	
05/19/2020	16145	Ashley Adams	refund burro fee	1	05/19/2020	160.00	102295
Total 3425:						160.00	
05/19/2020	16154	Patrice Matteson	refund burro fee	1	05/19/2020	320.00	102295
Total 3426:						320.00	
05/19/2020	16158	The Sparkman Firm	refund burro fee	1	05/19/2020	160.00	102295
Total 3427:						160.00	
05/19/2020	16157	Terry Loftus	refund burro fee	1	05/19/2020	160.00	102295
Total 3428:						160.00	
05/19/2020	16153	Parker Quinn	refund burro fee	1	05/19/2020	190.00	102295
Total 3429:						190.00	
06/02/2020	16187	BioVelocity, LLC	sludge removal	1	05/21/2020	108,000.00	517660
Total 3430:						108,000.00	
05/26/2020	16168	Ryders Public Safety LLC	vest	1	04/30/2020	806.08	105453
05/26/2020	16168		vest	1	04/30/2020	806.08	105453
05/26/2020	16168		vest	1	04/30/2020	806.08	105453
Total 3431:						2,418.24	

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
05/29/2020	16176	Jackie Priess	refund 2020 burro days fee	1	05/29/2020	160.00	102295
Total 3432:						160.00	
05/29/2020	16180	Roxie Halpin	refund 2020 burro days fee	1	05/29/2020	160.00	102295
Total 3433:						160.00	
05/29/2020	16173	Donn Moseley	refund 2020 burro days fee	1	05/29/2020	160.00	102295
Total 3434:						160.00	
05/29/2020	16179	Park County Republican C	refund 2020 burro days fee	1	05/23/2020	150.00	102295
Total 3435:						150.00	
05/29/2020	16181	Tom Hannan	refund 2020 burro days fee	1	05/29/2020	190.00	102295
Total 3436:						190.00	
Grand Totals:						241,270.83	

Report Criteria:
Detail report type printed



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Kim Wittbrodt
RE: 2019 Audit
DATE: June 11, 2020

Agenda Item: Presentation of 2019 Audit

Tim Mayberry with Holscher, Mayberry & Co. will be presenting the Town of Fairplay 2019 audit. The audit is due to the State Auditor by July 31.

I emailed the audit to you on Thursday.

Please contact me over the weekend with any questions you have so I may have the answers ready for you on Monday.

Recommended Action: Motion to accept the 2019 Town of Fairplay audit. This will require a second and a voice vote.



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Tina Darrah, Town Administrator/Clerk
RE: Res. No. 21, Approving a Revocable License Agmt. for Mountain Essentials, LLC
DATE: June 10, 2020

This resolution approves a revocable license agreement for Mountain Essentials, LLC to use the portion of Front Street directly in front of 520 Front Street for seating. This is like the requests that have been previously approved, except that it is not connected to a restaurant, but to a retail store. I will defer to Mayor Just for additional comment as he spoke initially to the applicant.

Should the Board choose to approve this, it will need a motion, second and a roll call vote.

RESOLUTION NO. 21
(Series of 2020)

A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO APPROVING A REVOCABLE LICENSE AGREEMENT WITH NICOLE MCCHESENEY/ MOUNTAIN ESSENTIALS LLC FOR THE USE OF TOWN-OWNED PROPERTY.

WHEREAS, Nicole McChesney/Mountain Essentials LLC. has made application to the Town for permission to occupy certain town-owned right-of-way for the purpose of using the area for seating; and

WHEREAS, the Board of Trustees has determined that a revocable license can be granted authorizing use of said public right-of-way as requested without injury to the public interest or welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO that a revocable license agreement, a copy of which is attached and fully incorporated herein as Exhibit A, is hereby authorized and approved for Nicole McChesney/Mountain Essentials LLC. licensee and the Mayor and/or Town Administrator are authorized to execute same on behalf of the Town.

RESOLVED, APPROVED, AND ADOPTED this 15th day of June, 2020.

