

**THE SEPTEMBER 24, 2019 COUNCIL PACKET MAY BE VIEWED
BY GOING TO THE TOWN OF FRISCO WEBSITE.**

**RECORD OF PROCEEDINGS
WORK SESSION MEETING AGENDA OF THE
TOWN COUNCIL OF THE TOWN OF FRISCO
SEPTEMBER 24, 2019
4:00PM**

Agenda Item #1: Investment Strategies and Goals

Agenda Item #2: 2020 Discretionary Fund Discussion

Agenda Item #3: Zero Waste Event Discussion

Agenda Item #4: Citizen Request Concerning Ordinance Regarding the Sale of Puppies and Kittens in Pet Stores

**RECORD OF PROCEEDINGS
REGULAR MEETING AGENDA OF THE
TOWN COUNCIL OF THE TOWN OF FRISCO
SEPTEMBER 24, 2019
7:00PM**

**STARTING TIMES INDICATED FOR AGENDA ITEMS ARE ESTIMATES ONLY AND
MAY CHANGE**

Call to Order:

Gary Wilkinson, Mayor

Roll Call:

Gary Wilkinson, Jessica Burley, Daniel Fallon, Rick Ihnken, Hunter Mortensen, Deborah Shaner, and Melissa Sherburne

Public Comments:

Citizens making comments during Public Comments or Public Hearings should state their names and addresses for the record, be topic-specific, and limit comments to no longer than three minutes.

NO COUNCIL ACTION IS TAKEN ON PUBLIC COMMENTS. COUNCIL WILL TAKE ALL COMMENTS UNDER ADVISEMENT AND IF A COUNCIL RESPONSE IS APPROPRIATE THE INDIVIDUAL MAKING THE COMMENT WILL RECEIVE A FORMAL RESPONSE FROM THE TOWN AT A LATER DATE.

Mayor and Council Comments:

Staff Updates:

Consent Agenda:

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

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 CLOSES PUBLIC HEARING 5) COUNCIL DISCUSSION 6) MOTION MADE 7) MOTION SECONDED 8) DISCUSSION ON MOTION 9) QUESTION CALLED

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

Adjourn:



**DISCRETIONARY FUND
NONPROFIT GRANT APPLICATIONS
2020**

TO: TOWN COUNCIL
FROM: JESSICA BURLEY, COUNCIL MEMBER; RICK IHNKEN, COUNCIL MEMBER; NANCY KERRY, TOWN MANAGER; DIANE McBRIDE, ASSISTANT TOWN MANAGER; BONNIE MOINET, FINANCE DIRECTOR; DEBORAH WOHLMUTH, TOWN CLERK
RE: DISCRETIONARY FUND REQUESTS FOR BUDGET YEAR 2020
DATE: SEPTEMBER 24, 2019

Attached is a packet of information for the 2020 Discretionary Fund, including a list of fifty organizations requesting grant funding, respective Discretionary Fund subcommittee funding recommendations and brief descriptions of each project or program for which organizations are seeking funds. The committee recommends limiting discretionary fund allocations to a combined total of \$64,400 excluding in-kind contributions for the 2020 budget. Additionally, the committee recommends \$17,386 in in-kind donations.

To meet this goal, staff has recommended funding for grant requests using the following criteria:

- Benefit to Frisco residents.
- Benefit to Summit County residents.
- Past Council allocations.
- Organizations' results with programs that have received funding from the Town of Frisco in the past.
- Support of first year requests from Frisco non-profits.
- Consistency of dollar amount awarded amongst all non-profits.
- Encourage self-sufficiency through smaller awards over time.
- Alignment with Town of Frisco Strategic Goals

In the past, Council has received requests for amounts larger than those permitted through the County-wide grant process. These requests have come from entities that Council feels provide important health, welfare and community services. For these purposes, Council directed staff to include the following amounts in the 2020 budget:

Summit County Preschool	\$65,000
Building Hope Foundation	\$10,000
Community Care Clinic	\$25,000
Child Advocacy Center	\$ 5,000
Energy Smart (HC3)	\$20,900
Resource Wise (HC3)	<u>\$15,000</u>
Total	\$140,900

ORGANIZATION	FUNDED '18	FUNDED '19	REQUESTED '20	STRATEGIC GOALS	COMMITTEE RECOMMENDATION
Advocates for Victims of Assault	INKIND	INKIND	INKIND	A,E	SAP
Advocates for Victims of Assault	\$2500	\$2500	\$5000	A,E	\$4000
After Prom	n/a	\$500	\$1000	E	\$1000
Bethany Immigration Services	\$500	\$1000	\$4000	A,E	\$2000
Blue River Horse Center	\$1000	\$1500	\$5000	DNQ	0
Breckenridge Film Festival	INKIND	INKIND	INKIND	B	SAP
Breckenridge Film Festival	\$500	\$500	\$3500	DNQ	0
Breckenridge Montessori	n/a	n/a	INKIND	E	SAP
Breckenridge Outdoor Education Center	\$1200	\$1200	\$1200	D	\$1200
CASA of the Continental Divide	n/a	n/a	INKIND	A	SAP
CASA of the Continental Divide	\$1000	\$1000	\$1500	A	\$1200
Colorado Fourteeners Initiative	\$500	\$500	\$500	DNQ	0
Colorado Mountain College Foundation	\$1000	\$1000	\$1000	A	\$1000
Domus Pacis	INKIND	INKIND	INKIND	A	(28) Tubing Passes
Education Foundation of the Summit	\$1000	\$1000	\$1000	B	\$1000
Family and Intercultural Resource Center	INKIND	INKIND	INKIND	E	SAP
Family and Intercultural Resource Center	\$3500	\$3500	\$3500	E	0
Friends of Colorado Avalanche Info Center	\$1000	\$1000	\$5000	D	\$5000
Friends of Dillon Ranger District	INKIND	INKIND	INKIND	C	Facility Rental Waiver
Friends of Dillon Ranger District	\$5000	\$5000	\$5000	C	\$5000
Girl Scouts of Colorado	\$500	\$500	\$500	A	\$500
High Country Conservation Center	n/a	n/a	INKIND	C	SAP
High Country Conservation Center	\$2500	\$3000	\$5000	C	\$5000
High Country Soccer Association	INKIND	INKIND	INKIND	D	Facility Rental Waiver
High Country Veterans Adventures	n/a		\$2500	A	(25) Tubing OR SUP
Keystone Science School	n/a	n/a	INKIND	C	(50) Tubing Passes OR \$1500

Strategic Goals:

- A: Inclusive Community
- B: Thriving Economy
- C: Sustainable Environment
- D: Vibrant Recreation
- E: Quality Core Services
- DNQ: Does Not Qualify

ORGANIZATION	FUNDED '18	FUNDED '19	REQUESTED '20	STRATEGIC GOALS	COMMITTEE RECOMMENDATION
Keystone Science School	\$2500	\$3000	\$5000	C	NOT BOTH
Lake Dillon Preschool	n/a	\$1000	\$5000	C	SAP
Mind Springs Health	n/a	n/a	\$3000	E	0
Mountain Mentors	\$1000	\$1000	\$5000	DNQ	\$1000
National Repertory Orchestra	n/a	n/a	INKIND	B	SAP
National Repertory Orchestra	\$500	\$500	\$1730	B	0
Project Bike Tech	n/a	0	\$5000	B	\$2000
Rotary Club of Summit County	\$1000	\$1000	\$1500	A	\$1500
SOS Outreach	n/a	\$1000	\$3500	A,D	0
Summit Colorado Interfaith Council	n/a	INKIND	INKIND		0
Summit Community Care Clinic	\$5000	\$5000	\$5000	D	\$5000
Summit County Senior Center	n/a	INKIND	INKIND	DNQ	Facility Rental
Summit County Youth LATE	n/a	\$500	\$3000		0
Summit County Youth Baseball	INKIND	INKIND	INKIND	D	SAP + Facility Rental Waiver
Summit Cove Elementary School PTSA	n/a	n/a	INKIND	DNQ	0
Summit Habitat For Humanity	n/a	n/a	\$500	A	\$500
Summit High School	INKIND	INKIND	INKIND	B	Facility Rental Waiver Weekday Only
Summit High School Scholarships	\$10000	\$10000	n/a	B	\$10000
Summit Medical Center Health Foundation	n/a	n/a	INKIND	A	Facility Rental Waiver Weekday Only
Summit Medical Center Health Foundation – Injury Prevention	n/a	n/a	\$2500	DNQ	0
Summit Medical Center Health Foundation – Bristlecone	\$2000	n/a	\$2500	A	\$2500
Summit Nordic Ski Club	INKIND	INKIND	INKIND	D	SAP + Facility Rental Waiver (No Grooming)
Summit Nordic Ski Club	n/a	\$1000	\$3850	D	\$1000
Summit Public Radio and TV - Capital	\$3500	\$3000	\$3500	B,E	\$3500
Summit Public Radio and TV - Operating	\$500	\$500	\$1500	B,E	0

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ORGANIZATION	FUNDED '18	FUNDED '19	REQUESTED '20	STRATEGIC GOALS	COMMITTEE RECOMMENDATION
Summit School District – Middle School	\$520	\$1000	\$2000	A,E	\$1000
Summit Tigers American Legion Baseball	INKIND	INKIND	INKIND	D	SAP + Facility Rental Waiver
Summit Youth Orchestra	INKIND	INKIND	INKIND	A	Facility Rental Waiver Weekday Only
Synagogue of the Summit	n/a	n/a	INKIND	DNQ	0
Team Summit	\$1000	\$1000	\$1500	D	\$1000
The Cycle Effect	\$1000	\$1000	\$3000	A,D	\$1000
The Peak School	n/a	n/a	INKIND	A	SAP + Facility Rental Waiver Weekday Only
The Peak School	n/a	n/a	\$500	A	0
The Summit Foundation	INKIND	INKIND	INKIND	B	SAP + Facility Rental Waiver
Timberline Adult Day	\$3000	\$3000	\$5000	A,E	\$5000
Timberline Learning Center	INKIND	INKIND	INKIND	E	SAP
Women's Resource Center of the Rockies	n/a	INKIND	INKIND	DNQ	
Women's Resource Center of the Rockies	\$1000	\$1000	\$2000	DNQ	
Youth Entity	\$500	\$500	\$2500	B	\$2500
TOTAL	\$56,220	\$60,700	\$113,780		\$64,400

Strategic Goals:

- A: Inclusive Community
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DISCRETIONARY FUNDING REQUEST DESCRIPTIONS 2020

Agency	Mission	Services	Purpose of Funding
Advocates for Victims of Assault *INKIND AND CASH	Provide services which increase safety and justice for survivors of domestic and sexual violence, for anyone living, working and/or visiting Summit County while promoting peace in our community.	Safe housing, 24 hour on-call crisis response, housing, legal advocacy, emergency financial assistance and counseling support, outreach and education to the local community. Serves approximately 300 abuse victims each year.	General operating support. (4) Nordic punch passes for silent auction. Use of the Day Lodge for a 2020 summer/ fall fundraiser event (8 hour rental).
After Prom	After Prom provides a safe, entertaining, and substance free all-night event for junior/seniors on the night of the SHS Prom.	81 students from SHS and Snowy Peaks participated in 2018 with goal of 125 in 2019. Safe, entertaining, and substance free all-night event.	General operating support of After Prom for Summit High School.
Bethany Immigration Services	Helping immigrants to become an integral part of our community by providing affordable legal immigration solutions.	240 (apx 75 in 2018) people have either received legal counsel or have been guided to and assisted with legal process that can improve their immigration status in the US since 2015.	General operating expenses including salary for additional legal practitioner to serve local immigrants.
Blue River Horse Center	Offering experiential programs with rescued horses building self-leadership skills in children and adults in order to transform lives through well-structured and safe human and equine interactions.	Anticipating impacting 750 youth and adults. 95% learn something new about themselves and their interpersonal relationships. 95% learn new respect for animals and their importance in the world. 85% use specific things they have learned from class in their everyday lives.	Operate the Leadership Awareness with Horses for residents of Frisco and others, an experiential program that empowers youth as participants and adults as volunteers in leadership development.

Agency	Mission	Services	Purpose of Funding
Breckenridge Film Festival *INKIND AND CASH	Guide a year-round, comprehensive celebration of independent film for the community, visitors and filmmakers by presenting diverse film experiences in an authentic mountain environment.	Partnerships with BreckCreate, NRO, Keystone Science School, Summit School District, Colorado Film Office, Bohemian Foundation, and Denver Film Society. Top 20 Festival USA Today.	Support expansion of Frisco events. Support guest costs. Use of the Day Lodge for one day in 2020. 4 Tubing Hill passes, (2) Nordic lesson/rental, (1) two hour pontoon rental, (2) SUP rental for silent auction. <i>*Can't accommodate Two Below Zero or Kid Camp requests.</i>
Breckenridge Montessori *INKIND	Provide the highest quality educational experience for children aged 2 1/2 to 6 years through organic and healthy food, outdoor gardening and many cultural and recreational opportunities.	Montessori early childhood education for children, hosting family evenings, bi-yearly Parent/Teacher conferences, developmental assessments with the Ages & Stages questionnaires, and partnering Early Childhood Options with the Right Start Quality Improvement Initiative, serving 20-25 children yearly. 30% of enrolled students live in Frisco.	In-kind donations of a pontoon boat rental, Frisco Nordic center punch passes and family pack for tubing to use in annual summer online auction fundraiser.
Breckenridge Outdoor Education Center	Expand the potential of people with disabilities and special needs through meaningful, educational and inspiring outdoor experiences.	Wilderness Programs for people with disabilities, serious illness & special needs, at-risk youth, and schools; Adaptive Ski Program for people with disabilities, serious illnesses, special needs and at-risk youth; Wilderness Program offering outdoor activities and team initiatives; Internship Program training for learning to work with special populations.	Scholarships for Frisco residents to attend the BOEC Adaptive Ski and Wilderness Programs.

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CASA of the Continental Divide *INKIND AND CASH	Court-appointed trained volunteers provide court advocacy and support in the 5th judicial district of Colorado for abused and neglected children in pursuit of safe and permanent homes.	Recruits, trains and supervises community volunteers, to serve as Court Appointed Special Advocates for abused and/or neglected children in juvenile dependency proceedings; Truancy CASA Services provide truancy advocacy services to children and youth involved in truancy court.	General operating support. Support for CASA staff to recruit volunteers and manage the Child Advocacy program. In-kind donations of (2) pontoon boat rentals for silent auction at annual golf tournament; and (10) tubing passes for volunteers to use with advocacy clients.
Colorado Fourteeners Initiative	Protects and preserves the natural integrity of Colorado's 54 14,000 foot peaks through active stewardship and public education.	Constructs sustainably located summit routes & restores closed routes. Education. Trail stewardship and maintenance projects. Inventories and monitors conditions on previously constructed trails to prioritize maintenance needs.	Fund Colorado Fourteeners Initiative time performing trail maintenance, volunteers for trail stewardship and hiker education, & collecting hiking use data on Quandary.
Colorado Mountain College Foundation	Builds sustainable community support for the needs and strategic priorities of Colorado Mountain College and its students.	CMC Summit campuses provide educational opportunities in traditional classroom settings, hands-on professional training and online classes for all of Summit County: Silverthorne, Dillon, Frisco, Breckenridge, Copper Mountain and Keystone. In addition, CMC offers a variety of programs, degrees and certificates, as well as a myriad of non-credit offerings. The Dillon campus has extensive Developmental Studies and English as a Second Language programs.	Tuition assistance for ESL, GED and pre-college students, supporting them with fees, books, childcare, tutors, and continuation to college classes.

Agency	Mission	Services	Purpose of Funding
Domus Pacis *INKIND	Offer individuals, who are on a challenging medical journey, a homelike environment that encourages interaction with other family members and caregivers in a comfortable and peaceful surrounding.	Serving over 1100 families since 2008, planning for 165 respites in 2019. Two summit county families participated in 2018. Many families added paid participants and overwhelmingly commented on how they enjoyed the experience together as a family and that they would share their experience in Frisco with friends back home.	Domus Pacis is requesting (28) one hour tubing hill passes for the 2019/20 season.
Education Foundation of the Summit (EFS)	All-volunteer group of parents and community members dedicated to supporting the public school students and teachers in Summit County.	Eileen Finkel Innovative Teaching Awards, partnership and grants to school PTAs, scholarships to high school seniors, and collaboration with schools and community groups to increase opportunities for students and teachers.	Expansion of grants to teachers is a project that directly supports academic enrichment, innovation, literacy, and technology to better support Frisco Elementary.
Family and Intercultural Resource Center *INKIND & CASH	FIRC empowers families with the education and support needed to thrive and remain living and working in Summit County.	Serve 4300 individuals. 9% Frisco families. Community support focusing basic needs of housing and budgeting support and food assistance; health through health insurance enrollment and connection to mental health resources; and parenting and child development.	General operating funds to empower families through education and support. Use of the Day Lodge, & (24) one hour tubing hill passes for the 2019/20 season. Use of Nordic Center. Lessons & equipment for (20). Use of Walter Byron Park for August staff bbq. Frisco resident status for camp registration for FIRC staff.

Agency	Mission	Services	Purpose of Funding
Friends of the Colorado Avalanche Information Center	Financially support avalanche forecasting and education throughout Colorado through fundraising including grant writing, events, individual, corporate, and annual spring fundraising.	Monitor conditions & forecast hazards; provides daily information to public; increase avalanche awareness through safety courses & regular information on conditions; training courses, written materials & publications, educational videos. Know Before You Go avalanche awareness program. 2019 Top of the Hill Award – Colorado Ski & Snowboard Hall of Fame.	Summit County backcountry avalanche forecasting operations and research around the March 2019 avalanche cycle.
Friends of the Dillon Ranger District *INKIND & CASH	Partner with the Dillon Ranger District in Summit County to create forest sustainable management and to enhance the recreational experience through, high quality projects, educational programs and collaborative partnerships.	Forest Stewards Program – 925 volunteers/ 45 trail maintenance projects, Youth Stewards Program – 670 youth/ 2,300 volunteer hours, Forest Monitoring Program – 52 volunteers, Ski with a Ranger Program – 17 volunteers contacted 585 visitors, Ranger Patrol Program – 82 rangers/ 322 hikes, patrolled 1800 miles of trail, contacted 6870 trail users, 1200 volunteer hours.	Completion of trail maintenance, wildlife habitat improvement and forest stewardship projects throughout the Frisco area with focus on the Frisco Peninsula, Masontown Trail, Rainbow Lake Trail, Zach’s Stop. Use of Day Lodge for September 2020 event.
Girl Scouts of Colorado	Builds girls of courage, confidence, and character, who make the world a better place.	Cookie Rally, Annual Water Fun Day, Mountain Communities Region 5 celebration, Summit County Volunteer Appreciation and troop bridging event. Programming provides: Team initiatives, communication skills, relationship-building, trust, decision-making, collaborative problem-solving and critical thinking.	Funding will be used to provide the Girl Scout Leadership Program to 193 girls and train 111 adult volunteers.

Agency	Mission	Services	Purpose of Funding
High Country Conservation Center	Promote practical solutions for waste reduction & resource conservation in our mountain community.	Serving Summit County for 40 years, focusing on waste reduction, sustainable food, energy efficiency, sustainable business, climate action, and water conservation. Climate Action Plan. Energy Smart Colorado. Grow to Share. Energy Explorers, Water Warriors & Rocky's Recyclers.	General operating support for water conservation and recycling programs that benefit Frisco residents, second homeowners, and visitors. Two hour pontoon boat rental for silent auction.
High Country Soccer Association *INKIND	Provide a positive soccer experience for players of every age and skill level regardless of their financial capabilities.	Serving 2000 individuals with 12 different programs for youth and adult including adult and youth recreational leagues, a youth competitive club, and developmental programs for ages 4-14. Provided 221 scholarships to participants in need of financial assistance. 250 Frisco youth participated.	Frisco Peninsula Multi-purpose Field Usage for two weeks – Summer 2020 to hold full day summer soccer camps in June and July. One day use of field and indoor space in August 2020.
High Country Veterans Adventures	Improve the overall quality of life of the U.S. Veteran by connecting them with the outdoors through physical and social adventures.	Host five winter trips each year. Plan to host three Stand Up Paddle board events. If fully funded, expect to engage 25-50 veterans.	HCVA seeks general funding to facilitate guided outdoor adventures providing nature therapy for US Veterans at no cost.
Keystone Science School *INKIND AND CASH	Inspire curiosity and critical thinking through the lens of science to change lives & strengthen communities, creating future leaders who can problem solve & work together.	Served 8,800 youth and adults through education programs, school-based programs, camp programs, and adventure programs. Recognized Silver Level Sustainable Business by HC3. Completed fundraising for administrative building and instructor housing.	General Operations assisting 179 Frisco youth served through outdoor education programs annually. (50) Tubing Hill tickets March 2020 for Legacy Camp youth participants.
Lake Dillon Preschool	Provide high quality early childhood education in a safe, nurturing, creative and earth friendly environment.	Colorado Shines level 4 status. Demonstration site for ECHO/NWF outdoor space. Nutritious organic/natural meals included in tuition. School wide in service day to attend Rocky Mountain Early Childhood Conference.	General operating support to help with sliding scale for employees and residents of Summit County.

