

**RECORD OF PROCEEDINGS  
MINUTES OF THE REGULAR MEETING  
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO  
NOVEMBER 12, 2019**

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

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

**Absent:**

**Public Comment:**

Tim Orwick provided an update regarding Summit Public Radio.

Frisco citizen Sandy Briggs spoke in opposition to parking regulations.

**Council Comment:**

Council member Burley complimented Marketing Director Vanessa Agee on the new government Facebook page.

**Consent Agenda:**

- Minutes October 22, 2019 Meeting
- Warrant List
- Purchasing Cards
- Home Rule Charter Review – Chapter 180, Unified Development Code
- Home Rule Charter Review – Chapter 10, Council Members and Mayor
- Agreement with HC3 for Climate Action / Energy Assist

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

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

Agenda Item #1: NWCCOG Appointment STAFF: NANCY KERRY 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

Town Manager Nancy Kerry stated that the Town of Frisco is a member of NWCCOG, which is a voluntary association of county and municipal governments that believes in the benefits of working together on a regional basis. NWCCOG serves 26 member jurisdictions in a five county region of Northwest Colorado. Each Member Jurisdiction designates an Official Representative and an Alternate Representative. Each year the Town Council designates representatives to the Northwest Colorado Council of Governments (NWCCOG). Council member Shaner will remain in the position until the April election, at which time Council will discuss the appointment.

Agenda Item #2: First Reading, Ordinance 19-22, an Ordinance Amending the Code of Ordinances of the Town of Frisco, Colorado, by Repealing and Reenacting Chapter 65, Concerning Building Construction and Housing Standards, to Adopt by Reference, with Certain Amendments, the International Building Code, 2018 Edition, the International Residential Code, 2018 Edition, the International Fire Code, 2018 Edition, the National Electrical Code, 2017 Edition, the International Code Council Electrical Code Administrative Provisions, 2006 Edition, the International Mechanical Code, 2018 Edition, the International Plumbing Code, 2018 Edition, the International Fuel Gas Code, 2018 Edition, the International Energy Conservation Code, 2018 Edition, the International Existing Building Code, 2018 Edition, the International Swimming Pool and Spa Code, 2018 Edition, the Uniform Code for the Abatement of Dangerous Buildings, 1997 Edition, LEED (Leadership in Energy and Environmental Design) v4.1, and in Connection with the Same, Adopting a Construction Permit Fee Schedule STAFF: RICK WEINMAN 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

Building Official Rick Weinman stated that the purpose of this ordinance is to update the Town's construction codes to the latest published editions from the International Code Council. The Ordinance includes a set of code amendments tailored to our location and environment, consistent with those of Summit County, the Towns of Breckenridge, Dillon, and Silverthorne, and Summit Fire & EMS Authority, and supportive of the Summit Community Climate Action Plan. The Ordinance also includes a revised construction permit fee schedule. At the Council's last work session, Council provided direction that has been included in the ordinance regarding sustainability code, IECC Amendments, Fire Hazard Mitigation, gender-neutral bathrooms, and construction permit fee schedules. Mayor Wilkinson opened the public hearing at 7:20 p.m. Frisco citizen Tom Connolly spoke regarding ease of search within the chapter, LEED certification, and conflicts between mitigation and landscape code. There being no further public comment, Mayor Wilkinson closed the public hearing at 7:23 p.m.

**MOTION: COUNCIL MEMBER SHANER MOVED TO APPROVE ON FIRST READING, ORDINANCE 19-22, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, COLORADO, BY REPEALING AND REENACTING CHAPTER 65, CONCERNING BUILDING CONSTRUCTION AND HOUSING STANDARDS, TO ADOPT BY REFERENCE, WITH CERTAIN AMENDMENTS, THE INTERNATIONAL BUILDING CODE, 2018 EDITION, THE INTERNATIONAL RESIDENTIAL CODE, 2018 EDITION, THE INTERNATIONAL FIRE CODE, 2018 EDITION, THE NATIONAL ELECTRICAL CODE, 2017 EDITION, THE INTERNATIONAL CODE COUNCIL ELECTRICAL CODE ADMINISTRATIVE PROVISIONS, 2006 EDITION, THE INTERNATIONAL MECHANICAL CODE, 2018 EDITION, THE INTERNATIONAL PLUMBING CODE, 2018 EDITION, THE INTERNATIONAL FUEL GAS CODE, 2018 EDITION, THE INTERNATIONAL ENERGY CONSERVATION CODE, 2018 EDITION, THE INTERNATIONAL EXISTING BUILDING CODE, 2018 EDITION, THE**

