

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO
MARCH 26, 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
Melissa Sherburne
Gary Wilkinson

Absent:

Public Comment:

Rodney Robinson with Team Summit introduced the Team Summit Children's Games participants indicating that the twelve participants won fifteen medals, all with top ten finishes.

Frisco residents and business owners Joyce Burford, Lisa Holenko, and Mary Elaine Moore, encouraged Council to consider vertical zoning from Second and Main to Seventh and Main by limiting or prohibiting service oriented businesses on the first floor of Main Street buildings. Frisco business owner Jan Shackelford encouraged Council to consider the decision carefully to prohibit property owners from their ability to utilize their buildings to their best opportunity.

Council Comment:

Council member Shaner thanked Public Works for their snow removal efforts.

Proclamation:

Mayor Wilkinson proclaimed March 30, 2019 Earth Hour Day.

Consent Agenda:

- Minutes March 12, 2019 Meeting
- Warrant List
- Purchasing Cards
- Marina Project Financing: Bond Purchase Agreement
- Resolution 19-13, a Resolution for the Purchase of a Multihog CX75 Sidewalk Machine for Use in Streets, Parks and General Town Maintenance Operations
- Resolution 19-14, a Resolution for the Purchase of One (1) Caterpillar 930M Loader and one (1) Caterpillar 938M Loader for Use in Streets, Parks and General Town Maintenance Operations

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

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

New Business:

Agenda Item #1: Resolution 19-15, a Resolution Approving the Phase One Site Improvements at the Frisco Bay Marina STAFF: TOM HOGEMAN 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

Marina Manager Tom Hogeman indicated that this proposed project is Phase 1 of the larger Marina Master Plan. Phase 1 includes site improvements that will follow the Big Dig Project that is currently underway. These site improvements intend to be substantially complete this summer and have been planned with future work in mind as to avoid unnecessary rework. Mr. Hogeman indicated that the Phase 1 scope of work includes the construction of a three lane boat ramp, drive lanes, curb & gutter, utility infrastructure, and site hardscape and softscape. The boat ramp is planned to be completed on or before May 1, 2019. Based on Columbine Hills Concrete being the responsive low bidder, their local knowledge, and the successful working relationship with the Town on past projects including, "Step Up Main", staff recommends the Town Council approve a contract with Columbine Hills Concrete. Mayor Wilkinson opened the public hearing at 7:33 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:35 p.m.

MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE RESOLUTION 19-15, A RESOLUTION APPROVING THE PHASE ONE SITE IMPROVEMENTS AT THE FRISCO BAY MARINA. SECOND, COUNCIL MEMBER FALLON. VOTE:

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

Agenda Item #2: Resolution 19-16, a Resolution Authorizing the Mayor and Town Clerk to Execute That Certain Agreement for the Peninsula Recreation Area Building Design Build Construction Services with MW Golden Constructors STAFF: DIANE MCBRIDE 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

Assistant Town Manager Diane McBride indicated that The Town of Frisco budgeted for a new building at the Peninsula Recreation Area (PRA) in 2019. The project scope consists of a 4,000ft² prefabricated metal building to be built out with interior office space and maintenance and storage space. In addition to the design/build scope of work for this project, the work also includes the construction of the exterior restrooms attached to the Day Lodge to maximize the

cost benefits/efficiency with a general contractor on site. Four (4) teams submitted proposals for the project, and all four (4) teams were interviewed on March 12, 2019. Based on their expertise, local knowledge and work, price, reputation, and their complete team, staff recommends working with MW Golden Constructors on this project. Mayor Wilkinson opened the public hearing at 7:39 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:49 p.m.

MOTION: COUNCIL MEMBER FALLON MOVED TO APPROVE RESOLUTION 19-16, A RESOLUTION AUTHORIZING THE MAYOR AND TOWN CLERK TO EXECUTE THAT CERTAIN AGREEMENT FOR THE PENINSULA RECREATION AREA BUILDING DESIGN BUILD CONSTRUCTION SERVICES WITH MW GOLDEN CONSTRUCTORS. SECOND, COUNCIL MEMBER SHANER. VOTE:

