

**RECORD OF PROCEEDINGS  
MINUTES OF THE REGULAR MEETING  
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO  
JANUARY 14, 2020**

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

**Present:** Dan Fallon  
Rick Ihnken  
Hunter Mortensen  
Melissa Sherburne  
Gary Wilkinson

**Absent:** Jessica Burley  
Deborah Shaner

**Public Comment:**

There was no public comment.

**Council Comment:**

There was no Council comment.

**Consent Agenda:**

- Warrant List
- Purchasing Cards
- Home Rule Charter Review: Chapter 1 - General Provisions
- Resolution 20-01, Public Place for Posting Notices
- Resolution 20-02, Designation of Official Publications
- Resolution 20-03, No Pet Events
- Resolution 20-04, Street Closures
- Resolution 20-05, Setting April 7, 2020 Regular Election
- Resolution 20-06, Annual Summer Boat Purchases
- Resolution 20-07, Contract with Squire Patton and Boggs for State Advocacy Services

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

<b>BURLEY</b>	<b>ABSENT</b>	<b>SHANER</b>	<b>ABSENT</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>	

**New Business:**

Agenda Item #1: First Reading Ordinance 20-01, an Ordinance Amending Chapter 180 of the Code of Ordinances of the Town of Frisco, Concerning Zoning, by Amending Section 5.2.11

thereof, Concerning Telecommunications Facilities, to Revise Regulations Concerning Small Cell Wireless Facilities to Conform to Federal Communications Requirements and Limitations  
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

Interim Community Development Director Bill Gibson stated that the purpose of this ordinance is to revise the Frisco Unified Development Code (UDC) to conform to Federal Communications Commission (FCC) requirements and limitations related to small cell wireless facilities. Mr. Gibson indicated that public comment from Verizon has been distributed to Council. Mayor Wilkinson opened the public hearing at 7:25 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:26 p.m.

**MOTION: COUNCIL MEMBER MORTENSEN MOVED TO APPROVE ON FIRST READING ORDINANCE 20-01, AN ORDINANCE AMENDING CHAPTER 180 OF THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, CONCERNING ZONING, BY AMENDING SECTION 5.2.11 THEREOF, CONCERNING TELECOMMUNICATIONS FACILITIES, TO REVISE REGULATIONS CONCERNING SMALL CELL WIRELESS FACILITIES TO CONFORM TO FEDERAL COMMUNICATIONS REQUIREMENTS AND LIMITATIONS WITH THE AMENDED HEIGHT TO TEN FEET. SECOND, COUNCIL MEMBER FALLON. VOTE:**

<b>BURLEY</b>	<b>ABSENT</b>	<b>SHANER</b>	<b>ABSENT</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 #2: Second Reading Ordinance 19-24, an Ordinance Granting a Deed of Conservation Easement to Colorado Open Lands, a Colorado Non-Profit Corporation, for the Purpose of the Conservation of an Area Known as the Meadow Creek Wetlands, and Legally Described as Lot 2B, a Resubdivision of Lot 2, Summit Stage Transfer Center 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

Assistant Town Manager Diane McBride stated that this ordinance authorizes a Deed of Conservation Easement Meadow Creek Wetlands, 2019. Ms. McBride stated that the Frisco Community Plan includes the goal of protecting the quality and health of the natural environment in Frisco and the surrounding area. The area of wetlands that is known as the "Meadow Creek Wetlands" has important conservation attributes, including relatively natural wetlands and riparian areas, open space and scenic character, and recreation and educational values. The Town has proposed, and the Army Corps of Engineers has permitted pursuant to Wetlands Permit #SPK-2010-00673, the perpetual conservation of the property as a means of mitigating the disturbance of certain other wetlands in connection with the Town's Frisco Marina Improvement Project, with the ratio of conserved area to disturbed area being approximately twelve (12) to one (1). Mayor Wilkinson opened the public hearing at 7:36 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 7:37 p.m.

**MOTION: COUNCIL MEMBER FALLON MOVED TO APPROVE ON SECOND READING, ORDINANCE 19-24, AN ORDINANCE GRANTING A DEED OF CONSERVATION EASEMENT TO COLORADO OPEN LANDS, A COLORADO NON-PROFIT CORPORATION, FOR THE PURPOSE OF THE CONSERVATION OF AN AREA KNOWN AS THE MEADOW CREEK WETLANDS, AND LEGALLY DESCRIBED AS LOT 2B, A RESUBDIVISION OF LOT 2, SUMMIT STAGE TRANSFER CENTER. SECOND, COUNCIL MEMBER SHERBURNE. VOTE:**

<b>BURLEY</b>	<b>ABSENT</b>	<b>SHANER</b>	<b>ABSENT</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>	

**Executive Session:**

Agenda Item #5: Executive Session Pursuant to C.R.S. 24-6-402(4) (f), Personnel Matters - Town Manager, Town Attorney Performance Review

**MOTION: COUNCIL MEMBER MORTENSEN MOVED TO ENTER INTO AN EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402(4) (F), PERSONNEL MATTERS - TOWN MANAGER, TOWN ATTORNEY PERFORMANCE REVIEW. SECOND, COUNCIL MEMBER SHERBURNE. VOTE:**

<b>BURLEY</b>	<b>ABSENT</b>	<b>SHANER</b>	<b>ABSENT</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>	

**MOTION: COUNCIL MEMBER MORTENSEN MOVED TO EXIT AN EXECUTIVE SESSION PURSUANT TO C.R.S. 24-6-402(4) (F), PERSONNEL MATTERS - TOWN MANAGER, TOWN ATTORNEY PERFORMANCE REVIEW. SECOND, COUNCIL MEMBER SHERBURNE. VOTE:**

<b>BURLEY</b>	<b>ABSENT</b>	<b>SHANER</b>	<b>ABSENT</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 8:30 p.m.

Respectfully Submitted,

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Deborah Wohlmut, CMC  
Town Clerk