Agency	Mission	Services	Purpose of Funding
Mind Springs Health	Rebuild lives and inspire hope by providing exceptional mental health and addiction recovery care, strengthening the health and vitality of our communities.	West Springs Hospital inpatient services. 12 locations of outpatient services and programs. Peer Support Services. Whole Health LLC. Women's Recovery Center. Summit Safe Haven. Oasis Clubhouse. Resiliency Program.	Funding for the Frisco outpatient clinic to purchase equipment for the 2 nd year of operation of the horticultural therapy program.
Mountain Mentors	Positively influence the youth of Summit County to lead healthy lifestyles, through a consistent one-on-one relationship with an adult.	Work with youth from age 8-18 using evidence-based, one-on-one and group mentoring strategies. Mountain Mentors currently serves 70 youth, not including parents or siblings. 39 are on a waitlist. Drop Teen Center after school program. Healthy choices middle school drug prevention program.	General Operating support for Youth and Family Services Mountain Mentors Program and its prevention programming for youth.
National Repertory Orchestra *INKIND AND CASH	Equips young musicians for orchestral music careers while providing the highest-level of musical experience.	22 full orchestra concerts for 11,584 audience members. 98 free outreach events to 9,492 people including free chamber performances and open rehearsals.	Free Music Education and Community Engagement program. (3) Pontoon Boat rentals. (3) tubing hill punch passes for (3) silent auctions.
Project Bike Tech	Works to enhance lives, create opportunities and build sustainable communities through bicycle education.	34 students earned level 1 certification. 5 students placed in jobs. Acquire lifelong mechanical and troubleshooting skills, increase confidence.	Continue bicycle technician level 1 and 2 training program at Summit High School.
Rotary Club of Summit County	Enable Rotarians to advance community and world understanding, goodwill, and peace through the improvement of health, the support of education, and the alleviation of poverty.	Local projects include high school scholarships, literacy program, and leadership series. Support Make a Difference Day, Soldiers Spring Ski weekend, NRO, CASA, Latino Outreach, 9-News Health Fair. Community Dinner serving 145,000 since 2009.	Purchase food and to pay expenses in effort to feed the people of Summit County who attend the Community Dinner each week.

Agency	Mission	Services	Purpose of Funding
SOS Outreach	Help kids gear up for life, ultimately changing their lives and the communities they touch.	Academy: five day learn to ski ski/snowboard program. Promotes self-image, positive relationships and values, and social competencies. University Class: four year curriculum, which includes service projects, interactive lectures, and internships. 147 Summit County participants.	Support 350 Summit County students in core value leadership development curriculum, giving students tools to make positive decisions for healthy and successful lives.
Summit Colorado Interfaith Council *INKIND	Promote conversation among Faith Communities of Summit County around issues calling for a response to human needs.	Program that may include children and family activities highlighting caring for the earth, recycling, short films, games – focusing attention on recycling and ecology awareness.	Use of the Historic Park gazebo area for second annual “Being Green” family activity, Saturday September 13, 2020 10:30am-1pm.
Summit Community Care Clinic	Provide exceptional, integrated, patient-centered health services designed to meet the needs of all patients, particularly those who experience barriers to accessing care, regardless of their ability to pay.	Comprehensive community health center, including disease screening and diagnosis, urgent care, mental health services, physical therapy, women’s health, medication, oral health, and other health services. Also working to integrate mental health and primary care.	Support for general operating to support the comprehensive health care coverage of low income, uninsured patients.
Summit County Senior Center *INKIND	Improve the quality of life for senior citizens of Summit County through recreation, physical activity, intellectual stimulation, volunteering, and sociability.	140 people attend opening dinner, ceremony annually. 110 participate in alpine, skating, and Nordic events including biathlon, Nordic races, snowshoe races, and snowball throw.	Use of the Nordic Center for 50+ Winter Games February 11, 2020. (4) tubing hill passes, (4) Nordic Punch Passes, (1) Pontoon Boat rental for silent auction.
Summit County Youth - LATE	Create an environment where students live big and love better through conversations about what it means to be a whole human.	Serves 40-60 elementary aged students weekly. Serves 50-70 middle and high school students through weekly breakfasts, monthly social activities, and annual trips and service projects.	General operating support.

Agency	Mission	Services	Purpose of Funding
Summit County Youth Baseball *INKIND	Promote baseball in a safe, fun, and affordable environment for boys and girls in Summit County ages 4-18.	Served 325 players during the 2019 summer recreational program, 80 players for the Spring Travel program and 80 players in the Fall Travel program. Sponsored two camps to further baseball skills to providing additional instruction players. Home Run Derby fundraiser.	Use of the Frisco Peninsula Ball Field for up to 50 hours (<i>requested 123</i>). Gift certificates to be used as prizes and silent auction at Second Annual Home Run Derby in the fall.
Summit Cove Elementary School PTSA	Parent & community organization focused on promoting the welfare of students, supporting the Summit Cove Elementary through communication, organization, and fundraising.	Previous fundraising supported STEM lab. This year's fundraising is for playground enhancement. Fundraising provides transportation for field trips, multi-cultural assemblies, books and materials for classroom libraries, curriculum enhancements, STEM lab and technology.	(4) one hour tubing hill passes, (2) two hour pontoon rentals, (2) two hour kayak/ sup rentals for October Fall Carnival silent auction.
Summit Habitat For Humanity	Through collaboration we bring communities together to build strength, stability, and self-reliance through shelter.	The Brush with Kindness program preserves homeownership by helping to keep homes in a safe and livable condition, empowering local homeowners to age in place and sustain homeownership.	General operating support to strengthen capacity, refine direction, and engage in housing solutions.
Summit High School *INKIND	Create caring learners, committed to developing knowledge, skills and attitudes for life, higher education and work.	Measure success of holiday get-together by the high morale boost of staff during the last few stressful weeks of the first semester.	Use of the Day Lodge for December 11, 2020 staff appreciation/ holiday party.
Summit Medical Center Health Foundation *THREE REQUESTS *INKIND & CASH	Raise and allocate philanthropic funds, primarily for hospital programs and services that benefit underserved, elderly, & community, focusing on issues that enhance the hospital's mission but do not fall within normal parameters of the hospital or its budget.	Serve 20,000 patients annually. Programs include Emergency Department, Peak Care Unit, The Birth Center, Radiology, Trauma Unit, Flight for Life Colorado, Cardiology/ Multi-Specialty Clinic, Infusion Cancer Center, Peak One Surgery Center, Panorama Summit Orthopedics, and Chaplaincy/Behavioral & Mental Health and Bristlecone Hospice/ Home Care Services.	Support ThinkFirst programming in Summit County. Financial support for Bristlecone Home Health & Hospice Services to uninsured, under-insured, and indigent in Summit County. Use of the Adventure Park/Day Lodge for August 15, 2020 8am-4pm.

Agency	Mission	Services	Purpose of Funding
<p>Summit Nordic Ski Club *INKIND & CASH</p>	<p>Provide youth of Summit County with a well-balanced ski racing program including fitness, self-esteem and character building through training and competition within a nurturing environment.</p>	<p>Serve 200 athletes across 10 programs year round. 100 additional athletes through training camps and races. Provide transportation between training and school for middle and high school, including the Peak School. Added a roller ski treadmill. Scholarship program. Nine athletes qualified to Junior Nationals. Doubled capacity to 120 in Little Vikings program. Race programs grew by 25%. Started the SNSC Roller Ski Fest with over 100 racers for two days.</p>	<p>Support and expand scholarship program, providing \$250 - 500 scholarships to be applied to program fees or to support costs associated with extraordinary races such as Junior Nationals, Senior Nationals and international races. Program support for Frisco Little Vikings as well as support for Eat, Ski and Be Merry. 4-8 nights use for events at the Day Lodge. Marketing for Eat, Ski and Be Merry. Grooming, use of Nordic Center, Staff support for ESBM. Trail grooming for three events. Transportation and equipment support for little Vikings learn to ski program. Early season grooming at PRA for the Snolof Invitational. Race course grooming for the 2-3 days leading up to the RMN schedule 2020 date TBD. Use of the Nordic Center for the race weekend. Race day support for moving equipment up to race courses (snow mobile and/or groomers). Additional grooming for race course stadium. Power supply support.</p>

Agency	Mission	Services	Purpose of Funding
Summit Public Radio and TV *TWO REQUESTS	Fosters a more informed, entertained and involved community by rebroadcasting public and commercial radio stations and digital television programming in Summit County, Colorado	The primary activity of SPRTV is the rebroadcasting of TV and FM radio services. SPRTV is the only provider of free over-the-air TV in Summit County. Stations made available in Summit County via SPRTV.	"Power the Towers" Capital request for replacement power line to continue providing radio and TV signals to Summit County. Operating funds to build awareness which leads to increased fundraising abilities, and for grant writing expertise.
Summit School District – Middle School	Create caring learners, committed to developing knowledge, skills and attitudes for life, higher education and work.	SMS performs at or above the state average in all subject areas. One2World initiative (one computer for every student). Design Thinking process curriculum.	Supports 7 th grade 282 students (22 Frisco) to attend the Courage Retreat, a central event for character development.
Summit Tigers American Legion Baseball *INKIND	To offer high school students opportunity to develop their baseball skills while also teaching the importance of teamwork, discipline, leadership and good sportsmanship.	STALB offers developmental instructional programs throughout the summer, competing in the B State District tournament.	Use of the Frisco Peninsula Ball Field for up to 50 hours (<i>requested 100</i>). (4) one hour tubing hill passes and (2) two hour paddle sport rentals for silent auction.
Summit Youth Orchestra *INKIND	To nurture and inspire young musicians, to provide a unifying orchestral ensemble for students in the region; and working cooperatively with other community music programs and teachers to provide musical development for youth.	Summit Youth Orchestra began its first semester in Fall 2015 with a total of 20 youth musicians performing one concert. In Spring 2018 a total of 26 students performed two concerts, one Classical and one Pops. 26 students performed in three venues in 2017. All students were residents of Summit County between the ages of 11 and 18.	Use of the Day Lodge for two concert performances and dress rehearsal in March/April/or May and November/or December. Use of the Historic Park Gazebo for summer camp performances in June/July/or August.

Agency	Mission	Services	Purpose of Funding
Synagogue of the Summit	SOS is an active and diverse congregation that is dedicated to fostering a sense of Jewish identity and community through its spiritual, educational, social, cultural, and outdoor programs in Summit County. Our congregation is unaffiliated and welcomes individuals and families of all backgrounds.	Programs are open to all Jewish visitors to and residents of Summit County. Programs help to support the health and strength of the Jewish Community of Summit County and the needs of the needy in the community	Use of the Frisco Day Lodge to have services and educational programming for a period of four to five evening hours, one to two times per year.
Team Summit	Empower athletes to realize and celebrate their personal podium by participating in innovative programming at world class venues.	Provide competitive alpine, freeski, and snowboard programs to 500 athletes in Summit County and the surrounding communities. High School Academy athletes had an average 3.8 GPA.	Scholarship program for need based families in Summit County.
The Cycle Effect	Empowering young women through mountain biking to achieve brighter futures and build stronger communities.	Girls Mountain Bike Program 5 th -12 th grade girls. Summit County participants received over 400 contact days (2,386 hours) in 2019. 2020 goal to serve 200 participants (75-80 Summit County).	Funds to provide Spanish materials and translation services Summit South Team participants.
The Peak School *INKIND & CASH	Ignite a passion for learning and to develop students' individual identities in order to become informed and engaged citizens, focusing on personalized education delivered through challenging curriculum and taught by talented, experienced teachers.	75 students, including full-time student athletes, and highly gifted children. 35% of student body is dyslexic. Smaller class sizes.	Tuition assistance towards families that live in Frisco. 8 tubing passes, (2) two hour pontoon boat rental, (2) two hour paddle board rental for silent auction. Use of the Historic Park May 29, 2020 10:30am-3pm. Grading of parking lot. Snowplowing for the winter season.

Agency	Mission	Services	Purpose of Funding
The Summit Foundation *INKIND	Bringing people together to create ever-better mountain communities.	Assists working families and improves the quality of life for residents and guest of Summit County and neighboring communities. Has awarded and distributed over \$27.3 million in grants & scholarships.	Use of the Day Lodge for 2020 event. (8) tubing hill passes. (4) Nordic Center day passes.
Timberline Adult Day	Celebrate the diversity of Summit County by offering day time care for adults 18 and older with a variety of challenges in daily living.	Provides day time, supervised services for adults over the age of 18 with any of the following challenges requiring them to need supervision and/or social interaction including elderly people with Dementia, Alzheimer's, Developmental Disabilities, Traumatic Brain Injury, CP, MS, or other disease processes, or mental illness.	General operating support to ensure affordable access to serve all Summit County residents/ caregivers / families in need of adult day respite care.
Timberline Learning Center *INKIND	To educate by cultivating the wonder of learning through meaningful partnerships.	TLC offers an option for local families who want to invest in their child's growth as a whole person. Every child is recognized as unique and encouraged to use a variety of creative media to make meaning and express themselves in their own language.	(1) Tubing Birthday Party Package; (2) two hour SUP rental; (2) SUP lessons; (2) two hour tandem kayak rental; (2) two hour fishing boat rental, (4) one hour tubing hill passes for silent auction.
Women's Resource Center of the Rockies *INKIND & CASH	Provide accurate & helpful information in a compassionate environment, to empower life-affirming choices that change lives.	Free pregnancy tests, limited obstetrical ultrasounds and accurate information about choices for women faced with an unintended pregnancy. Post-abortion recovery support group, miscarriage support group, raises public awareness.	2020 operating costs, providing health and human services to local Frisco area women and men facing unintended pregnancies. Use of the Day Lodge for 2020 Fundraising Event.
YouthEntity	Engage and empower youth to discover their full potential by providing real-world learning experiences that prepare them for future success. Their youth are job, career, and life ready.	Financial Literacy Programs for 5 th and 8 th graders, Career Development Programs grades 5-12, and General Employability Skills. I am Financial Knowledge and Banking in Your Future programing.	General operating support of personal financial literacy workshops to all 5 th grade Summit County students. Expansion to 8 th graders and high school students.

TOWN OF FRISCO 2020 IN-KIND GRANT REQUESTS

Organization	Physical Address	Request	Value	Notes
Advocates for Victims of Assault	Dillon	Silent Auction Package	\$627.00	
		TOTAL	\$627.00	
Breckenridge Film Festival	Breckenridge	Silent Auction Package	\$627.00	
		TOTAL	\$627.00	
Breckenridge Montessori	Breckenridge	Silent Auction Package	\$627.00	
		TOTAL	\$627.00	
CASA of the Continental Divide	Dillon	Silent Auction Package	\$627.00	
		TOTAL	\$627.00	
Domus Pacis	Breckenridge	(28) 1hr tubing passes at County Rate	\$616.00	Passes will have blackout dates on them Passes will be mailed to Domus Pacis Passes valid for the 2019/2020 Season Only
		TOTAL	\$616.00	
Family and Intercultural Resource Center	Silverthorne	Silent Auction Package	\$627.00	
		TOTAL	\$627.00	

Silent Auction Package (SAP):

- (4) One hour tubing tickets (value \$112)
- (4) Nordic day passes w/rentals (value \$45 for one day pass and rental x 4 = \$180)
- (4) Paddle sport rentals (SUP or Kayak) (value \$40 for two hour rental x 4 = \$160)
- (1) Pontoon boat rental (value \$175 for 20" pontoon for two hour rental)

Organization	Physical Address	Request	Value	Notes
Friends of the Dillon Ranger District	Silverthorne	Use of Day Lodge for September 2020 Event	\$600.00	Must coordinate date with TOF Rec and Culture Department Guest Services Manager Cleaning Fee required of \$60 NP Rate of \$600/day
		TOTAL	\$ 600.00	
High Country Conservation Center	Frisco	Silent Auction Package	\$627.00	
		TOTAL	\$627.00	
High Country Soccer Association	Breckenridge	Frisco Peninsula MP Field Usage for 2 weeks - Summer 2020	\$2000.00	Must coordinate dates with TOF Rec and Culture Department Guest Services Manager \$200/day NP rate *10 days
		Use of Day Lodge for August 2020 Event	\$600.00	Must coordinate date with TOF Rec and Culture Department Guest Services Manager Cleaning Fee required of \$60 NP Rate of \$600/day
		Frisco Peninsula MP Field Usage for August 2020 Event	\$200.00	Must coordinate dates with TOF Rec and Culture Department Guest Services Manager \$200/day NP rate *1 days *Must be scheduled far in advance!
		TOTAL	\$2800.00	
High Country Veterans	Dillon	(25) 1hr tubing passes at County Rate or (25) SUP rentals	\$700.00	Passes will have blackout dates on them Passes will be mailed to High Country Veterans Passes valid for the 2019/2020 Season Only
		TOTAL	\$700.00	

Silent Auction Package (SAP):

- (4) One hour tubing tickets (value \$112)
- (4) Nordic day passes w/rentals (value \$45 for one day pass and rental x 4 = \$180)
- (4) Paddle sport rentals (SUP or Kayak) (value \$40 for two hour rental x 4 = \$160)
- (1) Pontoon boat rental (value \$175 for 20" pontoon for two hour rental)

Organization	Physical Address	Request	Value	Notes
Keystone Science School	Keystone	(50) 1hr tubing passes at County Rate for March 2020 event	\$1400.00	Passes will have blackout dates on them Passes will be mailed to Keystone Science School Passes valid for the 2019/20 Season Only
		TOTAL	\$1400.00	
Lake Dillon Preschool	Dillon	Silent Auction Package	\$627.00	
		TOTAL	\$627.00	
National Repertory Orchestra	Breckenridge	Silent Auction Package	\$627.00	
		TOTAL	\$627.00	
Summit County Senior Center	Frisco	Use of the Nordic center for the race weekend. (\$75/hr x 6hrs)	\$450.00	
		TOTAL	\$450.00	
Summit County Youth Baseball	Frisco	50 hours Peninsula Ballfield <i>*Requested 118 hours of field usage for Peninsula Ballfield</i>	\$1250.00	\$25/hour NP rate Must coordinate field dates with TOF Rec and Culture Department Guest Services Manager Fields prepped and lined for games only; schedule must be provided to GS Manager by June 1; subject to other rentals
		Silent Auction Package	\$627.00	
		TOTAL	\$1877.00	

Silent Auction Package (SAP):

- (4) One hour tubing tickets (value \$112)
- (4) Nordic day passes w/rentals (value \$45 for one day pass and rental x 4 = \$180)
- (4) Paddle sport rentals (SUP or Kayak) (value \$40 for two hour rental x 4 = \$160)
- (1) Pontoon boat rental (value \$175 for 20" pontoon for two hour rental)

