

AGENDA November 22, 2021

**AGENDA for a Regular Meeting
of the Board of Trustees of the Town of Fairplay, Colorado
Monday, November 22, 2021, at 6:00 p.m. at the Fairplay Town Hall Meeting Room
901 Main Street, Fairplay Colorado**

- 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 – November 1, 2021.**
 - B. **APPROVAL OF EXPENDITURES**—Approval of bills of various Town funds in the amount of **\$39,861.76.**
- VI. **CITIZEN COMMENTS**
- VII. **UNFINISHED BUSINESS**
 - A. Other Discussion Items.
- VIII. **PUBLIC HEARINGS**
 - A. **CONTINUED FROM NOVEMBER 1, 2021** - 2021FY Amended and 2022FY Proposed Budgets for All Funds of the Town of Fairplay, Colorado.
- IX. **NEW BUSINESS**
 - A. Should the Board Approve Emergency Ordinance No. 7, Series of 2021, entitled, “**AN ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO IMPOSING A TEMPORARY MORATORIUM ON THE SUBMISSION, ACCEPTANCE, PROCESSING AND APPROVAL OF APPLICATIONS FOR A SHORT-TERM RENTAL LICENSE, AND DECLARING AN EMERGENCY.**”?
 - B. Should the Board Approve Ordinance No. 8, Series of 2021, entitled, “**AN ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO AMENDING CHAPTER 16 OF THE FAIRPLAY MUNICIPAL CODE, ADDING ARTICLE XXVIII, REGARDING THE PROHIBITION OF MEDICAL AND RECREATIONAL MARIJUANA.**”?
- X. **BOARD OF TRUSTEE AND STAFF REPORTS**
- XI. **ADJOURNMENT**

Upcoming Meetings/Important Dates

<i>Fairplay Board of Trustees Regular Meeting</i>	<i>November 15, 2021 6:00 PM</i>
CDOT US 285/Hwy 9 Improvement Project Open House	November 18, 2021 5:30 PM
Thanksgiving Holiday – Town Offices Closed	November 25-26, 2021
Holiday Bazaar and A Real Colorado Christmas	December 4, 2021
<i>Fairplay Board of Trustees Regular Meeting</i>	<i>December 6, 2021 6:00 PM</i>
<i>Fairplay Board of Trustees Regular Meeting CANCELLED</i>	<i>December 20, 2021 6:00 PM</i>
New Year’s Eve Holiday – Town Offices Closed	December 31, 2021

This agenda may be amended. Posted at Fairplay Town Hall, Fairplay Public Library, Fairplay Post Office, and on The Town of Fairplay Website (www.fairplayco.us) on Tuesday, November 16, 2021.

**MINUTES OF A REGULAR MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES
November 1, 2021**

CALL TO ORDER

A Regular Meeting of the Board of Trustees for the Town of Fairplay was called to order by Mayor Frank Just on Monday, November 1, 2021 at 6:00 p.m. in the Council Chambers located in the Fairplay Town Hall, 901 Main Street, having previously been posted in accordance with Colorado Open Records law.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Mayor Just proceeded with the pledge of allegiance, followed by the roll call which was answered by Mayor Pro Tem Scott Dodge, Mayor Frank Just and Trustees Josh Voorhis and Peter Lynn. Mayor Just announced that Trustee Stapp was ill.

Staff in attendance were Town Treasurer Kim Wittbrodt, Police Chief Bo Schlunsen, Public Works Director Donovan Graham, Town Attorney Nina Williams and Town Administrator/Clerk Janell Sciacca.

APPROVAL OF AGENDA

Motion #1 by Trustee Dodge, seconded by Trustee Voorhis, that the agenda be adopted as written. A roll call vote was taken: Dodge – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

CONSENT AGENDA

- A. **APPROVAL OF MINUTES** – October 18, 2021
- B. **APPROVAL OF EXPENDITURES**—Approval of bills of various Town funds in the amount of **\$21,098.53.**

Motion #2 by Trustee Dodge, seconded by Trustee Lynn, that the Consent Agenda be approved as presented. A roll call vote was taken: Dodge – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

CITIZEN COMMENTS

None.

UNFINISHED BUSINESS

- A. Continued Board and Staff Discussion Regarding Regulation of Short-Term Rentals within Fairplay Town Limits.

Town Attorney Williams presented providing an overview of the Staff Report and briefly reviewing the different policy options. She advised the Town should also require a separate application and license, applicable code inspections and higher fees. Town Administrator Sciacca advised that following the last discussion regarding “banning” the use, Staff felt that since there were already multiple licenses granted, that a cap was more appropriate but wanted to verify this was the direction of the Board. Mayor Just felt the consensus was to implement at least a 3-month moratorium giving the Board time to make a more definite decision. Trustee Voorhis agreed with the temporary moratorium and stated he did not want to see a large amount come through the door and he liked the idea of regulations by district/zones. Just stated his main concern was the lack of inspections required by the homeowner which was a safety issue for renters. Treasurer Wittbrodt thought it would be a good idea that the Town be consistent with Park County. Administrator Sciacca advised she had those regulations but was not

aware of any cap. Following additional discussion it was agreed that Staff would present an emergency ordinance for the Board's consideration at the November 15, 2021 meeting and then schedule a Work Session to go over all the options and related licensing forms.

PUBLIC HEARINGS

A. 2021FY Amended and 2022FY Proposed Budgets for All Funds of the Town of Fairplay, Colorado. Just opened the Public Hearing at 6:29 PM. Treasurer Wittbrodt advised the only real changes to this version were those discussed at the Work Session and presentation on October 18. She then requested advise on the purchase of a road grader and what amount the Board felt comfortable putting in the budget. Following discussion, the Board generally felt \$150,000 was acceptable. Administrator Sciacca advised that Staff would look for a quality, yet affordable, machine and if one could not be found in 2022 the purchase might have to be pushed back into 2023.

There were no public comments made in favor or opposition of the amended or proposed budgets. Sciacca then advised that Staff was working on a couple items that would be brought back to the Board at the next meeting for discussion. Just inquired about finishing the fence at the Sanitation Plant and Graham advised it had never been done but should be. It was agreed to get the pricing and put a funding in the 2022 budget.

Motion #3 by Trustee Voorhis, seconded by Trustee Lynn, that the Public Hearing on the 2021 FY amended and 2022FY Proposed Budgets be continued to November 15, 2021. A roll call vote was taken: Dodge – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

NEW BUSINESS

- A.** Should the Board Approve Resolution No. 24, Series of 2021, entitled, **“A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FAIRPLAY, COLORADO APPROVING A MEMORANDUM OF AGREEMENT WITH THE COLORADO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF TOWN OWNED RIGHT-OF-WAY AND GRANTING OF TEMPORARY EASEMENTS FOR THE US 285 AND STATE HIGHWAY 9 INTERSECTION IMPROVEMENTS AND WIDENING PROJECT STA M420-001.”?**

Town Administrator Sciacca presented reviewing the Staff Report and recommended approval of Resolution No. 24, Series 2021, as presented. Mayor Just stated he reviewed the drawings and determined the acquisition of the right-of-way on US 285 would not impact the road and parking area as significantly as previously advised by DHM engineering. He felt a vertical wall could be installed allowing for the alignment of the access road to be retained. Following discussion, it was agreed to postpone this item to the December 6 meeting and after the November 18, 2021 CDOT US 285 & Hwy 9 Improvement Project Open House which would allow Staff and the Board to further research and discuss the matter with CDOT representatives.

Motion #4 by Trustee, seconded by Trustee, to approve Resolution No. 22, Series 2021 as presented. A roll call vote was taken: Dodge – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

- B.** Should the Board Approve Ordinance No. 6, Series of 2021, entitled, **“AN ORDINANCE OF THE TOWN OF FAIRPLAY, COLORADO AMENDING CHAPTER 2, ARTICLE III, SECTION 2-3-40 THE MUNICIPAL CODE.”?**

Town Administrator Sciacca presented reviewing the Staff Report and recommended approval of Ordinance No. 6, Series 2021, as presented. Mayor Just reminded in 2009 when former Administrator Darrah was hired, she commuted from Buena Vista. He added that this part of the code section came up

during interviews with many of the candidates. It is outdated and can affect the Town's ability to attract and retain Staff so he supported its removal.

Motion #5: by Trustee Lynn, seconded by Trustee Voorhis to approve Ordinance No. 6, Series 2021, as presented. A roll call vote was taken: Dodge – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

BOARD OF TRUSTEE AND STAFF REPORTS

Chief Schlunsen reported that the background investigation had come back for the Officer he would like to hire and now the psychological evaluation was in progress.

Public Works Director Graham presented an overview of his Staff Report as contained in the packet.

Town Administrator Sciacca presented an overview of her Staff Report as contained in the packet. She noted the CDOT flyer in the packet for the upcoming Open House on November 18 for the US 285 and Highway 9 Improvement Project.

Trustee Dodge advised there were some street-lights out through town. He also stated that he thought there were some new storage containers around town that may not be permitted and requested Staff follow up. Mayor Just stated that the Board only approved 4 and Administrator Sciacca advised she would review the history and conduct inspections. Dodge also advised there was Transportation Planning Region on Monday he would be attending by Zoom.

Trustee Voorhis advised he had been told there was an RV someone had moved in around 5th and Castello and it appeared someone might be living there. He also noted the tee pee site in that same location and felt more materials and items were being moved in and he inquired as to when the Stone Building between Main and Hathaway was supposed to be moved. Administrator Sciacca advised Staff would investigate the RV, and that they were trying to contact the homeowner with the tee pee in order to gain access to the structure for inspections. There had been multiple issues surrounding the move and Staff was working with the contractor and museum on permits and a schedule.

Mayor Just thanked the Staff and Treasurer Wittbrodt for getting the budget put together and for listening to the Board and reflecting their direction. Thanked Administrator/Clerk Sciacca for stepping in and taking over and hitting the ground. He also felt Public Works Director Graham was fitting into the family well.

ADJOURNMENT

There being no further business before the Board, Mayor Just declared that the regular meeting adjourned at 7:24 p.m.

BOARD OF TRUSTEES, FAIRPLAY, COLORADO

Frank Just, Mayor

ATTEST:

Janell Sciacca, Town Clerk



MEMORANDUM

TO: Mayor and Board of Trustees
FROM: Kim Wittbrodt, Treasurer
RE: Paid Bills/Financial Statement
DATE: November 12, 2021

Agenda Item: Bills

Attached is the list of invoices paid from October 29, 2021 through November 10, 2021.

Total Expenditures: \$39,861.76

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

Attached are the financial statements for all funds through 10/31/2021. Please note that the budget numbers are still from the original approved budget. I will update them after you approve the final amended budget.

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
11/08/2021	17634	ACA Products, Inc.	road sand	1	10/30/2021	1,085.61	105670
Total 16:						1,085.61	
11/01/2021	17616	Caselle, Inc	Software Support	1	10/01/2021	439.50	105060
11/01/2021	17616		Software Support	2	10/01/2021	439.50	517206
Total 334:						879.00	
11/08/2021	17646	The Flume	legal /ads	1	10/31/2021	196.79	106125
11/08/2021	17646		help wanted ad	2	10/31/2021	384.00	105630
Total 868:						580.79	
11/08/2021	17638	Ferrelgas	propane-501 main	1	10/25/2021	1,418.58	105195
11/08/2021	17638		850 hathaway	1	10/25/2021	1,355.96	105186
Total 916:						2,774.54	
11/10/2021	17650	Postal Pros Southwest, Inc	water billing	1	11/03/2021	316.59	517218
Total 1699:						316.59	
11/08/2021	17647	Town of Fairplay	850 hathaway	1	10/31/2021	101.70	105186
11/08/2021	17647		501 main	1	10/31/2021	303.20	105195
Total 2134:						404.90	
11/02/2021	17631	Utility Notification Center	RTL Transmissions	1	10/31/2021	50.16	517455
11/02/2021	17631		RTL Transmissions	1	10/31/2021	52.80	517650
Total 2194:						102.96	
11/01/2021	17620	Verizon Wireless	jet pack	1	11/01/2021	40.01	105130
11/01/2021	17620		cell Phone - public works	2	11/01/2021	42.09	105645
11/01/2021	17620		Phones and air cards	3	11/01/2021	290.76	105455
Total 2212:						372.86	
11/02/2021	17633	Xcel Energy	901 main	1	10/18/2021	207.60	105023
11/02/2021	17633		747 bogue	1	10/18/2021	14.78	105841
11/02/2021	17633		1800 beaver creek road	1	10/18/2021	1,038.11	517495
11/02/2021	17633		chlorinator	1	10/18/2021	35.21	517470
11/02/2021	17633		sign#1	1	10/18/2021	12.11	105640
11/02/2021	17633		117 silverheels road	1	10/18/2021	11.20	105841
11/02/2021	17633		501 main	1	10/18/2021	291.51	105195
11/02/2021	17633		850 hathaway	1	10/18/2021	191.42	105186
11/02/2021	17633		monument sign	1	10/18/2021	28.86	105640
11/02/2021	17633		san plant	1	10/22/2021	3,649.50	517680
11/02/2021	17633		1190 castello	1	10/25/2021	66.73	105650
11/02/2021	17633		200 2nd street	2	10/25/2021	85.46	517470
11/02/2021	17633		157 6th street	3	10/25/2021	72.05	105640
11/02/2021	17633		156 5th street	4	10/25/2021	11.20	105640
11/02/2021	17633		589 platte drive	5	10/25/2021	11.20	105841