Town of Fairplay

(Seal)

By: _____
Mayor

ATTEST:

Town Clerk

**REVOCABLE LICENSE FOR USE OF PUBLIC RIGHT OF WAY
OR PUBLIC PLACE**

THIS REVOCABLE LICENSE FOR USE OF PUBLIC RIGHT OF WAY OR PUBLIC is granted this 15^h day of June, 2020, (the "Effective Date") by the Town of Fairplay, a statutory municipal corporation, ("Town"), whose address is 901 Main Street, Fairplay, Colorado 80440, to Nicole McChesney/Mountain Essentials LLC, ("Licensee") whose address is 520 Front Street, Fairplay, CO 80440

- A. The Town owns the right-of-way/public place which is commonly known as Front Street (the "Town ROW").
- B. Licensee desires to allow seating in the Town ROW (the "Private Activities/Improvements"). The Private Activities/Improvements and their locations within the Town ROW are depicted on Exhibit A attached hereto and incorporated herein by this reference.
- C. Pursuant to Town Code of the Town of Fairplay ("Town Code") and the laws of the State of Colorado, the Town is vested with power and authority over the use of municipally owned streets, rights-of-way and other public places.
- D. The Town is willing to grant a revocable license to Licensee to allow Licensee to install and operate the Private Activities/Improvements as depicted in Exhibit A, which Exhibit is incorporated herein by this reference, under certain circumstances and with certain conditions and stipulations.
- E. The intent of this License is to authorize, on a revocable basis, the installation and operation of the Private Activities/Improvements within the Town ROW without cost or liability to the Town.

LICENSE

1. Grant of Revocable License.

The Town hereby grants to Licensee a non-exclusive and revocable authorization (the "License") to install and operate the Private Activities/Improvements in the Town ROW, provided, however, that as conditions to the License, the Licensee shall:

- (i) install and maintain the Private Activities/Improvements only within the boundaries of the area depicted on Exhibit A as being within the Town ROW/Public Place; and
- (ii) operate the Private Activities/Improvements only in accordance with the operating conditions set forth in Exhibit B hereto, which Exhibit is hereby incorporated herein by reference.

The rights granted under this License are expressly subject to the rights of the public and any rights granted previously by the Town to any person. The Town may enforce this License either by seeking damages or by specific performance or through any other legal or equitable remedy available to the Town.

2. Design, Installation, Operation and Maintenance.

a. The Licensee shall pay all costs of design, installation, operation and maintenance of the Private Activities/Improvements. Upon revocation of the License as provided herein and upon the Town's demand, Licensee shall pay all costs and perform all removal of the Private Activities/Improvements from the Town ROW and, as applicable, shall pay all costs of and be responsible for returning the land surface to substantially the same condition that it is on the Effective Date.

b. This License shall not operate or be construed to abridge, limit or restrict the Town in exercising its right to make full use of the Town ROW encroached upon as public thoroughfares or public places, nor shall it operate to restrict utility companies or any other Licensees in exercising their rights to construct, remove, operate and maintain their installations within the Town ROW/Public Place.

c. Licensee hereby assumes full responsibility for any and all damages incurred to public facilities, utilities or other private activities and/or improvements located within the Town ROW due to activities authorized by this License.

d. Licensee shall cooperate with Town officials in the installation, removal, replacement or alteration the Private Activities/Improvements and shall maintain the Private Activities/Improvements in a good and attractive condition during the term of the License.

e. Licensee acknowledges that it is installing, removing, replacing or altering the Private Activities/Improvements at its own peril. Licensee is solely responsible for any damage to the Private Activities/Improvements caused by Town personnel, or the Town's Licensees or subLicensees, in connection with conducting maintenance or emergency operations in the Public ROW.

3. Repair of Damages

Licensee shall promptly repair all damage to the Town ROW caused by its activities. If such damage poses a threat to health, safety or welfare of the public or individuals, the Town may cause repairs to be made at Licensees' expense unless the Licensee makes such repairs upon the Town's request.