Organization	Physical Address	Request	Value	Notes
Summit High School	Farmer's Corner	Use of Day Lodge for December 11, 2020 Event 5:30-8:30pm WEEKDAY ONLY – REQUIRES NEW DATE TOTAL	\$600.00 \$600.00	Must coordinate date with TOF Rec and Culture Department Guest Services Manager Cleaning Fee required of \$60 NP Rate of \$600/day *Request must be outside busy December holidays.
Summit Medical Center Foundation	Frisco	Use of Day Lodge for August 15, 2020 Event 8am-4pm WEEKDAY ONLY – REQUIRES NEW DATE TOTAL	\$600.00 \$600.00	Must coordinate date with TOF Rec and Culture Department Guest Services Manager Cleaning Fee required of \$60 NP Rate of \$600/day
Summit Nordic Ski Club	Frisco	Day Lodge Usage - Meeting Space for 4-7 Evenings Use of the Nordic center for the RSM race weekend. (\$75/hr x 6hrs) Use of Nordic Center for ESBM (\$75/hr x 6hrs) TOTAL	\$1200.00 \$450.00 \$450.00 \$2,100.00	2hr rental x 6 rentals x \$100/hr NP rate Must coordinate dates with TOF Rec and Culture Department Guest Services Manager

Organization	Physical Address	Request	Value	Notes
Summit Tigers American Legion Baseball	Frisco	50 hours Peninsula Ballfield <i>*Requested 100 hours of field usage for Peninsula Ballfield</i> Silent Auction Package TOTAL	\$1250.00 \$627.00 \$1877.00	\$25/hour NP rate Must coordinate dates with TOF Rec and Culture Department Guest Services Manager Fields prepped and lined for games only; schedule must be provided to GS Manager by June 1; subject to other rentals
Summit Youth Orchestra	Frisco	Use of Day Lodge for (2) Concert Performances WEEKDAY ONLY Use of Historic Park Gazebo for summer performances (\$600/4hrs x3) WEEKDAY ONLY TOTAL	\$2400.00 \$1800.00 \$4200.00	Must coordinate date with TOF Rec and Culture Department Guest Services Manager Cleaning Fee required of \$60 NP Rate of \$600/day - 2 days requested - 1 set- up; 1 for event Must coordinate with Museum Manager
The Peak School	Frisco	Silent Auction Package TOTAL	\$627.00 \$627.00	
The Summit Foundation	Breckenridge	Use of Day Lodge for 2020 Event Silent Auction Package TOTAL	\$1200.00 \$627.00 \$1827.00	Must coordinate date with TOF Rec and Culture Department Guest Services Manager Cleaning Fee required of \$60 NP Rate of \$600/day - 2 days requested - 1 set- up; 1 for event

Silent Auction Package (SAP):

- (4) One hour tubing tickets (value \$112)
- (4) Nordic day passes w/rentals (value \$45 for one day pass and rental x 4 = \$180)
- (4) Paddle sport rentals (SUP or Kayak) (value \$40 for two hour rental x 4 = \$160)
- (1) Pontoon boat rental (value \$175 for 20" pontoon for two hour rental)

Organization	Physical Address	Request	Value	Notes
Timberline Learning Center	Breckenridge	Silent Auction Package	\$627.00	
		TOTAL	\$627.00	
		GRAND TOTAL	\$17,386.00	

Silent Auction Package (SAP):

- (4) One hour tubing tickets (value \$112)
- (4) Nordic day passes w/rentals (value \$45 for one day pass and rental x 4 = \$180)
- (4) Paddle sport rentals (SUP or Kayak) (value \$40 for two hour rental x 4 = \$160)
- (1) Pontoon boat rental (value \$175 for 20" pontoon for two hour rental)



MEMORANDUM

P.O. BOX 4100 ♦ FRISCO, COLORADO 80443

TO: MAYOR AND TOWN COUNCIL
FROM: NORA GILBERTSON, SPECIAL EVENT MANAGER
RE: ZERO WASTE EVENTS
DATE: SEPTEMBER 24, 2019

Summary and Background: Special Events can produce a lot of waste and have a big impact on the environment; they also create an opportunity to educate the public and create new habits. The Town of Frisco has focused most of its efforts on our largest event, which produces the most waste, the Colorado BBQ Challenge. Through the Town's partnership with High Country Conservation Center (HC3) we have been able to make this event more sustainable.

Producing sustainable events is very important to the Town's special events team, but there are significant challenges in making this happen during events. It is difficult to secure volunteers to continually monitor each waste station, which is required because without monitoring, waste becomes so contaminated that it must be thrown in the trash. Also, sorting waste post event is difficult and labor intensive. Due to the current economic climate, there are not enough staff on the special events team to handle these responsibilities.

Analysis: HC3 staffs 21 zero waste tents placed throughout the BBQ Challenge event site with 132 volunteer shifts total. This requires almost 400 volunteer hours during the event. Over the years HC3 has tried different tactics, but they have found that when their volunteers inform guests as to what goes where and why, that the guests utilize their new knowledge and show better compliance throughout the event.

The efforts made by HC3 for the BBQ Challenge include, but are not limited to:

- Securing volunteers to work the event
- Work "downstream" and work with the Summit County Resource Allocation Park (SCRAP) as to what materials are to be accepted, as commodities are ever changing
- Putting together communication materials to inform vendors as to what materials to use to serve food
- Staffing a table at registration so that they have the opportunity to talk to every vendor who checks in

- Block captains who continue to communicate with the vendors about best practices during the event and serve as a resource for the volunteers on their block
- Placing color coordinated, bilingual signs on all dumpsters and having a translator meet with custodial crew prior to the event to ensure that waste is placed in the proper roll-offs
- Dumpster diving to further sort items that are placed in the wrong bin

The 6 blocks of the Colorado BBQ Challenge has 3 “Waste Stations” each consisting of:

- 30 yard trash roll off
- 20 yard recycling roll off accepting comingled recycling
- 20 yard compost roll off for food scraps only
- 1 ash disposal barrel, which ultimately gets composted
- 1 grey water barrel
- 2 grease recycling barrels

There are also toters for glass at all beer booths, which vendors are welcome to use, and one 10 yard glass recycling roll off located mid event site. This effort resulted in a 47% diversion rate in 2019. While much attention is paid to vendors, this is also where much of HC3's effort is lost, as many vendors are short staffed and do not have the time to divert their waste. Vendors tend to clean up their booths and deal with their trash outside of the regular hours of the event when roll offs and waste stations are not staffed by HC3.

Events where zero waste efforts could have a larger impact are the 4th of July and Fall Fest. Being a major holiday, the 4th of July will prove to be quite challenging for volunteer recruitment to staff zero waste tents. After the parade, the simultaneous movement of people results in overflowing trash cans in a very short time, making efforts of volunteers sorting trash on the front end nearly impossible. As this event produces more trash than Town Clean Up Day, a majority of which is recyclable, hiring trash sorters to sort the trash on the “back end” would be more successful in diverting waste from the landfill.

Frisco's Fall Fest is another event that could see significant success from zero waste staffing due to the amount of food at the event, which could be diverted into compost. Due to the size and nature of Fall Fest, the Town would be able to hire trash sorters who would interface with our guests and divert waste on the front end of the event, helping to educate our community and guests.

Financial Impact: In order to increase the Town's diversion rates for special events, the Town would need to staff the Town's zero waste efforts from outside of the county, as HC3 does not currently have the bandwidth to take on any additional zero waste events. There are several organizations, which can provide these services such as Eco-Cycle located in Boulder and the University of Colorado' Environmental Center.

Vendor costs:

Costs range between \$16.50 and \$33 per hour for staffing of the zero waste tents, \$50 each for travel and between \$35 and \$49 for an hour of administrative time to arrange for the organization to staff each event.

Examples:

- (1) Hiring outside staff to work Fall Fest would cost \$700 and this is currently budgeted
- (2) Hiring outside staff to work 4th of July would cost \$4800 and this is currently budgeted

The current cost for HC3's zero waste efforts leading up to the event and over 2 event days is \$9,000.

Alignment with Strategic Plan: Zero waste efforts at events aligns with the goal to have a sustainable environment.

Staff Recommendation: Staff is seeking direction from council on the following questions:

- Should staff pursue making 4th of July and Fall Fest zero waste in 2020?
- Should staff identify other events to apply zero waste effort?
- Should third party events be required to take on a zero waste strategy? If so, what level of support should the Town provide?

Reviews and Approvals:

Bonnie Moinet, Finance Director - Approved

From: [JOYCE COHEN](#)
To: [Wohlmuth, Deborah](#)
Subject: Ordinance and some info
Date: Friday, September 13, 2019 1:35:32 PM
Attachments: [article.pdf](#)
[breck_ordinance.docx](#)
[NJ_ordinance.docx](#)

Deborah,

Attached should be a copy of the Breck ordinance. The only change to the final version was they defined animal rescue and animal shelter.

I also attached the NJ ordinance. NJ has the most towns in the country that have adopted this ordinance. They found you need to ban the sale of puppies and kittens altogether or the puppy mills will masquerade as rescue organizations. I also attached an article that highlights just that.

I've also forwarded some info below from Harley's Dream. If you click on it, gives some good insight into puppy mills.

I'm so glad the council has an interest in this issue!

Joyce

From: wordpress=harleysdream.org@a.atomicsites.net
<wordpress=harleysdream.org@a.atomicsites.net> on behalf of Joyce R Cohen
<wordpress@harleysdream.org>
Sent: Friday, September 13, 2019 3:10 PM
To: jcohen203@hotmail.com
Subject: [Shared Post] What is a Puppy Mill?

Joyce R Cohen (jcohen203@hotmail.com) thinks you may be interested in the following post:

What is a Puppy Mill?
<https://harleysdream.org/what-is-a-puppy-mill/>



MEMORANDUM

P.O. Box 4100 ♦ FRISCO, COLORADO 80443

TO: MAYOR AND TOWN COUNCIL
FROM: VANESSA AGEE, MARKETING AND COMMUNICATIONS DIRECTOR
RE: MARKETING AND EVENTS DEPARTMENT STAFF REPORT
DATE: SEPTEMBER 18, 2019 (FOR SEPTEMBER 24, 2019 TC MEETING)

Marketing:

Destination PR/Media Coverage

This past month marked some of the best coverage of the year to come out of media hosting, along with some solid coverage of Fall Fest.

- The Town of Frisco hosted writer Rachel Walker this summer, and her story "[Savoring the Colorado Rockies — by sailboat](#)," debuted on WashingtonPost.com on August 23rd. The Washington Post online reaches 43,842,778 unique monthly visitors. The piece also appeared in the print edition of the Sunday Washington Post and was later picked up in syndication by [The Philadelphia Inquirer](#) and [the Denver Post](#), which also placed this piece on the front of their Sunday travel section. The Philadelphia Inquirer's average weekly reach is over 1.7 million on their website. The Denver Post has a print circulation of 156,233, and their online platform receives approximately 720,000 unique monthly visitors.
- Fall Fest was included in the September/October 2019 edition of EnCompass. Encompass is written for the members of AAA Colorado and contains information on regional, national and international travel destinations, regional recreation opportunities, and light, consumer-oriented automotive topics such as road safety tips, new model reviews and basic maintenance information. The magazine has a circulation of 390,000.
- Channel 4 Denver covered the [Frisco Bay Marina "Big Dig" and new beach](#).
- Fall Fest was included on 9News.com in "[9Things to do in Colorado this weekend: September 6-8](#)." 9News.com sees 3,157,184 unique monthly visitors.
- Frisco Fall Fest was included in the calendar of the September issue of Colorado Parent. The magazine has a circulation of 45,821 readers.
- Fall Fest was included on In Good Taste Denver's roundup of the [best events this September](#). In Good Taste Denver is a review blog covering restaurants, theater, movies, travel and events happening around Denver. The site receives 10,225 unique monthly visitors.
- Fall Fest was included in 5280's roundup of the [best foodie events in September](#). 5280.com receives 139,000 unique monthly visitors.

Special Events:

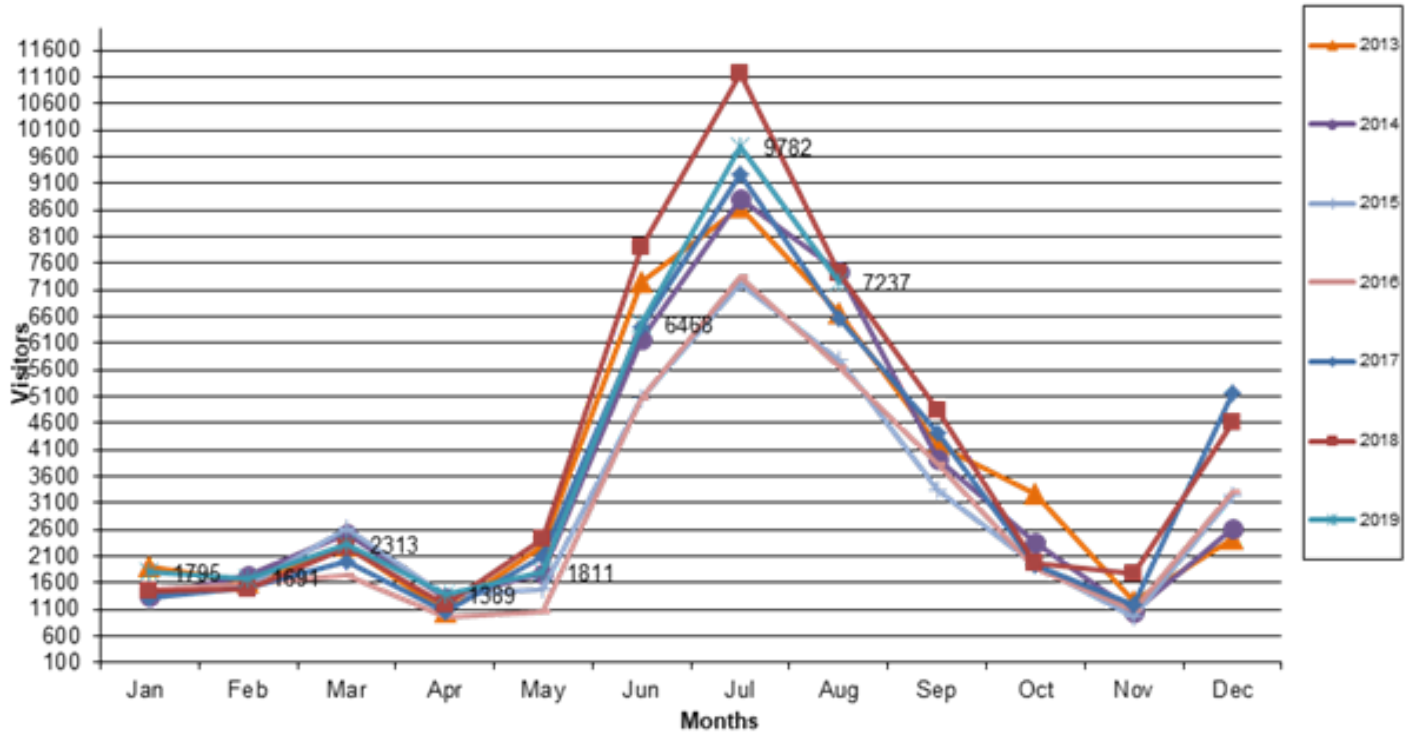
- **Concerts in the Park** saw robust crowds due to good acts and the legacy of this series. The Main Street closures in front of the Historic Park were very successful, often giving the series a block party feel. There were a total of nine concerts this summer, and the total net amount raised for nonprofits was \$19,985.13 with an average net for each concert of \$2,161.46. Last year's net total was \$22,114.05. There were two concerts out of nine that saw substantial rain (6/20 and 7/25), and these numbers do not account for tips or snack sales, which are solely handled by the non-profits.
- **Fall Fest** saw healthy attendance and business participation. This year's Fall Fest had 11 restaurants represented in the large tasting tent: 2018 saw 10 restaurants. The Town once again partnered with Friends of the Dillon Ranger District for ticket and beer sales volunteers. 2019 Fall Fest Buck financials are not available yet.
- With approximately 500 people in attendance, this year's **Fall Locals' Party** was larger than in 2018. There were a little over 200 Frisco locals who entered the drawings for a Marina adventure. This year brunch sales were \$1,504 (\$1,332 in 2018). Tavern West and the Island Grill donate the food for this event each year, and this year the event benefited the Family Intercultural Resource Center.

Frisco/Copper Visitor Information Center:

Visitor Information Center numbers for August 2019

- The Information Center saw 7,237 visitors in August 2019 (7,410 in August 2018).
- The Information Center answered 263 phone calls in August 2019 (213 in August 2018).
- Public computer use- 50 in August 2019 (103 in August 2018)
- Restroom usage
 - Men's restroom usage August 1-31, 2019: 6,897
 - Women's restroom usage August 1-31, 2019: 3,756- due to device tampering, 12 days of data was missing
- Water bottle pledge and giveaway- 270 for the month of August at the Visitor Information Center.
- The Visitor Information Center hosted the third quarter lodging industry meeting on September 10. Five properties were in attendance. A variety of topics were discussed including a recap of summer media coverage and events and the upcoming boomerang bag program and bag fee.
- Tasha Wilson met with a representative from HC3 regarding zero waste in guest facing municipal buildings with the hope of getting better trash & recycling receptacles in the Visitor Center.
- The Visitor Center and Marketing staff hosted a partnership recap meeting with staff from Copper Mountain.
- Guest comment highlights: "Thank you for the water bottle!" "One of the best days of my vacation!" "Come every year to hike & senior rummage." "Great info; very friendly and nice." "Bike path is great! Tranquility. So nice!" "Awesome community!" "Best town in the world!" "The best visitor center in Colorado!"

Walk in Visitors 2013-2019



ACTIVITY REPORT - AUGUST, 2019

POLICE

	2019	2018
Property Stolen	\$14,334	\$17,343
Property Recovered	\$456	\$0
Animal Control		
Citations	3	0
Warnings	7	6
Bar Checks	23	11
Business Checks	147	679
Assists	7	35
Parking Citations	10	0
Traffic Citations	9	23
Traffic Warnings	99	100
Traffic Accidents	7	23
Public Streets	6	
Private Property	1	
Injuries	1	
Open Buildings	5	2
Alarms	9	11
Calls for service	592	714
Felony Arrests	2	1
Menacing	1	
Fraud	1	
Misdemeanor Arrests	4	7
DUI	1	
Warrant	2	
Domestic Violence	1	

MUNICIPAL COURT

	2019	2018
Total number of citations issued for this court date	39	35
Total number of violators due in court	17	12
Total number of violators in court	7	6
Deferred to trial:	0	1
Received Deferred Sentences:	0	0
Dismissed:	0	2
Guilty Pleas:	3	4
Guilty to Amended Charges:	2	0
Guilty from Trial:	1	0
Continued to following month:	1	1
Dismissed Prior to Court	0	0
Handled by Mail		
W/in 20 days for Point Reduction:	4	10
Outside of 20 days:	4	11
No Shows		
Warrants Issued:	0	0
Hold placed on Drivers License:	0	1
Filed Unpaid:	0	0



MEMORANDUM

P.O. Box 4100 ♦ FRISCO, COLORADO 80443

TO: TOWN COUNCIL
FROM: DIANE MCBRIDE, ASSISTANT TOWN MANAGER / RECREATION & CULTURE DIRECTOR
CC: KATIE BARTON, GENERAL MANAGER – ADVENTURE PARK
TOM HOGEMAN, GENERAL MANAGER - MARINA
ROSE GORRELL, MUSEUM MANAGER
LINSEY JOYCE, PROGRAMS MANAGER
RE: RECREATION & CULTURE DEPARTMENT REPORT – AUGUST 2019
DATE: SEPTEMBER 24, 2019

Overview: This Department report highlights operations, programs and events for the month of August.

- August continued to be a busy month in Town and at all the TOF facilities and destinations.
 - Marina revenue has exceeded budgeted revenue targets for the year and is at 106% of budget;
 - The Adventure Park hosted the 5th Annual Frisco Bay Invitational with 733 high school mountain bikers from Colorado and Wyoming;
 - The Nordic and trails crew completed the trail connector from the rec path to new dickey day switch backs;
 - Youth camps continued through August until school started on August 22nd. Fun Club averaged 44 kids/day in August, and finished on a positive note with this note coming from a parent, “Just clone Sara and the Fun Club crew. The world needs more like them!”
 - Year to date revenue for Programs and Events (1150) is tracking exceptionally well at this time at 104% of budget through August, and ~17% ahead of 2018 figures;
 - The Historic Park and Museum continues to see record numbers for the Lunchtime Lectures. Total participation in the Lunchtime Lectures 2019 was 1,006, compared to 955 in 2018.

- Recruitment is underway at this time for winter seasonal positions, as well as a handful of 10-month positions to split time between the Adventure Park and the Marina.