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
11/02/2021	17633		419 front	6	10/25/2021	11.65	105640
11/10/2021	17652		street lights	1	11/01/2021	805.77	105640
Total 2296:						6,544.36	
11/08/2021	17645	South Park Ace & Lumber	Supplies	1	10/25/2021	23.29	517214
11/08/2021	17645		Supplies	2	10/25/2021	23.28	105630
11/08/2021	17645		Supplies	3	10/25/2021	44.22	517670
11/08/2021	17645		Supplies	4	10/25/2021	14.99	105830
11/08/2021	17645		Supplies	5	10/25/2021	55.96	517480
11/08/2021	17645		Supplies	6	10/25/2021	21.98	105025
11/08/2021	17645		Supplies	7	10/25/2021	47.98	105027
11/08/2021	17645		Supplies	8	10/25/2021	17.99	517480
11/08/2021	17645		Supplies	9	10/25/2021	17.99	517670
Total 2405:						267.68	
11/08/2021	17642	Laser Graphics	Business Cards	1	10/31/2021	136.00	105030
11/08/2021	17642		Business Cards	2	10/31/2021	85.00	105445
11/08/2021	17642		Business Cards	3	10/31/2021	136.00	105630
Total 2437:						357.00	
11/08/2021	17641	KONICA MINOLTA BUSIN	C364E Copier	1	10/29/2021	485.11	105032
Total 2448:						485.11	
11/10/2021	17648	CARD SERVICES	Supplies	1	11/01/2021	111.73	105110
11/10/2021	17648		Supplies	2	11/01/2021	82.37	105630
11/10/2021	17648		Supplies	3	11/01/2021	82.35	517214
11/10/2021	17648		Postage	4	11/01/2021	44.28	517218
11/10/2021	17648		Supplies	5	11/01/2021	61.03	105170
11/10/2021	17648		Supplies	6	11/01/2021	42.90	105171
11/10/2021	17648		Supplies	7	11/01/2021	12.46	105630
11/10/2021	17648		Supplies	8	11/01/2021	30.00	105162
11/10/2021	17648		Supplies	9	11/01/2021	57.80	105134
11/10/2021	17648		Supplies	10	11/01/2021	525.55	105450
11/10/2021	17648		Supplies	11	11/01/2021	83.50	105475
11/10/2021	17648		help wanted ads	12	11/01/2021	308.00	105630
11/10/2021	17648		Postage	13	11/01/2021	7.78	105035
11/10/2021	17648		Supplies	14	11/01/2021	123.03	105030
11/10/2021	17648		web hosting	15	11/01/2021	87.94	105130
11/10/2021	17648		Postage	16	11/01/2021	265.00	105130
11/10/2021	17648		Postage	17	11/01/2021	290.00	105035
11/10/2021	17648		Supplies	18	11/01/2021	77.98	105030
11/10/2021	17648		Supplies	19	11/01/2021	39.89	105170
11/10/2021	17648		Supplies	20	11/01/2021	26.18	105630
11/10/2021	17648		Supplies	21	11/01/2021	26.18	517214
11/10/2021	17648		car wash	22	11/01/2021	7.50	105420
11/10/2021	17648		Supplies	23	11/01/2021	340.10	105450
11/10/2021	17648		Supplies	24	11/01/2021	181.43	105475
11/10/2021	17648		bulbs	25	11/01/2021	62.54	105670
11/10/2021	17648		Supplies	26	11/01/2021	150.00	105635
11/10/2021	17648		Supplies	27	11/01/2021	85.41	105027
11/10/2021	17648		Supplies	28	11/01/2021	26.00	105630
11/10/2021	17648		Supplies	29	11/01/2021	35.99	105030

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
Total 2503:						3,274.92	
11/08/2021	17639	Hahn Water Resources, LL	consulting	1	11/05/2021	3,740.00	517430
Total 2509:						3,740.00	
11/02/2021	17626	CenturyLink	acct 719-836-4609 502B	1	10/19/2021	65.88	517470
11/02/2021	17626		7198362622355B	1	10/19/2021	519.30	105065
11/02/2021	17626		acct 82239760	1	10/24/2021	14.84	105065
Total 2614:						600.02	
11/08/2021	17636	Comm-One Inc.	phone system - pd	1	11/08/2021	150.00	105065
Total 2642:						150.00	
11/08/2021	17635	Colorado Natural Gas, Inc.	natural gas-shop	1	11/03/2021	531.01	105650
11/08/2021	17635		natural gas	1	11/03/2021	142.22	105023
11/08/2021	17635		sewer treatment plant	1	11/03/2021	1,570.33	517680
11/08/2021	17635		san office	1	11/03/2021	176.32	517234
Total 2728:						2,419.88	
		Mobile Record Shredders	record shredding	1	10/20/2021		105030
			record shredding	2	10/20/2021		105030
11/02/2021	17629		record shredding	3	10/20/2021	12.00	105030
Total 2793:						12.00	
11/01/2021	17617	Chaffee County Waste	6 yd weekly	1	10/01/2021	100.00	105023
11/01/2021	17617		6 yd weekly	2	10/01/2021	100.00	105650
11/01/2021	17617		4 yd weekly	3	10/01/2021	159.00	517675
Total 2801:						359.00	
11/02/2021	17630	South Park Brewing	beer for concert	1	08/31/2021	330.00	105150
Total 2873:						330.00	
11/08/2021	17644	Rise Broadband	internet	1	11/01/2021	118.00	517228
Total 2900:						118.00	
11/08/2021	17637	Fairplay Auto Supply	parts	1	10/30/2021	8.49	105670
Total 2948:						8.49	
11/08/2021	17640	Hunn Planning & Policy, LL	planning fees	1	11/08/2021	743.60	105105
Total 3183:						743.60	
11/08/2021	17643	Montrose Water Factory, L	bottled water	1	10/31/2021	8.75	105120
Total 3211:						8.75	
11/01/2021	17618	Garfield & Hecht, P.C.	legal	1	09/30/2021	601.00	105057

Check Issue Date	Check Number	Name	Description	Seq	Invoice Date	Check Amount	GL Account
Total 3270:						601.00	
11/10/2021	17651	SGM	mustang ridge	1	10/31/2021	1,053.00	105105
Total 3272:						1,053.00	
11/02/2021	17627	Internetwork Experts Corp.	computer maintenance	1	11/01/2021	46.75	105065
Total 3312:						46.75	
11/01/2021	17619	Park County Government	monthly internet	1	11/01/2021	52.50	105455
11/01/2021	17619		monthly internet	2	11/01/2021	52.50	105065
11/01/2021	17619		monthly internet	3	11/01/2021	100.00	517226
Total 3381:						205.00	
11/10/2021	17649	Kathy Reeves	PIIP	1	11/10/2021	400.00	105185
Total 3385:						400.00	
11/02/2021	17632	Warm Springs Consulting	contract	1	10/31/2021	4,500.00	517417
11/02/2021	17632		contract	1	10/31/2021	5,000.00	517627
Total 3463:						9,500.00	
11/01/2021	17621	Vivian Pershing	rent-600 front	1	11/01/2021	50.01	105070
Total 3547:						50.01	
11/01/2021	17622	Wilson Williams LLP	legal-bill back	1	10/31/2021	172.50	105057
11/01/2021	17622		legal-bill back	1	10/31/2021	1,647.44	105057
Total 3586:						1,819.94	
11/02/2021	17628	MissionSquare Retirement	retirement plan fee	1	10/28/2021	75.00	105005
11/02/2021	17628		retirement plan fee	2	10/28/2021	2.50	105310
11/02/2021	17628		retirement plan fee	3	10/28/2021	57.50	105601
11/02/2021	17628		retirement plan fee	4	10/28/2021	115.00	517002
Total 3587:						250.00	
Grand Totals:						39,861.76	

Report Criteria:

Detail report type printed

TOWN OF FAIRPLAY
REVENUES WITH COMPARISON TO BUDGET
FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>TAXES</u>					
10-40-05 AD VALOREM TAX	.00	192,718.64	195,115.00	2,396.36	98.8
10-40-10 SPEC. OWNERSHIP TAX	2,047.98	20,049.19	25,000.00	4,950.81	80.2
10-40-30 INTEREST ON PROPERTY TAX	.00	301.72	1,000.00	698.28	30.2
10-40-40 DELINQUENT TAXES	.00	.00	500.00	500.00	.0
10-40-55 50% SHAREBACK OF R&B LEVY	72.69	7,342.32	7,000.00	(342.32)	104.9
10-40-60 MOTOR VEHICLE REGISTRATION	394.88	3,271.17	3,000.00	(271.17)	109.0
10-40-70 SALES TAX	130,467.23	1,112,586.02	1,022,794.00	(89,792.02)	108.8
10-40-75 SALES TAX - STREETS	43,489.07	370,861.96	340,931.00	(29,930.96)	108.8
10-40-80 HIGHWAY USER'S TAX	3,271.77	30,219.59	32,000.00	1,780.41	94.4
10-40-85 SEVERANCE TAX	.00	357.25	2,500.00	2,142.75	14.3
10-40-86 MINERAL LEASE REVENUE	.00	339.60	500.00	160.40	67.9
10-40-90 CIGARETTE TAX	488.26	3,199.76	2,500.00	(699.76)	128.0
10-40-96 LODGING TAX	8,183.00	49,069.00	40,000.00	(9,069.00)	122.7
TOTAL TAXES	188,414.88	1,790,316.22	1,672,840.00	(117,476.22)	107.0
<u>LICENSES</u>					
10-41-10 LIQUOR LICENSES	.00	5,903.75	3,000.00	(2,903.75)	196.8
10-41-30 DOG LICENSES	.00	110.00	100.00	(10.00)	110.0
10-41-32 LIVESTOCK PERMIT	.00	25.00	120.00	95.00	20.8
10-41-34 COMMERCIAL FLY FISHING PERMIT	.00	450.00	300.00	(150.00)	150.0
10-41-40 BUILDING PERMITS	.00	(1,753.50)	5,000.00	6,753.50	(35.1)
10-41-41 SURCHARGE: STREETS	12.00	67.83	394.00	326.17	17.2
10-41-42 SURCHARGE: PARKS & REC	12.00	67.83	394.00	326.17	17.2
10-41-50 FRANCHISE TAX	6,892.98	44,166.95	50,000.00	5,833.05	88.3
10-41-60 GOLD PANNING PERMITS/DONATION	710.00	11,850.00	7,000.00	(4,850.00)	169.3
10-41-70 BUSINESS LICENSES	50.00	7,350.00	7,000.00	(350.00)	105.0
10-41-80 SIGN PERMITS	.00	340.00	100.00	(240.00)	340.0
10-41-90 EXCAVATION PERMIT	100.00	600.00	100.00	(500.00)	600.0
10-41-92 MECHANICAL PERMIT	.00	50.00	.00	(50.00)	.0
10-41-94 STREET CUT PERMIT	.00	.00	500.00	500.00	.0
10-41-96 FENCE PERMIT	40.00	320.00	280.00	(40.00)	114.3
10-41-97 SPECIAL EVENTS PERMIT	690.00	960.00	1,400.00	440.00	68.6
10-41-98 RESIDE/REROOF PERMIT	100.00	1,800.00	2,000.00	200.00	90.0
TOTAL LICENSES	8,606.98	72,307.86	77,688.00	5,380.14	93.1
<u>FEE INCOME</u>					
10-42-75 PLANNING & DEVELOPMENT FEES	.00	8,243.50	2,000.00	(6,243.50)	412.2
10-42-90 COPIES & FAXES	102.91	326.26	200.00	(126.26)	163.1
TOTAL FEE INCOME	102.91	8,569.76	2,200.00	(6,369.76)	389.5

TOWN OF FAIRPLAY
REVENUES WITH COMPARISON TO BUDGET
FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>LAW ENFORCEMENT</u>					
10-45-05 TRAFFIC FINES	715.00	7,910.00	12,000.00	4,090.00	65.9
10-45-10 SURCHARGE: POLICE TRAINING	150.00	1,207.00	1,500.00	293.00	80.5
10-45-15 COURT COSTS	31.00	247.00	620.00	373.00	39.8
10-45-20 DEFAULT FEES	.00	90.00	150.00	60.00	60.0
10-45-30 OTHER FINES	50.00	50.00	500.00	450.00	10.0
10-45-80 VIN INSPECTIONS	40.00	237.50	300.00	62.50	79.2
10-45-90 MISCELLANEOUS	105.00	2,484.00	1,000.00	(1,484.00)	248.4
10-45-95 GRANT/REIMBURSEMENT	.00	2,685.00	.00	(2,685.00)	.0
TOTAL LAW ENFORCEMENT	1,091.00	14,910.50	16,070.00	1,159.50	92.8
<u>INTEREST INCOME</u>					
10-46-05 INTEREST ON COLOTRUST	6.60	102.30	3,000.00	2,897.70	3.4
10-46-30 INTEREST ON CHECKING	37.01	428.19	425.00	(3.19)	100.8
TOTAL INTEREST INCOME	43.61	530.49	3,425.00	2,894.51	15.5
<u>MISCELLANEOUS INCOME</u>					
10-47-00 MISCELLANEOUS INCOME	8,001.02	139,608.13	5,000.00	(134,608.13)	2792.2
10-47-10 CEMETERY	.00	50.00	300.00	250.00	16.7
10-47-38 TOWN CLEAN UP DONATIONS	.00	305.00	.00	(305.00)	.0
10-47-39 FOURTH OF JULY	(491.91)	6,472.09	8,000.00	1,527.91	80.9
10-47-49 STREET LIGHTING	928.46	9,042.73	10,800.00	1,757.27	83.7
10-47-50 SUMMER CONCERT SERIES	.00	3,339.00	5,000.00	1,661.00	66.8
10-47-52 REAL COLORADO CHRISTMAS	.00	.00	500.00	500.00	.0
10-47-56 BURRO DAYS	(1,636.06)	45,497.98	50,000.00	4,502.02	91.0
10-47-59 BURRO DAYS RETAIL SALES	(676.78)	7,771.09	10,000.00	2,228.91	77.7
10-47-62 501 MAIN - RENT & UTILITY	175.20	977.97	1,800.00	822.03	54.3
10-47-81 GRANT-COHEN PARK	.00	195,698.00	.00	(195,698.00)	.0
10-47-82 CAMPING PERMITS/FACILITY USE	26.00	876.70	100.00	(776.70)	876.7
10-47-90 MISCELLANEOUS REVENUE-EVENTS	.00	6,419.66	500.00	(5,919.66)	1283.9
10-47-91 TOWN HALL - 901 MAIN	.00	12,397.00	12,397.00	.00	100.0
TOTAL MISCELLANEOUS INCOME	6,325.93	428,455.35	104,397.00	(324,058.35)	410.4
TOTAL FUND REVENUE	204,585.31	2,315,090.18	1,876,620.00	(438,470.18)	123.4