4. Term.

The term of this license shall begin on June 16, 2020 and end on September 30, 2020.

This License shall commence on the Effective Date and shall terminate on such date as the Town may revoke this License. This License may also terminate upon Licensee's request so long as Licensee removes all Private Activities/Improvements and returns the Town ROW/Public Place to substantially similar condition as that prior to installation and operation of the Private Activities/Improvements.

5. Revocation.

a. Town may revoke this License upon five (5) calendar days' written notice to Licensee and upon the occurrence of any one or more of the following events:

(i) Breach of this License by Licensee including, without limitation, the failure to maintain the Private Activities/Improvements in a good and attractive condition, after Licensee has failed to cure such breach for a period of two (2) calendar days from receipt of written notice of such breach by Licensee from Town.

(ii) A unilateral decision by the Town Board of Trustees of the Town that the Town ROW is desired or beneficial for any purpose.

b. Upon revocation, Licensee shall, at Licensee's sole cost, remove the Private Activities/Improvements and restore the Town ROW/Public Place to substantially the same condition that it is in on the Effective Date.

c. Upon revocation, this License shall terminate, be deemed null and void and of no further force and effect.

d. In the event that Licensee fails to remove the Private Activities/Improvements by the 5th day after the Town delivers notice of revocation to the Licensee, the Town may remove or cause the Private Activities/Improvements to be removed. The Town may collect the cost of removal from the Licensee and the Licensee agrees to pay such cost promptly upon written demand therefore. Licensees further agree that, upon the failure to pay such costs within thirty (30) days after written demand therefore, the Town shall have the right to file a lien, in the dollar amount of such cost, against any and all real property owned by the Licensee, which lien may be foreclosed upon in the manner provided in Colorado Statutes for the judicial foreclosure of liens.

6. Notice.

Every notice required or permitted hereunder shall be in writing and shall be deemed to have been fully given when delivered by hand or upon delivery when sent by overnight mail, to the party's address set forth in the introductory paragraph of this License or at such other address as a party may designate, in writing, to the other party.

7. Indemnification and Insurance.

(i) **Indemnification.** The Licensee expressly agrees to, and shall, indemnify and hold harmless the Town and any of its officers, agents, or employees from any and all

claims, demands, damages, liability, or court awards, including costs and attorneys' fees that are incurred by the Town or that may be awarded as a result of any loss, injury or damage sustained or claimed to have been sustained by anyone, including but not limited to, any person, partnership, or corporation, in connection with or arising out of any act, omission, error, mistake, negligence, or other fault of the Licensee or any of such Licensee's agents, partners, Licensees, subLicensees, or lessees, in the installation, construction, use, operation or maintenance of the Private Activities/Improvements. In particular and without limiting the scope of the foregoing agreement to indemnify and hold harmless, the Licensee shall indemnify the Town for all claims, damages, liability, or court awards, including costs and attorneys' fees that are incurred by the Town or that may be awarded against the Town as a result of any loss, injury or damage sustained or claimed to have been sustained by anyone, including but not limited to, any person, firm, partnership, or corporation, in connection with or arising out of any claim that, in whole or in part, all or any portion of the Private Activities/Improvements and/or the Town ROW constitutes a dangerous, hazardous, and/or unsafe condition. Licensee further agrees that should it fail to indemnify the Town as required in this section, the Town shall have the right to file a lien, in the dollar amount for which the Licensee has failed to indemnify the Town, against any and all real property owned by the Licensee, which lien may be foreclosed upon in the manner provided in Colorado Statutes for the judicial foreclosure of liens.