The report below details each of the different divisions (Adventure Park, Marina, Historic Park and Museum, Recreation Programs and Events) within the Department. Attendance numbers (as appropriate) and financials are all presented for August.

Adventure Park: For the purpose of this report, the Adventure Park consists of all aspects of the Peninsula Recreation Area (PRA) including the tubing hill, ski and ride hill, field and facility reservations, concessionaire operations, bike park, skate park, disc golf, trails and the Nordic Center. Finances are broken down into 1160 accounts (tubing hill, ski and ride hill, Day Lodge) and 1170 accounts (Nordic and Trails).

August highlights for the **Adventure Park (1160)** included the following:

- On August 25th, the Town hosted 733 racers from Colorado and Wyoming for the 5th Annual Frisco Bay Invitational at the Peninsula Recreation Area. Colorado League Director, Kate Rau, was appreciative of all the efforts put forth by the Town of Frisco for such an amazing event. Mayor Pro Tem, Hunter Mortensen, thanked the crowd during the awards ceremony and highlighted the new mountain biking trails being built at the PRA at this time. Ms. Rau also thanked the community support provided by the U.S. Forest Service, Dillon Ranger District, Summit County Open Space and Trails, and the Dillon Reservoir Recreation Committee.

The girls' Varsity race was won by Tai-Lee Smith of Summit. Congratulations to Tai-Lee! Tai-Lee's mom, Deborah, works for the Town of Frisco as a winter seasonal guest service attendant at the Nordic Center!

- Landscaping, fencing and pathways were completed around the skatepark.
- Fields and facilities were rented throughout the month including:
 - Day Lodge – three private events, three TOF youth camps, Colorado High School Mountain Biking races, CAST meetings, TOF summer party, Frisco Free Family Fun Fair and Strider for Life Race (8/17)
 - Multipurpose field – two private events, Putterhead Volleyball Tournament and orienteering event
 - Meadow Creek Park – five private events
 - Nordic Lodge – Fun Club
 - Walter Byron – 11 private rentals
 - Ballfield – one private event, Putterhead Volleyball Tournament, orienteering event, pitching camp for one week, six baseball practices

- Staff continues to partner with Pioneer Sports to run the Monday night disc golf league.
- Winter seasonal jobs are posted at this time.
- Staff purchased canned Gatorade to continue to rid the Day Lodge of all single use plastics. Aluminum can be recycled countless times and is much more sustainable.
- Started snow gun repairs in anticipation of cold temperatures and snowmaking operations.
- Began work in the Bike Park on hybrid dirt and skatelite track
- The lift decking replacement project is complete!
- Revenues are tracking well at 68% of budget at this time and on track to hit projected revenue targets for the year. Expenses are also on track at this time at 57% of budget and comparable to 2018 and 2017 figures.

Table 1: Frisco Adventure Park Figures (1160)

	August 2019	August 2018	August 2017
Revenue – 1160	\$5,108	\$6,777	\$6,792
Expenses – 1160	\$70,844	\$54,159	\$64,044

	YTD Actual 2019	Budget 2019	YTD Actual 2018	YTD Actual 2017
Revenue – 1160	\$1,338,631	\$1,948,500	\$1,372,606	\$1,289,838
Expenses – 1160	\$743,038	\$1,307,679	\$737,924	\$775,365

Photo 1: Colorado High School Mountain Biking Race – Freshman Boys Start



Photo 2: Colorado High School Mountain Biking Race Awards – Hunter Mortensen



August highlights for **Nordic and trails (1170)** included the following:

- Trail work continues on the PRA
 - Completed trail connector from rec path to new dickey day switch backs
 - Got approval for the Hannah Taylor Trail
 - Meet with contractor to schedule work on the skills park
- The Rocky Mountain Orienteering Club hosted a Night-O & Standard Orienteering Meet, August 17-18, at the Frisco Peninsula. A total of 76 participants completed the events.
- Revenues are tracking well at 86% of budget at this time and approximately 48% ahead of 2018 year to date revenues; expenses are also tracking well at 42% of budget. Expenses are higher compared to 2018 and 2017 figures due to the additional 10-month staffing positions in 2019.

Table 2: Frisco Nordic Center and Trails Figures (1170)

	August 2019	August 2018	August 2017
Revenue – 1170	\$12,165	\$5,189	\$3,800
Expenses – 1170	\$23,787	\$9,782	\$785

	YTD Actual 2019	Budget 2019	YTD Actual 2018	YTD Actual 2017
Revenue – 1170	\$297,189	\$345,600	\$200,581	\$195,417
Expenses – 1170	\$209,795	\$500,899	\$137,127	\$118,576

Photo 3: Rocky Mountain Youth Corps (ages 14-15) building 200' of trail at the PRA August 7-9



Photo 4: Frisco Orienteering - Control #4 on the Red course.



Marina: August highlights for the Marina included the following:

- Town Council, staff and the community attended the Marina Ribbon Cutting on August 16th to celebrate the end of Phase 1 construction. Attendance was great and the feedback on the project has been very positive.
- Two remaining projects associated with Phase 1 are the installation of the manual dry standpipe and the completion of the wetlands mitigation project.
 - Standpipe: Bids were due on 9/20, with only two bids submitted. The bids varied substantially by over \$100k. The RFP was reissued with bids due September 24th.
 - Wetlands Mitigation. Work continues at the Hawn Drive site to restore the natural state of the wetlands.
- Work on Phase 2 of the implementation of the master plan is underway now with Matthew Stais Architects for the design of both a new restaurant and a new office/guest service building.

- The Marina continued to be busy with guests and events. The Sand Castle Competition, the Classic Boat Show and the rescheduled Cruiser Regatta all took place in August.
- Many seasonal employees returned to school for the end of their season.
- Started yoga on the beach on Wednesday and Friday mornings.
- The Service Division continues to service and fix the rental boats, general up keep around the Marina, power head rebuilds, chasing electrical demons in boats, and a few failed fuel injectors.
- Staff remains busy with rentals, ANS, and beach maintenance!
- Through August, revenue has exceeded budgeted revenue targets for the year and is at 106% of budget. The summer started off exceptionally slow with bad weather in June. Thanks to great weather in July and August, as well as the completion of the construction projects, the rental business has been tremendously successful.

Approximately 50% of the Marina revenue budget comes from the boat rental business. This includes the power and paddle boat (kayak, canoe, stand up paddleboards) rentals. The rental revenue budget for 2019 is \$690,000, and through August, this number is at \$760,003 or 10% higher than budgeted amounts. This number will continue to exceed budgeted figures with the continuation of rentals into September and October.

Slips, moorings and rack revenues account for ~21% of the total marina revenue budget. Through August, these figures are also tracking exceptionally well, exceeding budgeted revenue amounts by \$76,776 or ~26% ahead of budget.

Table 3: Frisco Marina Figures (9000)

	August 2019	August 2018	August 2017
Revenue – 9000	\$307,867	\$228,705	\$286,761
Expenses – 9000	\$598,006 [^]	\$163,749	\$133,014

[^] Expenses are higher in 2019 due to the capital improvement projects. 2019 budget for capital improvement projects is \$3,996,700.

	YTD Actual 2019	Budget 2019	YTD Actual 2018	YTD Actual 2017
Revenue – 9000	\$1,361,655*	\$1,370,000**	\$1,391,968	\$1,368,910
Expenses – 9000	\$4,457,447 [^]	\$5,438,064	\$1,012,117	\$696,546

* YTD Actual 2019 is \$6,767,811, which includes the marina bond proceeds of \$5,406,156. The marina bond proceeds value is removed from this table for year-to-date and year-over-year comparisons.

** Actual 2019 budget is \$6,370,000, which accounts for the \$5M loan proceeds. The \$5M loan proceeds are extracted from this table for year-to-date and year-over-year comparisons.

[^] Expenses are higher in 2019 due to the capital improvement projects. 2019 budget for capital improvement projects is \$3,996,700.

Historic Park and Museum: August highlights for the Historic Park and Museum included the following:

- Visitor attendance totaled 4,852 people (compared to 5,830 in 2018), with an average of 180 people/day. *Please note that these attendance numbers are based on a click system and therefore do not always accurately reflect all visitors to the museum and park.*
- Museum programs included the following:
 - Night at the Museum: 100 ppl in attendance with minimal outreach; last year reported 150.
 - Lunch Series: three Lunchtime Lectures in August totaling 290 people. Total # for LL series: 1,006. Last year reported 955. Will be using Log Chapel for Winter then moving to First & Main when possible for next summer due to increase in attendance.
 - Published and distributed Fall/Winter schedule for the museum. Will have 2020 ready to go before Thanksgiving. Winter Lecture Series speakers are booked at this time.
 - Working with HC3 on obtaining Zero Waste Bins for the exterior of the park- specifically the gazebo area.
 - Rang in new school year with Dillon and Montezuma school houses on August 22nd.
 - Installed new Corner of Curiosities exhibit in schoolhouse with Music in the West
 - Carol Bosserman first day- focused on training on front desk procedures and history of Frisco
- Ongoing Museum projects include the following:
 - Nightmare @ the Museum, October 25- food and entertainment booked
 - Masontown Tour- September 21
 - Caroline Hughes' last day is September 21st. Caroline is moving to Delaware.
 - Building Sponsorship Dinner- scheduled for November. Roll out of new program to incentivize participation while meeting museum needs.
 - Revenue is tracking well at this time at 89% of budget with four months remaining to hit or exceed the budgeted amount of \$17,500. Expenses are also tracking well at this time at 55% of budget.

Table 4: Frisco Historic Park and Museum Figures (1125)

	August 2019	August 2018	August 2017
Attendance	4,852	5,830	5,870

	August 2019	August 2018	August 2017
Revenue – 1125	\$2,261	\$3,734	\$2,807
Expenses – 1125	\$25,185	\$21,337	\$16,492

	YTD Actual 2019	Budget 2019	YTD Actual 2018	YTD Actual 2017
Revenue – 1125	\$15,624	\$17,500	\$16,522	\$14,760
Expenses – 1125	\$177,292	\$323,539	\$162,839	\$174,415

Recreation Programs and Special Events: August highlights for Recreation Programs and Special Events included the following:

- Youth camps continued through August until school started on August 22nd. Fun Club averaged 44 kids/day, and finished on a positive note with this note coming from a parent, *“Just clone Sara and the Fun Club crew. The world needs more like them!”*

The end of season BBQ for Fun Club was on August 16th; about 100 parents and kids enjoyed food from the grill.

- Five additional youth camps ran in August including Adventure Camp, Water Camp, Bike Camp, Skate Camp, and Lego Camp. Four of the five camps are based out of the Day Lodge, Monday through Friday, while the Water Camp is based out of the Marina. Participation was high for all the camps, and feedback from parents and participants remains positive.
- The 6th Annual Run the Rockies Trail Half Marathon and 10k and half marathon trail races took place on August 10th at the Frisco Adventure Park with 425 racers participating in the races. Participation was up 22% compared to 2018 numbers. The increase in participation was thanks in large part to the additional push by the Marketing and Communications Department! Runners enjoyed pizza from Peppinos and beer from Outer Range Brewing at the finish line.

Staff surveyed the racers via email after the race, asking them, 'what was your favorite part of the race?' Here are some of the responses:

- *“The course was beautiful. I thought the value for the race was excellent. Excellent hospitality and will strongly consider doing this again if the price stays the same and it works out with my schedule.”*
- *“The SHORTS!!!”* – the racer gift this year was a pair of Nike running shorts.
- *“Running right next to the lake - so gorgeous. Great beginner course. A lot of fun.”*

- Year to date revenue is tracking exceptionally well at this time at 104% of budget through August, and ~17% ahead of 2018 figures. Expenses are tracking well at 69% of budget, and comparable to 2018 figures.

Table 5: Programs and Events Figures (1150)

	August 2019	August 2018	August 2017
Frisco Fun Club	658	738	791
Frisco Adventure Camp	42	63	151
Bike Camp	65	105	105
Play Well Lego Camp	125	125	115
Skate Camp	60	n/a	n/a
Yoga at the Marina	Marina report	n/a	10
Water Camp	200	185	170
Women's Mountain Biking Clinics	n/a	n/a	25
Total Program Participation	1,150	1,216	1,367
Mountain Goat Kids Trail Running	n/a	109	45
Run the Rockies Trail 10k & Half	425	347	361
Total Event Participation	425	456	406

	August 2019	August 2018	August 2017
Revenue – 1150	\$24,324	\$11,712	\$16,905
Expenses – 1150	\$93,088	\$82,421	\$85,739

	YTD Actual 2019	Budget 2019	YTD Actual 2018	YTD Actual 2017
Revenue – 1150	\$298,004	\$286,500	\$252,779	\$274,750
Expenses – 1150	\$296,119	\$426,578	\$300,150	\$301,155

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO
SEPTEMBER 10, 2019**

Mayor Wilkinson called the meeting to order at 7:00 p.m. Deputy Town Clerk Brodie Boilard called the roll.

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

Absent:

Public Comment:

Frisco Rowing Center Representative Chris Curtis provided Council with an update regarding the program.

Frisco resident Robyn Paulekas requested that Resolution 19-27 to the regular meeting for public comment. Mayor Wilkinson directed staff to move the item to regular agenda item #4.

Frisco resident Larry Feldman requested time to present an alternative proposal concerning the Excelsior House.

Council Comment:

Mayor Pro-Tem Mortensen stated that he will be travelling to Washington DC to speak with government officials concerning protection of public lands.

Council member Fallon complimented the Mayor's Cup Golf Tournament which raised \$40,000 for Building Hope.

Consent Agenda:

- Minutes August 27, 2019 Meeting
- Home Rule Charter Review, Chapter 61 – Brush, Grass, and Weeds
- Resolution 19-27, a Resolution of the Town of Frisco, Colorado, Residential Housing Restrictive Covenant and Notice of Lien

MOTION: COUNCIL MEMBER MORTENSEN MOVED TO APPROVE THE CONSENT AGENDA WITH THE RELOCATION OF RESOLUTION 19-27 TO AGENDA ITEM #4. SECOND, COUNCIL MEMBER FALLON. VOTE:

BURLEY	YEA	SHANER	YEA
FALLON	YEA	SHERBURNE	YEA
IHNKEN	YEA	WILKINSON	YEA

MORTENSEN YEA MOTION CARRIED.

New Business:

Agenda Item #1: New Hotel and Restaurant Liquor License – Himalayan Cuisine Frisco LLC dba Himalayan Cuisine STAFF: DEBORAH WOHLMUTH 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

Town Clerk Deborah Wohlmuth stated that this application is for a new Hotel and Restaurant liquor license for Himalayan Cuisine Frisco LLC dba Himalayan Cuisine located at 842 Summit Boulevard #17. Applicants Ashim Khattri Chettri and Bidhya Khattri Chettri have filed the necessary paperwork and posted the premise in accordance with the Colorado Liquor Code. Further, notice of this application was published in a newspaper of general circulation on August 30, 2019 pursuant to statutory requirements. Identigo and the Frisco Police Department have performed the necessary fingerprinting and background checks for the applicants and have found them to be satisfactory. Mayor Wilkinson opened the public hearing at 7:11p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:14 p.m.

MOTION: COUNCIL MEMBER MORTENSEN MOVED TO APPROVE THE ISSUANCE OF A NEW HOTEL AND RESTAURANT LIQUOR LICENSE FOR HIMALAYAN CUISINE FRISCO LLC DBA HIMALAYAN CUISINE LOCATED AT 842 SUMMIT BOULEVARD #17, ON THE BASIS OF THE FOLLOWING FINDINGS: THAT THE AUTHORITY (1) HAS REVIEWED THE NEIGHBORHOOD UNDER CONSIDERATION AND FINDS IT TO BE THE TOWN OF FRISCO AS A WHOLE; (2) HAS CONSIDERED THE DESIRES OF THE INHABITANTS OF THE NEIGHBORHOOD AND FINDS THAT THE INHABITANTS DESIRE AN ADDITIONAL ESTABLISHMENT THAT SERVES LIQUOR; (3) HAS REVIEWED THE NEEDS OF THE NEIGHBORHOOD FOR THE OUTLET AND FINDS THAT THE NEEDS OF THE NEIGHBORHOOD ARE NOT MET BY THE EXISTING OUTLETS; (4) HAS REVIEWED THE LOCATION OF THE PROPOSED ESTABLISHMENT AND FINDS THAT IT IS NOT LOCATED WITHIN 250 FEET OF ANY SCHOOL OR COLLEGE CAMPUS; (5) HAS REVIEWED THE QUALIFICATIONS OF THE APPLICANT AND, PURSUANT TO THE REQUIREMENTS OF THE FRISCO CODE AND COLORADO STATUTES, FIND THE APPLICANT TO BE QUALIFIED TO OBTAIN A HOTEL AND RESTAURANT LIQUOR LICENSE FOR HIMALAYAN CUISINE FRISCO LLC DBA HIMALAYAN CUISINE. SECOND, COUNCIL MEMBER BURLEY. VOTE:

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

Agenda Item #2: Excelsior House Options and Consideration 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

Historic Park Manager Rose Gorell provided background information concerning the Excelsior House. Assistant Community Development Director Bill Gibson stated that the purpose of this

work session is to provide information that can assist the Council in evaluating and deciding upon a site for the relocation of the Excelsior House. Per the Council's direction in the 2019-2020 Strategic Plan, a comprehensive list of potential sites for the permanent location of the Excelsior House has been compiled for the Council's review and consideration. The goal was to find a permanent home for the Excelsior House that would: allow for a single move; find a location that supports a meaningful use of the building; and allow for quality restoration of the building. Staff recommends Council use this time to understand the location and use options compiled by staff so they are more informed and better equipped to select a permanent location and purpose for the Excelsior House. Evaluation criteria included: Suitability of Location; Zoning; Opportunity for Adaptive Reuse; Opportunity for Historic Context; Topographical or Physical Constraints; Availability of Utilities; Opportunity to Enhance "Sense of Place"; Opportunity Cost of the Site (land use options lost or diminished through siting the Excelsior House); Clear Benefit to Museum; and Cost (relocation, setting/installation, utility connections, site preparation, etc.). Council discussed possible concerns regarding the alternative site locations. When asked by Council, staff indicated that the preferred location is 113 Granite Street. Should Council select a preferred location(s), the project committee can provide more detailed site planning options, use options, and costs as might be needed. Council suggested narrowing down options to three. Public Works Director Jeff Goble stated that deterioration of the building is not a concern, but relocation of the building after the GAP Project roundabouts have been implemented could be challenging. Council asked staff to continue to explore 113 Granite, the PRA site, and 8th Avenue. Mayor Wilkinson opened the public hearing at 7:30 p.m. Frisco resident Larry Feldman presented an alternative proposal at the Fox Meadow project on 8th Avenue. Three Frisco residents spoke in support of Mr. Feldman's proposal. Frisco resident Mark Sabatini suggested that Council should study the alternatives extensively before making a decision. There being no further public comment, Mayor Wilkinson closed the public hearing at 7:48 p.m.

Old Business:

Agenda Item #3: Second Reading Ordinance 19-15, an Ordinance Amending Chapter 110 of the Code of Ordinances of the Town of Frisco, Concerning Business Licenses and Regulations, by the Addition of a New Article III, Concerning the Establishment of a Requirement for the Licensing of Tobacco Product Retailers, and Requirements and Limitations Concerning the Sale of Tobacco Products by Such Retailers, Including Limiting the Sale of Tobacco Products to Persons who are Twenty-One (21) Years of Age or Older; which Requirements are Necessary to Safeguard the Health of Individuals who are not of Legal Age to Purchase Tobacco Products
STAFF: DIANE MCBRIDE 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

Town Attorney Thad Renaud stated that this is the second reading of an ordinance addressing tobacco age and licensing requirements. Mayor Wilkinson opened the public hearing at 8:11 p.m. Summit County Public Health Director Amy Wineland and a spokesperson for the Summit Youth Empowerment Group spoke in support of the ordinance. Mayor Wilkinson closed the public hearing at 8:15 p.m.

MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE ON SECOND READING ORDINANCE 19-15, AN ORDINANCE ESTABLISHING AGE AND LICENSING

REQUIREMENTS FOR TOBACCO PURCHASES; AND TO DISAPPROVE ORDINANCES 19-16 AND 19-17. SECOND, COUNCIL MEMBER SHERBURNE. VOTE:

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

Agenda Item #4: Resolution 19-27, a Resolution of the Town of Frisco, Colorado, Residential Housing Restrictive Covenant and Notice of Lien STAFF: KATIE KENT 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

Council members Burley and Sherburne recused themselves due to conflicts of interest.