TOWN OF FAIRPLAY
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>ADMINISTRATION</u>					
10-50-02 401(A) EMPLOYER MATCH	400.79	2,506.40	4,273.00	1,766.60	58.7
10-50-05 SALARIES -ADMIN./CLERK/TREASUR	15,193.71	110,913.24	132,426.00	21,512.76	83.8
10-50-11 SS/MEDICARE EXPENSE	1,230.53	8,758.16	10,268.00	1,509.84	85.3
10-50-12 UNEMPLOYMENT EXPENSE	34.15	329.30	403.00	73.70	81.7
10-50-13 EMPLOYEE HEALTH INSURANCE	2,083.97	27,541.46	28,940.00	1,398.54	95.2
10-50-14 WORKER'S COMPENSATION	.00	510.00	502.00	(8.00)	101.6
10-50-15 EDUCATION	50.00	1,762.43	4,500.00	2,737.57	39.2
10-50-16 ADMIN VEHICLE	830.80	3,619.80	3,600.00	(19.80)	100.6
10-50-20 TOWN HALL EXPENSE	279,794.68	295,291.46	30,994.00	(264,297.46)	952.7
10-50-23 TOWN HALL EXPENSE - UTILITIES	338.82	4,731.44	6,000.00	1,268.56	78.9
10-50-25 TOWN HALL EXP - REPAIR & MAINT	30.00	7,394.82	7,000.00	(394.82)	105.6
10-50-27 TOWN HALL EXPENSE - SUPPLIES	145.09	916.60	1,200.00	283.40	76.4
10-50-30 OFFICE SUPPLIES	176.83	2,179.94	4,000.00	1,820.06	54.5
10-50-32 EQUIPMENT RENTAL	310.09	3,560.72	5,000.00	1,439.28	71.2
10-50-35 POSTAGE EXPENSE	.00	626.09	650.00	23.91	96.3
10-50-40 BANK/CREDIT CARD FEES	92.33	368.33	948.00	579.67	38.9
10-50-55 BOARD OF TRUSTEE SALARY	60.00	855.00	1,800.00	945.00	47.5
10-50-57 TOWN ATTY LEGAL SERVICES	.00	8,842.00	20,000.00	11,158.00	44.2
10-50-80 COMPUTER/SOFTWARE/SUPPORT	1,701.69	6,958.53	7,000.00	41.47	99.4
10-50-65 TELEPHONE/INTERNET	798.33	11,091.78	10,200.00	(891.78)	108.7
10-50-70 MISCELLANEOUS EXPENSE	760.73	13,853.91	6,000.00	(7,853.91)	230.9
10-50-75 CODIFICATION	.00	225.00	1,000.00	775.00	22.5
10-50-76 ESTIP AGREEMENT	.00	6,834.46	7,500.00	665.54	91.1
10-50-85 COVID EXPENSES	7,336.58	23,321.54	.00	(23,321.54)	.0
TOTAL ADMINISTRATION	311,369.12	542,992.41	294,204.00	(248,788.41)	184.6
<u>COMMUNITY DEVELOPMENT</u>					
10-51-05 PROFESSIONAL FEES	1,568.60	21,263.61	20,000.00	(1,263.61)	106.3
10-51-10 EDUCATION/BENEVOLENCE (BOT)	1,442.70	3,269.65	5,000.00	1,730.35	65.4
10-51-20 VISITOR CENTER	582.50	2,760.68	3,000.00	239.32	92.0
10-51-30 ADVERTISING AND MARKETING	73.49	7,381.68	15,000.00	7,618.32	49.2
10-51-34 TOWN BEAUTIFICATION	41.00	5,631.73	10,000.00	4,368.27	56.3
10-51-35 TOWN CLEAN UP	.00	7,368.48	9,000.00	1,631.52	81.9
10-51-40 DUES AND MEMBERSHIPS	.00	595.00	500.00	(95.00)	119.0
10-51-50 TGIFAIRPLAY EXPENSE	566.70	8,723.30	7,000.00	(1,723.30)	124.6
10-51-62 BURRO DAYS	6,392.70	39,910.32	47,000.00	7,089.68	84.9
10-51-70 MISCELLANEOUS EVENTS	702.02	5,871.11	8,000.00	2,128.89	73.4
10-51-71 FIREWORKS/4TH OF JULY	9.60	15,023.62	12,000.00	(3,023.62)	125.2
10-51-74 REAL COLORADO CHRISTMAS	.00	.00	1,000.00	1,000.00	.0
10-51-75 DONATIONS	.00	500.00	2,000.00	1,500.00	25.0
10-51-80 FAIRPLAY FORWARD	.00	.00	10,000.00	10,000.00	.0
10-51-85 PROPERTY IMPROVEMENT INCENTIV	.00	14,213.00	20,000.00	5,787.00	71.1
10-51-86 850 HATHAWAY-BUS BARN	270.41	7,442.95	12,000.00	4,557.05	62.0
10-51-95 501 MAIN STREET	561.38	9,211.55	43,000.00	33,788.45	21.4
10-51-96 501 MAIN STREET REMODEL	.00	18,750.00	.00	(18,750.00)	.0
TOTAL COMMUNITY DEVELOPMENT	12,211.10	167,916.68	224,500.00	56,583.32	74.8

TOWN OF FAIRPLAY
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>JUDICIAL SYSTEM</u>					
10-53-02 401(A) EMPLOYER MATCH	13.13	84.41	123.00	38.59	68.6
10-53-05 MUNICIPAL JUDGE SALARY	972.93	7,018.98	8,432.00	1,413.02	83.2
10-53-10 COURT CLERK	513.53	3,295.17	3,782.00	486.83	87.1
10-53-11 SS/MEDICARE EXPENSE	113.72	787.60	934.00	146.40	84.3
10-53-12 UNEMPLOYMENT EXPENSE	3.05	29.47	37.00	7.53	79.7
10-53-13 EMPLOYEE HEALTH INSURANCE	86.24	831.18	2,586.00	1,754.82	32.1
10-53-14 WORKER'S COMPENSATION	.00	37.00	46.00	9.00	80.4
10-53-20 COURT ATTORNEY	.00	.00	500.00	500.00	.0
10-53-30 EDUCATION	.00	.00	500.00	500.00	.0
10-53-40 OPERATING EXPENSE	.00	83.73	450.00	366.27	18.6
10-53-50 DUES AND MEMBERSHIPS	.00	136.00	100.00	(36.00)	136.0
TOTAL JUDICIAL SYSTEM	1,702.60	12,303.54	17,490.00	5,186.46	70.4
<u>PUBLIC SAFETY</u>					
10-54-01 POLICE SALARIES	23,490.32	169,570.81	213,379.00	43,808.19	79.5
10-54-04 PART TIME OFFICERS	1,325.00	2,900.00	.00	(2,900.00)	.0
10-54-05 PENSION CONTRIBUTION	2,302.29	18,623.02	20,271.00	1,647.98	91.9
10-54-09 SRO-CONTRACT PARK CO	.00	.00	20,000.00	20,000.00	.0
10-54-10 UNIFORMS AND ACCESSORIES	.00	1,404.41	3,500.00	2,095.59	40.1
10-54-11 SS/MEDICARE EXPENSE	656.31	2,959.66	3,094.00	134.34	95.7
10-54-12 UNEMPLOYMENT EXPENSE	52.92	495.89	640.00	144.11	77.5
10-54-13 EMPLOYEE HEALTH INSURANCE	3,707.05	42,209.57	92,655.00	50,445.43	45.6
10-54-14 WORKER'S COMPENSATION	.00	9,772.00	15,000.00	5,228.00	65.2
10-54-15 FUEL	.00	7,497.79	12,000.00	4,502.21	62.5
10-54-20 VEHICLE MAINTENANCE	272.51	14,140.73	8,000.00	(6,140.73)	176.8
10-54-24 PROFESSIONAL TRAINING EXPENSE	.00	1,970.17	3,500.00	1,529.83	56.3
10-54-26 IN-SERVICE TRAINING EXPENSE	.00	151.97	1,000.00	848.03	15.2
10-54-28 VEHICLE RENTAL PAYMENT	2,381.42	23,862.88	28,869.00	5,006.12	82.7
10-54-30 RADAR & RADIO MAINTENANCE	.00	845.41	1,000.00	154.59	84.5
10-54-32 AMMUNITION	470.00	470.00	500.00	30.00	94.0
10-54-45 OPERATING SUPPLIES	11.52	1,183.47	1,000.00	(183.47)	118.4
10-54-50 EQUIPMENT EXPENSE	27.50	945.50	2,000.00	1,054.50	47.3
10-54-53 GRANT-EQUIPMENT & SUPPLIES	.00	2,485.20	.00	(2,485.20)	.0
10-54-55 TELEPHONE - POLICE LINE	343.41	3,137.94	5,000.00	1,862.06	62.8
10-54-60 MEMBERSHIPS - DUES	.00	187.50	500.00	312.50	37.5
10-54-65 COMPUTER/SOFTWARE/SUPPORT	.00	3,963.99	5,000.00	1,036.01	79.3
10-54-75 INVESTIGATIVE SERVICES	.00	111.86	3,500.00	3,388.14	3.2
10-54-80 OFFICER RECRUITING	.00	98.50	500.00	401.50	19.7
10-54-87 LIABILITY INSURANCE	.00	10,217.18	8,394.00	(1,823.18)	121.7
10-54-97 PUBLIC RELATIONS	.00	50.00	500.00	450.00	10.0
TOTAL PUBLIC SAFETY	35,040.25	319,255.45	449,802.00	130,546.55	71.0

TOWN OF FAIRPLAY
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>PUBLIC WORKS</u>					
10-56-01 SALARIES	16,757.37	109,839.20	112,143.00	2,303.80	98.0
10-56-02 401(A) EMPLOYER MATCH	416.44	2,660.24	3,594.00	933.76	74.0
10-56-10 SEASONAL WAGES	.00	7,203.75	10,000.00	2,796.25	72.0
10-56-11 SS/MEDICARE EXPENSE	1,281.93	8,900.04	9,344.00	443.96	95.3
10-56-12 UNEMPLOYMENT EXPENSE	21.63	249.63	366.00	116.37	68.2
10-56-13 EMPLOYEE HEALTH INSURANCE	2,143.41	22,389.82	18,901.00	(3,488.82)	118.5
10-56-14 WORKER'S COMPENSATION	.00	6,053.50	6,394.00	340.50	94.7
10-56-15 FUEL	.00	2,997.88	5,000.00	2,002.12	60.0
10-56-25 REPAIRS & MAINT - EQUIPMENT	959.07	14,822.26	15,000.00	177.74	98.8
10-56-30 TOOLS, MAT'L'S, & SUPPLIES	637.31	5,767.87	5,000.00	(767.87)	115.4
10-56-35 EDUCATION & TRAINING	361.62	1,125.89	2,000.00	874.11	56.3
10-56-40 ELECTRIC STREET LIGHTS & SIGNS	997.62	8,523.50	4,000.00	(4,523.50)	213.1
10-56-45 TELEPHONE	142.09	1,953.81	2,100.00	146.19	93.0
10-56-50 MAINTENANCE BUILDING - UTILITY	253.88	6,932.67	8,600.00	1,667.33	80.6
10-56-60 VEHICLE RENTAL PAYMENT	2,041.84	19,904.64	21,420.00	1,515.36	92.9
10-56-70 STREET REPAIRS	1,437.96	229,857.06	150,000.00	(79,857.06)	153.2
10-56-82 TOWN SHOP BUILDING REPAIRS	79.99	2,598.78	2,000.00	(598.78)	129.9
TOTAL PUBLIC WORKS	27,532.16	451,780.54	375,862.00	(75,918.54)	120.2
<u>PARKS & RECREATION</u>					
10-58-30 TOOLS, MATERIALS, & SUPPLIES	95.97	3,048.13	4,000.00	951.87	76.2
10-58-41 PARKS UTILITIES	37.22	324.21	400.00	75.79	81.1
10-58-42 VAULT RESTROOMS MAINTENANCE	316.09	1,322.68	2,500.00	1,177.32	52.9
10-58-50 CEMETERY EXPENSE	.00	441.79	300.00	(141.79)	147.3
10-58-83 COHEN PARK PROJECT	.00	103,089.44	.00	(103,089.44)	.0
10-58-86 FAIRPLAY RIVER PARK	.00	51,655.95	64,800.00	13,144.05	79.7
10-58-95 LAND LEASE PAYMENT	.00	145,388.58	25,990.00	(119,398.58)	559.4
TOTAL PARKS & RECREATION	449.28	305,270.78	97,990.00	(207,280.78)	311.5
<u>NON-DEPARTMENTAL EXPENDITURE</u>					
10-61-15 LIABILITY INSURANCE	1,061.87	15,909.95	18,912.00	3,002.05	84.1
10-61-17 AUDIT FEES	.00	4,375.00	4,375.00	.00	100.0
10-61-23 TREASURER'S FEES - MILL LEVY	.00	3,538.97	4,000.00	461.03	88.5
10-61-25 PUBLISHING EXPENSE	79.80	1,611.36	1,500.00	(111.36)	107.4
10-61-30 DUES & MEMBERSHIPS	.00	998.00	2,000.00	1,002.00	49.9
10-61-60 ABATEMENT	.00	.00	2,000.00	2,000.00	.0
TOTAL NON-DEPARTMENTAL EXPEND	1,141.67	26,433.28	32,787.00	6,353.72	80.6
TOTAL FUND EXPENDITURES	389,446.18	1,825,952.68	1,492,635.00	(333,317.68)	122.3
NET REVENUE OVER EXPENDITURES	(184,860.87)	489,137.50	383,985.00	(105,152.50)	127.4

