MINUTES OF THE REGULAR MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES
October 21, 2024

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, October, 21 2024, at 6:00 p.m. in the Board Room located in the Fairplay Town Hall at 901 Main Street, having previously been posted in accordance with Colorado Open Meetings 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 Frank Just, and Trustees Ray Douglas, Erik Baum, and Mayor Pro Tem Lynn (online). Trustee Voorhis was excused having provided notice of his absence.

Staff in attendance: Town Administrator Janell Sciacca, Chief of Police Jeff Worley (online) and Town Planner Scot Hunn (online).

APPROVAL OF AGENDA

Motion #1 by Trustee Baum, seconded by Trustee Douglas, that the agenda be approved as adopted with the addition of F. under New Business being the consideration of approval of a Stakeholder Participation Letter for the Park County Hazard Mitigation Plan Update.. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Lynn – aye. Motion carried unanimously.

CONSENT AGENDA

A. APPROVAL OF EXPENDITURES – Paid bills for all Town funds from October 4, 2024, through October 17, 2024, in the amount of **$112,279.78**.

Motion #2 by Trustee Baum, seconded by Trustee Douglas, that the Consent Agenda be approved with the expenditures as written. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Lynn – aye. Motion carried unanimously.

CITIZEN COMMENTS

Brion Trahan, Owner of Mountain Sun Arts, addressed concerns about traffic on Main Street and the aesthetics and safety of piling plowed snow in certain areas. Discussions ensued regarding signage for construction zones, snow removal practices, and pedestrian accessibility in town. The Board acknowledged Trahan's concerns and advised the Town would follow up.

PROCLAMATIONS, PRESENTATIONS AND UPDATES

A. Presentation by Russell Sarpy or Emergency Enforcement of CO9 and US285 Speed Study Results.
Sarpy reviewed graphs in the packet for both a 7-Day Speed Study for US285 in the 30 MPH construction zone and a 19-Day Speed Study for CO9/Main Street in the 25 MPH Zone. He reported that over 31,500, or 47% of 66,779 total vehicles on 285 were speeding 10 MPH or more over and 19,051, or 17% of 113,237 vehicles on CO9 were speeding 10 MPH or more over the limit. Sarpy advised that anything over 10% indicates a speed problem. He also reported vehicles on 285 had been clocked at 90 MPH while some were clocked at 60 MPH on Main Street. Discussions ensued on the dangers on the speeds being seen in Town, especially those around the active construction zone and the South Park School campus on Main Street. Chief Worley provided an overview of the process required to designate both US285 and CO9 as AVIS (Automated Vehicle Identification System) Corridors with CDOT to allow for both stationery and mobile radar enforcement whereby violators would be mailed a citation. Sarpy distributed information on a Laser Cam in use in Morrison along with a copy of a Notice of Violation. Following additional discussion, the Board of Trustees agreed that speeding in Town was concerning and need to be addressed, and agreed to have Chief Worley pursue the AVIS designation and allow for a 30-Day trial by Officers.

B. Presentation of Proposed Consent Judgment by High Mountain Mining Company, LLC, with In-Kind Equipment and Manpower for Town of Fairplay Beach Dredging Project.

Town Administrator Sciacca and Mayor Just provided a history on settlement discussions they had participated in and gave an overview of the details on potential equipment and manpower High Mountain Mining had offered as part of the settlement that could potentially benefit the Town's Fairplay Beach Dredging project. James Murray of High Mountain Mining was in attendance and reviewed details of the settlement agreement and then answered questions of the Board related to dredging and trucking equipment High Mountain owned. Following additional discussion, the Board of Trustees agreed to participate in the settlement as presented.

NEW BUSINESS

A. ARCHITECTURAL REVIEW COMMITTEE CASE COA 2024-003 – Consideration of an application from South Park Health Services District for a Certificate of Appropriateness for a Pharmacy Building to be located at 715 Main Street.