Planner Katie Kent stated this resolution and accompanying Covenant include modifications directed by Council to staff at the August 13th meeting. Kent noted one additional change for the Council to be aware of is under the definition of “Resident”, the age requirement to retire at a minimum of 65 years of age has been removed. Kent stated that it was brought to Staff’s attention prior to the meeting that there may still be confusion over how the maximum resale price off the Summit County Area Median Income (AMI) chart is established. Kent explained the assumptions that the Summit Combined Housing Authority uses to determine the maximum sales prices, released annually, are currently being evaluated. If Council approves the proposed language SCHA determines how those prices are calculated. Mayor Wilkinson opened the public hearing at 8:17 p.m. Housing Authority Director Amy Priegel clarified the Housing Authority’s position regarding potential ramifications of language in the deed restriction covenant. Frisco residents Robyn Paulekas, Kate Berg, Bevin Frost, and Lisa May expressed concerns regarding maximum sales price calculations and not using a fixed increase, SCHA oversight of resale price calculation, overly confusing calculations, revisiting how AMI is utilized and the problems with it versus a percentage gain on an annual basis and using it for all in a calendar year, more neighborhood engagement needed, streamlining the various restrictions at the Peak One Neighborhood, as well as considering other options. Public comment acknowledged support for capital improvements incentivizing maintenance. Overall public comments encouraged Council to make the document easier to understand, and draft rules that create long term affordability, as well as a reasonable rate of return for homeowners and encouraging upkeep of units. There being no further public comment, Mayor Wilkinson closed the public hearing at 9:27 p.m.

Council directed staff to draft changes to the proposed covenant including:

- Section 8.3: Sentence should read “Provided, however, that the sum of items B.(1) through B.(4) in this paragraph shall be no greater than the maximum sale price for the Property’s unit type and household AMI level as published by the SCHA at the time of sale.”.
- Section 8.2: Change twenty to thirty days for listing period.
- Section 8.2: Add “calendar” to thirty days so it was clear based on calendar days (not business days)
- Section 8.3 B. (2),(3), and (4): Add: “up to”

- Add “garages (detached or attached)” to the items included in base price on the depreciation schedule
- Change “solar” to “renewable energy systems” in the depreciation schedule

MOTION: COUNCIL MEMBER FALLON MOVED TO APPROVE RESOLUTION 19-27, A RESOLUTION OF THE TOWN OF FRISCO, COLORADO, RESIDENTIAL HOUSING RESTRICTIVE COVENANT AND NOTICE OF LIEN WITH THE CHANGES AS READ BY THE TOWN ATTORNEY INCLUDING THE GARAGE AS STRUCTURAL ADDITIONS AND SOLAR PANELS. SECOND, COUNCIL MEMBER MORTENSEN. VOTE:

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

Adjourn:

There being no further business, the meeting adjourned at 9:47 p.m.

Respectfully Submitted,

Deborah Wohlmuth, CMC
Town Clerk



MEMORANDUM

P.O. BOX 4100 ♦ FRISCO, COLORADO 80443

TO: MAYOR AND TOWN COUNCIL
FROM: BILL GIBSON, ASSISTANT COMMUNITY DEVELOPMENT DIRECTOR
RE: LETTER OF CONSENT FOR THE COLORADO DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH THE IMPROVEMENTS TO STATE HIGHWAY 9
DATE: SEPTEMBER 24, 2019

Summary and Background: The purpose of the proposed Letter of Consent is to authorize the Colorado Department of Transportation (CDOT) to perform roadway work within portions of existing Town of Frisco street right-of-ways. This Letter of Consent is necessary to facilitate the construction of the “Gap Project” improvements to State Highway 9.

The existing Town of Frisco street right-of-ways affected by this Letter of Consent include: Recreation Way, Water Dance Drive, Teller Street/South 8th Avenue, Granite Street, Granite Street Alley, Main Street/Marina Road, and Galena Street. For additional details, please refer to the attached letter from CDOT.

Analysis: CDOT will be constructing improvements to State Highway 9 from Recreation Way to Main Street/Marina Road. These highway improvements are commonly referred to as the “Gap Project”. In order to implement this project as currently designed, CDOT has identified a need to construct certain improvements within existing Town of Frisco street right-of-ways.

Financial Impact: CDOT will be constructing certain roadway improvements within existing Town of Frisco right-of-way in order to make the necessary roadway connections to the new highway improvements. CDOT does not offer compensation for use of existing street right-of-ways. Approval of this Letter of Consent will have no financial impact to the budget at this time.

Alignment with Strategic Plan: Approval of this Letter of Consent is in alignment with the Town of Frisco Strategic Plan strategic priority for Quality Core Services.

Staff Recommendation: Staff recommends Town Council approve the Letter of Consent.

Reviews and Approvals:

This report has been reviewed and approved by:

Bonnie Moinet, Finance Director
Nancy Kerry, Town Manager

Attachments:

Attachment 1: CDOT Letter of Consent

Attachment 1

CDOT Letter of Consent

LETTER OF CONSENT
State Hwy 9, Summit Blvd Roadway Improvements

Mr. Tim Woodmansee, Right-of-Way Manager
Colorado Department of Transportation Region 3
222 South 6th Street, Room 317
Grand Junction, CO 81501

Subject: Consenting to Roadway Work within Town of Frisco right of way.

CDOT Project No. NHPP 0091-044, Project Code 21778

Dear Mr. Woodmansee:

This Letter of Consent is given pursuant to a request by the Colorado Department of Transportation (CDOT), to utilize certain Frisco held right-of-way for the purpose of constructing roadway improvements along SH 9 in Summit County.

CDOT has designed, budgeted for, and intends to construct the roadway improvement project which includes intersection redesigns, installing traffic sensing devices at signalized intersections, two new roundabouts, noise walls, new drainage infrastructure, pedestrian infrastructure and to bring existing curb ramps into compliance with the current standards under Americans with Disabilities Act. This will create better traffic flows, a safer, more pleasant pedestrian experience and increase multi-modal connectivity along this major route from Frisco to Breckenridge. Prudent and proper implementation of the Project requires modification to certain roadway elements, ramps, sidewalks and curb and gutter (Roadway Work) within right-of-way owned or held by Frisco. The project limits within the Town of Frisco's jurisdiction include the intersections between Galena St. and Recreation Way on SH 9. The Roadway Work proposed by CDOT on the project is identified and highlighted on Attachment 1, consisting of Pages 7.01, 7.06, 7.09, 7.10 and 7.11 of the Right of Way plans, attached hereto and incorporated herein by reference. Anticipated construction dates are from 5/1/2020 to 11/30/2021.

By this letter, the Town of Frisco hereby consents to the utilization and occupation of portions of existing Frisco right-of-way by CDOT and CDOT's officers, employees, contractors and agents during construction of the CDOT Project and hereby consents to the Roadway Work described and depicted on Attachment 1. Use of designated temporary easements over other Frisco properties by project plans are addressed under a separate acquisition agreement.

The consent hereby given is for the above-stated purposes only and is not given for any other present or future work. By issuing this Letter of Consent, Frisco and its officers, employees and agents shall not assume any liability resulting from this Letter of Consent or the exercise thereof.

Given by the Town of Frisco:

By: _____
Date

Printed Name: _____

Title: _____

Department of Transportation:

By: _____
Date

Printed Name: Tim Woodmansee

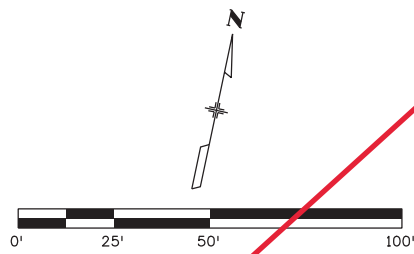
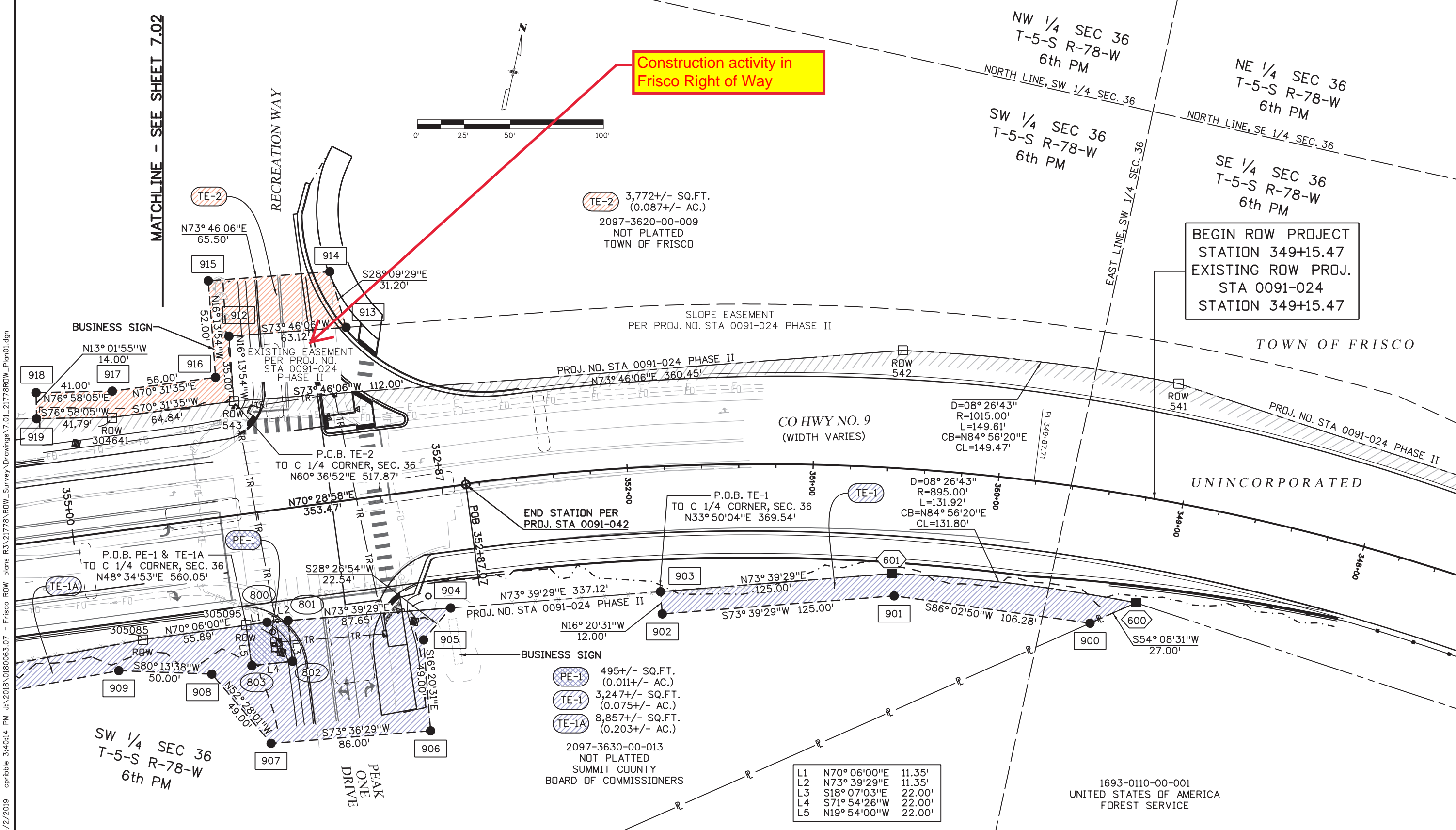
Title: Region 3 ROW Manager

Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials

Right of Way Plans			
Plan Sheet			
Project Number: NHPP 0091-044			
Project Location: SH 9 SUMMIT BLVD, FRISCO			
ROADWAY IMPROVEMENTS			
Project Code:	Last Mod. Date:	Subset:	Sheet No.:
21778	12/28/2018	7.01 to 7.11	7.01

Construction activity in Frisco Right of Way

BEGIN ROW PROJECT
 STATION 349+15.47
 EXISTING ROW PROJ.
 STA 0091-024
 STATION 349+15.47



TE-2 3,772+/- SQ.FT.
 (0.087+/- AC.)
 2097-3620-00-009
 NOT PLATTED
 TOWN OF FRISCO

TE-1 P.O.B. TE-1
 TO C 1/4 CORNER, SEC. 36
 N33° 50' 04" E 369.54'

PE-1 495+/- SQ.FT.
 (0.011+/- AC.)
 TE-1 3,247+/- SQ.FT.
 (0.075+/- AC.)
 TE-1A 8,857+/- SQ.FT.
 (0.203+/- AC.)
 2097-3630-00-013
 NOT PLATTED
 SUMMIT COUNTY
 BOARD OF COMMISSIONERS

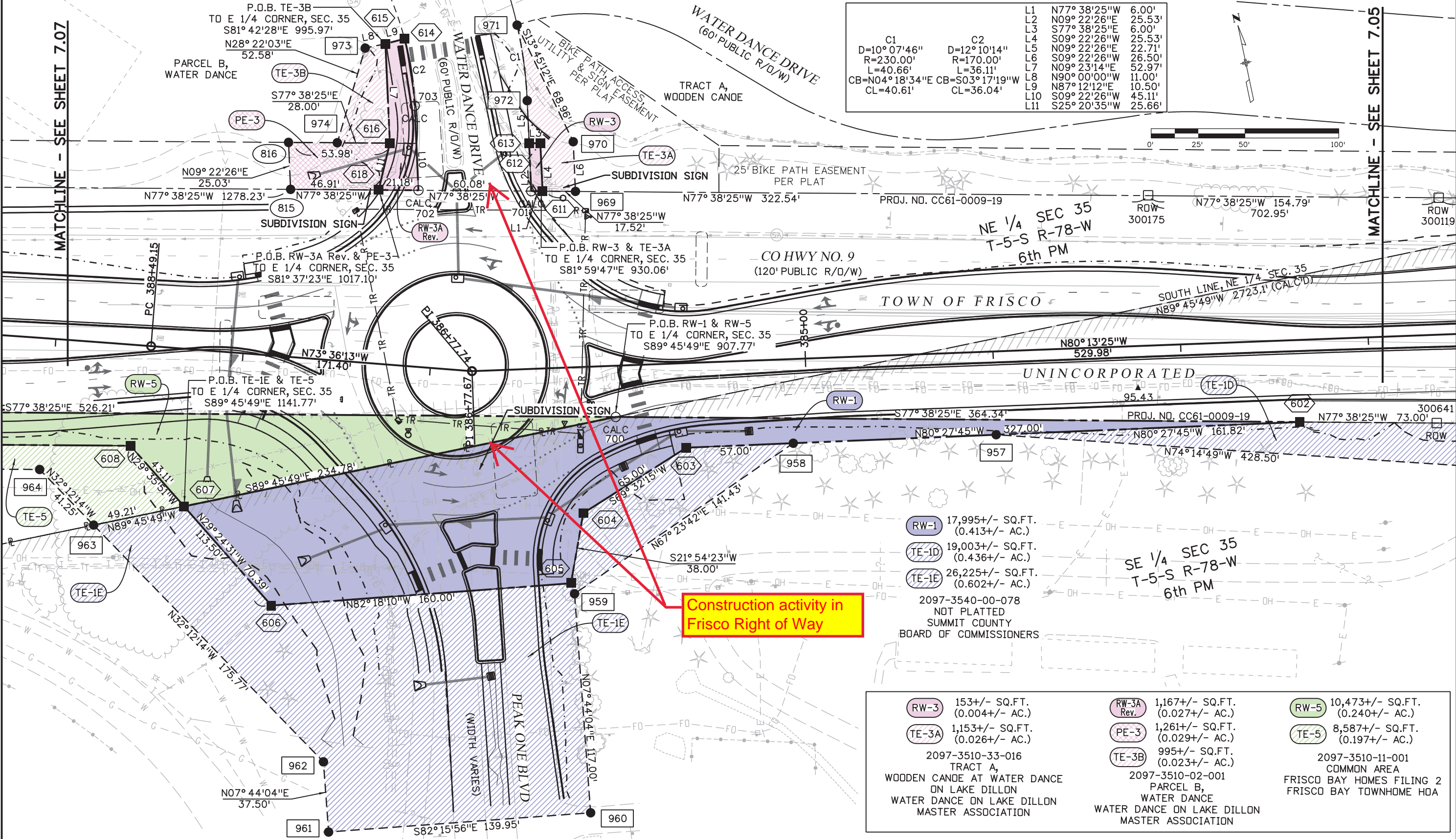
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L2	N73° 39' 29" E	11.35'
L3	S18° 07' 03" E	22.00'
L4	S71° 54' 26" W	22.00'
L5	N19° 54' 00" W	22.00'

1693-0110-00-001
 UNITED STATES OF AMERICA
 FOREST SERVICE

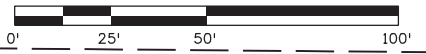
4/2/2019 cprbble 3:40:14 PM J:\2018\0180063.07 - Frisco ROW plans R3\21778\ROW_Survey_Drawings\7.01_21778ROW_Plan01.dgn

Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials
2/26/2019	Revised RW-3A, Added PE-3	CCP			
3/18/2019	Updates to RW-3A Rev.	CCP			

Right of Way Plans			
Plan Sheet			
Project Number: NHPP 0091-044			
Project Location: SH 9 SUMMIT BLVD, FRISCO			
ROADWAY IMPROVEMENTS			
Project Code:	Last Mod. Date	Subset	Sheet No.
21778	3/18/2019	7.01 to 7.11	7.06



C1	C2	L1	L2	L3	L4	L5	L6	L7	L8	L9	L10	L11
D=10° 07' 46"	D=12° 10' 14"	N77° 38' 25" W	N09° 22' 26" E	S77° 38' 25" E	S09° 22' 26" W	N09° 22' 26" E	S09° 22' 26" W	N09° 23' 14" E	N90° 00' 00" W	N87° 12' 12" E	S09° 22' 26" W	S25° 20' 35" W
R=230.00'	R=170.00'	6.00'	25.53'	6.00'	25.53'	22.71'	26.50'	52.97'	11.00'	10.50'	45.11'	25.66'
L=40.66'	L=36.11'											
CB=N04° 18' 34" E	CB=S03° 17' 19" W											
CL=40.61'	CL=36.04'											



- RW-1** 17,995+/- SQ.FT. (0.413+/- AC.)
- TE-ID** 19,003+/- SQ.FT. (0.436+/- AC.)
- TE-1E** 26,225+/- SQ.FT. (0.602+/- AC.)