(ii) **Insurance.** Licensee shall procure and maintain, at its own cost, the following policy or policies of insurance sufficient to insure against all liability, claims, demands, and other obligations assumed by Licensee under this Agreement or arising as a result of this Agreement. Such insurance shall be in addition to any other insurance requirements imposed by this Agreement or by law:

(a) Commercial General Liability insurance and Liquor Sales Liability Insurance with minimum combined single limits of ONE MILLION DOLLARS (\$1,000,000) each occurrence and ONE MILLION DOLLARS (\$1,000,000) aggregate. The policy shall be applicable to all premises and operations. The policy shall include coverage for bodily injury, broad form property damage (including completed operations), personal injury (including coverage for contractual and employee acts), blanket contractual, independent Licensees, products, and completed operations. The policies shall name TOWN, its employees and agents as additional insureds and shall include the following provisions: (i) severability of interest; (ii) waiver of subrogation; and (iii) cross liability endorsement.

(b) Workers' Compensation insurance to cover obligations imposed by applicable laws for any employee engaged in the performance of work under this Agreement, and Employers' Liability insurance with minimum limits of SIX HUNDRED THOUSAND DOLLARS (\$600,000) each accident, SIX HUNDRED

THOUSAND DOLLARS (\$600,000) disease - policy limit, and SIX HUNDRED THOUSAND DOLLARS (\$600,000) disease - each employee. Evidence of qualified self-insured status may be substituted for the Workers' Compensation requirements of this Subsection.

(c) The insurance policies required by subsections (a) and (b) above shall name Town, its employees and agents as additional insureds. No additional insured endorsement to a policy shall contain any exclusion for bodily injury or property damage arising from completed operations.

(d) Every policy required under this Subsection (ii) shall be primary insurance, and any insurance carried by Town, its officers, or its employees, or carried by or provided through any insurance pool of Town, shall be excess and not contributory insurance to that provided by Licensee. Licensee shall be solely responsible for any deductible losses under any policy required above. Any insurance policy required under this Agreement shall be written by a responsible company.

(e) Prior to commencement of this License, Licensee shall provide Town with a certificate of insurance completed by Licensee's insurer as evidence that policies providing the required coverage, conditions and minimum limits are in full force and effect. The certificate shall identify this Agreement and shall provide that the coverage afforded under the policies shall not be canceled, terminated or materially changed until at least thirty (30) days' prior written notice has been given to Town. The completed certificate of insurance shall be sent to:

Town of Fairplay
901 Main Street
PO Box 267
Fairplay, Colorado 80440
Attn: Tina Darrah

(h) License shall not be relieved of any liability, claims, demands, or other obligations assumed pursuant to this Agreement by reason of Licensee's failure to procure or maintain insurance, or by reason of its failure to procure or maintain insurance in sufficient amount, duration or type. Failure on the part of Licensee to procure or maintain policies providing the required coverage, conditions and minimum limits shall constitute a material breach of contract upon which Town may immediately terminate this Agreement, or at its discretion Town may procure or renew any such policy or any extended reporting period thereto and may pay any and all premiums in connection therewith, and all monies so paid by Town shall be repaid by Licensee to Town upon demand, or Town may withhold the cost of the premiums from any monies due to Licensee from Town.

(i) The parties hereto understand and agree that Town is relying on, and does not waive or intend to waive by any provision of this Agreement, the monetary limitations (present or future) or any other rights, immunities, and protections provided by the Colorado

Governmental Immunity Act, §§ 24-10-101 et seq., C.R.S., as from time to time amended, or otherwise available to Town, its officers, or its employees.

8. Competing Uses.

The Private Activities/Improvements and the Licensee's activities within the Town ROW shall not interfere with water facilities, sanitary or storm sewer facilities or other public use of the Town ROW. Licensee's Private Activities/Improvements shall be maintained and altered from time to time, if necessary in the reasonable determination of the Town, so as to avoid interference with other property, uses and improvements.

