

**RECORD OF PROCEEDINGS  
MINUTES OF THE REGULAR MEETING  
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO  
AUGUST 25, 2020**

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

**PRESENT:** Andrew Aerenson  
Dan Fallon  
Andy Held  
Rick Ihnken  
Hunter Mortensen  
Melissa Sherburne

**ABSENT:** Jessica Burley

**PUBLIC COMMENTS:**

Deanna Walkaes, a Frisco Bay Marina slip holder requested that Council address cleaning of the Frisco Bay Marina restrooms. Staff provided an update regarding the actions the Town has taken to improve restroom conditions.

**MAYOR AND COUNCIL COMMENTS:**

Mayor Mortensen reminded the public to respect statewide fire bans. He also asked Frisco citizens to complete the census.

**CONSENT AGENDA:**

Minutes July 28, 2020  
Purchasing Cards  
Warrant List  
Workforce Housing Planning Agreement Between the Colorado Department of Transportation (CDOT) and the Town of Frisco

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

<b>AERENSON</b>	<b>YEA</b>	<b>FALLON</b>	<b>YEA</b>
<b>BURLEY</b>	<b>ABSENT</b>	<b>SHERBURNE</b>	<b>YEA</b>
<b>HELD</b>	<b>YEA</b>	<b>MORTENSEN</b>	<b>YEA</b>
<b>IHNKEN</b>	<b>YEA</b>	<b>MOTION CARRIED</b>	

**NEW BUSINESS:**

Agenda Item #1: Main Street Pedestrian Promenade Discussion – Winter 2020 Business Outlook 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

Community Development Director indicated that the Town Council approved the Promenade at their May 26, 2020 Council with a June 12, 2020 opening date. At their July 14, 2020 meeting, Town Council discussed several options for continuing, modifying, or terminating the Promenade; weighing several factors such as pedestrian and guest safety, public health social distancing requirements, business, and business, resident and guest feedback. Ultimately, Council agreed that the Promenade should remain intact with no changes until at least Labor Day, and possibly extending further into September. Marketing Director Vanessa Agee provided an update regarding the Shop Local program. Council provided direction that the Promenade should remain open until staff makes a determination that it is time to close, and to reevaluate at the end of September. Council provided direction to pause the Shop Local campaign until the winter. Also, it is noted that Order 2020-1 which authorized the Town Manager to allow businesses temporary relief from certain Town regulations and Codes to support business recovery, expires at midnight on October 31, 2020. Mayor Mortensen opened public comment at 4:34 p.m. There being no public comment, Mayor Mortensen closed public comment at 4:35 p.m.

**MOTION: COUNCIL MEMBER AERENSON MOVED TO EXTEND ORDER 2020-1 TO MARCH 31 2021. SECOND, COUNCIL MEMBER FALLON.**

<b>AERENSON</b>	<b>YEA</b>	<b>FALLON</b>	<b>YEA</b>
<b>BURLEY</b>	<b>ABSENT</b>	<b>SHERBURNE</b>	<b>YEA</b>
<b>HELD</b>	<b>YEA</b>	<b>MORTENSEN</b>	<b>YEA</b>
<b>IHNKEN</b>	<b>YEA</b>	<b>MOTION CARRIED</b>	

#### **OLD BUSINESS:**

Agenda Item #2: Second Reading Ordinance 20-19, an Ordinance Amending the 2020 Annual Budget by Revising Certain Appropriations, Appropriating Additional Sums of Money and Authorizing a Transfer from the Capital Fund to the General Fund to Offset Anticipated Losses of Revenues Brought About by the 2020 Health Pandemic 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

Town Manager Nancy Kerry stated that adoption of the ordinance authorizes revising certain appropriations, appropriates additional sums of money, and authorizes a transfer from the Capital Fund to the General Fund in order to offset anticipated losses of revenues brought about by the 2020 health pandemic. Mayor Mortensen opened public comment at 5:02 p.m. There being no further comment, Mayor Mortensen closed the public comment at 5:03 p.m.

**MOTION: COUNCIL MEMBER FALLON MOVED TO APPROVE THE SECOND READING OF ORDINANCE 20-19, AN ORDINANCE AMENDING THE 2020 ANNUAL BUDGET BY REVISING CERTAIN APPROPRIATIONS, APPROPRIATING ADDITIONAL SUMS OF MONEY AND AUTHORIZING A TRANSFER FROM THE CAPITAL FUND TO THE GENERAL FUND TO OFFSET ANTICIPATED LOSSES OF REVENUES BROUGHT ABOUT BY THE 2020 HEALTH PANDEMIC. SECOND, COUNCIL MEMBER SHERBURNE.**

<b>AERENSON</b>	<b>YEA</b>	<b>FALLON</b>	<b>YEA</b>
<b>BURLEY</b>	<b>ABSENT</b>	<b>SHERBURNE</b>	<b>YEA</b>
<b>HELD</b>	<b>YEA</b>	<b>MORTENSEN</b>	<b>YEA</b>
<b>IHNKEN</b>	<b>YEA</b>	<b>MOTION CARRIED</b>	

Agenda Item #3: General Discussion / Action on COVID-19 Response 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

Town Manager Nancy Kerry provided an update regarding Federal COVID related actions. Council directed staff to remove a standing COVID discussion, but supported topic specific COVID agenda items as directed by Council. Mayor Mortensen opened public comment at 5:18 p.m. There being no further comment, Mayor Mortensen closed the public comment at 5:19 p.m.

#### **EXECUTIVE SESSION:**

Agenda Item #4: 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 (e), determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators each concerning a proposed assignment agreement concerning the Foote's Rest Development

**MOTION: COUNCIL MEMBER IHNKEN MOVED TO ENTER INTO AN EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402(4)(B), CONFERENCES WITH AN ATTORNEY FOR THE TOWN FOR THE PURPOSES OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS; AND (E), DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS; DEVELOPING STRATEGY FOR NEGOTIATIONS; AND INSTRUCTING NEGOTIATORS EACH CONCERNING A PROPOSED ASSIGNMENT AGREEMENT CONCERNING THE FOOTE'S REST DEVELOPMENT SECOND, COUNCIL MEMBER HELD.**

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

**MOTION: COUNCIL MEMBER IHNKEN MOVED TO ENTER INTO AN EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402(4)(B), CONFERENCES WITH AN ATTORNEY FOR THE TOWN FOR THE PURPOSES OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS; AND (E), DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS; DEVELOPING STRATEGY FOR NEGOTIATIONS; AND INSTRUCTING NEGOTIATORS EACH CONCERNING A PROPOSED ASSIGNMENT AGREEMENT CONCERNING THE FOOTE'S REST DEVELOPMENT SECOND, COUNCIL MEMBER HELD.**

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

#### **ADJOURN:**

There being no further business, the meeting adjourned at 6:05 p.m.

Respectfully Submitted,

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Deborah Wohlmuth, CMC  
Town Clerk