

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO
MAY 26, 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:

There was no Council comment.

Mayor and Council Comments:

Mayor Mortensen wished everybody a happy and healthy Memorial Day Weekend.

Consent Agenda:

Minutes May 12, 2020 Meeting
Warrant List
Purchasing Cards

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

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

New Business:

Agenda Item #1: I-70 Exit 203 and East Bound Auxiliary Lane Feasibility Study Update STAFF: JEFF GOBLE 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

The CDOT Team including Scott Harris, Jacob Rivera, Corey Lang, Grant Anderson presented the I-70 Exit 203 and East Bound Auxiliary Lane Feasibility Study. Mr. Lang discussed the current and projected issues for entrance and exist lanes and introduced the Exit 203 Interchange Concept that includes roundabouts, a frontage road, and multiple lane entrance and exit strategies.

Agenda Item #2: Comprehensive Vision and Project Implementation Plan for the Peninsula Recreation Area (PRA): Community Feedback on the Preliminary Concept Design Plans Presented by Lose Design 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 the Town of Frisco contracted with Lose Design to complete a Comprehensive Vision and Project Implementation Plan for the Peninsula Recreation Area (PRA) in August 2019. The goal of the plan is to identify and address operational needs, identify revenue growth opportunities, and detail the current uses and future land uses for operations, circulation, parking, storage, and recreation programs and services. The plan will include a specific and prioritized implementation framework for the Town to use over time. Ms. Joyce stated that the PRA continues to be a community hub and an attraction for both visitors and residents alike and continues to grow every year. Staff and Council realize the value of the PRA to the community, and its importance as one of the primary revenue streams for the Town of Frisco. This final plan by Lose Design will incorporate all previous planning efforts and will effectively address operational needs and opportunities in one comprehensive and modest document. Bram Barth with Lose Design presented the Comprehensive Vision and Project Implementation Plan for the Peninsula Recreation Area (PRA): Community Feedback on the Preliminary Concept Design Plans. The recommended next steps are a more detailed plan and financial presentation to Council by Lose Design in June, and an adoption of the plan in July. Mayor Mortensen opened the public hearing at 5:11 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 5:12 p.m.

Agenda Item #3: Peak School Presentation 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 provided background information regarding relocation of the Peak School from its current location to the Peninsula Recreation Area. Travis Aldrich with the Peak School and Whitney Hedberg with Summit Nordic Ski Club presented the Peak School's proposal regarding the Boneyard location. Mayor Mortensen opened the public hearing at 5:45 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 5:46 p.m.

Agenda Item #4: Council Orientation: Planning Commission Roles and Responsibilities, STAFF: DON REIMER 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

Community Development Director Don Reimer indicated that at this time, four seats are available for appointment to the Planning Commission; three 4-year terms and one 2-year term are open. Two of the 4-year terms are occupied by current commission members who have requested be reappointed: Robert Franken and Kelsey Withrow, who were each first appointed in 2016. The other 4-year term was previously held by Jason Lederer who has completed his term and has chosen not to reapply. The 4-year terms will run from 2020 to 2024. The term of new council member Andy Held needs to be filled to complete that term and will run for two (2) more years until 2022.

Agenda Item #5: Interview & Appointment of Town of Frisco Planning Commission Candidates STAFF: DON REIMER 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 interviewed Planning Commission Candidates: Steven Alberico, Chuck Capel, Patrick Gleason, Greg Hess, Megan Hunzeker, John Lehr, and Ira Tane. Council directed Staff to bring back Robert Franken and Kelsey Withrow for interviews at the next Council meeting.

Agenda Item #6: New Trail Names – Peninsula Recreation Area STAFF: PETE SWENSON AND ROSE GORELL 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 staff is seeking Council direction regarding new trail names for the Peninsula Recreation Area (PRA) trails. Trail construction at the Frisco Nordic Center (FNC)/Peninsula Recreation Area (PRA) is an important component of the comprehensive trails plan for Frisco and its surroundings - and implements the community's vision for trails, connectivity, and recreation corridors. In 2020, the Town received a Colorado the Beautiful grant funded by a partnership with Colorado Parks and Wildlife (CPW) and Great Outdoors Colorado (GOCO) in the amount of \$168,390. The grant is being used now to pay for additional staff and supplies to complete 15.5 miles of trail construction in 2.5 years at the PRA. Including this grant funding, the 2020 budget for trails construction and enhancements is \$223,390. Ten new trails/trail segments will be built because of this project, and staff is seeking Council direction regarding these trail names. Staff is recommending naming of all new trails at the PRA after the local mining claims. The majority of trails at the PRA are named after Nordic coaches and local pioneers. With so many new trails and trail connectors being built this summer, staff requests Council weigh in on their preferences for naming such trails. Staff's recommendation is to proceed with the more neutral mining claims of the area that also help tell the story of Frisco and the Ten Mile Canyon. Council recommended that trail naming not be duplicative of often used names within the County. Council also indicated that sometimes trails should be named after people.

