

**MINUTES OF THE REGULAR MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES
June 17, 2024**

5:00 PM – WORK SESSION – Presentation by CDOT on Project Planning & Prioritization

Rob Frei, CDOT Region 2 Region Planning and Environmental Manager, reviewed how projects are planned and prioritized and then answered questions of the Board and Staff.

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, June 17, 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, Mayor Pro Tem Lynn, and Trustees Ray Douglas, Erik Baum (online), and Josh Voorhis.

Staff in attendance: Town Administrator Janell Sciacca and Town Treasurer Jennie Danner.

APPROVAL OF AGENDA

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

CONSENT AGENDA

A. **APPROVAL OF EXPENDITURES** – Paid bills for all Town funds from May 31, 2024, through June 13, 2024, in the amount of **\$259,089.44**.

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

PROCLAMATIONS, PRESENTATIONS & UPDATES

A. Update from Area Manager Blair McGary on Xcel Energy Planned Power Outage for Wildfire Mitigation work. McGary, appearing remotely via TEAMS, reported that the planned outage to replace a power pole was being postponed to the fall in order for Xcel to try and work with CORE to see if there was any possibility of tying into their system. She thanked the community and the business leaders and the elected officials for their patience.

CITIZEN COMMENTS

Cindy Bear, 307 Hathaway, appeared to express gratitude for the work of the Town Board and Staff and the efforts continually made to support the schools as she leaves the Superintendent position in the hands of someone else. She pleaded that they never forget the important role that the Town plays in the success of the school district and how valuable that support is. Bear thanked the Town and pleaded they continue to partner with the school district, no matter what, and make it a priority to maintain the positive relationship that currently exists. The Board thanked Bear for all her years of dedication to the School District and community and wished her the best.

Robb Green, appeared online, announced he was running for County Commissioner for Park County and shared information on his background, positions on important matters and platform.

NEW BUSINESS

A. **SECOND READING** – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 24, Series of 2024, entitled **“A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, ADOPTING AN UPDATED PUBLIC WORKS MANUAL.”**?

Mayor Just suggested that items A, B and C be moved to a subsequent reading to allow the Board additional time for their review. All Board members generally agreed more time was needed and there was no rush.

Motion #3 by Trustee Baum, seconded by Trustee Voorhis, to continue Resolution No. 24, Series of 2024, to the July 15, 2024, regular meeting. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

B. SECOND READING – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 25, Series of 2024, entitled “**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, ADOPTING UPDATED WASTEWATER RULES AND REGULATIONS.**”?

Motion #4 by Mayor Pro Tem Lynn, seconded by Trustee Douglas to continue Resolution No. 25, Series of 2024, to the July 15, 2024, regular meeting. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

C. SECOND READING – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 26, Series of 2024, entitled “**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, ADOPTING UPDATED WASTEWATER DESIGN CRITERIA, TECHNICAL SPECIFICATIONS, AND CONSTRUCTION DETAILS.**”?

Motion #5 by Trustee Douglas, seconded by Trustee Baum to continue Resolution No. 26, Series of 2024, to the July 15, 2024 regular meeting. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

D. FIRST READING – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 28, Series of 2024, entitled “**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A CONSTRUCTION CONTRACT WITH ROCKS AND WALLS FOR THE BOGUE & 6TH STREET WATER MAIN PROJECT.**”?

Sciaccia provided an overview of the Staff Report. She reminded that \$100,000 had been budget for the Hathaway water line replacement project and since it was discovered that the line did not have to be replaced, the Town could redirect those funds to complete looping of the line at 6th and Bogue and move the one home on its own 1-inch line onto a main. Rocks and Walls was ready to get moving and would be working behind the sidewalk instead of in the street. Discussion took place regarding solicitation of additional bids which would most likely be much higher, the good relationship with Rocks and Walls and their ability to mobilize and get the job done in a timely and professional manner.

Motion #6 by Trustee Voorhis, seconded by Trustee Douglas, to approve Resolution No. 28, Series of 2024, as presented approving an agreement with Rocks and Walls for the Bogue and 6th Water Main project. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

PUBLIC HEARINGS

A. FIRST READING – Should the Board of Trustees for the Town of Fairplay adopt Ordinance No. 4, Series of 2024, entitled “**AN ORDINANCE OF THE TOWN OF FAIRPLAY, COLORADO AMENDING CHAPTER 2 REGARDING PENALTY SURCHARGES FOR CITATIONS.**”?