2097-3540-00-078
 NOT PLATTED
 SUMMIT COUNTY
 BOARD OF COMMISSIONERS

- | | | |
|---|--|---|
| RW-3 153+/- SQ.FT. (0.004+/- AC.) | RW-3A Rev. 1,167+/- SQ.FT. (0.027+/- AC.) | RW-5 10,473+/- SQ.FT. (0.240+/- AC.) |
| TE-3A 1,153+/- SQ.FT. (0.026+/- AC.) | PE-3 1,261+/- SQ.FT. (0.029+/- AC.) | TE-5 8,587+/- SQ.FT. (0.197+/- AC.) |
| 2097-3510-33-016
TRACT A,
WOODEN CANOE AT WATER DANCE
ON LAKE DILLON
WATER DANCE ON LAKE DILLON
MASTER ASSOCIATION | TE-3B 995+/- SQ.FT. (0.023+/- AC.) | 2097-3510-11-001
COMMON AREA
FRISCO BAY HOMES FILING 2
FRISCO BAY TOWNHOME HOA |

Construction activity in Frisco Right of Way

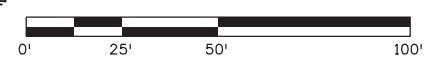
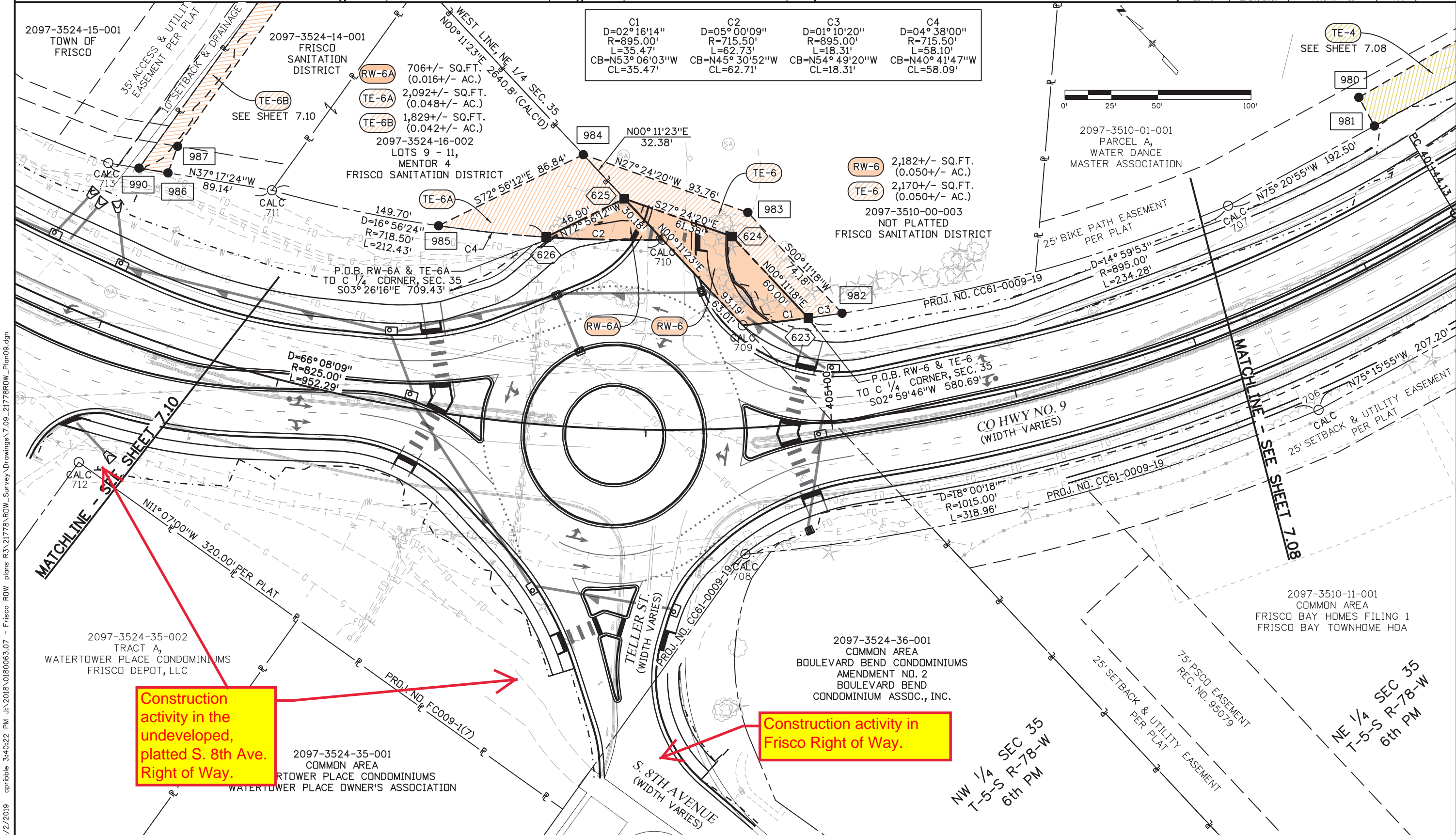
4/2/2019 3:40:19 PM J:\2018\0180063.07 - Frisco ROW plans R3\21778 ROW_Survey Drawings\7.06_21778ROW_Plan06.dgn

Sheet Revisions		
Date	Description	Initials

Sheet Revisions		
Date	Description	Initials

Right of Way Plans			
Plan Sheet			
Project Number: NHPP 0091-044			
Project Location: SH 9 SUMMIT BLVD, FRISCO			
ROADWAY IMPROVEMENTS			
Project Code:	Last Mod. Date	Subset	Sheet No.
21778	2/26/2019	7.01 to 7.11	7.09

C1	C2	C3	C4
D=02°16'14"	D=05°00'09"	D=01°10'20"	D=04°38'00"
R=895.00'	R=715.50'	R=895.00'	R=715.50'
L=35.47'	L=62.73'	L=18.31'	L=58.10'
CB=N53°06'03"W	CB=N45°30'52"W	CB=N54°49'20"W	CB=N40°41'47"W
CL=35.47'	CL=62.71'	CL=18.31'	CL=58.09'



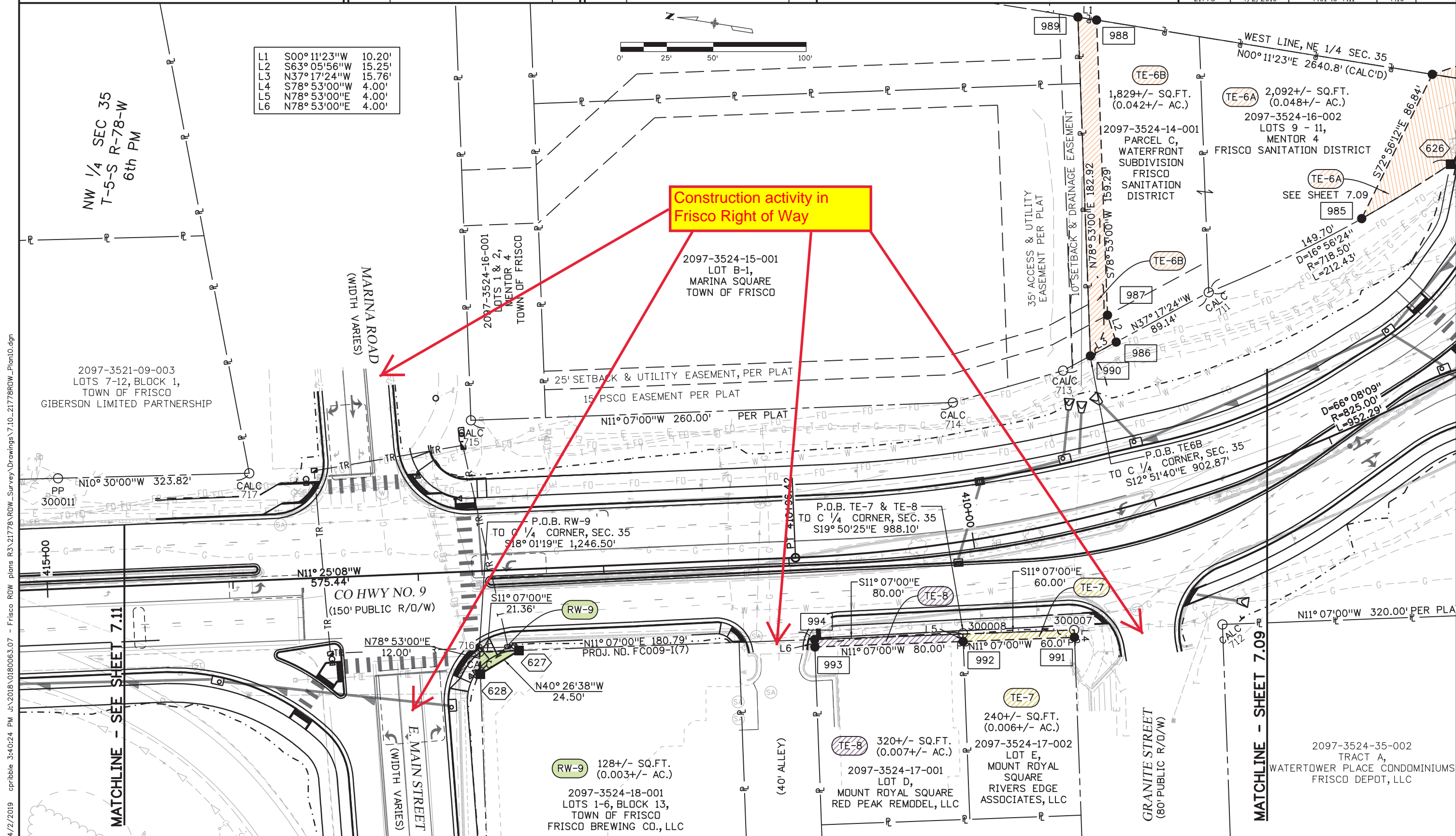
Construction activity in the undeveloped, platted S. 8th Ave. Right of Way.

Construction activity in Frisco Right of Way.

4/2/2019 cprbble 3:40:22 PM J:\2018\0180063.07 - Frisco ROW plans R3\21778\ROW_Survey\Drawings\7.09_21778ROW_Plan09.dgn

Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials
4/2/2019	Revised TE-7	CCP			

Right of Way Plans			
Plan Sheet			
Project Number: NHPP 0091-044			
Project Location: SH 9 SUMMIT BLVD, FRISCO			
ROADWAY IMPROVEMENTS			
Project Code:	Last Mod. Date	Subset	Sheet No.
21778	4/2/2019	7.01 to 7.11	7.10

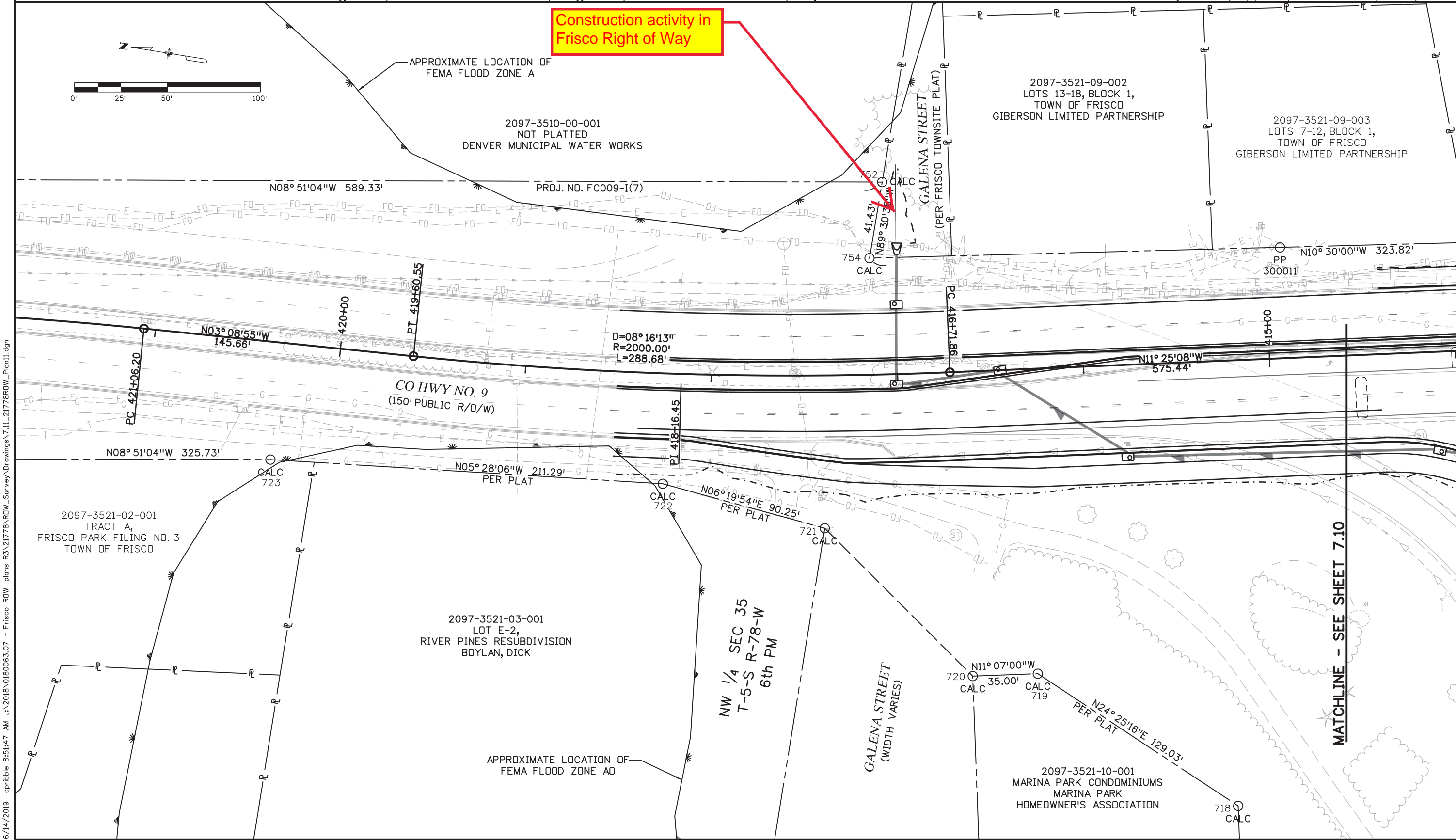
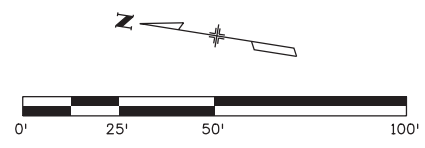


Sheet Revisions		
Date	Description	Initials
5/9/2019	Deleted PE-10 & TE-10	CCP

Sheet Revisions		
Date	Description	Initials

Right of Way Plans			
Plan Sheet			
Project Number: NHP 0091-044			
Project Location: SH 9 SUMMIT BLVD, FRISCO			
ROADWAY IMPROVEMENTS			
Project Code:	Last Mod. Date	Subset	Sheet No.
21778	5/6/2019	7.01 to 7.11	7.11

Construction activity in Frisco Right of Way



6/14/2019 8:51:47 AM J:\2018\0180063.07 - Frisco ROW plans R3\21778 ROW_Survey Drawings\7.11-21778ROW_Plan1.dgn

MATCHLINE - SEE SHEET 7.10



MEMORANDUM

P.O. BOX 4100 ♦ FRISCO, COLORADO 80443

TO: MAYOR AND TOWN COUNCIL
FROM: BILL GIBSON, ASSISTANT COMMUNITY DEVELOPMENT DIRECTOR
RE: ORDINANCE 19-18 CONSIDERING AN ORDINANCE GRANTING EASEMENTS TO THE COLORADO DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH THE IMPROVEMENTS TO STATE HIGHWAY 9 AND APPROVAL FOR TEMPORARY RIGHTS OF USE FOR IMPROVEMENTS IN CONNECTION WITH THE IMPROVEMENTS TO STATE HIGHWAY 9
DATE: SEPTEMBER 24, 2019

Summary and Background: Dual consideration

This is the first reading of Ordinance 19-18. The purpose of this ordinance is to donate easements to the Colorado Department of Transportation (CDOT) to facilitate construction of the “Gap Project” improvements to State Highway 9.

This request involves one (1) permanent easement for the purposes of roadway construction and maintenance; and, 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.

CDOT has offered just compensation for these easements; however, they have also requested that the Town of Frisco consider donating the value of these easements.

On January 20, 2016, the Town Council approved a similar donation of temporary and permanent easements to facilitate the “Iron Springs” segment of the State Highway 9 improvements that was constructed between Recreation Way and Farmers Corner.

Analysis: CDOT will be constructing improvements to State Highway 9 from the Recreation Way intersection to the Main Street intersection. These improvements are commonly referred to as the “Gap Project”. In order to construct and maintain these improvements as currently designed, CDOT has identified a need for additional right-of-way.

Financial Impact: CDOT has offered the Town of Frisco just compensation in the amount of \$6,820.00. There is no direct cost impact to the budget; however, the proposed easements will impact the real estate value of Town owned property. Accepting just compensation would add unanticipated revenue to the budget, while donating the value of these easements would forgo this revenue opportunity.

Alignment with Strategic Plan: The granting of easements, and donation of the value of said easements, to CDOT to facilitate construction of the State Highway 9 improvements is in alignment with the Town of Frisco Strategic Plan strategic priority for Quality Core Services.

Staff Recommendation: Staff recommends Town Council approve Ordinance 19-18 on first reading.

Reviews and Approvals:

This report has been reviewed and approved by:

Bonnie Moinet, Finance Director - Approved
Nancy Kerry, Town Manager

Attachments:

Attachment 1: Ordinance 19-18

Attachment 2: Letter from CDOT dated August 8, 2019

Attachment 3: Proposed Easements

**TOWN OF FRISCO
COUNTY OF SUMMIT
STATE OF COLORADO
ORDINANCE 19-18**

AN ORDINANCE GRANTING AN EASEMENT TO THE COLORADO DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH THE IMPROVEMENT OF STATE HIGHWAY 9.

WHEREAS, the Colorado Department of Transportation (“CDOT”) has, in connection with its improvement of State Highway 9 within the Town’s boundaries, requested that the Town grant to it an easement to use a certain area of Town-owned right-of way for the construction and maintenance of State Highway 9; and

WHEREAS, the area of land over which CDOT has requested the easement (the “Easement Area”) consists of approximately 100 square feet, and is described in Exhibit A to the attached Non-Exclusive Permanent Easement; and

WHEREAS, the Town Council has determined that the improvement of State Highway 9 will significantly benefit the citizens and visitors of the Town and, therefore, the Town Council desires to donate a non-exclusive, perpetual easement to CDOT over the Easement Area pursuant to the Non-Exclusive Permanent Easement attached hereto.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FRISCO, COLORADO:

Section 1. That the Mayor and Town Clerk are hereby authorized to execute the attached Non-Exclusive Permanent Easement and to deliver the same to the Colorado Department of Transportation as a donation by the Town.

Section 2. Severability. If any section, subsection or clause of this ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsections and clauses shall not be affected thereby.

Section 3. Effective Date. This ordinance shall take effect pursuant to the Home Rule Charter of the Town of Frisco, Colorado.

INTRODUCED, PASSED ON FIRST READING AND PUBLICATION AND POSTING ORDERED THIS 10TH DAY OF SEPTEMBER, 2019.

TOWN OF FRISCO, COLORADO

Gary Wilkinson, Mayor

Attest:

Deborah Wohlmuth, CMC, Town Clerk

Attachment 2

Letter from CDOT dated August 8, 2019



COLORADO
Department of Transportation
Region 3 Right of Way

Project No.: NHPP 0091-044
Location: SH 9 Frisco to Iron Spgs
Project Code: 21778
Parcel: 2 Series

August 8, 2019

Via: FedEx Ground

Ms. Nancy Kerry, Town Manager
Town of Frisco
1 Main St.
Frisco CO 80443

RE: Offer to Acquire and Summary of Just Compensation for property located at SH 9, Frisco.

Dear Ms. Kerry,

The Colorado Department of Transportation (CDOT) has an upcoming project along State Hwy 9 in Summit County. The purpose of the project is for extensive improvements to existing roadway design including a roundabout at Water Dance Drive and Peak One Blvd and Watertower Way, drainage, noise walls, pedestrian infrastructure and to bring existing curb ramps into compliance with the current standards under the Americans with Disabilities Act. The ultimate goal is to improve traffic flows, safety and pedestrian connectivity throughout this section of State Hwy 9.

In order to construct and maintain these highway improvements, the project requires additional right-of-way. CDOT is offering to acquire right-of-way interests from your property referenced above and is legally described in the enclosed Exhibit "A", depicted on the enclosed Right-of-Way plan sheet, and summarized as Parcels PE-2, TE-2, TE-2A, TE-2B, TE-2C, TE-2D, TE-2E.

CDOT has prepared an appraisal based upon credible market data for vacant commercial lands and has estimated a unit value of \$44,000/acre. The results of this appraisal, as reviewed and approved, is considered the Fair Market Value and is the basis for our offer to purchase.

CDOT hereby offers you just compensation in the amount of **Six thousand eight hundred twenty and 00/100 Dollars (\$6,820.00)** as the total compensation for the property interests described above. This amount is offered as total compensation for all interests in the parcels and includes all damages and benefits, if any, to the remaining portions of your property. Below is a summary of compensation components:

Land:

- Parcel PE-2 is a permanent easement containing 0.002 acres, for the purpose of roadway construction and maintenance. The estimated unit value of the land is \$44,000/acre. The easement value was estimated at 75% of the full fee simple unit value. Therefore, the offer for this permanent easement acquisition is $\$44,000/\text{ac} \times 0.002 \text{ ac} \times 75\% = \66.00 .



