

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO
JANUARY 22, 2019**

Mayor Wilkinson called the meeting to order at 7:00 p.m. Town Clerk Deborah Wohlmuth called the roll.

Present: Jessica Burley
Dan Fallon
Rick Ihnken
Hunter Mortensen
Deborah Shaner
Gary Wilkinson

Absent: Melissa Sherburne

Public Comment:

There was no public comment.

Council Comment:

Council member Shaner thanked Diane McBride for service as Interim Town Manager.

Presentation:

Mayor Wilkinson awarded \$13570 in cash and \$34,188 in in-kind donations to 47 organizations for the 2019 budget cycle.

Consent Agenda:

Minutes January 8, 2019 Meeting

Warrant List

Purchasing Cards

Owner's Representation Services Agreement with NV5 for Frisco Bay Marina Master Plan Coordination and Construction

MOTION: COUNCIL MEMBER MORTENSEN MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED. SECOND, COUNCIL MEMBER BURLEY. VOTE:

BURLEY	YEA	SHANER	YEA
FALLON	YEA	SHERBURNE	ABSENT
IHNKEN	YEA	WILKINSON	YEA
MORTENSEN	YEA	MOTION CARRIED.	

New Business:

Agenda Item #1: Planning File No. 110-18-MDA/CU: a Public Hearing of Modifications to the Approved Conditional Use Request for the Library Lofts Multi-Family Residential Project Located at 90 South Madison Avenue / Unplatted (TR 5-78, Sec 34, Qtr 1 Sq. Ft. 21,127 Pt of

Flora Placer Cont. 0.32 Acres and Lot E-4, Frisco West 0.165 Acres) also Known as the "Summit County Library Tract". Applicant: Todd Crowe STAFF: JOYCE ALLGAIER 1) MAYOR OPENS PUBLIC HEARING 2) STAFF REPORT 3) PUBLIC COMMENTS 4) MAYOR CLOSES PUBLIC HEARING 5) COUNCIL DISCUSSION 6) MOTION MADE 7) MOTION SECONDED 8) DISCUSSION ON MOTION 9) QUESTION CALLED

Community Planner Katie Kent stated that the applicant, Todd Crowe, Crowe Architects, has submitted a modification to the previously approved conditional use for the Library Lofts multi-family residential project at 90South Madison Avenue. The original application involved integrating the existing building into this new multiple-family residential project. Due to structural concerns that have arisen, the applicant is proposing to remove the existing building on the property instead of utilizing it for the project. With the proposed modifications to the development application, including increasing the intensity of use by adding residential units, modifying parking, and changes to square footage, Staff determined that the project requires conditional use approval. The applicant has chosen to have the project be reviewed under the regulations in effect when the application was originally reviewed. Through the Town Code in effect at the time of original development application review, all permitted uses in the Mixed Use (MU) District must consist of a mixture of residential and commercial uses, with each such sort of use making up not less than twenty percent (20%) of the total floor area of all uses within a single zone lot. Since the applicant is proposing to remove the existing office use, the property will contain 100% residential use and this requires conditional use approval. Mayor Wilkinson opened the public hearing at 7:16 p.m. Applicant Todd Crowe spoke in support of the application. There being no public comment, Mayor Wilkinson closed the public hearing at 7:19 p.m.

MOTION: COUNCIL MEMBER SHANER MOVED TO APPROVE PLANNING FILE NO. 110-18-MDA/CU: A PUBLIC HEARING OF MODIFICATIONS TO THE APPROVED CONDITIONAL USE REQUEST FOR THE LIBRARY LOFTS MULTI-FAMILY RESIDENTIAL PROJECT LOCATED AT 90 SOUTH MADISON AVENUE / UNPLATTED (TR 5-78, SEC 34, QTR 1 SQ. FT. 21,127 PT OF FLORA PLACER CONT. 0.32 ACRES AND LOT E-4, FRISCO WEST 0.165 ACRES) ALSO KNOWN AS THE "SUMMIT COUNTY LIBRARY TRACT". SECOND, COUNCIL MEMBER FALLON. VOTE:

BURLEY	YEA	SHANER	YEA
FALLON	YEA	SHERBURNE	ABSENT
IHNKEN	YEA	WILKINSON	YEA
MORTENSEN	YEA	MOTION CARRIED.	

Agenda Item #2: First Reading Ordinance 19-02, an Ordinance Amending Chapter 171 of the Code of Ordinances of the Town of Frisco, Concerning Water, by Amending Subsection 171-5.C, Concerning Water System Extensions, 171-11.A, Concerning the Adoption of Water Rates and Charges; 171-11D, Concerning Charges Related to the Tapping of Water Mains; 171-22.A, Concerning Phase 2 Mandatory Water Use Restrictions; 171-23.A, Concerning Phase 3 Mandatory Water Use Restrictions; and 171-24.A Concerning Phase 4 Mandatory Water Use Restrictions STAFF: JEFF GOBLE 1) MAYOR OPENS PUBLIC HEARING 2) STAFF REPORT 3) PUBLIC COMMENTS 4) MAYOR CLOSES PUBLIC HEARING 5) COUNCIL DISCUSSION 6) MOTION MADE 7) MOTION SECONDED 8) DISCUSSION ON MOTION 9) QUESTION CALLED

Public Works Director Jeff Goble stated that Council is required to review and update, if needed, various Town documents, standards and Ordinances every five years to keep them up to date.

