

**RECORD OF PROCEEDINGS  
MINUTES OF THE REGULAR MEETING  
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO  
SEPTEMBER 24, 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:**

Frisco resident Tom Kahler thanked Council for looking at sustainable investment strategies, and encouraged them to consider further action.

**Council Comment:**

Council member Ihnken acknowledged the Frisco Marina staff.

Mayor Pro-Tem Mortensen updated Council on the Mountain PAC trip to Washington DC.

**Consent Agenda:**

- Minutes September 10, 2019 Meeting
- GAP Project CDOT Letter of Consent

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

<b>BURLEY</b>	<b>YEA</b>	<b>SHANER</b>	<b>YEA</b>
<b>FALLON</b>	<b>YEA</b>	<b>SHERBURNE</b>	<b>ABSENT</b>
<b>IHNKEN</b>	<b>YEA</b>	<b>WILKINSON</b>	<b>YEA</b>
<b>MORTENSEN</b>	<b>YEA</b>	<b>MOTION CARRIED.</b>	

**New Business:**

Agenda Item #1: First Reading, Ordinance 19-18, an Ordinance Granting Easements to the Colorado Department of Transportation in Connection with the Improvement of State Highway 9  
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

Interim CDD Director Bill Gibson stated that the Colorado Department of Transportation (CDOT) is requesting easements from the Town of Frisco to facilitate construction of the "Gap Project" improvements to State Highway 9. The request involves donating one (1) permanent easement for the purposes of roadway construction and maintenance, specifically to accommodate the installation and future maintenance of a storm water drainage culvert. This easement is located on Frisco Peninsula Recreation Area (PRA) property adjacent to the highway between Peninsula Road and the Water Dance Subdivision. For additional details, please refer to the attached Ordinance 19-18. The second element of this request involves donating six (6) temporary easements for the purposes of roadway construction and bike path improvements. These easements affect various Town of Frisco owned properties located adjacent Highway 9. For additional details, please refer to the attached letter from CDOT dated August 8, 2019 and the accompanying Memorandum of Agreement. CDOT is requesting that the Town consider declining compensation and instead donate the value of these easements to CDOT. Mayor Wilkinson opened the public hearing at 7:09 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:10 p.m.

**MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE THE MEMORANDUM OF AGREEMENT AUTHORIZING TEMPORARY EASEMENTS AND THE FIRST READING, ORDINANCE 19-18, AN ORDINANCE GRANTING EASEMENTS TO THE COLORADO DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH THE IMPROVEMENT OF STATE HIGHWAY 9. SECOND, COUNCIL MEMBER SHANER. VOTE:**

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

**Executive Session:**

Agenda Item #2: Executive Session Pursuant to C.R.S. 24-6-402(4)(B), Conferences with an Attorney for the Town for the Purposes of Receiving Legal Advice on Specific Legal Questions; and (f), Personnel Matters

**MOTION: COUNCIL MEMBER MORTENSEN MOVED TO ENTER INTO AN EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402(4)(B), CONFERENCES WITH AN ATTORNEY FOR THE TOWN FOR THE PURPOSES OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS; AND (F), PERSONNEL MATTERS. SECOND, COUNCIL MEMBER BURLEY. VOTE:**

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

**MOTION: COUNCIL MEMBER MORTENSEN MOVED TO EXIT AN EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402(4)(B), CONFERENCES WITH AN ATTORNEY FOR THE TOWN FOR THE PURPOSES OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS; AND (F), PERSONNEL MATTERS. SECOND, COUNCIL MEMBER BURLEY. VOTE:**

<b>BURLEY</b>	<b>YEA</b>	<b>SHANER</b>	<b>YEA</b>
<b>FALLON</b>	<b>YEA</b>	<b>SHERBURNE</b>	<b>ABSENT</b>
<b>IHNKEN</b>	<b>YEA</b>	<b>WILKINSON</b>	<b>YEA</b>
<b>MORTENSEN</b>	<b>YEA</b>	<b>MOTION CARRIED.</b>	

**Adjourn:**

There being no further business, the meeting adjourned at 7:34 p.m.

Respectfully Submitted,

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Deborah Wohlmut, CMC  
Town Clerk