

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO
MAY 12, 2020**

Mayor Mortensen called the meeting to order at 4:00 p.m. Town Clerk Deborah Wohlmuth called the roll.

Present: Andrew Aerenson
Jessica Burley
Dan Fallon
Andy Held
Rick Ihnken
Melissa Sherburne
Hunter Mortensen

Absent:

Public Comments:

5th Judicial District Attorney candidate Braden Angel introduced himself to Council and the community.

Council member Held joined the meeting at this time.

Mayor and Council Comments:

Mayor Mortensen encouraged Council members to contribute information from public meetings during Council comment time.

Council member Sherburne provided an update regarding the Make Frisco Group.

Council member Burley provided an update regarding the Business Recovery Subcommittee.

Assistant Town Manager Diane McBride provided an update regarding the Marina opening.

Town Manager Nancy Kerry provided an update regarding Summit High School Senior Recognition.

Town Manager Kerry confirmed Council Strategic Planning Sessions for June 18th and 19th. Council agreed upon a two hour kick off on Monday June 1st.

Proclamation:

Mayor Mortensen proclaimed May Mental Awareness Month.

Consent Agenda:

Minutes April 28, 2020 Meeting

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

AERENSON	YEA	FALLON	YEA
BURLEY	YEA	SHERBURNE	YEA
HELD	YEA	MORTENSEN	YEA
IHNKEN	YEA	MOTION CARRIED.	

New Business:

Agenda Item #1: Resolution 20-17, a Resolution Approving an Agreement with the Colorado Department of Transportation (CDOT) for the Construction of a Pedestrian and Bicycle Underpass Between the County Commons and The Peninsula Recreation Area and Authorizing the Expenditure of Funds Under the Agreement JEFF GOBLE 1) MAYOR OPENS PUBLIC HEARING 2) STAFF REPORT 3) PUBLIC COMMENTS 4) MAYOR CLOSES PUBLIC HEARING 5) COUNCIL DISCUSSION 6) MOTION MADE 7) MOTION SECONDED 8) DISCUSSION ON MOTION 9) QUESTION CALLED

Public Works Director Jeff Goble stated the Town and County were approached by CDOT Region 3 and asked to apply for a Transportation Alternatives Program (TAP) grant and / or a GOCO grant to help offset the \$1.5 million cost of constructing the pedestrian underpass from the County Commons to the PRA. This extra funding was needed to keep the entire project within budget. The County applied for a GOCO grant to help fund this project but they were not selected. The Town applied for the TAP grant in January and we were awarded \$1.5 million in late February. After the County was denied their application to GOCO, they committed \$150,000 to contribute one-half of the required TAP grant match of \$300,000. If Council approves this IGA the Town will need to contribute the remaining \$150,000. CDOT and FHWA will contribute the remaining \$1.2 million through the TAP grant. Mayor Mortensen opened the public hearing at 4:42 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 4:50 p.m.

MOTION: COUNCIL MEMBER IHNKEN MOVED TO RESOLUTION 20-17, A RESOLUTION APPROVING AN AGREEMENT WITH THE COLORADO DEPARTMENT OF TRANSPORTATION (CDOT) FOR THE CONSTRUCTION OF A PEDESTRIAN AND BICYCLE UNDERPASS BETWEEN THE COUNTY COMMONS AND THE PENINSULA RECREATION AREA AND AUTHORIZING THE EXPENDITURE OF FUNDS UNDER THE AGREEMENT. SECOND, COUNCIL MEMBER FALLON. VOTE:

AERENSON	YEA	FALLON	YEA
BURLEY	YEA	SHERBURNE	YEA
HELD	YEA	MORTENSEN	YEA
IHNKEN	YEA	MOTION CARRIED.	

Agenda Item #2: Revocable License Agreement with SEMA Construction for the Temporary Use of Town-Owned Property at the Peninsula Recreation Area STAFF: JEFF GOBLE 1) MAYOR OPENS PUBLIC HEARING 2) STAFF REPORT 3) PUBLIC COMMENTS 4) MAYOR CLOSES PUBLIC HEARING 5) COUNCIL DISCUSSION 6) MOTION MADE 7) MOTION SECONDED 8) DISCUSSION ON MOTION 9) QUESTION CALLED

Public Works Director Jeff Goble stated SEMA Construction has been awarded the contract for constructing the final phase of CDOT's SH9 widening project, also known as the "The Gap" project. As part of the project, SEMA needs to place several temporary office trailers and have a material and equipment laydown yard somewhere near the project limits. Mayor Mortensen opened the public hearing at 4:52 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 4:54 p.m.