The last changes to Chapter 171, Water, as well as the Water Construction Standards were completed in 2006 and 2011 respectively. The amended Ordinance are revisions to the Water Construction Standards that tie to the Ordinance, creating the need to amend the Ordinance before we amend the Water Construction Standards. Approval of the amendments to the Water Construction Standards will be done by Resolution 19-08 which is currently on the consent agenda during the February 26th Council meeting. Mayor Wilkinson opened the public hearing at 7:20 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:27 p.m.

MOTION: COUNCIL MEMBER IHNKEN MOVED TO APPROVE ON FIRST READING ORDINANCE 19-02, AN ORDINANCE AMENDING CHAPTER 171 OF THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, CONCERNING WATER, BY AMENDING SUBSECTION 171-5.C, CONCERNING WATER SYSTEM EXTENSIONS, 171-11.A, CONCERNING THE ADOPTION OF WATER RATES AND CHARGES; 171-11D, CONCERNING CHARGES RELATED TO THE TAPPING OF WATER MAINS; 171-22.A, CONCERNING PHASE 2 MANDATORY WATER USE RESTRICTIONS; 171-23.A, CONCERNING PHASE 3 MANDATORY WATER USE RESTRICTIONS; AND 171-24.A CONCERNING PHASE 4 MANDATORY WATER USE RESTRICTIONS. SECOND, COUNCIL MEMBER MORTENSEN. VOTE:

BURLEY	YEA	SHANER	YEA
FALLON	YEA	SHERBURNE	ABSENT
IHNKEN	YEA	WILKINSON	YEA
MORTENSEN	YEA	MOTION CARRIED.	

Old Business:

Agenda Item #3: Second Reading Ordinance 19-01, an Ordinance Authorizing the Issuance By the Town of Frisco, Acting By and Through Its Marina Enterprise, of Marina Enterprise Revenue Bonds, Series 2019, in an Aggregate Principal Amount Not To Exceed \$6,000,000 for the Purpose of Financing the Construction of Certain Capital Improvements to the Marina Facilities; Prescribing the Form of Such Series 2019 Bonds and Providing Other Details in Connection Therewith STAFF: BONNIE MOINET 1) MAYOR OPENS PUBLIC HEARING 2) STAFF REPORT 3) PUBLIC COMMENTS 4) MAYOR CLOSSES PUBLIC HEARING 5) COUNCIL DISCUSSION 6) MOTION MADE 7) MOTION SECONDED 8) DISCUSSION ON MOTION 9) QUESTION CALLED

Finance Director Bonnie Moinet stated that staff is requesting approval of Ordinance 19-01 authorizing issuance of Marina Enterprise Revenue Bonds in an amount not to exceed \$6,000,000 to provide funding for capital projects which will expand capacity at the Marina. The Town adopted the Frisco Marina Park Master Plan on June 26, 2018, which identified multi-phase projects to enhance the Marina. As presented in the Town's 2019 budget, Council authorized staff to pursue funding, in addition to projected revenues and reserve accounts, for 2019 projects totaling \$3,996,700 and projected 2010 projects totaling \$3,602,500. Staff has been working with Bond Counsel, Kutak Rock, LLC, and Underwriters, George K. Baum & Company, to develop this ordinance and the associated documents. Payments in the first two years will be interest only of approximately \$360,000. These lower payments during the construction period will allow the Town to build up reserves over this time. When principal and interest payments are payable, principal payments will be gradually increased, allowing the Town time to replenish its reserves. The total amount of bonds issued will be approximately \$5,600,000. Bond payments will begin June 1, 2019 (interest only) and final payment will be

December 1, 2048. Mayor Wilkinson opened the public hearing at 7:29 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:40p.m.

MOTION: COUNCIL MEMBER MORTENSEN MOVED TO APPROVE THE SECOND READING OF ORDINANCE 19-01, AN ORDINANCE TO ALLOW THE TOWN TO ISSUE MARINA ENTERPRISE REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$6,000,000 IN ORDER TO COMPLETE THE FIRST TWO PHASES OF THE MARINA PARK MASTER PLAN, WITH A TOTAL COST OF \$7,599,200. SECOND, COUNCIL MEMBER FALLON. VOTE:

BURLEY	YEA	SHANER	NO
FALLON	YEA	SHERBURNE	ABSENT
IHNKEN	YEA	WILKINSON	YEA
MORTENSEN	YEA	MOTION CARRIED.	

Adjourn:

There being no further business, the meeting adjourned at 7:41 p.m.

Respectfully Submitted,

Deborah Wohlmut, CMC
Town Clerk