

**MINUTES OF THE REGULAR MEETING OF THE
FAIRPLAY BOARD OF TRUSTEES
June 3, 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, June 3, 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 were Town Administrator Janell Sciacca, Town Treasurer Jennie Danner, Chief of Police Jeff Worley (online), and Town Engineer Deron Dirksen (online).

APPROVAL OF AGENDA

Motion #1 by Trustee Voorhis, seconded by Trustee Douglas, 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 MINUTES OF REGULAR MEETING – April 1, 2024.~~
- B. ~~APPROVAL OF MINUTES OF REGULAR MEETING – April 15, 2024.~~
- C. **APPROVAL OF EXPENDITURES – Paid bills for all Town funds from May 3, 2024, through May 30, 2024, in the amount of \$377,751.62.**

Town Administrator Sciacca advised that the April 1 minutes were not complete and would therefore be removed from the Consent Agenda.

Motion #2 by Trustee Douglas, seconded by Mayor Pro Tem Lynn, that the Consent Agenda be approved as amended with the April 1 minutes removed, the April 15 minutes as written and the expenditures as stated. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, Voorhis – aye, Lynn – aye. Motion carried unanimously.

CITIZEN COMMENTS

Scott Dodge, 1317 Meadow Drive, spoke regarding water pressure spikes and a donation for the Park County Law Enforcement Gives Back and National Night Out. \$2,500 for the Nate Carrigan Annual Golf Tournament and \$500 for National Night Out budgeted in 2024 was approved by general agreement of the Board.

Mike Stone, Manager of the Hand Hotel located at 531 Front Street, spoke in opposition of an Xcel planned power outage citing impacts to local businesses.

Dale Fitting, 456 Front Street, spoke in opposition of an Xcel planned power outage also citing impacts to local business but also people with health conditions being without power.

Greg Johnson, 402 Hathaway, spoke questioning if the Town's franchise agreement factored into the matter and was also concerned about the impacts to businesses.

The Board agreed the shutdown was an inconvenience for everyone, not just businesses but it was determined Sunday was the least impact but, in the end, Xcel could move forward without any input from the Town or community.

Blair McGary, High Country Area Manager, appeared online stating Xcel was aware of the economic impacts and was trying to avoid a longer more impactful shutdown but still address safety concerns around wildfire mitigation without shutting down the power.

James Dean, 301 US Highway 285, spoke in favor of a shorter outage citing higher impacts on weekends and advised he was working on obtaining a generator and would offer up some cooler space to help others.

Following additional discussion, it was decided the project would move forward and preparations would be made for a shut down on June 23.

PRESENTATIONS, PROCLAMATIONS AND UPDATES

- A. Presentation from Town of Fairplay to Retiring Park County Manager Tom Eisenman. Mayor Just invited Park County Manager Tom Eisenman to the dais and presented him with a plaque of appreciation on behalf of the Town of Fairplay recognizing Eisenman's 25 years of service to the community and County. Eisenman thanked the Board for the gift.

NEW BUSINESS

- A. **FIRST READING – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 22, Series of 2024, entitled "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A CONSTRUCTION AGREEMENT WITH PAVEMENT MAINTENANCE SERVICES, INC. FOR THE 2024 STREET PAVING OVERLAY PROJECT."?**

Sciaccia provided an overview of the Staff Report. Discussions ensued regarding the addition of some additional areas in Town and Sciaccia advised that there was sufficient money budgeted to cover everything the Town wanted done.

Motion #3 by Trustee Voorhis, seconded by Trustee Douglas, to approve Resolution No. 22, Series of 2024, as presented approving an agreement Pavement Maintenance Services, Inc. for the 2024 Street Paving Overlay Project in an amount not to exceed \$175,000. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, and Voorhis – aye, Lynn – aye. Motion carried unanimously.

- B. **FIRST READING – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 23, Series of 2024, entitled "A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING A CONTRACT AGREEMENT WITH VELOCITY CONSTRUCTORS, INC. FOR THE WATER TREATMENT VALVE REPLACEMENT PROJECT."?**

Sciaccia provided an overview of the Staff Report reminding that this item originated from a presentation from Town On-Call / Water Projects Engineer Ken Hardesty and the resolution formalizes moving forward as recommended.

Motion #4 by Trustee Douglas, seconded by Trustee Baum to approve Resolution No. 23, Series of 2024, as presented approving a contract agreement with Velocity Constructors, Inc for the Water Treatment Valve Replacement Project in an amount not to exceed \$77,500. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, and Voorhis – aye, Lynn – aye. Motion carried unanimously.

- C. **FIRST 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."?**

Sciaccia provided an overview of the Staff Report for Items C, D & E. Following discussion, the Board noted several typos and generally agreed there was no rush to adopt the revised documents, and additional time was needed to review the lengthy and detailed rules and regulations.