**INTERNATIONAL SWIMMING POOL AND SPA CODE, 2018 EDITION, THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, 1997 EDITION, LEED (LEADERSHIP IN ENERGY AND ENVIRONMENTAL DESIGN) V4.1, AND IN CONNECTION WITH THE SAME, ADOPTING A CONSTRUCTION PERMIT FEE SCHEDULE SECOND, COUNCIL MEMBER BURLEY. VOTE:**

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

**Old Business:**

Agenda Item #3: Second Reading, Ordinance 19-21, an Ordinance Amending Chapter 180 of the Code of Ordinances of the Town of Frisco, Concerning the Development and Subdivision of Land, by Amending Section 180-5.4, Concerning Temporary Uses and Structures in Connection with the Frisco Peninsula Recreation Area, the Frisco Bay Marina, Town of Frisco Special Events, and the Relocation of Buildings Owned by the Town of Frisco STAFF: BILL GIBSON 1) MAYOR OPENS PUBLIC HEARING 2) STAFF REPORT 3) PUBLIC COMMENTS 4) MAYOR CLOSSES PUBLIC HEARING 5) COUNCIL DISCUSSION 6) MOTION MADE 7) MOTION SECONDED 8) DISCUSSION ON MOTION 9) QUESTION CALLED

Interim Community Development Director Bill Gibson stated that this ordinance amends the Frisco Unified Development Code (UDC) to exempt certain temporary uses and structures from the requirements of the UDC. The temporary uses and structures proposed to be exempt include: expansion and replacement facilities at the PRA and the Marina; relocated historic buildings owned by the Town of Frisco; and temporary uses and structures associated with community special events. The requirements prescribed by the UDC (setbacks, lot coverage, design standards, etc.) are not well suited for these types of temporary uses and structures; however, as currently written the UDC does not differentiate between these temporary uses and structures and more permanent development. Mayor Wilkinson opened the public hearing at 7:24 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:25 p.m.

**MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE ON SECOND READING, ORDINANCE 19-21, AN ORDINANCE AMENDING CHAPTER 180 OF THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, CONCERNING THE DEVELOPMENT AND SUBDIVISION OF LAND, BY AMENDING SECTION 180-5.4, CONCERNING TEMPORARY USES AND STRUCTURES IN CONNECTION WITH THE FRISCO PENINSULA RECREATION AREA, THE FRISCO BAY MARINA, TOWN OF FRISCO SPECIAL EVENTS, AND THE RELOCATION OF BUILDINGS OWNED BY THE TOWN OF FRISCO. SECOND, COUNCIL MEMBER SHANER. VOTE:**

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

Agenda Item #4: Second Reading, Ordinance 19-23, an Ordinance Amending Chapter 79 of the Code of Ordinances of the Town of Frisco, Concerning Dogs and Other Animals, by Amending

Section 19-17, Concerning Pet Shops, to Prohibit the Sale or Other Disposition of a Dog or Cat from a Pet Shop, Except when the Shop Acquired the Dog or Cat from an Animal Care Facility, or Animal Rescue Organization STAFF: THAD RENAUD 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 Council heard a request to consider restrictions to pet stores at a recent Council meeting. This ordinance amends the current code to prohibit the sale of dogs or cats unless it is an adoption, or through a breeder. Mayor Wilkinson opened the public hearing at 7:27 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:28 p.m.

**MOTION: COUNCIL MEMBER MORTENSEN MOVED TO APPROVE ON SECOND READING, ORDINANCE 19-23, AN ORDINANCE AMENDING CHAPTER 79 OF THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, CONCERNING DOGS AND OTHER ANIMALS, BY AMENDING SECTION 19-17, CONCERNING PET SHOPS, TO PROHIBIT THE SALE OR OTHER DISPOSITION OF A DOG OR CAT FROM A PET SHOP, EXCEPT WHEN THE SHOP ACQUIRED THE DOG OR CAT FROM AN ANIMAL CARE FACILITY, OR ANIMAL RESCUE ORGANIZATION. SECOND, COUNCIL MEMBER BURLEY. VOTE:**

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

**Adjourn:**

There being no further business, the meeting adjourned at 7:28 p.m.

Respectfully Submitted,

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Deborah Wohlmut, CMC  
Town Clerk