- Parcel TE-2 is a temporary easement containing 0.087 acres, for the purpose of roadway construction, with a rental rate of 6.5% of full fee simple value. The temporary easement shall commence upon CDOT's contractor entering the property and shall terminate no later than twenty four (24) months from the contractor's date of entry for construction. Therefore, offer for this temporary easement acquisition is $\$44,000/\text{ac} \times 0.075 \text{ ac} \times 6.5\% \times 2 \text{ yr} = \mathbf{\$498.00}$.
- Parcel TE-2A is a temporary easement containing 0.217 acres, for the purpose of roadway construction, with a rental rate of 6.5% of full fee simple value. The temporary easement shall commence upon CDOT's contractor entering the property and shall terminate no later than twenty four (24) months from the contractor's date of entry for construction. Therefore, the offer for this temporary easement acquisition is $\$44,000/\text{ac} \times 0.217 \text{ ac} \times 6.5\% \times 2 \text{ yr} = \mathbf{\$1,241.00}$.
- Parcel TE-2B is a temporary easement containing 0.382 acres, for the purpose of roadway construction and bike path improvements, with a rental rate of 6.5% of full fee simple value. The temporary easement shall commence upon CDOT's contractor entering the property and shall terminate no later than twenty four (24) months from the contractor's date of entry for construction. Therefore, the offer for this temporary easement acquisition is $\$44,000/\text{ac} \times 0.382 \text{ ac} \times 6.5\% \times 2 \text{ yr} = \mathbf{\$2,185.00}$.
- Parcel TE-2C is a temporary easement containing 0.140 acres, for the purpose of roadway construction, with a rental rate of 6.5% of full fee simple value. The temporary easement shall commence upon CDOT's contractor entering the property and shall terminate no later than twenty four (24) months from the contractor's date of entry for construction. Therefore, offer for this temporary easement acquisition is $\$44,000/\text{ac} \times 0.140 \text{ ac} \times 6.5\% \times 2 \text{ yr} = \mathbf{\$801.00}$.
- Parcel TE-2D is a temporary easement containing 0.186 acres, for the purpose of roadway construction, with a rental rate of 6.5% of full fee simple value. The temporary easement shall commence upon CDOT's contractor entering the property and shall terminate no later than twenty four (24) months from the contractor's date of entry for construction. Therefore, the offer for this temporary easement acquisition is $\$44,000/\text{ac} \times 0.186 \text{ ac} \times 6.5\% \times 2 \text{ yr} = \mathbf{\$1,064.00}$.
- Parcel TE-2E is a temporary easement containing 0.168 acres, for the purpose of roadway construction, with a rental rate of 6.5% of full fee simple value. The temporary easement shall commence upon CDOT's contractor entering the property and shall terminate no later than twenty four (24) months from the contractor's date of entry for construction. Therefore, the offer for this temporary easement acquisition is $\$44,000/\text{ac} \times 0.168 \text{ ac} \times 6.5\% \times 2 \text{ yr} = \mathbf{\$961.00}$.

Affected Improvements/Fixtures:

None.

The sum of the above listed acquisition components with permissible rounding results in a just compensation offer totaling **\$6,820.00**.

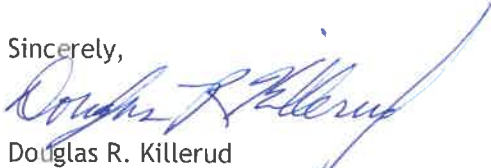
Accompanying this letter is a Memorandum of Agreement (MOA) for your consideration. The Memorandum of Agreement constitutes CDOT's formal offer to purchase that becomes a contract when fully executed by all parties. If you are in agreement with the CDOT's offer, please sign the Memorandum of Agreement in the box identified as "Grantor" on page 2 of the form. Also, please complete, sign and date the enclosed W-9. Please return the completed original forms (the MOA, and W-9) in the enclosed, self-addressed envelope to Doug Killerud, CDOT ROW, 222 S. 6th St., Room 317, Grand Junction CO 81501.



Finally, enclosed is a Demographic Information form. Completing the Demographic Information form is entirely voluntary; it is used to document CDOT's compliance with several federal civil rights laws. If you choose to complete this information, please return it in the enclosed pre-paid envelope addressed to our CDOT Denver, address.

Please contact me at 970-683-6238 if you have any questions or concerns regarding this offer letter or the enclosures. Thank you for your assistance in completing this important public improvement project.

Sincerely,



Douglas R. Killerud
Region 3 Real Estate Specialist

Enclosures:

Memorandum of Agreement form 784 including legal descriptions and Plan sheets
Request for Taxpayer Identification form W-9
Demographic Information Form
Offer of Fair Market Value CDOT form 240
Self addressed stamped envelope (2)



STATE OF COLORADO

DEPARTMENT OF TRANSPORTATION

OFFER OF FAIR MARKET VALUE



COLORADO

Department of Transportation

Project Code: 21778
Parcel No: 2 Series, Town of Frisco
Project No: NHPP 0091-044
Location: SH 9 Frisco to Iron Springs
Date: 8/8/19

Dear Ms. Kerry:

The Colorado Department of Transportation offers you the following amount as fair market value compensation for your property. The amount offered was determined in accordance with applicable Federal and State laws and requirements.

1.	Land	\$0
2.	Permanent & Slope Easements	\$66.00
3.	Temporary Easements	\$6,750.00
4.	Improvements	\$0
5.	Damages	\$0
6.	Less Benefits (credit)	\$0
7.	TOTAL	\$6,820.00 rounded

We based our determination on the following information:

- a. Identification of the real property to be acquired: PE-2, TE-2, TE-2A, TE-2B, TE-2C, TE-2D, TE-2E
- b. Type of interest being acquired: Permanent and temporary construction easements
- c. Identification of all improvements, including fixtures, to be acquired: N/A
- d. Identification of real property improvements, including fixtures, to be acquired which are not owned by the landowner: None

Sincerely,

Douglas R. Killerud
Real Estate Specialist Region 3

Attachment

cc: Project Development Branch (ROW Services)
Region ROW

CDOT Form #240
10/08

Previous editions are obsolete and may not be used

**COLORADO DEPARTMENT OF
TRANSPORTATION
MEMORANDUM OF
AGREEMENT**

Project Code: 21778	Parcel No: 2 Series
Project No: NHPP 0091-044	
Location: SH 9 Frisco to Iron Springs	
County: Summit	State Highway No: 9

This agreement made on (date) _____ is between the State of Colorado for the use and benefit of the Colorado Department of Transportation (GRANTEE) for the purchase of the parcel(s) listed above from the Owner(s) **Town of Frisco** (GRANTOR).

Just compensation was determined by an appropriate valuation procedure prepared in accordance with Colorado state laws and regulations. The amount of money and/or compensation listed below is full consideration for the following land, easements, improvements, and damages of any kind.

Land (described in attached exhibits):	Sq.ft <input type="checkbox"/> /acres <input type="checkbox"/>	\$0
Permanent and Slope Easements (described in attached exhibits): PE-2	0.002 Sq.ft <input type="checkbox"/> /acres <input checked="" type="checkbox"/>	\$66.00
Temporary Easements (described in attached exhibits): TE-2, TE-2A, TE-2B, TE-2C, TE-2D, TE-2E	1.18 Sq.ft <input type="checkbox"/> /acres <input checked="" type="checkbox"/>	\$6,750.00
Improvements: N/A		\$0
Damages: N/A		\$0
	Gross Total	\$6,816.00
	Less Credit	\$
	Net Total	\$6,820.00 rounded

Other conditions: Temporary construction easements are for the purpose of roadway construction and/or bike path improvements, having a duration of 24 months, beginning on the date of entry for construction by the contractor and terminating no later than 24 months (2 years) following the date of entry.

The GRANTOR:

- 1) Will, at the closing, pay all taxes (including prorated taxes for the current year) and special assessments for the current year;
- 2) Has entered into this agreement only because the GRANTEE has the power of eminent domain and requires the property for public purposes;
- 3) Be responsible for securing releases from all liens, judgments and encumbrances to deliver clear, unencumbered title to GRANTEE. Any encumbrance required to be paid by GRANTOR shall be paid at or before closing from the proceeds of the transaction hereby contemplated or from any other source;
- 4) Will execute and deliver to GRANTEE those documents indicated below;
- 5) Excepts from the subject property described herein in the attached Exhibits, the mineral estate and including all coal, oil, gas and other hydrocarbons, and all clay and other valuable mineral in and under said subject property. The GRANTOR hereby covenants and agrees that the GRANTEE shall forever have the right to take and use, without payment of further compensation to the GRANTOR, any and all sand, gravel, earth, rock, and other road building materials found in or upon said subject property and belonging to the GRANTOR; and
- 6) The GRANTOR further covenants and agrees that no exploration for, or development of any of the products, as described above, and owned by the GRANTOR heretofore or hereafter the date set forth above and hereby excepted will ever be conducted on or from the surface of the premises described in the attached Exhibits, and that in the event any of such operations may hereafter be carried on beneath the surface of said premises, the GRANTOR shall perform no act which may impair the subsurface or lateral support of said premises. These covenants and agreements hereunder, shall inure to and be binding upon the GRANTOR and its heirs, personal and legal representatives, successors and assigns forever.

NOTE: At GRANTOR'S sole discretion, the GRANTOR may convey the underlying mineral estate owned by GRANTOR to the GRANTEE. GRANTEE makes no representations about the nature, title or value of the mineral estate. In transactions where GRANTOR conveys the underlying mineral estate to GRANTEE, Paragraphs 5 and 6, as set forth above, will be deleted from this Memorandum of Agreement and the conveyance document.

GRANTOR conveys the underlying mineral estate to GRANTEE. Paragraphs 5 and 6 are hereby deleted from the Memorandum of Agreement and the conveyance document.

The GRANTEE:

- 1) Will be entitled to specific performance of this agreement upon tender of the agreed consideration;
- 2) Will be held harmless from any claims against the property or to any interest in the property, except for any benefits due under relocation law;
- 3) Will make payment after receiving acceptable conveyance instruments from the GRANTOR;
- 4) Will take possession and use of the parcel(s) when it deposits the consideration, as set forth above, into an escrow account for the benefit of the GRANTOR, or when GRANTEE disburses funds to GRANTOR. Transfer of title to the parcel(s) shall occur upon performance of any and all terms under this agreement, and release of the payment from escrow to the GRANTOR, unless other arrangements are made that follow Title III of the Uniform Relocation Assistance and Real Property Acquisition Act of 1970, as amended; and
- 5) Will prepare the following documents:

- | | |
|--|--|
| <input type="checkbox"/> General Warranty Deed | <input type="checkbox"/> Utility Easement |
| <input type="checkbox"/> Access Deed | <input checked="" type="checkbox"/> Permanent Easement |
| <input type="checkbox"/> Full Release(s) Book/Page: | <input type="checkbox"/> Slope Easement |
| <input type="checkbox"/> Partial Release(s) Rcpt No.: | <input type="checkbox"/> Temporary Easement |
| <input type="checkbox"/> Or (specify): | |
| <input type="checkbox"/> Title Company to prepare documents except:N/A | |

Order Warrant \$6,820.00 Donation	Payable to: Town of Frisco
Order Warrant \$	Payable to:
Real Estate Specialist	GRANTOR signature Attach form W-9
	GRANTOR (if applicable)
Division approval (Region ROW Manager)	GRANTEE signature

cc: Project Development Branch – ROW Services (original)
 Property Owner
 Region Right-of-Way Manager
 Region Program Engineer/Resident Engineer/Project Engineer

EXHIBIT "A"

PROJECT NUMBER: NHPP 0091-044

PERMANENT EASEMENT: PE-2

PROJECT CODE: 21778

DATE: DECEMBER 27, 2018

DESCRIPTION

A Permanent Easement No. PE-2 of the Department of Transportation, State of Colorado, Project No. NHPP 0091-044 containing 100 sq. ft. (0.002 acres), more or less, being a portion of the Southwest 1/4 of Section 36, Township 5 South, Range 78 West of the 6th P.M., located in Summit County, Colorado, said Permanent Easement being more particularly described as follows:

BEGINNING at a point on the southerly right-of-way line of State Highway 9, whence the West 1/4 corner of said Section 36 bears North 66°27'47" West, a distance of 266.23 feet, said point also being the TRUE POINT OF BEGINNING;

1. Thence along said southerly right-of-way line North 77°32'52" West, a distance of 10.00 feet;
2. Thence North 12°27'08" East, a distance of 10.00 feet;
3. Thence South 77°32'52" East, a distance of 10.00 feet;
4. Thence South 12°27'08" West, a distance of 10.00 feet to said TRUE POINT OF BEGINNING,

The above described Permanent Easement contains 100 sq. ft. (0.002 acres), more or less.

The purpose of the above described Permanent Easement is for roadway construction and maintenance.

Basis of Bearings: Bearings are based on a grid bearing of North 11°46'40" West from CM-MP 95.92 to CM-MP 97.23, both points being CDOT Type II monuments marked appropriately for their position.

Prepared for and on behalf of the
Colorado Department of Transportation
Jeffrey P. Eickelman, PLS #29034
Farnsworth Group, Inc.
5613 DTC Parkway, Suite 1100
Greenwood Village, CO 80111



EXHIBIT "A"

PROJECT NUMBER: NHPP 0091-044

TEMPORARY EASEMENT: TE-2

PROJECT CODE: 21778

DATE: DECEMBER 27, 2018

DESCRIPTION

A Temporary Easement No. TE-2 of the Department of Transportation, State of Colorado, Project No. NHPP 0091-044 containing 3,772 sq. ft. (0.087 acres), more or less, being a portion of the Southwest 1/4 of Section 36, Township 5 South, Range 78 West of the 6th P.M., located in Summit County, Colorado, said Temporary Easement being more particularly described as follows:

BEGINNING at a point on the southerly right-of-way line of State Highway 9, whence the Center 1/4 corner of said Section 36 bears North 60°36'52" East, a distance of 517.87 feet, said point also being the TRUE POINT OF BEGINNING;

1. Thence along said southerly right-of-way line South 70°31'35" West, a distance of 64.84 feet;
2. Thence continuing along said southerly right-of-way line South 76°58'05" West, a distance of 41.79 feet;
3. Thence North 13°01'55" West, a distance of 14.00 feet;
4. Thence North 76°58'05" East, a distance of 41.00 feet;
5. Thence North 70°31'35" East, a distance of 56.00 feet;
6. Thence North 16°13'54" West, a distance of 52.00 feet;
7. Thence North 73°46'06" East, a distance of 65.50 feet;
8. Thence South 28°09'29" East, a distance of 31.20 feet;
9. Thence South 73°46'06" West, a distance of 63.12 feet;
10. Thence South 16°13'54" East, a distance of 35.00 feet to said TRUE POINT OF BEGINNING,

The above described Temporary Easement contains 3,772 sq. ft. (0.087 acres), more or less.

The purpose of the above described Temporary Easement is for roadway construction.

Basis of Bearings: Bearings are based on a grid bearing of North 11°46'40" West from CM-MP 95.92 to CM-MP 97.23, both points being CDOT Type II monuments marked appropriately for their position.

EXHIBIT "A"

PROJECT NUMBER: NHPP 0091-044

TEMPORARY EASEMENT: TE-2A

PROJECT CODE: 21778

DATE: DECEMBER 27, 2018

DESCRIPTION

A Temporary Easement No. TE-2A of the Department of Transportation, State of Colorado, Project No. NHPP 0091-044 containing 9,452 sq. ft. (0.217 acres), more or less, being a portion of the Southwest 1/4 of Section 36, Township 5 South, Range 78 West of the 6th P.M., located in Summit County, Colorado, said Temporary Easement being more particularly described as follows:

BEGINNING at a point on the northerly right-of-way line of State Highway 9, whence the West 1/4 corner of said Section 36 bears North 75°23'05" West, a distance of 1,356.15 feet, said point also being the TRUE POINT OF BEGINNING;

1. Thence along said northerly right-of-way line North 77°32'52" West, a distance of 278.00 feet;
2. Thence North 12°27'08" East, a distance of 34.00 feet;
3. Thence South 77°32'52" East, a distance of 278.00 feet;
4. Thence South 12°27'08" West, a distance of 34.00 feet to said TRUE POINT OF BEGINNING,

The above described Temporary Easement contains 9,452 sq. ft. (0.217 acres), more or less.

The purpose of the above described Temporary Easement is for roadway construction.

Basis of Bearings: Bearings are based on a grid bearing of North 11°46'40" West from CM-MP 95.92 to CM-MP 97.23, both points being CDOT Type II monuments marked appropriately for their position.

Prepared for and on behalf of the
Colorado Department of Transportation
Jeffrey P. Eickelman, PLS #29034
Farnsworth Group, Inc.
5613 DTC Parkway, Suite 1100
Greenwood Village, CO 80111

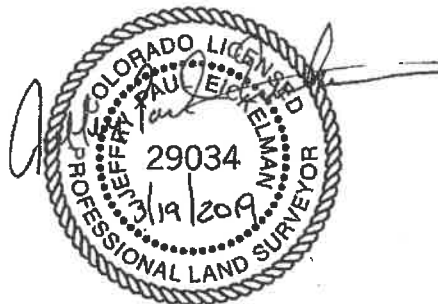


EXHIBIT "A"

PROJECT NUMBER: NHPP 0091-044

TEMPORARY EASEMENT: TE-2B

PROJECT CODE: 21778

DATE: DECEMBER 27, 2018

DESCRIPTION

A Temporary Easement No. TE-2B of the Department of Transportation, State of Colorado, Project No. NHPP 0091-044 containing 16,638 sq. ft. (0.382 acres), more or less, being a portion of the Southwest 1/4 and Northwest 1/4 of Section 36, Township 5 South, Range 78 West of the 6th P.M., located in Summit County, Colorado, said Temporary Easement being more particularly described as follows:

BEGINNING at a point on the northerly right-of-way line of State Highway 9, whence the West 1/4 corner of said Section 36 bears North 73°59'20" West, a distance of 824.54 feet, said point also being the TRUE POINT OF BEGINNING;

1. Thence along said northerly right-of-way line North 77°32'52" West, a distance of 185.00 feet;
2. Thence North 28°57'25" East, a distance of 68.00 feet;
3. Thence North 19°12'04" West, a distance of 131.00 feet;
4. Thence North 53°43'16" East, a distance of 40.00 feet;
5. Thence South 34°36'56" East, a distance of 75.00 feet;
6. Thence South 08°02'39" East, a distance of 75.00 feet;
7. Thence South 47°32'26" East, a distance of 138.00 feet;
8. Thence South 11°42'34" East, a distance of 18.00 feet to said TRUE POINT OF BEGINNING,

The above described Temporary Easement contains 16,638 sq. ft. (0.382 acres), more or less.

The purpose of the above described Temporary Easement is for roadway construction and bike path improvements.

Basis of Bearings: Bearings are based on a grid bearing of North 11°46'40" West from CM-MP 95.92 to CM-MP 97.23, both points being CDOT Type II monuments marked appropriately for their position.

EXHIBIT "A"

PROJECT NUMBER: NHPP 0091-044
TEMPORARY EASEMENT: TE-2C
PROJECT CODE: 21778
DATE: DECEMBER 27, 2018

DESCRIPTION

A Temporary Easement No. TE-2C of the Department of Transportation, State of Colorado, Project No. NHPP 0091-044 containing 6,082 sq. ft. (0.140 acres), more or less, being a portion of the Southwest 1/4 of Section 36, Township 5 South, Range 78 West of the 6th P.M., located in Summit County, Colorado, said Temporary Easement being more particularly described as follows:

BEGINNING at a point on the northerly right-of-way line of State Highway 9, whence the West 1/4 corner of said Section 36 bears North 72°12'44" West, a distance of 550.46 feet, said point also being the TRUE POINT OF BEGINNING;

1. Thence along said northerly right-of-way line North 77°32'52" West, a distance of 112.50 feet;
2. Thence North 28°57'42" East, a distance of 70.50 feet;
3. Thence South 65°20'50" East, a distance of 98.00 feet;
4. Thence South 16°30'14" West, a distance of 47.00 feet to said TRUE POINT OF BEGINNING,

The above described Temporary Easement contains 6,082 sq. ft. (0.140 acres), more or less.

The purpose of the above described Temporary Easement is for roadway construction.