TOWN OF FAIRPLAY
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

CONSERVATION TRUST FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>INTERGOVERNMENTAL REVENUES</u>					
20-44-10 COLORADO LOTTERY FUNDS	.00	3,651.63	4,000.00	348.37	91.3
TOTAL INTERGOVERNMENTAL REVE	.00	3,651.63	4,000.00	348.37	91.3
<u>INTEREST INCOME</u>					
20-46-50 INTEREST INCOME SAVINGS	.00	.00	12.00	12.00	.0
TOTAL INTEREST INCOME	.00	.00	12.00	12.00	.0
TOTAL FUND REVENUE	.00	3,651.63	4,012.00	360.37	91.0

TOWN OF FAIRPLAY
 EXPENDITURES WITH COMPARISON TO BUDGET
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

CONSERVATION TRUST FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>OPERATION EXPENSE</u>					
20-73-03 BASEBALL FIELD IMPROVEMENTS	.00	.00	5,000.00	5,000.00	.0
20-73-10 COHEN PARK - IMPROVEMENTS	.00	.00	1,000.00	1,000.00	.0
TOTAL OPERATION EXPENSE	.00	.00	6,000.00	6,000.00	.0
TOTAL FUND EXPENDITURES	.00	.00	6,000.00	6,000.00	.0
NET REVENUE OVER EXPENDITURES	.00	3,651.63	(1,988.00)	(5,639.63)	183.7

TOWN OF FAIRPLAY
 REVENUES WITH COMPARISON TO BUDGET
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

INTERNAL SERVICE FUND

	<u>PERIOD ACTUAL</u>	<u>YTD ACTUAL</u>	<u>BUDGET</u>	<u>UNEARNED</u>	<u>PCNT</u>
<u>REVENUE</u>					
32-47-20 DEPT RENTAL PAYMENTS	6,465.10	63,672.16	71,708.00	8,035.84	88.8
TOTAL REVENUE	6,465.10	63,672.16	71,708.00	8,035.84	88.8
TOTAL FUND REVENUE	6,465.10	63,672.16	71,708.00	8,035.84	88.8

TOWN OF FAIRPLAY
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

INTERNAL SERVICE FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>EXPENDITURES</u>					
32-58-10 POLICE VEHICLES	.00	27,994.35	.00	(27,994.35)	.0
32-58-30 PUBLIC WORKS VEHICLES	.00	70,654.00	40,000.00	(30,654.00)	176.6
TOTAL EXPENDITURES	.00	98,648.35	40,000.00	(58,648.35)	246.6
TOTAL FUND EXPENDITURES	.00	98,648.35	40,000.00	(58,648.35)	246.6
NET REVENUE OVER EXPENDITURES	6,465.10	(34,976.19)	31,708.00	66,684.19	(110.3)

TOWN OF FAIRPLAY
REVENUES WITH COMPARISON TO BUDGET
FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

FAIRPLAY UTILITY ENTERPRISE

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEARNED	PCNT
<u>WATER REVENUE</u>					
51-42-05 POTABLE WATER	34,366.40	338,921.51	400,000.00	61,078.49	84.7
51-42-20 LIEN REVENUE	.00	6,276.66	.00	(6,276.66)	.0
51-42-30 LIEN REVENUE - INTEREST	.00	52.84	.00	(52.84)	.0
51-42-32 WATER FACILITY MAINTENANCE FEE	121.82	487.28	500.00	12.72	97.5
51-42-34 WATER METERS, PRV, PARTS	(12.21)	399.00	1,000.00	601.00	39.9
51-42-36 PENALTY NON-COMPLIANCE	40.00	400.00	480.00	80.00	83.3
51-42-40 PLANT INVESTMENT FEES	.00	.00	7,500.00	7,500.00	.0
51-42-60 OTHER WATER REVENUE	.00	.00	1,000.00	1,000.00	.0
TOTAL WATER REVENUE	34,516.01	346,537.29	410,480.00	63,942.71	84.4
<u>WASTEWATER REVENUE</u>					
51-46-05 WW USER FEES	56,013.90	559,053.26	668,160.00	109,106.74	83.7
51-46-20 LIEN REVENUE	.00	7,124.84	.00	(7,124.84)	.0
51-46-30 LIEN REVENUE - INTEREST	.00	29.23	.00	(29.23)	.0
51-46-40 PLANT INVESTMENT FEES	33,404.00	33,404.00	8,351.00	(25,053.00)	400.0
51-46-60 OTHER WASTEWATER REVENUE	.00	.00	100.00	100.00	.0
TOTAL WASTEWATER REVENUE	89,417.90	599,611.33	676,611.00	76,999.67	88.6
<u>INTEREST/FEE REVENUE</u>					
51-48-10 INTEREST ON INVESTMENTS	8.27	174.99	7,000.00	6,825.01	2.5
51-48-30 LATE FEES	514.41	7,063.04	12,000.00	4,936.96	58.9
TOTAL INTEREST/FEE REVENUE	522.68	7,238.03	19,000.00	11,761.97	38.1
TOTAL FUND REVENUE	124,456.59	953,386.65	1,106,091.00	152,704.35	86.2

TOWN OF FAIRPLAY
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

FAIRPLAY UTILITY ENTERPRISE

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>EMPLOYEE EXPENSES</u>					
51-70-01 SALARIES	21,244.08	148,714.51	199,954.00	51,239.49	74.4
51-70-02 401A EMPLOYER MATCH	553.27	3,735.70	6,459.00	2,723.30	57.8
51-70-11 SS/MEDICARE EXPENSE	1,627.39	11,345.05	15,388.00	4,042.95	73.7
51-70-12 UNEMPLOYMENT EXPENSE	39.57	389.83	603.00	213.17	64.7
51-70-13 EMPLOYMENT HEALTH INSURANCE	3,181.47	34,617.11	58,545.00	23,927.89	59.1
51-70-14 WORKER'S COMPENSATION	.00	5,520.50	4,424.00	(1,096.50)	124.8
51-70-15 BOARD OF TRUSTEE SALARIES	30.00	500.00	1,200.00	700.00	41.7
TOTAL EMPLOYEE EXPENSES	26,675.78	204,822.70	286,573.00	81,750.30	71.5
<u>OFFICE/GENERAL EXPENSE</u>					
51-72-02 BANK/CREDIT CARD FEES	492.12	5,042.67	6,000.00	957.33	84.0
51-72-06 COMPUTER/SOFTWARE/SUPPORT-O	1,040.88	6,339.68	13,000.00	6,660.32	48.8
51-72-10 MISCELLANEOUS	.00	854.59	1,000.00	145.41	85.5
51-72-14 OFFICE SUPPLIES	32.30	3,198.34	3,500.00	301.66	91.4
51-72-18 POSTAGE EXPENSE	285.87	2,988.13	4,000.00	1,011.87	74.7
51-72-22 PUBLISHING EXPENSE	.00	445.63	600.00	154.37	74.3
51-72-26 TELEPHONE EXPENSE	323.00	2,241.37	4,500.00	2,258.63	49.8
51-72-30 TOWN HALL RENTAL PAYMENT	.00	12,397.00	12,397.00	.00	100.0
51-72-34 UTILITIES-OFFICE	74.40	1,935.62	2,500.00	564.38	77.4
51-72-38 VEHICLE/EQUIP RENTAL TO ISF	2,041.84	19,904.64	21,420.00	1,515.36	92.9
51-72-42 VEHICLE MAINTENANCE/REPAIR	959.05	5,191.22	5,000.00	(191.22)	103.8
51-72-44 FUEL	.00	2,883.87	.00	(2,883.87)	.0
51-72-60 REPAIR & MAINT - OFFICE BLDG	30.00	60.00	.00	(60.00)	.0
TOTAL OFFICE/GENERAL EXPENSE	5,279.46	63,482.76	73,917.00	10,434.24	85.9
<u>CONTRACTUAL FEES</u>					
51-73-20 AUDITOR FEES	.00	4,375.00	4,375.00	.00	100.0
51-73-40 INSURANCE-PROPERTY/LIABILITY	.00	14,848.08	12,608.00	(2,240.08)	117.8
51-73-60 LEGAL FEES	.00	2,224.00	5,000.00	2,776.00	44.5
TOTAL CONTRACTUAL FEES	.00	21,447.08	21,983.00	535.92	97.6

TOWN OF FAIRPLAY
EXPENDITURES WITH COMPARISON TO BUDGET
FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

FAIRPLAY UTILITY ENTERPRISE

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
<u>WATER - PLANT & EQUIPMENT</u>					
51-74-10	840.00	2,199.55	2,000.00	(199.55)	110.0
51-74-15	.00	2,374.24	5,000.00	2,625.76	47.5
51-74-17	4,500.00	40,500.00	6,000.00	(34,500.00)	675.0
51-74-20	.00	.00	500.00	500.00	.0
51-74-25	200.00	589.98	3,000.00	2,410.02	19.7
51-74-30	6,125.61	21,452.16	10,000.00	(11,452.16)	214.5
51-74-35	.00	.00	2,000.00	2,000.00	.0
51-74-40	1,400.00	1,400.00	1,400.00	.00	100.0
51-74-45	.00	2,432.50	10,000.00	7,567.50	24.3
51-74-50	(150.47)	2,196.55	2,000.00	(196.55)	109.8
51-74-55	62.04	1,259.52	1,000.00	(259.52)	126.0
51-74-60	.00	.00	500.00	500.00	.0
51-74-65	195.63	979.29	10,000.00	9,020.71	9.8
51-74-70	206.43	2,122.79	2,500.00	377.21	84.9
51-74-75	346.67	763.67	2,500.00	1,736.33	30.6
51-74-80	288.35	1,007.95	2,000.00	992.05	50.4
51-74-85	.00	5,787.43	4,000.00	(1,787.43)	144.7
51-74-90	14.45	2,902.15	1,000.00	(1,902.15)	280.2
51-74-95	5,395.35	14,554.19	15,000.00	445.81	97.0
TOTAL WATER - PLANT & EQUIPMENT	19,424.06	102,521.97	80,400.00	(22,121.97)	127.5
<u>WASTEWATER-PLANT & EQUIPMENT</u>					
51-76-15	.00	.00	3,000.00	3,000.00	.0
51-76-20	.00	5,417.50	30,000.00	24,582.50	18.1
51-76-25	.00	1,121.29	3,600.00	2,478.71	31.2
51-76-27	5,000.00	45,000.00	60,000.00	15,000.00	75.0
51-76-30	.00	120.00	.00	(120.00)	.0
51-76-35	.00	.00	10,000.00	10,000.00	.0
51-76-40	.00	.00	2,000.00	2,000.00	.0
51-76-45	.00	13,367.20	1,000.00	(12,367.20)	1336.7
51-76-50	63.36	3,132.56	4,300.00	1,167.44	72.9
51-76-55	88.70	7,043.87	55,000.00	47,956.13	12.8
51-76-60	.00	100,768.00	100,000.00	(768.00)	100.8
51-76-65	548.17	4,691.23	6,000.00	1,308.77	78.2
51-76-70	245.04	1,430.40	2,000.00	569.60	71.5
51-76-75	39.00	795.25	900.00	104.75	88.4
51-76-80	5,043.13	51,648.90	60,000.00	8,351.10	86.1
TOTAL WASTEWATER-PLANT & EQUIP	11,027.40	234,536.20	337,800.00	103,263.80	69.4
<u>DEBT SERVICE</u>					
51-80-02	.00	.00	216,700.00	216,700.00	.0
51-80-04	.00	50,213.14	97,341.00	47,127.86	51.6
TOTAL DEBT SERVICE	.00	50,213.14	314,041.00	263,827.86	16.0

TOWN OF FAIRPLAY
 EXPENDITURES WITH COMPARISON TO BUDGET
 FOR THE 10 MONTHS ENDING OCTOBER 31, 2021

FAIRPLAY UTILITY ENTERPRISE

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	UNEXPENDED	PCNT
TOTAL FUND EXPENDITURES	62,406.70	677,023.85	1,114,714.00	437,690.15	60.7
NET REVENUE OVER EXPENDITURES	62,049.89	276,362.80	(8,623.00)	(284,985.80)	3205.0



MEMORANDUM

TO: Mayor and Board of Trustees

FROM: Kim Wittbrodt, Treasurer

RE: 2021 Amended Budget, 2022 Proposed Budget

DATE: 11/12/2021

AGENDA ITEM: Public Hearing – 2021 Amended Budget and 2022 Proposed Budget.

This is the second public hearing for the 2021 amended budget and the 2022 proposed budget for the Town of Fairplay. The hearing needs to be opened and public comment allowed. Staff will be prepared to answer questions. Updates will be made to the proposed budget reflecting any changes you request during this budget process. The updates will also contain updated year to date actual numbers. These numbers will continue to change, up until you adopt the final budget in December.

At the conclusion of the hearing, rather than close it, staff requests that a motion be made to continue the hearing until your next regularly scheduled meeting on December 6, 2021.