9. Miscellaneous Provisions

a. Waiver of Breach. A waiver by any party to this License of the breach of any term or provision of this License shall not operate or be construed as a waiver of any subsequent breach by any party.

b. Binding Effect. This License shall inure to the benefit of, and be binding upon, the parties, their respective legal representatives, successors, heirs, and assigns; provided, however, that nothing in this paragraph shall be construed to permit the assignment of this License except as otherwise expressly authorized herein.

c. Underlying Intent and Scope. It is the intent of this License that the Town shall incur no cost or expense attributable to or arising from the installation, construction, maintenance, or operation of the Private Activities/Improvements authorized by this License and that, in all instances, the risk of loss, liability, obligation, damages, and claims associated with the Private Activities/Improvements shall be borne by the Licensee. This License does not confer upon the Licensee any other right, permit, license, approval, or consent other than that expressly provided for herein and this License shall not be construed to waive, modify, amend, or alter the application of any other federal, state, or local laws, including laws governing zoning, land use, property maintenance, or nuisance.

d. No Third Party Beneficiaries. Nothing contained in this License is intended to or shall create a contractual relationship with, cause of action in favor of, or claim for relief for, any third party. Absolutely no third-party beneficiaries are intended by this License. Any third party receiving a benefit from this License is an incidental and unintended beneficiary only.

e. Governing Law, Venue, And Enforcement. This License shall be governed by and interpreted according to the law of the State of Colorado. Venue for any action arising under this License shall be in the appropriate court for Park County, Colorado.

f. No Waiver of Immunity. Nothing in this License is intended to waive any protection afforded to the Town by the Colorado Governmental Immunity Act, C.R.S. § 24-10-101 et seq. or any other applicable law providing immunity to the Town, its officials, officers, agents, and employees.

TOWN OF FAIRPLAY, a Colorado Municipal Corporation

By: _____

Its: _____

ATTEST:

Tina Darrah, Town Clerk

LICENSEE:

By: _____

Print Name: _____

Position/Title: _____

STATE OF COLORADO

)

ss.

COUNTY OF PARK

)

The foregoing instrument was acknowledged before me this _____ day of _____, 2020, by _____ as _____ of _____

WITNESS my hand and official seal.