Agenda Item #7: Discussion of Reopening Strategy, Discussion and Direction Regarding Shop Local Campaign, and Consideration of Resolution 20-18, a Resolution of the Town of Frisco, Colorado: (I) Authorizing Street Closures and Related Activities and Expenditures to Allow for the Temporary Use of Main Street by Businesses; (II) Providing for the Procurement of Face Coverings, Hand Sanitizer and Barricades to Support Safety and Aesthetics as Businesses Expand into Public Spaces; and (III) Directing the Town Manager to Provide a Shop Local Campaign and Agreement for the Council's Consideration 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 business community in the Town have shouldered the weight of the collapse of the economy because of the COVID-19 pandemic. Under state and county public health orders, non-essential businesses have remained closed until recently although retail businesses can be open under strict physical distancing protocols. All restaurants, taverns, tasting rooms, short-term rentals, and transient lodging along with a variety of other businesses remain closed (as of the date of this writing). Staff recommends that Council adopt Resolution 20-18, which authorizes the Town Manager to close all or parts of Main Street and other public rights-of-way to vehicular traffic in order to provide businesses additional space for dining and shopping allowing customers to meet physical distancing standards, and authorize the Town Manager's use of up to \$70,000 in business assistance funds to procure face coverings, hand-sanitizer, hand-sanitizer stations for public use around Town, barricades, and various other items to provide adequate safety and aesthetic measures for expansion of businesses into public spaces; and direct the Town Manager to offer the face coverings and two-gallons of hand-sanitizer to businesses at no-cost on a first-come basis to allow restaurant; and direct the Town Manager to return to the Town Council with an Agreement for a shop-local campaign at an investment amount set forth by the Council. Staff also

recommends that Council adopt Resolution 20-19, which will approve the form of the License Agreement required for the use of public spaces for business expansion. Council directed staff to negotiate a shop local program with 100k contribution from the Town at 25% match. Council directed staff to move forward on street closures for the pedestrian promenade beginning mid-June, to end no later than November 1. The customers can purchase \$50 or \$100 denominations with a \$500 cap. Mayor Mortensen opened the public hearing at 9:09 p.m. Virtual public comment indicated concern that \$500 cap is too low. There being no additional public comment, Mayor Mortensen closed the public hearing at 9:12 p.m.

MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE RESOLUTION 20-18, A RESOLUTION OF THE TOWN OF FRISCO, COLORADO: (I) AUTHORIZING STREET CLOSURES AND RELATED ACTIVITIES AND EXPENDITURES TO ALLOW FOR THE TEMPORARY USE OF MAIN STREET BY BUSINESSES; (II) PROVIDING FOR THE PROCUREMENT OF FACE COVERINGS, HAND SANITIZER AND BARRICADES TO SUPPORT SAFETY AND AESTHETICS AS BUSINESSES EXPAND INTO PUBLIC SPACES; AND (III) DIRECTING THE TOWN MANAGER TO PROVIDE A SHOP LOCAL CAMPAIGN AND AGREEMENT FOR THE COUNCIL'S CONSIDERATION. SECOND, COUNCIL MEMBER AERENSON.

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

Agenda Item #8: Resolution 20-19, a Resolution of the Town of Frisco, Colorado, Approving a Form of Revocable License Agreement for Use in Connection with the Temporary Use of Town Rights-of-Way for Business Activities, and Authorizing the Town Manager to Complete and Approve such Agreements STAFF: NANCY KERRY 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

Mayor Mortensen opened the public hearing at 9:14 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 9:15 p.m.