GENERAL FUND BUDGET							
Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
GENERAL FUND - REVENUE	BEGINNING FUND BALANCE	\$ 973,240	\$ 1,344,890	\$ 1,476,442	\$ 1,476,442	\$ 1,922,810	
	TAXES						
10-40-05	AD VALOREM TAX (Current Taxes)	196,744	195,115	192,719	194,000	234,399	11.799 mills-set amount
10-40-10	SPEC. OWNERSHIP TAX (SO Taxes)	26,151	25,000	20,049	24,000	24,000	
10-40-30	INTEREST ON PROPERTY TAX (Interest)	489	1,000	302	302	500	
10-40-40	DELINQUENT TAXES	-	500	-	-	-	
10-40-55	50% SHAREBACK OF R&B LEVY	7,176	7,000	7,342	7,500	7,000	
10-40-60	MOTOR VEHICLE REGISTRATION (Dis Lic Fees)	3,903	3,000	3,271	3,800	3,000	
10-40-70	SALES TAX	1,190,586	1,022,794	1,264,032	1,332,586	1,372,564	3% of 4% TOF Tax
10-40-75	SALES TAX - STREETS	396,862	340,931	421,344	481,200	495,636	1% of 4% TOF Tax
10-40-80	HIGHWAY USER'S TAX	31,480	32,000	30,220	34,000	36,000	
10-40-85	SEVERANCE TAX	4,111	2,500	357	357	500	
10-40-86	MINERAL LEASE REVENUE	338	500	340	340	500	
10-40-90	CIGARETTE TAX	3,087	2,500	3,800	4,200	2,500	
10-40-96	LODGING TAX	57,838	40,000	49,125	55,000	50,000	
	TOTAL	\$ 1,918,764	\$ 1,672,840	\$ 1,992,900	\$ 2,137,285	\$ 2,226,599	
	LICENSES						
10-41-10	LIQUOR LICENSES	1,955	3,000	5,904	6,358	3,000	
10-41-30	DOG LICENSES	95	100	110	110	100	
10-41-32	LIVESTOCK PERMIT	25	120	25	25	25	
10-41-34	COMMERCIAL FLY FISHING PERMIT	300	300	450	450	450	
10-41-40	*BUILDING PERMITS	4,512	5,000	(1,754)	(1,754)	5,000	
10-41-41	* SURCHARGE: STREETS 5%	339	394	68	100	738	Permits with an * get 10% surcharged
10-41-42	* SURCHARGE: PARKS & REC 5%	339	394	68	100	738	Permits with an * get 10% surcharged
10-41-50	FRANCHISE TAX (Xcel 3% Fee) (CNG 5%)	53,088	50,000	46,612	60,000	60,000	
10-41-60	GOLD PANNING PERMITS/DONATIONS	9,570	7,000	11,890	12,000	10,000	
10-41-70	BUSINESS LICENSES	6,950	7,000	7,425	7,400	7,500	
10-41-80	SIGN PERMITS	200	100	340	340	200	
*10-41-90	* EXCAVATION PERMITS	-	100	600	600	100	
*10-41-92	* MECHANICAL PERMIT	150	-	50	50	-	
*10-41-94	* STREET CUT	-	500	-	-	-	
*10-41-96	* FENCE PERMIT	320	280	320	320	280	
10-41-97	SPECIAL EVENTS PERMIT	-	1,400	960	960	1,000	
*10-41-98	* RESIDE/REROOF PERMIT	1,900	2,000	1,800	1,800	2,000	
	TOTAL	\$ 79,742	\$ 77,688	\$ 74,868	\$ 88,859	\$ 91,131	
	FEES						
10-42-75	PLANNING & DEVELOPMENT FEES	3,500	2,000	8,244	14,000	4,000	** bill backs from Town Attorney & Planner
10-42-90	COPIES & FAXES	140	200	326	350	200	
	TOTAL	\$ 3,640	\$ 2,200	\$ 8,570	\$ 14,350	\$ 4,200	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
	LAW ENFORCEMENT						
10-45-05	TRAFFIC FINES	5,235	12,000	7,990	10,000	12,000	
10-45-10	SURCHARGE: POLICE TRAINING (\$15.00)	900	1,500	1,222	1,267	1,500	
10-45-15	COURT COSTS \$31.00	403	620	247	340	620	
10-45-20	DEFAULT/OJW FEES \$30.00	90	150	90	90	150	
10-45-30	OTHER FINES	650	500	50	100	500	
10-45-80	VIN INSPECTIONS	263	300	318	408	200	
10-45-90	MISCELLANEOUS	10,012	1,000	2,484	2,600	1,000	
10-45-95	GRANT REIMBURSEMENT	-	-	2,685	2,685	-	
	TOTAL	\$ 17,552	\$ 16,070	\$ 15,086	\$ 17,490	\$ 15,970	
	INTEREST						
10-46-05	INTEREST ON COLOTRUST	2,936	3,000	102	130	1,000	
10-46-30	INTEREST ON CHECKING	501	425	428	400	400	
	TOTAL	\$ 3,437	\$ 3,425	\$ 530	\$ 530	\$ 1,400	
	EVENTS						
10-47-39	4TH OF JULY	-	8,000	6,472	6,472	10,000	
10-47-50	TGIFAIRPLAY CONCERTS	-	5,000	3,339	3,339	22,500	
10-47-52	REAL COLORADO CHRISTMAS	-	500	-	500	500	
10-47-56	BURRO DAYS	97	50,000	45,498	45,498	50,000	
10-47-65	MARDI GRAS	8,760	-	-	-	10,000	
10-47-70	PLEIN AIR EVENT	125	-	-	-	-	
10-47-59	BURRO DAYS RETAIL SALES	198	10,000	7,771	7,771	9,000	
10-47-90	MISCELLANEOUS REVENUE-EVENTS	-	500	6,540	7,000	3,000	
	TOTAL	\$ 9,180	\$ 74,000	\$ 69,620	\$ 70,580	\$ 105,000	
	MISCELLANEOUS						
10-47-00	MISCELLANEOUS INCOME	3,897	5,000	139,608	142,500	103,906	2021 includes Cares Act COVID 19 money
10-47-10	CEMETERY	300	300	50	50	300	
10-47-38	TOWN CLEAN UP DONATIONS	-	-	305	305	-	tires
10-47-49	STREET LIGHTS	10,770	10,800	9,043	10,800	10,800	collected on utility bills
10-47-60	525 HATHAWAY - RENT & UTILITY	4,743	-	-	-	-	sold building
10-47-62	501 MAIN - RENT & UTILITY	1,454	1,800	978	1,300	1,500	
10-47-82	CAMPING PERMITS/FACILITY USE	50	100	877	900	600	
10-47-81	GRANT - COHEN PARK PLAYGROUND	-	-	195,698	195,698	-	
10-47-86	GRANT - 501 MAIN STREET	285,367	-	-	-	-	
10-47-88	GRANT - RIVER PARK	196,205	-	-	-	-	
10-47-91	TOWN HALL RENT REVENUE	12,397	12,397	12,397	12,397	12,397	utility portion
10-47-92	CAPITAL LEASE PROCEEDS	-	-	-	-	-	
	TOTAL	\$ 515,183	\$ 30,397	\$ 358,956	\$ 363,950	\$ 129,503	
	TOTAL GENERAL FUND REVENUE	\$ 2,547,497	\$ 1,876,620	\$ 2,520,529	\$ 2,693,044	\$ 2,573,803	
	TOTAL AVAILABLE RESOURCES	\$ 3,520,737	\$ 3,221,510	\$ 3,996,971	\$ 4,169,486	\$ 4,496,613	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
GENERAL FUND - EXPENSES							
	ADMINISTRATION						
10-50-02	401A EMPLOYER MATCH	5,174	4273	2,506	4,311	3,928	3% of gross salaries +admin fee
10-50-05	SALARIES	174,099	132,426	110,988	133,377	132,021	Janell 60%, Kim 60%, Sarah 60%, Julie 20%
10-50-11	SS/MEDICARE EXPENSE	13,691	10,268	8,758	10,295	10,237	7.65% of gross salaries
10-50-12	UNEMPLOYMENT EXPENSE	537	403	329	404	401	.003% of gross salaries
10-50-13	EMPLOYEE HEALTH INSURANCE	39,911	28,940	27,541	35,032	34,125	health, life, vision, dental, disability
10-50-14	WORKER'S COMPENSATION	729	502	510	510	693	
10-50-15	EDUCATION	1,474	4,500	1,762	2,000	5,000	
10-50-16	ADMIN VEHICLE	3,649	3,600	3,620	3,600	6,000	
10-50-20	TOWN HALL LEASE PURCHASE	30,994	30,994	295,291	295,395	-	paid off 2021
10-50-23	TOWN HALL EXPENSE - UTILITIES	5,456	6,000	5,181	6,000	6,000	electric, natural gas, trash
10-50-25	TOWN HALL EXPENSE - REPAIR & MAINT	13,344	7,000	7,417	12,000	15,000	misc repairs/landscaping/ceilings in 2 offices
10-50-27	TOWN HALL EXPENSE - SUPPLIES	1,373	1,200	965	1,200	1,500	cleaning, bathroom, misc supplies
10-50-30	OFFICE SUPPLIES	5,905	4,000	2,328	4,000	4,000	
10-50-32	EQUIPMENT RENTAL	4,907	5,000	4,046	5,000	5,000	copier lease
10-50-35	POSTAGE EXPENSE	709	650	626	750	750	bus. license bills, notices etc.
10-50-40	BANK/CREDIT CARD FEES	552	948	368	500	480	bank/express form fee
10-50-50	ELECTION EXPENSE	30	-	-	-	2,000	
10-50-55	BOARD OF TRUSTEE SALARY	1,365	1,800	855	1,200	1,800	board payroll 60% admin, 40% utility
10-50-57	TOWN ATTORNEY LEGAL SERVICES	16,135	20,000	11,263	20,000	20,000	
10-50-60	COMPUTER/SOFTWARE/SUPPORT	7,462	7,000	7,398	10,000	7,000	software support/repairs
10-50-65	TELEPHONE/INTERNET	11,390	10,200	11,875	14,000	14,000	
10-50-70	MISCELLANEOUS EXPENSE	2,651	6,000	13,904	15,000	6,000	inc. 600 front
10-50-75	CODIFICATION	1,368	1,000	225	225	3,000	
10-50-76	ESTIP AGREEMENT	19,657	7,500	6,834	9,400	4,000	
10-50-85	COVID EXPENSES	286,592	-	23,322	23,322	-	
10-50-90	CAPITAL OUTLAY	-	-	-	-	-	
	TOTAL	\$ 649,155	\$ 294,204	\$ 547,914	\$ 607,520	\$ 282,935	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
GENERAL FUND - EXPENSES							
COMMUNITY DEVELOPMENT							
10-51-05	PROFESSIONAL FEES	8,442	20,000	22,007	40,000	20,000	planner/survey for san plant land
10-51-10	EDUCATION/BENEVOLENCE(Board Members)	3,278	5,000	3,270	5,000	5,000	lighting/gabby service /party
10-51-20	VISITOR CENTER	534	3,000	2,761	3,500	3,000	
10-51-30	MARKETING	10,120	15,000	7,422	10,000	15,000	general marketing plan
10-51-34	TOWN BEAUTIFICATION	11,426	10,000	5,632	10,000	10,000	flowers
10-51-35	TOWN CLEAN UP DAY	-	9,000	7,368	7,368	9,000	
10-51-40	DUES AND MEMBERSHIPS	365	500	595	595	500	comm. dev dues, chamber dues, etc.
10-51-75	DONATIONS	-	2,000	500	2,000	2,000	
10-51-80	FAIRPLAY FORWARD PROJECTS	310.4	10,000	-	-	10,000	
10-51-85	PROPERTY IMPROVEMENT INCENTIVE PLAN	1,339	20,000	14,213	20,000	20,000	
10-51-86	850 HATHAWAY-BUS BARN	14,531	12,000	9,092	12,000	12,000	
10-51-90	525 HATHAWAY	4,481	-	-	-	-	- sold property
10-51-95	501 MAIN STREET	29,637	43,000	11,225	16,000	16,000	utilities/plow
10-51-96	501 MAIN STREET-REMODEL	1,950	-	18,750	26,000	200,000	remodel
	TOTAL	\$ 86,413	\$ 149,500	\$ 102,834	\$ 152,463	\$ 322,500	
COMMUNITY DEVELOPMENT/EVENTS							
10-51-50	TGIFAIRPLAY CONCERTS	613	7,000	9,053	9,053	22,500	three concerts
10-51-62	BURRO DAYS	5,055	47,000	39,910	39,910	40,000	
10-51-66	MARDI GRAS	9,893	-	-	-	10,000	
10-51-70	MISC EVENTS	1,257	8,000	5,871	8,000	3,000	
10-51-71	FIREWORKS/4TH OF JULY	1,000	12,000	15,024	15,024	18,000	fireworks and one concert
10-51-74	REAL COLORADO CHRISTMAS	964	1,000	-	1,000	2,000	
	TOTAL	\$ 18,781	\$ 75,000	\$ 69,858	\$ 72,987	\$ 95,500	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
	JUDICIAL						
10-53-02	401A EMPLOYER MATCH	107	123	84	122	139	3% gross salary + admin fee
10-53-05	MUNICIPAL JUDGE SALARY	8,391	8,432	7,019	8,391	8,685	
10-53-10	COURT CLERK	3,288	3,782	3,298	3,740	4,308	Sarah 10%
10-53-11	SS/MEDICARE EXPENSE	893	934	788	928	994	7.65% of gross salaries
10-53-12	UNEMPLOYMENT EXPENSE	35	37	29	36	39	.003% of gross salaries
10-53-13	EMPLOYEE HEALTH INSURANCE	1,020	2,586	831	1,004	1,052	health, life, vision, dental, disability
10-53-14	WORKER'S COMPENSATION	46	46	37	37	37	
10-53-20	COURT ATTORNEY	-	500	-	-	500	
10-53-30	EDUCATION	-	500	-	-	500	
10-53-40	OPERATING EXPENSE	-	450	84	100	400	copies, documents, postage, crime star renewal
10-53-50	DUES AND MEMBERSHIPS	-	100	136	136	136	CAMCA
	TOTAL	\$ 13,781	\$ 17,490	\$ 12,306	\$ 14,494	\$ 16,790	
	GENERAL FUND - EXPENSES						
	POLICE DEPARTMENT						
10-54-01	POLICE SALARIES	204,729	213,379	169,571	205,564	282,713	5 full time
10-54-04	PART TIME OFFICERS	-	-	2,900	5,400	14,950	1 part time
10-54-05	PENSION CONTRIBUTION	20,410	20,271	18,623	25,079	34,491	fire&police pension association/disability
	CONTRACT EMPLOYEE (SRO)	-	20,000	-	-	-	
10-54-10	UNIFORMS AND ACCESSORIES	1,286	3,500	1,404	3,000	5,000	
10-54-11	SS/MEDICARE EXPENSE	3,449	3,094	2,960	3,394	5,243	ss & medi - pt/medi - ft
10-54-12	UNEMPLOYMENT EXPENSE	614	640	496	633	893	.003% of gross salaries
10-54-13	EMPLOYEE HEALTH INSURANCE	71,862	92,655	42,210	49,624	97,212	health, vision, dental, life, disability
10-54-14	WORKER'S COMPENSATION	16,087	15,000	9,772	9,772	13,623	
10-54-15	FUEL	8,612	12,000	7,498	10,000	12,000	
10-54-20	VEHICLE MAINTENANCE	21,122	8,000	14,141	20,000	15,000	
10-54-24	PROFESSIONAL TRAINING EXPENSE	1,053	3,500	1,970	2,500	3,500	officer training
10-54-26	IN-SERVICE TRAINING EXPENSE	-	1,000	152	1,000	1,000	officer training
10-54-28	VEHICLE RENTAL PYMT TO ISF	18,869	28,869	23,863	28,626	24,551	
10-54-30	RADAR & RADIO MAINTENANCE	1,421	1,000	845	1,000	1,000	
10-54-32	AMMUNITION	636	500	470	470	500	
10-54-45	OPERATING/OFFICE SUPPLIES	612	1,000	1,268	1,500	1,000	postage, office supplies
10-54-50	EQUIPMENT	1,281	2,000	946	9,700	22,300	bolas/cameras/misc
10-54-53	GRANT-EQUIPMENT & SUPPLIES	2,418	-	2,485	2,485	-	
10-54-55	TELEPHONE/INTERNET	4,606	5,000	3,481	5,000	5,000	
10-54-60	MEMBERSHIPS - DUES	293	500	188	188	500	
10-54-65	COMPUTER/SOFTWARE/SUPPORT	4,170	5,000	3,964	6,000	7,000	crime star, lexipol, tac 10, maint, 2 new computers
10-54-75	INVESTIGATIVE SERVICES & SUPPLIES	2,871	3,500	112	1,000	3,500	
10-54-80	OFFICER RECRUITING	771	500	99	500	1,000	
10-54-87	LIABILITY INSURANCE	8,394	8,394	10,217	10,217	10,436	
10-54-97	PUBLIC RELATIONS	299	500	50	500	500	
	TOTAL	\$ 395,866	\$ 449,802	\$ 319,684	\$ 403,151	\$ 562,912	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
GENERAL FUND - EXPENSES							
PUBLIC WORKS							
10-56-01	SALARIES	113,374	112,143	109,897	142,293	151,362	Donovan 50%, Chris 50%, Alex 70%, Julie 50%
10-56-02	401A EMPLOYER MATCH	3,413	3,594	2,660	4,469	4,600	3% of gross salary + admin fee
10-56-10	SEASONAL	-	10,000	7,204	7,500	10,000	summer help
10-56-11	SS/MEDICARE EXPENSE	8,637	9,344	8,900	10,885	11,984	7.65% of gross salary
10-56-12	UNEMPLOYMENT EXPENSE	340	366	250	427	470	.003% of gross salaries
10-56-13	EMPLOYEE HEALTH INSURANCE	38,440	18,901	22,390	26,677	39,099	health, life, vision, dental, disability
10-56-14	WORKER'S COMPENSATION	6,399	6,394	6,054	6,054	5,965	
10-56-15	FUEL	3,534	5,000	2,998	3,800	5,000	
10-56-25	REPAIRS & MAINT - EQUIPMENT	16,470	15,000	14,822	20,000	15,000	lift rental, service contracts
10-56-30	TOOLS, MAT'L'S, & SUPPLIES	7,016	5,000	6,311	7,000	5,000	
10-56-35	EDUCATION - TRAINING	-	2,000	1,126	1,200	2,000	cert new bldg inspector
10-56-40	ELECTRIC STREET LIGHTS	3,682	4,000	8,659	11,327	12,000	
10-56-45	TELEPHONE/INTERNET	2,172	2,100	1,996	2,700	2,700	cell phone reimburse
10-56-50	MAINTENANCE BUILDING - UTILITY	7,612	8,600	7,630	8,600	8,600	trash, electric, natural gas
10-56-60	VEHICLE/EQUIP RENTAL PYMT TO ISF	17,419	21,420	19,905	23,988	22,620	
10-56-70	STREETS - REPAIRS & MAINT	197,986	150,000	230,951	260,000	250,000	pot holes, street paving, cohen park, plowing
10-56-82	TOWN SHOP BUILDING REPAIRS	1,642	2,000	2,599	3,000	7,500	includes pw office repairs
	EQUIPMENT	-	-	-	-	47,000	radios
	TOTAL	\$ 428,136	\$ 375,862	\$ 454,351	\$ 539,920	\$ 600,900	
GENERAL FUND - EXPENSES							
PARKS & RECREATION							
10-58-30	TOOLS, MATERIALS, & SUPPLIES	2,683	4,000	3,063	8,000	5,500	weed spraying/trash cans
10-58-41	PARKS UTILITIES	408	400	361	400	400	
10-58-42	VAULT RESTROOMS MAINTENANCE	1,010	2,500	1,323	2,000	2,500	port a pots/supplies
10-58-50	CEMETERY EXPENSE	338	300	442	500	3,500	improvements at cemetery, graves, sign
10-58-83	COHEN PARK	-	-	103,089	200,000	111,000	basketball court/beautification
10-58-86	FAIRPLAY RIVERPARK	393,523	64,800	51,656	71,478	-	- Phase 2
10-58-95	LAND LEASE PAYMENT	25,990	25,990	145,389	145,389	-	- fairplay 29 acres-paid off 2021
	TOTAL	\$ 423,953	\$ 97,990	\$ 305,323	\$ 427,767	\$ 122,900	
NON/DEPARTMENTAL EXPENSES							
10-61-15	LIABILITY INSURANCE	16,974	18,912	15,910	16,500	16,107	CIRSA-Property, Liab & Boiler
10-61-17	AUDIT FEES	5,220	4,375	4,375	4,375	4,500	
10-61-23	TREASURER'S FEES - MILL LEVY	3,907	4,000	3,539	4,500	4,000	
10-61-25	PUBLISHING EXPENSE	494	1,500	1,808	2,000	2,000	
10-61-30	DUES & MEMBERSHIPS (Board)	1,615	2,000	998	998	2,000	board memberships CML, Hist. Pres. Etc.
10-61-50	CAPITAL IMPROVEMENT	-	-	-	-	-	
10-61-60	ABATEMENT	-	2,000	-	-	2,000	
	TOTAL	\$ 28,210	\$ 32,787	\$ 26,630	\$ 28,373	\$ 30,607	
	TOTAL GENERAL FUND EXPENDITURES	\$ 2,044,295	\$ 1,492,635	\$ 1,838,901	\$ 2,246,676	\$ 2,035,045	Ttl.Gen.Fund Exp.
	TOTAL GENERAL FUND REVENUES	\$ 2,547,497	\$ 1,876,620	\$ 2,520,529	\$ 2,693,044	\$ 2,573,803	
	TOTAL GENERAL FUND EXPENDITURES	\$ 2,044,295	\$ 1,492,635	\$ 1,838,901	\$ 2,246,676	\$ 2,035,045	
	REVENUES OVER EXPENDITURES	\$ 503,202	\$ 383,985	\$ 681,628	\$ 446,368	\$ 538,758	Ttl. Gen.Fund Rev - Ttl. Gen. Fund Exp.
	DIFFERENCE PLUS BEG. FUND BALANCE	\$ 1,476,442	\$ 1,728,875	\$ 2,158,070	\$ 1,922,810	\$ 2,461,568	
	REDUCTION OF BEG FUND BALANCE TO BALANCE THE BUDGET						
	ENDING FUND BALANCE	\$ 1,476,442	\$ 1,728,875	\$ 2,158,070	\$ 1,922,810	\$ 2,461,568	
	TABOR RESTRICTED FUNDS	\$ 76,425	\$ 56,299	\$ 75,616	\$ 80,791	\$ 77,214	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
CTF - REVENUE							
	BEGINNING FUND BALANCE	\$ 24,904	\$ 25,162	\$ 29,051	\$ 29,051	\$ 32,551	
	INTERGOVERNMENTAL REVENUE						
20-44-10	COLORADO LOTTERY FUNDS	4,136	4,000	3,652	4,500	4,500	lottery sales
20-44-20	PARK COUNTY GRANTS	-	-	-	-	-	
	TOTAL	\$ 4,136	\$ 4,000	\$ 3,652	\$ 4,500	\$ 4,500	
	INTEREST						
20-46-50	INTEREST INCOME SAVINGS	11	12	-	-	10	
	TOTAL	11	12	-	-	10	
	TOTAL CTF REVENUE	\$ 4,147	\$ 4,012	\$ 3,652	\$ 4,500	\$ 4,510	
	TOTAL AVAILABLE RESOURCES	\$ 29,051	\$ 29,174	\$ 32,703	\$ 33,551	\$ 37,061	
CTF - EXPENSES							
	OPERATIONS						
20-73-03	BASEBALL FIELD IMPROVEMENTS	-	5,000	-	-	-	
20-73-10	COHEN PARK - IMPROVEMENTS	-	1,000	-	1,000	5,000	volleyball court
20-73-75	BURRO PARK	-	-	-	-	-	
	TOTAL	\$ -	\$ 6,000	\$ -	\$ 1,000	\$ 5,000	
	CAPITAL OUTLAY						
	TOTAL CTF EXPENDITURES	\$ -	\$ 6,000	\$ -	\$ 1,000	\$ 5,000	
	TOTAL REVENUE	\$ 4,147	\$ 4,012	\$ 3,652	\$ 4,500	\$ 4,510	
	TOTAL CTF EXPENDITURES	\$ -	\$ 6,000	\$ -	\$ 1,000	\$ 5,000	
	REVENUE OVER EXPENDITURES	\$ 4,147	\$ (1,988)	\$ 3,652	\$ 3,500	\$ (490)	
	DIFFERENCE PLUS BEG. FUND BAL.	\$ 29,051	\$ 23,174	\$ 32,703	\$ 32,551	\$ 32,061	
	REDUCTION OF BEG FUND BALANCE TO BALANCE THE BUDGET						
	CTF ENDING FUND BALANCE	\$ 29,051	\$ 23,174	\$ 32,703	\$ 32,551	\$ 32,061	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
INTERNAL SVC FUND							
	BEGINNING FUND BALANCE	\$ 350,002	\$ 328,687	\$ 325,202	\$ 403,710	\$ 320,312	
	REVENUE						
32-47-20	DEPT. RENTAL PAYMENT	53,708	71,708	63,672	76,602	103,676	
32-47-30	SALE OF VEHICLE/EQUIPMENT-PD	-	-	-	-	-	
	TOTAL REVENUE	\$ 53,708	\$ 71,708	\$ 63,672	\$ 76,602	\$ 103,676	
	EXPENDITURES						
32-58-10	POLICE VEHICLES	-	-	27,994	87,000	-	- new tahoe/2 upfitting/ transmission
32-58-20	PUBLIC WORKS EQUIPMENT	-	-	-	-	150,000	grader
32-58-30	PUBLIC WORKS VEHICLES	-	40,000	70,654	70,654	-	- 2 new ford trucks
	TOTAL	\$ -	\$ 40,000	\$ 98,648	\$ 157,654	\$ 150,000	
	TOTAL RENTAL REVENUE	\$ 53,708	\$ 71,708	\$ 63,672	\$ 76,602	\$ 103,676	
	TOTAL EXPENDITURES	\$ -	\$ 40,000	\$ 98,648	\$ 157,654	\$ 150,000	
	REVENUES OVER EXPENDITURES	\$ 53,708	\$ 31,708	\$ (34,976)	\$ (81,052)	\$ (46,324)	
	DIFFERENCE PLUS BEG. FUND BALANCE	\$ 403,710	\$ 360,395	\$ 290,226	\$ 322,658	\$ 273,988	
	REDUCTION OF BEG FUND BALANCE TO BALANCE THE BUDGET						
	ENDING FUND BALANCE	\$ 403,710	\$ 360,395	\$ 290,226	\$ 322,658	\$ 273,988	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
UTILITY FUND BUDGET							
WATER REVENUE							
51-42-05	POTABLE WATER	378,995	400,000	338,922	380,000	400,000	including bulk water sales
51-42-20	LIEN REVENUE	4,422	-	6,277	6,277	-	
51-42-30	LIEN INTEREST - REVENUE	-	-	53	40	-	
51-42-32	WATER FACILITY MAINTENANCE FEE	487	500	487	500	500	
51-42-34	WATER METERS, PRV, PARTS	-	1,000	399	399	1,000	
51-42-36	PENALTY NON-COMPLIANCE	120	480	400	480	480	
51-42-40	PLANT INVESTMENT FEES	13,500	7,500	-	-	13,500	
51-42-60	OTHER WATER REVENUE	640	1,000	-	-	1,000	
	TOTAL	\$ 398,164	\$ 410,480	\$ 346,537	\$ 387,696	\$ 416,480	
WATER - MISCELLANEOUS REVENUE							
51-44-15	WATER SYSTEM STUDY GRANT	19,984	-	-	-	-	
	TOTAL	\$ 19,984	\$ -	\$ -	\$ -	\$ -	
	TOTAL WATER REVENUE	\$ 418,148	\$ 410,480	\$ 346,537	\$ 387,696	\$ 416,480	
WASTEWATER REVENUE							
51-46-05	USER FEES	656,983	668,160	559,053	668,160	668,880	929 EQR'S @ \$60.00 each
51-46-20	LIEN REVENUE	4,478	-	7,125	7,125	-	
51-46-30	LIEN REVENUE - INTEREST	14	-	29	29	-	
51-46-40	PLANT INVESTMENT FEE	27,642	8,351	33,404	33,404	16,702	
51-46-60	OTHER WASTEWATER REVENUE	49	100	-	-	100	
	TOTAL WASTEWATER REVENUE	\$ 689,166	\$ 676,611	\$ 599,611	\$ 708,718	\$ 685,682	
INTEREST							
51-48-10	INTEREST ON INVESTMENTS	6,805	7,000	\$ 175	190	200	
51-48-30	LATE FEES	11,726	12,000	\$ 7,063	9,000	9,000	
	TOTAL INTEREST	\$ 18,531	\$ 19,000	\$ 7,238	\$ 9,190	\$ 9,200	
	TOTAL UTILITY FUND REVENUE	\$ 1,125,845	\$ 1,106,091	\$ 953,387	\$ 1,105,604	\$ 1,102,291	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
UTILITY FUND EXPENDITURES							
EMPLOYEE EXPENSES							
51-70-01	SALARIES	232,601	199,954	148,715	177,919	172,066	40% Janell, 30% Alex, 30% Donovan, 50% Chris, 40% Kim, 30% Julie, 30% Sarah
51-70-02	401A EMPLOYER MATCH	6,693	6,459	3,851	5,818	6,126	3% of gross salaries + admin fee
51-70-11	SS/MEDICARE EXPENSE	17,751	15,388	11,345	13,672	14,490	7.65% of gross salaries
51-70-12	UNEMPLOYMENT EXPENSE	697	603	390	536	568	.0030% of gross salaries
51-70-13	EMPLOYEE HEALTH INSURANCE	73,255	58,545	34,617	43,192	48,815	health, life, vision, dental, disability
51-70-14	WORKER'S COMPENSATION	5,432	4,424	5,521	5,521	2,975	
51-70-15	BOARD OF TRUSTEE SALARIES	910	1,200	500	800	1,200	
	TOTAL	\$ 337,339	\$ 286,573	\$ 204,938	\$ 247,457	\$ 246,240	
ADMIN EXPENSE							
51-72-02	BANK/CREDIT CARD FEES	5,465	6,000	5,043	6,300	6,300	
51-72-06	COMPUTER/SOFTWARE/SUPPORT-OFFICE	19,763	13,000	6,779	8,000	13,000	caselle/sensus/computers
51-72-10	MISCELLANEOUS	1,230	1,000	855	1,000	1,000	
51-72-14	OFFICE SUPPLIES	5,055	3,500	3,222	3,500	3,500	
51-72-18	POSTAGE EXPENSE	4,341	4,000	2,988	4,000	4,000	
51-72-22	PUBLISHING EXPENSE	533	600	446	600	600	ccr report/legal ads
51-72-26	TELEPHONE/INTERNET EXPENSE	3,973	4,500	2,459	3,000	3,000	
51-72-30	TOWN HALL RENTAL PAYMENT	12,397	12,397	12,397	12,397	12,397	40% of pymt.
51-72-34	UTILITIES-OFFICE	2,258	2,500	2,112	2,500	2,500	elec/natural gas
51-72-38	VEHICLE/EQUIP RENTAL PYMT TO ISF	17,419	21,420	19,905	23,988	24,000	
51-72-42	VEHICLE MAINTENANCE/REPAIR	3,215	5,000	5,191	6,000	2,500	
51-72-44	FUEL	3,391	4,000	2,884	4,000	4,000	
51-72-60	REPAIRS AND MAINT - OFFICE BUILDING			60	500	5,000	paint exterior/pest control
	TOTAL	\$ 79,040	\$ 77,917	\$ 64,340	\$ 75,785	\$ 81,797	
CONTRACTUAL FEES							
51-73-20	AUDITOR FEES	3,480	4,375	4,375	4,375	4,500	
51-73-40	INSURANCE - PROPERTY/LIABILITY	11,981	12,608	14,848	14,848	16,107	CIRSA
51-73-60	LEGAL FEES	4,468	5,000	2,224	3,000	5,000	
	TOTAL	\$ 19,929	\$ 21,983	\$ 21,447	\$ 22,223	\$ 25,607	
WATER - PLANT & EQUIPMENT							
51-74-10	CHEMICAL AND SUPPLIES	1,349	2,000	2,200	2,500	2,500	hth chlorine
51-74-15	COMPUTER EXPENSE-WATER SYSTEM	750	5,000	2,374	5,000	3,000	scada maint. and upgrades, team viewer
51-74-17	CONTRACT - PLANT OPERATOR	5,500	6,000	45,000	54,000	54,000	
51-74-20	DITCH MAINTENANCE	-	500	-	-	500	research easements
51-74-25	EDUCATION	245	3,000	590	1,000	1,000	
51-74-30	ENGINEERING FEES	65,858	10,000	25,192	30,000	25,000	bill hahn
51-74-40	HASP MEMBERSHIP DUES	1,400	1,400	1,400	1,400	1,400	
51-74-45	LEAKS AND REPAIRS	1,622	10,000	2,433	12,000	10,000	leak detection, prv vault insulation, hydrants
51-74-50	MISCELLANEOUS	338	2,000	2,197	3,500	2,000	
51-74-55	PERMITS/DUES/LOCATES	1,689	1,000	1,310	1,650	1,650	
51-74-60	PUMPHOUSE EXPENSE	71	500	-	500	1,500	paint-2nd street pump house
51-74-65	REPAIRS & MAINTENANCE- EQUIPMENT	3,406	10,000	979	5,000	5,000	
51-74-67	REPAIRS & MAINTENANCE - BUILDINGS						
51-74-70	UTILITIES	2,800	2,500	2,309	3,000	3,000	
51-74-75	TESTING AND SUPPLIES	803	2,500	764	1,000	1,000	required testing
51-74-80	TOOLS & SUPPLIES	828	2,000	1,082	2,000	2,000	tools & safety equipment, uniform shirts
51-74-85	WATER METERS	5,318	4,000	5,787	20,000	30,000	
51-74-90	WATER TANKS	179	1,000	2,902	3,000	10,000	insulation/paint
51-74-95	WATER TREATMENT PLANT	40,108	15,000	15,592	40,000	15,000	block house repair 2021
	TOTAL	\$ 132,263	\$ 78,400	\$ 112,111	\$ 185,550	\$ 168,550	