MOTION: COUNCIL MEMBER FALLON MOVED TO APPROVE REVOCABLE LICENSE AGREEMENT WITH SEMA CONSTRUCTION FOR THE TEMPORARY USE OF TOWN-OWNED PROPERTY AT THE PENINSULA RECREATION AREA. SECOND, COUNCIL MEMBER AERENSON. VOTE:

AERENSON	YEA	FALLON	YEA
BURLEY	YEA	SHERBURNE	YEA
HELD	YEA	MORTENSEN	YEA
IHNKEN	YEA	MOTION CARRIED.	

Agenda Item #3: Second Amendment to Frisco Marina Concessionaire Agreement and License for Frisco Rowing Center at Lake Dillon Staff: DIANE MCBRIDE 1) MAYOR OPENS PUBLIC HEARING 2) STAFF REPORT 3) PUBLIC COMMENTS 4) MAYOR CLOSSES PUBLIC HEARING 5) COUNCIL DISCUSSION 6) MOTION MADE 7) MOTION SECONDED 8) DISCUSSION ON MOTION 9) QUESTION CALLED

Assistant Town Manager Diane McBride stated that this is the second amendment to the marina concessionaire agreement with Frisco Rowing Center, extending the agreement two years. Mayor Mortensen opened the public hearing at 5:04 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 5:07 p.m.

MOTION: COUNCIL MEMBER AERENSON MOVED TO APPROVE THE SECOND AMENDMENT TO FRISCO MARINA CONCESSIONAIRE AGREEMENT AND LICENSE FOR FRISCO ROWING CENTER AT LAKE DILLON. SECOND, COUNCIL MEMBER SHERBURNE. VOTE:

AERENSON	YEA	FALLON	YEA
BURLEY	YEA	SHERBURNE	YEA
HELD	YEA	MORTENSEN	YEA
IHNKEN	YEA	MOTION CARRIED.	

Agenda Item #4: Emergency Ordinance 20-14, an Emergency Ordinance of the Town of Frisco, Colorado, to Require Face Coverings at Certain Locations within the Town, to Strongly Encourage Face Coverings at all Other Locations Within the Town in Compliance with State of Colorado Public Health Orders, Declaring an Emergency and Providing for the Immediate Effective Date of this Ordinance 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 Summit County amended and restated a Public Health Order to limit the health impacts of the COVID-19 virus. This order sets forth for the requirement of face coverings and additional guidance to slow the spread of the COVID-19 virus in Summit

County and in the Town of Frisco. The Summit County order on facial coverings reads: Face Coverings: Individuals must wear face coverings that cover nose and mouth whenever: i. in indoor areas open to the general public or ii. outdoors whenever at least 6 feet of separation cannot be maintained among all individuals. In order to ensure that sufficient supplies of medical facemasks are available to health care workers, members of the public are strongly encouraged to use non-medical cloth face coverings, unless a medical face mask is medically necessary. Mayor Mortensen opened the public hearing at 5:35 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 5:36 p.m.

MOTION: COUNCIL MEMBER SHERBURNE MOVED TO APPROVE EMERGENCY ORDINANCE 20-14, AN EMERGENCY ORDINANCE OF THE TOWN OF FRISCO, COLORADO, TO REQUIRE FACE COVERINGS AT CERTAIN LOCATIONS WITHIN THE TOWN, TO STRONGLY ENCOURAGE FACE COVERINGS AT ALL OTHER LOCATIONS WITHIN THE TOWN IN COMPLIANCE WITH STATE OF COLORADO PUBLIC HEALTH ORDERS, DECLARING AN EMERGENCY AND PROVIDING FOR THE IMMEDIATE EFFECTIVE DATE OF THIS ORDINANCE CONSISTENT WITH THE CHANGES OUTLINED BY THE TOWN'S ATTORNEY. SECOND, COUNCIL MEMBER AERENSON. VOTE:

AERENSON	YEA	FALLON	YEA
BURLEY	YEA	SHERBURNE	YEA
HELD	NO	MORTENSEN	YEA
IHNKEN	YEA	MOTION CARRIED.	

Agenda Item #5: General Discussion/Action on COVID -19 Response 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 gave a brief overview and answered questions about the current COVID-19 situation including a business grant program update. Council directed staff to look into sourcing masks to distribute within the community.

Agenda Item #6: Council Orientation 2: Open Meetings Act / Open Records Act STAFF: THAD RENAUD
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 Attorney Thad Renaud gave a brief council orientation and answered questions regarding the open meetings act and the open records act.

Adjourn:

There being no further business, the meeting adjourned at 7:07 p.m.

Respectfully Submitted,

Deborah Wohlmuth, CMC
Town Clerk