My commission expires: _____

Notary Public

EXHIBIT A

**TOWN ROW AREA BOUNDARIES AND SITE PLAN FOR PRIVATE
ACTIVITIES/IMPROVEMENTS**

SEE ATTACHED

EXHIBIT A

Distillery

FRONT STREET

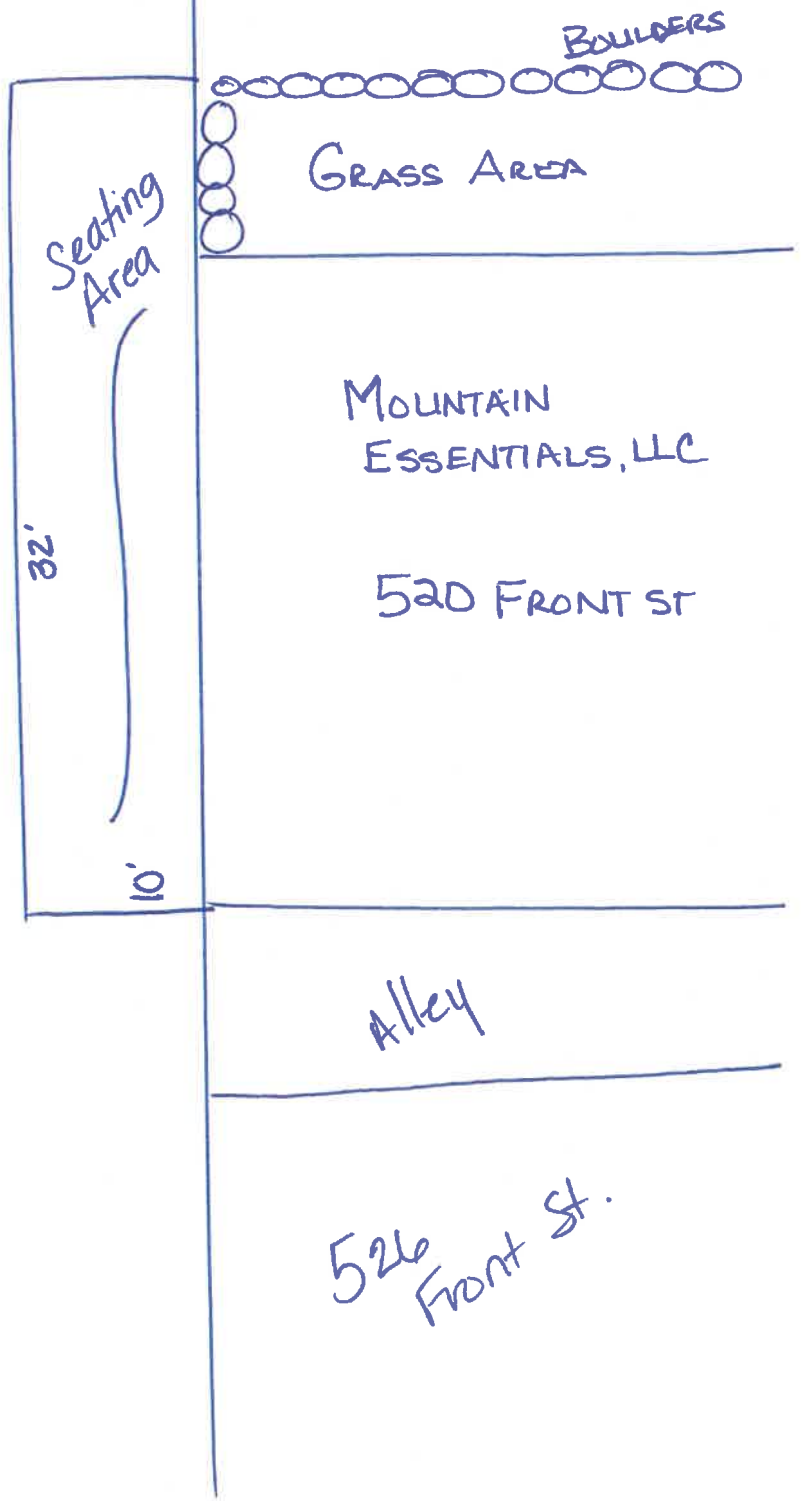


EXHIBIT B

OPERATING CONDITIONS

- 1) It is understood by the Licensee that no alcohol may be served in this area.**
- 2) Licensee agrees that all applicable health orders issued by the State of Colorado and Park County will be complied with and that it is Licensee's responsibility to be aware of such orders.**
- 3) Licensee agrees that the operating hours will end at 9:00 p.m. for outdoor seating authorized by this agreement.**



MEMORANDUM

TO: Mayor and Board of Trustees

FROM: Tina Darrah, Town Administrator/Clerk

RE: Discussion Regarding Resumption of In-Person Meetings

DATE: June 10, 2020

Mayor Just has asked that this item be placed on the agenda for discussion and decision by the full Board. For your information, Town Hall will be re-opening on Monday, June 15th for Town related business only, the visitor center will remain closed for the time being.



MEMORANDUM

TO: Mayor and Board of Trustees

FROM: Mason Green, Assistant Town Manager

RE: Conceptual Design Review for the 521 Castello Ave. Habitat for Humanity Project

DATE: June 11, 2020

Tom Bagley will be presenting design materials and plans for the 521 Castello Ave. Habitat for Humanity Project. Tom and his team are seeking feedback on the design and the re-subdivision of lots which is needed to make this project happen.

Town of Fairplay Planner, Scot Hunn, will be in attendance during the worksession and will lead the discussion.

Please remember that prudence is required when discussing this topic as you will need to act in a quasi-judicial manner when this topic comes before you again to discuss the approval of the proposed re-subdivision. You may offer comments regarding your opinion of the project and proposed design but you will be unable to comment on whether or not this would be approved at the Board level without later recusing yourself at the time the re-subdivision comes before you.

“Where History Meets the High Country”