Account #	Account Description	2020 Audited Final	2021 Budgeted	2021 Actual to date through 11/9/2021	2021 Amended	2022 Budgeted	Comments
WASTEWATER - PLANT & EQUIPMENT							
51-76-10	CAPITAL EXPENDITURES	-	-	-	-	30,000	muffin monster
51-76-15	CHEMICALS AND SUPPLIES	277	3,000	-	-	1,000	
51-76-20	COLLECTION SYSTEM MAINTENANCE	31,560	30,000	5,418	5,418	12,000	1/3 of town line cleaning/clear easements
51-76-25	COMPUTER EXPENSE-WASTEWATER SYSTEM	8,126	3,600	1,121	2,000	2,000	scada maintenance
51-76-27	CONTRACT - PLANT OPERATOR	27,500	60,000	50,000	60,000	60,000	
51-76-30	EDUCATION	562	-	120	120	1,000	
51-76-35	ENGINEERING FEES	872	10,000	-	5,000	5,000	
	LIFT STATION	-	-	-	-	10,000	paint, bypass, pump
51-76-45	MISCELLANEOUS	1,565	1,000	13,367	13,367	1,000	
51-76-50	PERMITS/DUES/LOCATES	3,510	4,300	3,185	4,300	4,300	
51-76-55	REPAIRS AND MAINTENANCE - EQUIPMENT	37,326	55,000	7,044	15,000	15,000	
51-76-57	REPAIRS AND MAINTENANCE - BUILDINGS						
51-76-60	SLUDGE DISPOSAL	108,275	100,000	100,768	100,768	100,000	
51-76-65	TESTING AND SUPPLIES	6,133	6,000	4,691	6,000	6,000	required testing
51-76-70	TOOLS AND SUPPLIES	6,605	2,000	1,493	2,000	2,000	
51-76-75	TRASH	900	900	954	1,300	960	
51-76-80	UTILITIES-PLANT	63,459	60,000	56,869	65,000	65,000	
	TOTAL	\$ 296,670	\$ 335,800	\$ 245,030	\$ 280,273	\$ 315,260	
DEBT SERVICE							
51-80-02	LOAN PRINCIPAL	209,900	216,700		216,700	223,700	
51-80-04	LOAN INTEREST	107,640	97,341	50,213	97,341	93,841	
	TOTAL	\$ 317,540	\$ 314,041	\$ 50,213	\$ 314,041	\$ 317,541	
	TOTAL UTILITY FUND EXPENDITURES	\$ 1,182,781	\$ 1,114,714	\$ 698,079	\$ 1,125,329	\$ 1,154,995	
	TOTAL UTILITY FUND REVENUES	\$ 1,125,845	\$ 1,106,091	\$ 953,387	\$ 1,105,604	\$ 1,102,291	
	TOTAL UTILITY FUND EXPENDITURES	\$ 1,182,781	\$ 1,114,714	\$ 698,079	\$ 1,125,329	\$ 1,154,995	
	REVENUES OVER EXPENDITURES	\$ (56,936)	\$ (8,623)	\$ 255,308	\$ (19,725)	\$ (52,704)	
	ESTIMATED UTILITY FUND CASH BALANCE	\$ 1,578,960	\$ 1,669,784		\$ 1,562,637	\$ 1,511,813	
	RESTRICTED FUNDS	\$ 312,200	\$ 333,190		\$ 333,190	\$ 333,190	
	AVAILABLE FUNDS	\$ 1,266,760	\$ 1,336,594	\$ -	\$ 1,229,447	\$ 1,178,623	
	TABOR RESTRICTED FUNDS		33,107		33,168	33,069	