Town Planner Scot Hunn provided an overview of his Staff Report and recommendation of approval. Charlie Schultz, 227 Little Baldy Drive, and Board member of SPHSD appeared and answered questions of the Board. There was general agreement that the Pharmacy would provide a much-needed service for the Town and surrounding area, and that the design satisfied the Town Center Overlay Design Guidelines. Hunn reviewed the findings required and advised Staff was not recommending any conditions.

Motion #3 by Trustee Baum, seconded by Trustee Douglas, that the Board of Trustees, sitting at the Architectural Review Committee, approve the application COA 2024-003 for a Certificate of Appropriateness for the South Park Health Services District mixed-use building to be located at 715 Main Street within the Town Center Overlay District, because the proposal meets the Town's criteria and standards for approval, and direct the Town Clerk to issue said Certificate of Appropriateness within seven (7) business days as per the plans submitted and approved by the Committee. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Lynn – aye. Motion carried unanimously.

B. FIRST READING – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 38, Series of 2024, entitled **"A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, AMENDING THE DESIGNATED PUBLIC PLACES FOR THE POSTING OF TOWN MEETING NOTICES AS REQUIRED BY COLORADO OPEN MEETINGS LAW.**

Town Administrator Sciacca provided an overview of the Staff Report and recommended approval of the resolution as presented to amend the Town's legal posting places to remove the Post Office and add the 501 Main Visitor Center in its place as the Post Office removed the shadow box where postings were made and replaced it with package boxes.

Motion #4 by Trustee Douglas, seconded by Mayor Pro Tem Lynn, to adopt Resolution No. 38, Series of 2024, as presented. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Lynn – aye. Motion carried unanimously.

C. FIRST READING – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 39, Series of 2024, entitled **"A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPOINTING JANELL SCIACCA AS INTERIM TOWN TREASURER.**

Town Administrator Sciacca provided an overview of the Staff Report and advised the appointment was necessary to provide her official capacity to manage the Town's finances until the Town could find a suitable replacement.

Motion #5 by Trustee Douglas, seconded by Mayor Pro Tem Lynn, to adopt Resolution No. 39, Series of 2024, as presented. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Lynn – aye. Motion carried unanimously.

D. FIRST READING – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 40, Series of 2024, entitled **"A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY,**

COLORADO, APPROVING A CHANGE ORDER TO A CONTRACT FOR CONSTRUCTION WITH VELOCITY CONSTRUCTORS, INC., APPROVED VIA RESOLUTION NO. 23, SERIES OF 2024."?

Town Administrator Sciacca provided an overview of the Staff Report and recommended approval of the resolution as presented to amend the original contract to cover added expenses in the amount of $15,831.00 related to operational delays which resulted in additional work.

Motion #6 by Trustee Baum, seconded by Trustee Douglas, to adopt Resolution No. 40, Series of 2024, as presented. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Lynn – aye. Motion carried unanimously.

E. Submission of FY2024 Amended Budget and FY2025 Proposed Budget to the Board of Trustees for all funds of the Town of Fairplay, CO.

Staff and the Board reviewed the proposed budget detail, discussed changes and adjustments, and planned for future budget work sessions and public hearings.

F. Consideration of approval of Stakeholder Participation Letter for Park County Hazard Mitigation Plan Update.

Town Administrator Sciacca provided an overview of the Staff Report and recommended approval of the Stakeholder Participation Letter for the Town's commitment to being involved in the County's process.

Motion #7 by Trustee Douglas, seconded by Trustee Baum, to approve the Stakeholder Participation Letter as presented. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Lynn – aye. Motion carried unanimously.

STAFF AND BOARD OF TRUSTEE REPORTS

Town Administrator Sciacca provided an overview of her report in the packet, provided additional information on certain projects and activities, and announced important upcoming events.

Trustee updates included discussions on ongoing projects, the important of maintaining cooperation with contractors, and an upcoming Intergovernmental Meeting.

ADJOURNMENT

There being no further business before the Fairplay Board of Trustees, Mayor Just declared the meeting adjourned at 8:41 p.m.

TOWN OF FAIRPLAY COLORADO SEAL

BOARD OF TRUSTEES, FAIRPLAY, COLORADO

Frank Just, Mayor

ATTEST:

Janell Sciacca, Town Clerk