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

Agenda Item #3: First Reading Ordinance 19-04, an Ordinance Amending Chapter 180 of the Code of Ordinances of the Town of Frisco, Concerning the Unified Development Code, By Amending Subsection 180-1.5.3, Concerning Building Permits and Certificates of Occupancy; Subsection 180-2.5.1.D, Concerning the Approval Criteria for Conditional Uses; Subsection 180-2.5.2.B.1, Table 2-2, Concerning Site Plan Review Thresholds; Subsection 180-2.5.2.D.3.A, Concerning Sketch Plan of the Major Site Plan Review Procedures; Subsection 180-2.5.2.D.4, Concerning Staff Review and Action of the Major Site Plan Review Procedures; Subsection 180-2.7.2, Table 2-3, Concerning Allowable Administrative Adjustments; Subsection 180-3.11, Table 3.11-1, Concerning CC District Dimensional Standards; Subsection 180-3.17.11, Concerning Table of Allowed Uses; Subsection 180-5.2.1.C.2, Concerning Crawlspace and Basements Associated with Cabin Housing; Subsection 180-5.2.3.C.2, Concerning Dumpster Enclosures; Subsection 180-5.2.6.J, Concerning Location Criteria for Medical Marijuana Dispensaries; Subsection 180-5.2.8, Concerning Residential Uses in the Central Core and Mixed Use Districts; Subsection 180-5.2.9.I., Concerning Locational Criteria for Retail Marijuana Facilities; Subsection 180-5.2.7, Concerning Light Industrial Zoning District; Subsection 180-5.2.8, Concerning the Light Industrial Zoning District; Subsection 180-5.5.B.1., Concerning Density Bonus in the Central Core, Gateway, and Mixed-Use Districts; Subsection 180-6.3.2, Concerning Buildings Occupying More Than One Lot; Subsection 180-6.8.A., Concerning Allowance of Non-Solid Fuel-Burning Devices; Subsection 180-6.13.3., Concerning On-Premise Parking Requirements; Subsection 180-6.13.3., Table 6-1, Concerning Required Number of Parking Spaces By Land Use; Subsection 180-6.13.3.D. Concerning Minimum Parking Requirements for the Central Core District (CC) and Properties Within the Mixed-Use District (MU) that Front on West Main Street; Subsection 180-6.16.3.E, Concerning General Requirements for Outdoor Lighting; Section 180-8, Concerning Fences and Walls; Subsection 180-6.19.7.D, Concerning Snow and Wind Load Standards for Signs; Subsection 180-6.19.12.C, Concerning Flags; Subsection 180-6.19.14, Concerning Nonconforming Signs; Subsection 180—6.22.3.F, Concerning Residential Development Standards for Garages; Subsection 180-7.6.3, Concerning Subdivision Lots; Subsection 180-7.6.9, Concerning Sanitary Sewers; Subsection 180-8.5.1, Concerning Changes, Extensions or Alterations of Nonconforming Buildings and Structures; Subsection 180-9.2.3, Concerning Definitions of General Use Categories for Personal Services; Section 180-9.3, Concerning General Definitions for Affordable Housing, Bedroom, Certificate of Occupancy, Condominium Hotel,

Electric Vehicle Charging Station, Structure Height, Kennel, Commercial/Industrial Laundromat, Self-Service Laundromat, Multi-Housing Laundry, On-Premises Laundry, Public or Private Park, Personal Services, Substantial Destruction, Conditional Use, and Veterinary Clinic STAFF: BILL GIBSON 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

Assistant Community Development Director Bill Gibson stated that this is the first reading of Ordinance 19-04 amending specific elements of Chapter 180, Frisco Unified Development Code (UDC), including the allowance for Commercial/Industrial Laundromats in the Light Industrial Zoning District. The current UDC was adopted in total through Ordinance 17-04 in June of 2017. The purpose of the 2017 UDC project was to upgrade, consolidate, and reformat the former subdivision and zoning regulations. It was acknowledged at that time that additional corrections and policy amendments to these regulations would be forthcoming over time. Therefore, Staff is also proposing various “housekeeping” and substantive code text amendments to the UDC including an amendment prohibiting a residential use on the ground floor on properties within the Central Core is included in this group of amendments. Mayor Wilkinson opened the public hearing at 8:27 p.m. Diane Weiland asked for clarification concerning coin operated laundries. There being no additional public comment, Mayor Wilkinson closed the public hearing at 8:28 p.m.