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

STAFF REPORT

TO: Mayor and Board of Trustees

FROM: Janell Sciacca, Town Administrator
 Nina Williams, Town Attorney

RE: New Business Item A – Temporary Moratorium on Short-Term Rentals (*Ord. No. 7*)

DATE: November 15, 2021

BACKGROUND/ANALYSIS:

At the Board's regular meeting on October 4, 2021, there was an initial discussion about moving forward to regulate, and potentially ban, Short-Term Rental (STR) units within the Town's boundary. Staff brought the item back to the Board for clarification and additional direction on November 4, 2021, whereby there was general consensus from the Trustees for the Town to move forward with putting a Temporary Moratorium in place and direction to Staff to bring back an Emergency Ordinance for the Board to consider.

STAFF RECOMMENDATION

Staff recommends the Board approve Emergency Ordinance No. 7, Series 2021 as presented by motion, second and a roll call vote.

Please note that this is being presented as an Emergency Ordinance pursuant to CRS 31-16-105 and Municipal Code Section 1-3-60 to become effective immediately. This means that the ordinance shall take effect when adopted by an affirmative vote of three-fourths ($\frac{3}{4}$) of the members of the Board of Trustees, or 4 affirmative votes.

Attachments:

- Ordinance No. 7, Series 2021

“Where History Meets the High Country”

TOWN OF FAIRPLAY, COLORADO

**ORDINANCE NO. 7
(SERIES 2021)**

AN ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO IMPOSING A TEMPORARY MORATORIUM ON THE SUBMISSION, ACCEPTANCE, PROCESSING AND APPROVAL OF APPLICATIONS FOR A SHORT-TERM RENTAL LICENSES, AND DECLARING AN EMERGENCY

WHEREAS, the Town of Fairplay, Colorado (“Town”) is a statutory town, duly organized and existing under the laws of the state of Colorado; and

WHEREAS, pursuant to C.R.S. § 31-15-401, the Town by and through its Board of Trustees (“Board”), possesses the authority to adopt laws and ordinances within its police power in furtherance of the public health, safety and welfare; and

WHEREAS, pursuant to C.R.S. § 31-23-301 the Board also possesses the authority to adopt and enforce zoning regulations; and

WHEREAS, pursuant to such authority, the Town has previously adopted certain regulations within Chapter 6, concerning business licenses and regulations, and Chapter 16, concerning the unified development code, of the Fairplay Municipal Code (“Code”); and

WHEREAS, the Town is experiencing a shortage of available housing stock for its local workforce and professional infrastructure within its small jurisdiction with limited resources; and

WHEREAS, the Town is currently engaging in a review of Town policy regarding housing of all types and short-term rentals, its impacts, availability, solutions and options that may lead to modification to land use regulations, business licensing requirements, staffing and other regulatory measures; and

WHEREAS, the Board finds and determines that imposing a three (3) month temporary moratorium on receiving applications for review and issuing or approving short-term rental licenses is necessary to preserve the status quo while the Town Board completes its review of the Town’s regulatory framework for short-term rentals and its impact on housing, and that preserving the status quo will promote the public health, safety and welfare by allowing a deliberate and well-reasoned decision making process; and

WHEREAS, the Board finds that the impact of a temporary moratorium on short-term rental license applications will not unduly prejudice the interests of the owners of housing units because property suitable for short-term rental uses are equally suitable for residential uses, either owner occupied or through the long term rental market; and

WHEREAS, the Board has determined that the imposition of a three (3) month moratorium on the submission, acceptance, processing, and approval of all applications for short-

term rentals will permit Town staff and the Town Board to collectively develop and implement consistent regulations concerning short-term rentals; and

WHEREAS, a three (3) month temporary moratorium is a reasonable length of time and no longer than necessary for the Town to properly review, research, develop, adopt and implement any applicable recommendations, amendments and regulations regarding housing, availability and short-term rentals; and

WHEREAS, the Board also finds and determines that the subject regulations concerning short-term rentals are necessary to the immediate preservation of the public health, safety and welfare and that this ordinance should therefore become effective upon adoption, as authorized by C.R.S. § 31-16-105.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD FOR THE TOWN OF FAIRPLAY, COLORADO as follows:

Section 1. The foregoing recitals are incorporated herein as conclusions, facts, determinations and findings by the Town of Fairplay Board of Trustees.