MOTION: COUNCIL MEMBER AERESNON MOVED TO APPROVE RESOLUTION 20-19, A RESOLUTION OF THE TOWN OF FRISCO, COLORADO, APPROVING A FORM OF REVOCABLE LICENSE AGREEMENT FOR USE IN CONNECTION WITH THE TEMPORARY USE OF TOWN RIGHTS-OF-WAY FOR BUSINESS ACTIVITIES, AND AUTHORIZING THE TOWN MANAGER TO COMPLETE AND APPROVE SUCH AGREEMENTS. SECOND, COUNCIL MEMBER BURLEY.

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

Old Business:

Agenda Item #9: Emergency Ordinance 20-15, an Emergency Ordinance of the Town of Frisco, Colorado, Concerning the Coronavirus (COVID-19) Public Health Emergency, Declaring an Emergency and Providing Emergency Authority; 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 Emergency Ordinance 20-15 continues Emergency Ordinance 20-10, declaring a public health emergency in response to coronavirus (COVID-19). Ordinance 20-15 would be effective immediately and remain in effect until the Mayor declares that the emergency has passed. On March 10, 2020, the Governor of the State of Colorado declared a statewide state of emergency in response to coronavirus (COVID-19). On March 14, 2020, the President of the United States declared a national emergency in response to the coronavirus (COVID-19). On March 16, 2020, Town Council passed Emergency Ordinance 20-10 declaring a public health emergency concerning the coronavirus (COVID-19). Ordinance 20-10 expired April 29th. Mayor Mortensen opened the public hearing at 9:21 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 9:22 p.m.

MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE EMERGENCY ORDINANCE 20-15, AN EMERGENCY ORDINANCE OF THE TOWN OF FRISCO, COLORADO, CONCERNING THE CORONAVIRUS (COVID-19) PUBLIC HEALTH EMERGENCY, DECLARING AN EMERGENCY AND PROVIDING EMERGENCY AUTHORITY; AND PROVIDING FOR THE IMMEDIATE EFFECTIVE DATE OF THIS ORDINANCE. SECOND, COUNCIL MEMBER HELD.

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

Agenda Item #10: Emergency Ordinance 20-16, an Emergency Ordinance of the Town of Frisco, Colorado, to Require Face Coverings within the Town in Compliance with Summit County 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 On May 12th, 2020 Town Council passed facial coverings Ordinance 20-14 that expires on May 31, 2020. Ordinance 20-16 would be in effect with an undetermined expiration date. On May 7th, 2020 Summit County again 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. Mayor Mortensen opened the public hearing at 9:25 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 9:33 p.m.

MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE EMERGENCY ORDINANCE 20-16, AN EMERGENCY ORDINANCE OF THE TOWN OF FRISCO, COLORADO, TO REQUIRE FACE COVERINGS WITHIN THE TOWN IN COMPLIANCE WITH SUMMIT COUNTY PUBLIC HEALTH ORDERS, DECLARING AN EMERGENCY AND PROVIDING FOR THE IMMEDIATE EFFECTIVE DATE OF THIS ORDINANCE WITH THE AMENDMENT TO SECTION 7 CHANGED TO "WILL REMAIN IN EFFECT UNTIL REPEALED BY ORDINANCE OF THE TOWN COUNCIL". SECOND, COUNCIL MEMBER SHERBURNE.

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

Agenda Item #12: Resolution 20-14, a Resolution for the Award of Contract for the Construction of Phase Three of the Alley Paving Project to Columbine Hills Concrete, Inc. of Silverthorne, Colorado
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 that this resolution requests authorization to award a construction contract to Columbine Hills Concrete, Inc. for the construction of Phase Three of the Alley Paving Project. This contract is to continue and complete the Alley Paving Project as outlined in the five-year Capital Improvements Plan adopted by Town Council in 2017. Council directed staff to place this project on hold until further into the economic recovery. Mayor Mortensen opened the public hearing at 9:45 p.m. There being no public comment, Mayor Mortensen closed the public hearing at 9:46 p.m.

Council tabled Agenda Items 11 - Capital Projects 2020 Update, 13 - Frisco Bay Marina – Phase II Update, and 14 - Strategic Housing Plan Update at this time.

Adjourn:

There being no further business, the meeting adjourned at 9:48 p.m.

Respectfully Submitted,

Deborah Wohlmuth, CMC
Town Clerk