MOTION: COUNCIL MEMBER SHANER MOVED TO APPROVE FIRST READING ORDINANCE 19-04, AN ORDINANCE AMENDING CHAPTER 180 OF THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, CONCERNING THE UNIFIED DEVELOPMENT CODE, BY AMENDING SUBSECTION 180-1.5.3, CONCERNING BUILDING PERMITS AND CERTIFICATES OF OCCUPANCY; SUBSECTION 180-2.5.1.D, CONCERNING THE APPROVAL CRITERIA FOR CONDITIONAL USES; SUBSECTION 180-2.5.2.B.1, TABLE 2-2, CONCERNING SITE PLAN REVIEW THRESHOLDS; SUBSECTION 180-2.5.2.D.3.A, CONCERNING SKETCH PLAN OF THE MAJOR SITE PLAN REVIEW PROCEDURES; SUBSECTION 180-2.5.2D.4, CONCERNING STAFF REVIEW AND ACTION OF THE MAJOR SITE PLAN REVIEW PROCEDURES; SUBSECTION 180-2.7.2, TABLE 2-3, CONCERNING ALLOWABLE ADMINISTRATIVE ADJUSTMENTS; SUBSECTION 180-3.11, TABLE 3.11-1, CONCERNING CC DISTRICT DIMENSIONAL STANDARDS; SUBSECTION 180-3.17.11, CONCERNING TABLE OF ALLOWED USES; SUBSECTION 180-5.2.1.C.2, CONCERNING CRAWLSPACES AND BASEMENTS ASSOCIATED WITH CABIN HOUSING; SUBSECTION 180-5.2.3.C.2, CONCERNING DUMPSTER ENCLOSURES; SUBSECTION 180-5.2.6.J, CONCERNING LOCATION CRITERIA FOR MEDICAL MARIJUANA DISPENSARIES; SUBSECTION 180-5.2.8, CONCERNING RESIDENTIAL USES IN THE CENTRAL CORE AND MIXED USE DISTRICTS; SUBSECTION 180-5.2.9.I., CONCERNING LOCATIONAL CRITERIA FOR RETAIL MARIJUANA; SUBSECTION 180-5.2.7, CONCERNING LIGHT INDUSTRIAL ZONING DISTRICT; SUBSECTION 180-5.2.8, CONCERNING THE LIGHT INDUSTRIAL ZONING DISTRICT; SUBSECTION 180-5.5.B.1., CONCERNING DENSITY BONUS IN THE CENTRAL CORE, GATEWAY, AND MIXED-USE DISTRICTS; SUBSECTION 180-6.3.2, CONCERNING BUILDINGS OCCUPYING MORE THAN ONE LOT; SUBSECTION 180-6.8.A., CONCERNING ALLOWANCE OF NON-SOLID FUEL-BURNING DEVICES; SUBSECTION 180-6.13.3., CONCERNING ON-PREMISE PARKING REQUIREMENTS; SUBSECTION 180-6.13.3., TABLE 6-1, CONCERNING REQUIRED NUMBER OF PARKING SPACES BY LAND USE; SUBSECTION 180-6.13.3.D. CONCERNING MINIMUM PARKING REQUIREMENTS FOR THE CENTRAL CORE DISTRICT (CC) AND PROPERTIES WITHIN

THE MIXED-USE DISTRICT (MU) THAT FRONT ON WEST MAIN; SUBSECTION 180-6.16.3.E, CONCERNING GENERAL REQUIREMENTS FOR OUTDOOR LIGHTING; SECTION 180-8, CONCERNING FENCES AND WALLS; SUBSECTION 180-6.19.7.D, CONCERNING SNOW AND WIND LOAD STANDARDS FOR SIGNS; SUBSECTION 180-6.19.12.C, CONCERNING FLAGS; SUBSECTION 180-6.19.14, CONCERNING NONCONFORMING SIGNS; SUBSECTION 180—6.22.3.F, CONCERNING RESIDENTIAL DEVELOPMENT STANDARDS FOR GARAGES; SUBSECTION 180-7.6.3, CONCERNING SUBDIVISION LOTS; SUBSECTION 180-7.6.9, CONCERNING SANITARY SEWERS; SUBSECTION 180-8.5.1, CONCERNING CHANGE, EXTENSION OR ALTERATION OF NONCONFORMING BUILDINGS AND STRUCTURES; SUBSECTION 180-9.2.3, CONCERNING DEFINITIONS OF GENERAL USE CATEGORIES FOR PERSON SERVICES; SECTION 180-9.3, CONCERNING GENERAL DEFINITIONS FOR AFFORDABLE HOUSING, BEDROOM, CERTIFICATE OF OCCUPANCY, CONDOMINIUM HOTEL, ELECTRIC VEHICLE CHARGING STATION, STRUCTURE HEIGHT, KENNEL, COMMERCIAL/INDUSTRIAL LAUNDROMAT, SELF-SERVICE LAUNDROMAT, MULTI-HOUSING LAUNDRY, ON-PREMISE LAUNDRY, PUBLIC OR PRIVATE PARK, PERSONAL SERVICES, SUBSTANTIAL DESTRUCTION, CONDITIONAL USE, AND VETERINARY CLINIC. SECOND, COUNCIL MEMBER IHNKEN. VOTE:

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

Adjourn:

There being no further business, the meeting adjourned at 8:29 p.m.

Respectfully Submitted,

Deborah Wohlmuth, CMC
Town Clerk