Section 2. Imposition of Temporary Moratorium. Effective immediately, upon the effective date of this Ordinance, a moratorium is imposed upon the submission, acceptance, processing, and approval of all applications for short-term rental licenses within the Town of Fairplay. No application for a short-term rental license shall be submitted to or accepted by the Town, and no such application shall be reviewed or license issued or approved in response to such an application. Town Staff and the Town Board are directed to develop and amend regulations appropriate to short term rentals prior to the expiration of this moratorium period.

Section 3. Effective Date; Expiration. The moratorium imposed by this Ordinance shall commence as of the effective date of this Ordinance, November 15, 2021, and shall expire three (3) months thereafter, unless repealed prior to that date, or extended to a later date.

Section 4. Should any one or more sections or provisions of this Ordinance or of the Code provisions enacted hereby be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance or of such Code provision, the intention being that the various sections and provisions are severable.

Section 5. Emergency declaration. Pursuant to C.R.S. § 31-16-105, the Town Board hereby finds, determines and declares that an emergency exists and that this ordinance is necessary for the immediate preservation of the public health, safety and welfare and the financial well-being of the Town because there must be an analysis conducted on the impact on Town residents, workforce and property owners concerning short-term rentals and available housing, and there must be internal consistencies in the Code and clear regulations for all residents and property owners concerning short-term rentals, and therefore, this ordinance must be passed as an emergency ordinance.

INTRODUCED, READ AND PASSED, ADOPTED AND ORDERED PUBLISHED IN FULL in a newspaper of general circulation in the Town of Fairplay by the Board of Trustees

this 15th day of November, 2021.

Frank Just, Mayor

Janell Sciacca, Town Clerk

**Town of Fairplay**

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STAFF REPORT

TO: Mayor and Board of Trustees

FROM: Janell Sciacca, Town Administrator

RE: New Business Item B – Retail & Medical Marijuana Code Update (*Ord. No. 8*)

DATE: November 15, 2021

BACKGROUND/ANALYSIS:

In responding to inquiries from the public about the Town's position on allowing Medical and Retail Marijuana facilities in the Town of Fairplay, Staff discovered that the article addressing this subject that had previously existed in Chapter 16 was eliminated with the repeal and reenactment of that section of the code when the Uniform Development Code was adopted. Ordinance No. 8, Series 2021, will reinstate the findings made with the adoption of Ordinance No. 2, Series 2013. The new Article will be XXVIII in Chapter 16 of the Fairplay Municipal Code and the associated Uniform Development Code and the table of uses will also be updated to reflect the change.

STAFF RECOMMENDATION:

Staff recommends the Board approve Ordinance No. 8, Series 2021 as presented by motion, second and a roll call vote.

Attachments:

- Ordinance No. 8, Series 2021

TOWN OF FAIRPLAY, COLORADO

**ORDINANCE NO. 8
(SERIES 2021)**

AN ORDINANCE OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO AMENDING CHAPTER 16 OF THE FAIRPLAY MUNICIPAL CODE, ADDING ARTICLE XXVIII, REGARDING THE PROHIBITION OF MEDICAL AND RECREATIONAL MARIJUANA

WHEREAS, the Town Board of Trustees previously adopted Ordinance No. 3, Series of 2015, adopting the Town of Fairplay Unified Development Code which repealed and reenacted Chapter 16 of the Fairplay Municipal Code; and

WHEREAS, the Town Board of Trustees also previously adopted Ordinance No. 2, Series of 2013, finding that as a matter of the Town's local land use and zoning authority, and consistent with the authorization provided by Article XVIII of the Colorado Constitution and the Colorado Marijuana Code in the Colorado Revised Statutes, no suitable location exists within the corporate limits of the Town for the cultivation, manufacture and sale of marijuana by the operation of medical marijuana centers, optional premises cultivation operations, medical marijuana-infused products manufacturers' licenses, marijuana testing facilities, marijuana product manufacturing facilities or retail marijuana stores; and

WHEREAS, in adoption and codification of the Unified Development Code, the previously existing Article XXVI Medical and Recreational Marijuana was overwritten; and

WHEREAS, the Town's position on restriction of medical and retail marijuana within the Town of Fairplay municipal boundaries has not changed since the adoption of the original ordinance in 2013 finding no suitable location exists; and

WHEREAS, the Board finds it is desirable and appropriate, and in the best interests of the general health, safety and welfare of its citizens to amend Chapter 16 of the Code to re-insert Article XXVIII prohibiting medical and recreational marijuana within town limits.

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

SECTION 1. Chapter 16 of the Fairplay Municipal Code is hereby amended by the addition of a new Article XXVIII entitled "Medical and Recreational Marijuana," to read as follows:

ARTICLE XXVIII Medical and Recreational Marijuana

Sec. 16-28-10. Findings and intent.

The Board of Trustees finds and determines as follows:

- (1) Article XVIII, Section 14 of the Colorado Constitution authorizes and limits the sale of medical marijuana for use in the treatment of debilitating medical conditions.
- (2) Article XVIII, Section 16 of the Colorado Constitution authorizes the use of marijuana as well as the sale of marijuana to any person over twenty-one (21) years of age for personal use.
- (3) Pursuant to federal law, marijuana remains designated as a Schedule 1 controlled substance, and, pursuant to 21 U.S.C. § 841, it is illegal to manufacture, distribute or dispense, possess with intent to manufacture, distribute or dispense, a controlled substance.
- (4) The Colorado Marijuana Code specifically authorizes that the governing body of a municipality may vote to prohibit the operation of marijuana centers, optional premises cultivation operations, and marijuana-infused products manufacturers' licenses.
- (5) Article XVIII, Section 16 of the Colorado Constitution specifically authorizes the Board of Trustees to prohibit the operation of marijuana cultivation facilities, marijuana product manufacturing facilities, marijuana testing facilities or retail marijuana stores through the enactment of an ordinance or through an initiated or referred measure.
- (6) After careful consideration of Article XVIII, Sections 14 and 16 of the Colorado Constitution, and after evaluating, inter alia, the measures' conflict with federal law and the potential secondary impacts associated with the retail sale, distribution, cultivation and dispensing of medical and recreational marijuana through marijuana cultivation facilities, marijuana testing facilities, marijuana product manufacturing facilities, retail marijuana stores, medical marijuana centers, optional premises cultivation operations and medical marijuana-infused products manufacturers' licenses, the Town finds and determines that such land uses have an adverse effect on the health, safety and welfare of the Town and the inhabitants thereof.
- (7) As a matter of the Town's local land use and zoning authority, and consistent with the authorization provided by Article XVIII, Section of the Colorado Constitution and the Colorado Marijuana Code, Title 44, Article 10, C.R.S., no suitable location exists within the corporate limits of the Town for the cultivation, manufacture and sale of marijuana by the operation of marijuana centers, optional premises cultivation operations, marijuana-infused products manufacturers' licenses, marijuana testing facilities, marijuana product manufacturing facilities or retail marijuana stores.

Sec. 16-28-20. Authority.

The Board of Trustees hereby finds, determines and declares that it has the power and authority to adopt this Chapter pursuant to:

- (1) The Colorado Marijuana Code, Section 44-10-101, et seq., C.R.S.;
- (2) Article XVIII, Section 16 of the Colorado Constitution;
- (3) The Local Government Land Use Control Enabling Act, Section 26-20-101, et seq., C.R.S.;
- (4) Part 3 of Article 23 of Title 31, C.R.S. (concerning municipal zoning powers);

- (5) Section 31-15-103, C.R.S. (concerning municipal police powers);
- (6) Section 31-15-401, C.R.S. (concerning municipal police powers); and
- (7) Section 31-15-501, C.R.S. (concerning municipal authority to regulate businesses.)

Sec. 16-28-30. Definitions.

For purposes of this Article, the following terms shall have the following meanings:

Consumer means a person twenty-one (21) years of age or older who purchases marijuana or marijuana products for personal use by persons twenty-one (21) years of age or older, but not for resale to others.

Industrial hemp means the plant of the genus *Cannabis* and any part of such plant, whether growing or not, with Delta-9 tetrahydrocannabinol concentration that does not exceed three-tenths percent (0.3%) on a dry weight basis.

Marijuana means all parts of the plant of the genus *Cannabis*, whether growing or not, the seeds thereof, the resin extracted from any part of the plant and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or its resin, including marijuana concentrate, but excluding industrial hemp, fiber produced from the stalks, oil or cake made from the seeds of the plant, sterilized seed of the plant which is incapable of germination or the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink or other product.

Marijuana cultivation facility means an entity licensed to cultivate, prepare and package marijuana and sell marijuana to retail marijuana stores, to marijuana product manufacturing facilities and to other marijuana cultivation facilities, but not to consumers.

Marijuana establishment means a marijuana cultivation facility, a marijuana testing facility, a marijuana product manufacturing facility or a retail marijuana store.

Marijuana product manufacturing facility means an entity licensed to purchase marijuana; manufacture, prepare and package marijuana products; and sell marijuana and marijuana products to other marijuana product manufacturing facilities and to retail marijuana stores, but not to consumers.

Marijuana products means concentrated marijuana products and marijuana products that are comprised of marijuana and other ingredients and are intended for use or consumption, such as, but not limited to, edible products, ointments and tinctures.

Marijuana testing facility means an entity licensed to analyze and certify the safety and potency of marijuana.

Medical marijuana means marijuana that is grown and sold for a purpose authorized by Section 14 of Article XVIII of the Colorado Constitution.

Medical marijuana center means an entity authorized to be licensed to operate a business as described in the Colorado Marijuana Code that sells medical marijuana to registered patients or primary caregivers as defined in Section 14 of Article XVIII of the Colorado Constitution, but is not a primary caregiver, and which a municipality is authorized to prohibit as a matter of law.

Medical marijuana-infused products manufacturer means a person licensed pursuant to the Colorado Marijuana Code to operate a business known as a medical

marijuana-infused products manufacturing license, and which a municipality is authorized to prohibit as a matter of law.

Optional premises cultivation operation means a person licensed pursuant to the Colorado Marijuana Code to operate a business known as an optional premises grow facility in order to grow and cultivate marijuana for a purpose authorized by Section 14 of Article XVIII of the Colorado Constitution, and which a municipality is authorized to prohibit as a matter of law.

Patient has the same meaning as provided in Section 14(1)(c) of Article XVIII of the Colorado Constitution.

Primary caregiver has the same meaning as provided in Section 14(1)(f) of Article XVIII of the Colorado Constitution.

Retail marijuana store means an entity licensed to purchase marijuana from marijuana cultivation facilities and marijuana and marijuana products from marijuana product manufacturing facilities and to sell marijuana and marijuana products to consumers.

Sec. 16-28-40. Prohibited activities.

- (a) It is unlawful for any person to operate, cause to be operated or permit to be operated in the Town a marijuana center, optional premises cultivation operation or facility for which a marijuana-infused products manufacturers' license could otherwise be obtained, and all such uses are hereby prohibited at any location in the Town.
- (b) It is unlawful for any person to operate, cause to be operated or permit to be operated in the Town a marijuana establishment, and marijuana establishments are hereby prohibited at any location in the Town.

Sec. 16-28-50. Patients and primary caregivers.

Nothing in this Article shall be construed to prohibit, regulate or otherwise impair the use of medical marijuana by patients as defined by the Colorado Constitution, or the provision of medical marijuana by a primary caregiver to a patient in accordance with the Colorado Constitution and consistent with Section 25-1.5-106, C.R.S., and rules promulgated thereunder, as the same statute and rules may be amended from time to time.

Sec. 16-28-60. Personal recreational use.

Nothing in this Article shall be construed to prohibit, regulate or otherwise impair the personal recreational use of marijuana by persons twenty-one (21) years of age or older, and as defined by Section 16(3) of Article XVIII of the Colorado Constitution, provided that such personal use does not involve the sale of marijuana or operation of a marijuana establishment in the Town.

Sec. 16-28-70. Penalty.

Violations of this Article shall be punishable as set forth in Chapter 1, Article IV of this Code.

SECTION 2. The Table of Uses is also amended accordingly adding the corresponding Marijuana section as follows:

Table of uses									
P=Permitted Use, S=Special Use, ■=Prohibited Use									
Land Use	Residential		Mixed Use	Commercial			Light Indus.	Public	
	SF-Res	MF-Res	T	TC	C	MU	LI	CC	POST
Marijuana - Cultivation, manufacture and sale, medical marijuana centers, optional premises cultivation operations, medical marijuana-infused products manufacturers' licenses, marijuana testing facilities, marijuana product manufacturing facilities or retail marijuana stores	■	■	■	■	■	■	■	■	■

SECTION 3. Safety Clause. The Town Board 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 the Ordinance bears a rational relation to the proper legislative object sought to be obtained.

SECTION 4. 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 5. This Ordinance shall become effective thirty (30) days after final publication.

INTRODUCED, READ, ADOPTED, AND ORDERED PUBLISHED this 15TH day of November, 2021.

TOWN OF FAIRPLAY, COLORADO

Approved: _____
Frank Just, Mayor

Attest: _____
Janell Sciacca, Town Clerk