Sciaccia provided an overview of the Staff Report and intent for both Alma and Fairplay to put in place corresponding surcharges, so the citations matched, and Officers did not have to write in amendments. She also noted the additional surcharges for fuel and facilities that would be implemented for the Town advising that at one point the Town previously did have a fuel charge in place, but it was overwritten. She also advised that the Town of Alma was introducing a similar ordinance at their next meeting.

Mayor Just opened the Public Hearing at 6:59, provided an overview of the format and then opened the floor to comment. There being not comments for or against, Just closed the floor to public comment. Following deliberations, Sciaccia noted that overall the intergovernmental agreement was going well, there were still a couple

issued to be worked out, and this would alleviate one and she and Alma Administrator and Chief Worley would continue to work through everything together. Mayor Just closed the Public Hearing at 7:03 and requested a motion.

Motion #7 by Trustee Voorhis, seconded by Trustee Douglas, to approve Ordinance No. 4, Series of 2024, as presented regarding penalty surcharges for citations. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

B. FIRST READING - Should the Board of Trustees for the Town of Fairplay adopt Ordinance No. 5, Series of 2024, entitled **"AN ORDINANCE OF THE TOWN OF FAIRPLAY, COLORADO AMENDING CHAPTER 6 REGARDING BUSINESS LICENSES AND REGULATIONS, ADDING ARTICLE VII ENTITLED MOBILE FOOD TRUCKS AND PUSHCARTS."**?

Sciaccia provided an overview of the Staff Report and reasoning behind its introduction. Following discussions regarding the number of permitted units, zoning, putting rules in place before a problem exists, requiring restrooms and hand washing facilities, licensing fees, Sciaccia recommended continuing the proposed ordinance to the July 1 regular meeting.

Motion #8 by Trustee Voorhis, seconded by Trustee Douglas, to table Ordinance No. 5, Series of 2024, to the July 1, 2024 Regular Meeting. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, and Voorhis – aye, Lynn – aye. Motion carried unanimously.

STAFF AND BOARD OF TRUSTEE REPORTS

Town Treasurer Danner presented information to the Board regarding sales tax numbers for brick-and-mortar businesses and online retailers providing details on the variance of reporting figures. She reported that her calculations showed 9% of business contributing to sales tax were brick-and-mortar and 91% were online retailers. However, brick-and-mortar business provided approximately 53% of all sales tax revenue. She also noted that as of the same time for 2023, total sales tax was down 12%, but overall sales tax was up 5% for the year.

Town Administrator Sciaccia reminded of and reviewed all the upcoming summer events listed on the agenda; reported that 501 Main Street Visitor Center space was almost complete and was over budget due to costs of materials and contractors but a grand opening would be scheduled soon; Public Works Crew Chief Sean Kleinschmidt resigned and was going to work at the County; Alex Wagner would be filling in in Public Works until a replacement was found; there was a need for parking along 285 along with crosswalks; CDOT was moving forward to hire a contractor to do a Traffic Study on 285; Park County was installing water lines at the Fairgrounds without discussing it with the Town first and Staff would be installing meters or asking the all water used by metered in some fashion; and she would be attending the County meeting where discussion regarding appointment of a County Manager were taking place.

Trustee Lynn advised that there was storage of materials from the CDOT housing project in the street as well as some parking of vehicles and suggested a friendly reminder of the rules and regulations.

Mayor Just reported that he had some activities coming up that would most likely prevent him from participating in Town events but he would do his best to work around them and he appreciated other Board members being available.

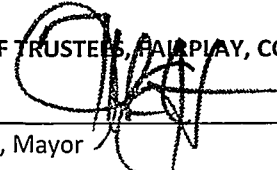
ADJOURNMENT

There being no further business before the Fairplay Board of Trustees, Mayor Just declared the meeting adjourned at 8:06 p.m.

ATTEST:


Janell Sciaccia, Town Clerk

BOARD OF TRUSTEES, FAIRPLAY, COLORADO


Frank Just, Mayor