Motion #4 by Trustee Voorhis, seconded by Trustee Douglas to continue Resolution No. 24, Series of 2024, to the June 17, 2024, regular meeting. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, and Voorhis – aye, Lynn – aye. Motion carried unanimously.

- D. FIRST 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 #5 by Trustee Voorhis, seconded by Trustee Douglas to continue Resolution No. 25, Series of 2024, to the June 17, 2024, regular meeting. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, and Voorhis – aye, Lynn – aye. Motion carried unanimously.

- E. FIRST 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 #6 by Trustee Voorhis, seconded by Trustee Douglas to continue Resolution No. 26, Series of 2024, to the June 17, 2024 regular meeting. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, and Voorhis – aye, Lynn – aye. Motion carried unanimously.

- F. FIRST READING** – Should the Board of Trustees for the Town of Fairplay adopt Resolution No. 27, Series of 2024, entitled **“A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF FAIRPLAY, COLORADO, APPROVING AN AGREEMENT WITH SGM FOR THE CREATION OF IMPACT FEES FOR TOWN SERVICES.”**?

Sciaccia provided an overview of the Staff Report. She reported that a \$25,000 DOLA Grant was obtained to offset the overall cost and recommended approval as presented so as to hopefully include the new fees in the 2025 fee schedule and adopted budget.

Motion #4 by Trustee Douglas, seconded by Mayor Pro Tem Lynn to approve Resolution No. 27, Series of 2024, as presented approving an agreement with SGM for creation of Impact Fees for the Town of Fairplay. A roll call vote was taken: Douglas – aye, Baum – aye, Just – aye, and Voorhis – aye, Lynn – aye. Motion carried unanimously.

OTHER BUSINESS:

- A. Discussion regarding illegal squatting on private property.

Chief Worley provided an overview of his analysis of the Town needing to adopt an ordinance to address illegal squatting advising he looked at four points: legal principle of adverse possession, Town ordinances, eviction process, and Colorado law. He summed up several suggestions but noted no new Town ordinance was required, and current law and ordinances were sufficient. He advised that the PD did also offer home checks and would be implementing and online for the use of residents to request services when away.

STAFF AND BOARD OF TRUSTEE REPORTS

Chief Worley reported that one Officer resigned due to illness of his father-in-law and the opening was posted. He also obtained confirmation from the Board the Town was interested in pursuing conversations with the School District for an SRO position upon Tom Ackerman’s retirement with a 25/75 split of funding.

Town Administrator Sciaccia reported that expenditures were higher than normal due to the 2 new patrol vehicles that were received, payment of the Sanitation District acquisition loan interest, and several significant budgeted expenses; she and Danner were working with Plante Moran on updating financial policies and procedures; and revisions to the Employee Handbook were forthcoming; and the recodification process would be starting soon; Grant Manager Flannery has been able to secure some small funding grants for the PD, was looking for SRO funding and would be helping her during a presentation to the Park County Land & Water Trust for matching MMOF fund for the River Park Trail project; the River Park project was out to bid; and the CU Students would be coming into Town later in the week to kick off their project.

Town Treasurer Danner reported that a glitch in the Utility billing systems resulted in error penalty fees while she was on vacation, but Deputy Clerk Ernst worked to remove them from the impacted accounts; and she would have

updated financials for the next meeting. Mayor Just requested Danner provide detail showing segregation of sales tax for online versus brick-and-mortar businesses in the Town for the Board's information. He also congratulated her on where she was taking the town financially and expressed his appreciation for the work she was doing.

Trustee Voorhis requested cleaning of the sediment and dead animals from the bike path to Alma.

Trustee Lynn reported there on an exposed electrical receptacle at the pavilion at the Beach and advised the picnic tables were looking rough.

Trustee Douglas requested work be done on the alley between 2nd and 3rd.

Mayor Just reported on a community meeting held by Representative Brittany Pettersen that he, Trustee Baum and Trustee Voorhis attended; Town Clean Up was another success and he met Special Events Assistant Kelsey Sprys who was helping out; and he thanked the Board for all their diligence, input on important matters, and proactive approach to Town business.

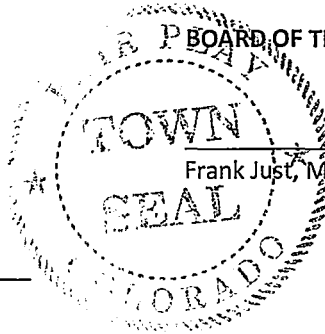
ADJOURNMENT

There being no further business before the Fairplay Board of Trustees, Mayor Just declared the meeting adjourned at 8:15 p.m.

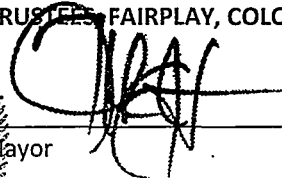
ATTEST:



Janell Sciacca, Town Clerk



BOARD OF TRUSTEES, FAIRPLAY, COLORADO



Frank Just, Mayor