Basis of Bearings: Bearings are based on a grid bearing of North 11°46'40" West from CM-MP 95.92 to CM-MP 97.23, both points being CDOT Type II monuments marked appropriately for their position.

Prepared for and on behalf of the
Colorado Department of Transportation
Jeffrey P. Eickelman, PLS #29034
Farnsworth Group, Inc.
5613 DTC Parkway, Suite 1100
Greenwood Village, CO 80111



EXHIBIT "A"

PROJECT NUMBER: NHPP 0091-044

TEMPORARY EASEMENT: TE-2D

PROJECT CODE: 21778

DATE: DECEMBER 27, 2018

DESCRIPTION

A Temporary Easement No. TE-2D of the Department of Transportation, State of Colorado, Project No. NHPP 0091-044 containing 8,106 sq. ft. (0.186 acres), more or less, being a portion of the Southwest 1/4 of Section 36, Township 5 South, Range 78 West of the 6th P.M., located in Summit County, Colorado, said Temporary Easement being more particularly described as follows:

BEGINNING at a point on the northerly right-of-way line of State Highway 9, whence the West 1/4 corner of said Section 36 bears North 69°34'14" West, a distance of 368.83 feet, said point also being the TRUE POINT OF BEGINNING;

1. Thence along said northerly right-of-way line North 77°32'52" West, a distance of 104.00 feet;
2. Thence North 12°27'08" East, a distance of 10.00 feet;
3. Thence North 77°32'52" West, a distance of 10.00 feet;
4. Thence South 12°27'08" West, a distance of 10.00 feet to said northerly right-of-way line;
5. Thence along said northerly right-of-way line North 77°32'52" West, a distance of 53.00 feet;
6. Thence continuing along said northerly right-of-way line North 88°27'20" West, a distance of 102.00 feet;
7. Thence continuing along said northerly right-of-way line North 77°38'25" West, a distance of 82.91 feet to the west line of said Southwest 1/4;
8. Thence along said west line North 00°18'21" East, a distance of 26.59 feet;
9. Thence South 77°38'25" East, a distance of 140.61 feet;
10. Thence South 88°45'55" East, a distance of 98.79 feet;
11. Thence South 77°32'52" East, a distance of 118.15 feet;
12. Thence South 12°27'08" West, a distance of 26.00 feet to said TRUE POINT OF BEGINNING,

The above described Temporary Easement contains 8,106 sq. ft. (0.186 acres), more or less.

The purpose of the above described Temporary Easement is for roadway construction.

Basis of Bearings: Bearings are based on a grid bearing of North 11°46'40" West from CM-MP 95.92 to CM-MP 97.23, both points being CDOT Type II monuments marked appropriately for their position.

Prepared for and on behalf of the
Colorado Department of Transportation
Jeffrey P. Eickelman, PLS #29034
Farnsworth Group, Inc.
5613 DTC Parkway, Suite 1100
Greenwood Village, CO 80111



EXHIBIT "A"

PROJECT NUMBER: NHPP 0091-044

TEMPORARY EASEMENT: TE-2E

PROJECT CODE: 21778

DATE: FEBRUARY 12, 2019

DESCRIPTION

A Temporary Easement No. TE-2E of the Department of Transportation, State of Colorado, Project No. NHPP 0091-044 containing 7,297 sq. ft. (0.168 acres), more or less, being a portion of Lot 22 in Section 35, Township 5 South, Range 78 West of the 6th P.M., as described in Patent No. 05-92-0008, recorded at Reception No. 416477 in the records of the Clerk and Recorder of the County of Summit, Colorado, said Temporary Easement being more particularly described as follows:

BEGINNING at a point on the northeasterly right-of-way line of State Highway 9, also being on the east line of the Northeast 1/4 of said Section 35, whence the West 1/4 corner of said Section 35 bears North 00°18'21" East, a distance of 72.24 feet, said point also being the TRUE POINT OF BEGINNING;

1. Thence along said northeasterly right-of-way line North 77°38'25" West, a distance of 426.87 feet;
2. Thence South 89°45'49" East, a distance of 123.80 feet;
3. Thence South 77°38'25" East, a distance of 217.37 feet to said east line;
4. Thence along said east line South 00°18'21" West, a distance of 26.59 feet to said TRUE POINT OF BEGINNING,

The above described Temporary Easement contains 7,297 sq. ft. (0.168 acres), more or less.

The purpose of the above described Temporary Easement is for roadway construction.

Basis of Bearings: Bearings are based on a grid bearing of North 11°46'40" West from CM-MP 95.92 to CM-MP 97.23, both points being CDOT Type II monuments marked appropriately for their position.

Prepared for and on behalf of the
Colorado Department of Transportation
Jeffrey P. Eickelman, PLS #29034
Farnsworth Group, Inc.
5613 DTC Parkway, Suite 1100
Greenwood Village, CO 80111

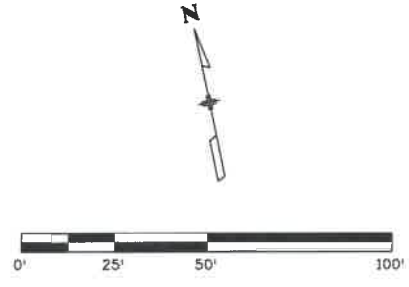


Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials

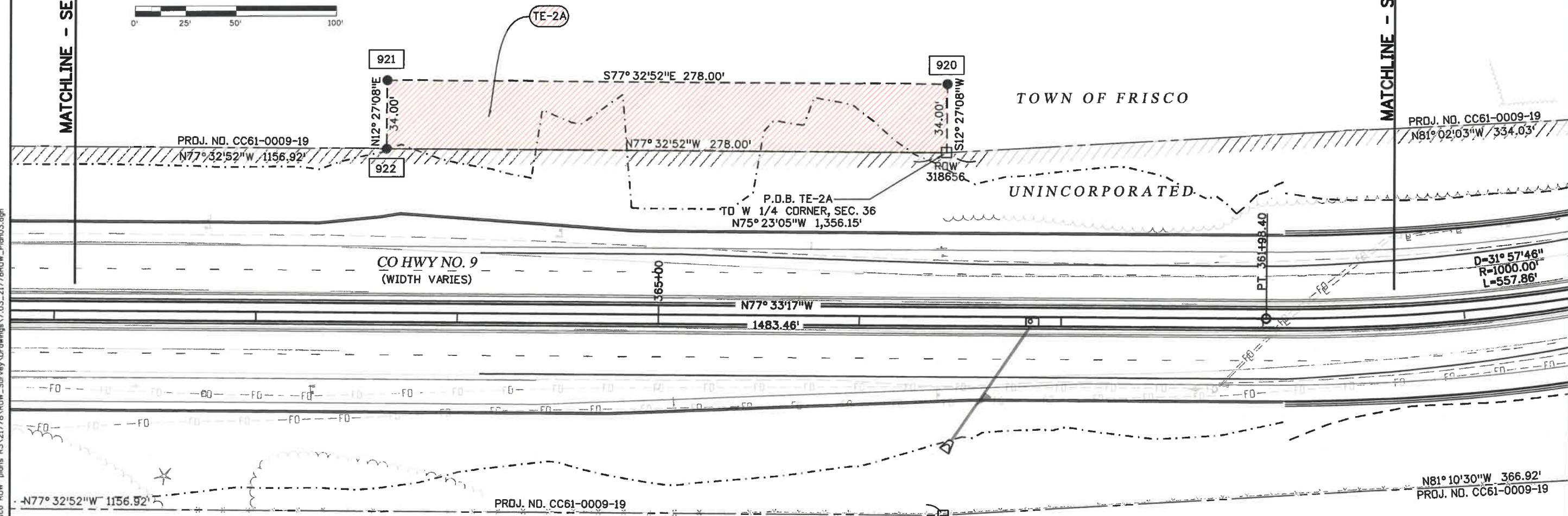
Right of Way Plans			
Plan Sheet			
Project Number: NHPP 0091-044			
Project Location: SH 9 SUMMIT BLVD, FRISCO			
ROADWAY IMPROVEMENTS			
Project Code:	Last Mod. Date:	Subset:	Sheet No.:
21778	12/28/2018	7.01 to 7.11	7.03

MATCHLINE - SEE SHEET 7.04

MATCHLINE - SEE SHEET 7.02



TE-2A 9,452+/- SQ.FT.
 (0.217+/- AC.)
 2097-3620-00-009
 NOT PLATTED
 TOWN OF FRISCO



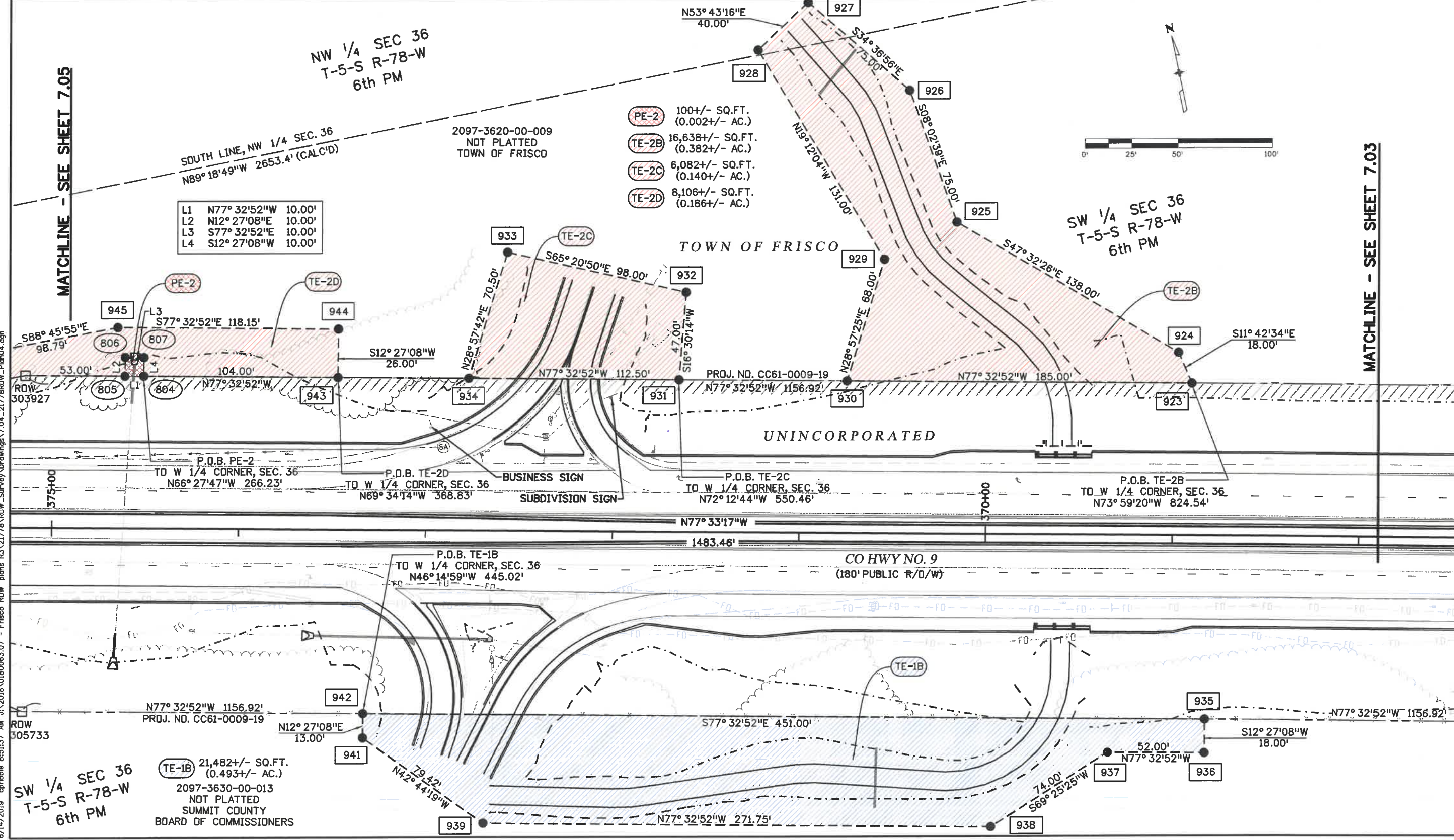
SW 1/4 SEC 36
 T-5-S R-78-W
 6th PM

2097-3630-00-013
 NOT PLATTED
 SUMMIT COUNTY
 BOARD OF COMMISSIONERS

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Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials

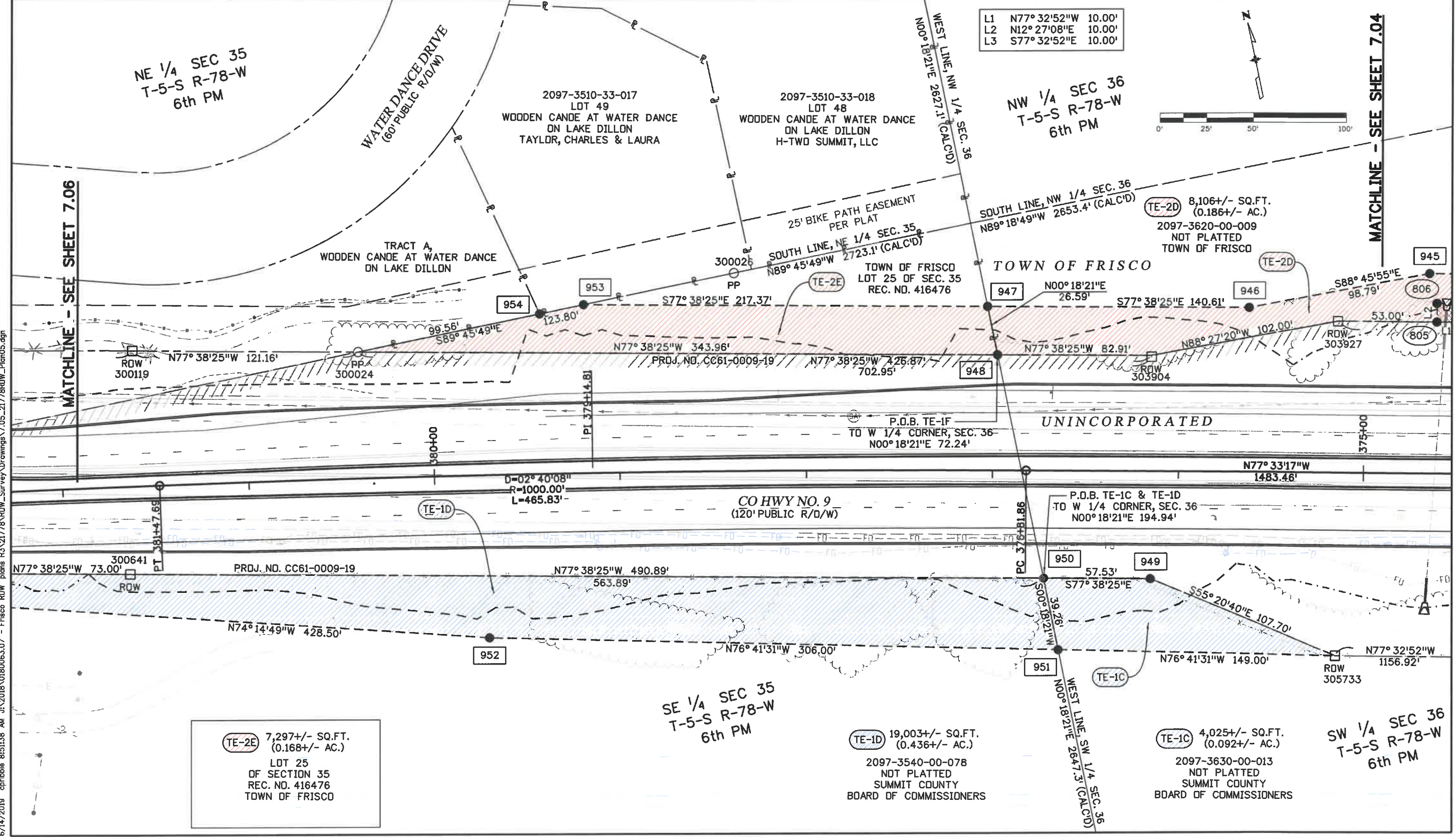
Right of Way Plans			
Plan Sheet			
Project Number: NHPP 0091-044			
Project Location: SH 9 SUMMIT BLVD, FRISCO			
ROADWAY IMPROVEMENTS			
Project Code:	Last Mod. Date:	Subset:	Sheet No.:
21778	12/28/2018	7.01 to 7.11	7.04



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Sheet Revisions			Sheet Revisions		
Date	Description	Initials	Date	Description	Initials
2/12/2019	Removed TE-1F, Added TE-2E	CCP			
3/18/2019	Removed TE-3	CCP			

Right of Way Plans		
Plan Sheet		
Project Number:	NHPP 0091-044	
Project Location:	SH 9 SUMMIT BLVD, FRISCO	
ROADWAY IMPROVEMENTS		
Project Code:	Last Mod. Date:	Sheet No.:
21778	3/18/2019	7.05
Subset:	7.01 to 7.11	



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Attachment 3

Proposed Easements

Please return recorded easement to:
CDOT Right of Way
222 S 6th St., Room 317
Grand Junction CO 81501

PROJECT NO.: NHPP 0091-044
LOCATION: SH 9 Summit Blvd, Frisco
PERMANENT EASEMENT NO.: PE-2
PROJECT CODE: 21778

NON-EXCLUSIVE PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that the Town of Frisco, Colorado, a Home Rule Municipality, Grantor, for and in consideration of the sum of TEN and 00/100 DOLLARS (\$10.00), and other valuable consideration, in hand paid by the DEPARTMENT OF TRANSPORTATION, STATE OF COLORADO, Grantee, receipt of which is hereby acknowledged, has given and granted and by these presents does hereby give and grant unto the said Grantee, its heirs, successors, and assigns a NON-EXCLUSIVE PERPETUAL EASEMENT on, along, over and across the following described premises, to-wit:

See Attached Exhibit "A" dated December 27, 2018 for:

Project No.: NHPP 0091-044
PERMANENT Easement No.: PE-2
Project Code: 21778

PURPOSE

The purpose of the above described Permanent Easement is for roadway construction and maintenance.

Signed this _____ day of _____, 2019.

GRANTOR:

The Town of Frisco, Colorado,
a Home Rule Municipality

ATTEST:

By: Gary Wilkinson
Title: Mayor

By:
Title:

STATE OF COLORADO)
) ss.
County of Summit)

The foregoing instrument was acknowledged before me this _____ day of _____, 2019, by Gary Wilkinson as Mayor, and attested to by _____ as _____, of the Town of Frisco, Colorado, a Home Rule Municipality.

Witness my hand and official seal.
My commission expires:

Notary Public

EXHIBIT "A"

PROJECT NUMBER: NHPP 0091-044

PERMANENT EASEMENT: PE-2

PROJECT CODE: 21778

DATE: DECEMBER 27, 2018

DESCRIPTION

A Permanent Easement No. PE-2 of the Department of Transportation, State of Colorado, Project No. NHPP 0091-044 containing 100 sq. ft. (0.002 acres), more or less, being a portion of the Southwest 1/4 of Section 36, Township 5 South, Range 78 West of the 6th P.M., located in Summit County, Colorado, said Permanent Easement being more particularly described as follows:

BEGINNING at a point on the southerly right-of-way line of State Highway 9, whence the West 1/4 corner of said Section 36 bears North 66°27'47" West, a distance of 266.23 feet, said point also being the TRUE POINT OF BEGINNING;

1. Thence along said southerly right-of-way line North 77°32'52" West, a distance of 10.00 feet;
2. Thence North 12°27'08" East, a distance of 10.00 feet;
3. Thence South 77°32'52" East, a distance of 10.00 feet;
4. Thence South 12°27'08" West, a distance of 10.00 feet to said TRUE POINT OF BEGINNING,

The above described Permanent Easement contains 100 sq. ft. (0.002 acres), more or less.

The purpose of the above described Permanent Easement is for roadway construction and maintenance.

Basis of Bearings: Bearings are based on a grid bearing of North 11°46'40" West from CM-MP 95.92 to CM-MP 97.23, both points being CDOT Type II monuments marked appropriately for their position.

Prepared for and on behalf of the
Colorado Department of Transportation
Jeffrey P. Eickelman, PLS #29034
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