

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO
MARCH 31, 2020**

Mayor Wilkinson called the meeting to order at 3:00 p.m. Town Clerk Deborah Wohlmuth called the roll.

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

Absent: Deborah Shaner

Council Comment:

Mayor Wilkinson reminded citizens to vote on April 7th, and participate in the 2020 Census.

Council member Burley let Council know that the Board of County Commissioners adopted the Sustainable Building Code, and encouraged Council to include the second reading on the April 14th Agenda.

Council member Fallon gave a shout out to Town Manager Nancy Kerry and the SERT team.

New Business:

Agenda Item #1: Emergency Ordinance 20-12, an Emergency Ordinance of the Town of Frisco, Colorado, providing for the Deferral of the Payment to the Town of Sales Taxes Collected by Retailers, 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 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 as requested by the Town Council, attached for consideration is an "Emergency Ordinance Of The Town Of Frisco, Colorado, Providing for the Deferral of the Payment to the Town of Sales Taxes Collected By Retailers, Declaring An Emergency" (Ordinance 20-07). The ordinance as drafted offers for the Town Council's consideration the deferral of payment of the Town's sales taxes collected between March 1 and April 30, and payable on April 20, 2020 and May 20, 2020. The Ordinance could be amended to defer the remittance of sales taxes collected in one or both of March and April, or any other month. Adoption of the Ordinance would be effective immediately. Council expressed concern regarding the ordinance being equitable to small businesses, and the potential that big box retail stores would not pay sales taxes in a timely manner as a result of the ordinance. Council directed staff to bring back the ordinance at the April 14, 2020 meeting.

MOTION: COUNCIL MEMBER FALLON MOVED TO TABLE EMERGENCY ORDINANCE 20-12, AN EMERGENCY ORDINANCE OF THE TOWN OF FRISCO, COLORADO, PROVIDING FOR THE DEFERRAL OF THE PAYMENT TO THE TOWN OF SALES TAXES COLLECTED BY RETAILERS, DECLARING AN EMERGENCY; AND PROVIDING FOR THE IMMEDIATE EFFECTIVE DATE OF THIS ORDINANCE TO APRIL 14, 2020. SECOND, COUNCIL MEMBER SHERBURNE. VOTE:

BURLEY	YEA	SHANER	ABSENT
FALLON	YEA	SHERBURNE	YEA
IHNKEN	YEA	WILKINSON	YEA
MORTENSEN	YEA	MOTION CARRIED.	

Agenda Item #2: Emergency Ordinance 20-11, an Emergency Ordinance of the Town of Frisco, Colorado, providing for the Deferral of the Payment to the Town of Fees for Water Service, 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 Council requested for consideration “An Emergency Ordinance of the Town Of Frisco, Colorado, Providing for the Deferral of the Payment to the Town of Fees for Water Service” (Ordinance 20-08). The ordinance as drafted offers for the Town Council’s consideration the deferral of payment of all water service and usage fees owed to the Town for service between January 1, 2020 and March 31, 2020, allowing customers (both residential and businesses) to defer payment without penalty or interest to a date to be set by the Council.

MOTION: COUNCIL MEMBER SHERBURNE MOVED TO APPROVE EMERGENCY ORDINANCE 20-11, AN EMERGENCY ORDINANCE OF THE TOWN OF FRISCO, COLORADO, PROVIDING FOR THE DEFERRAL OF THE PAYMENT TO THE TOWN OF FEES FOR WATER SERVICE, DECLARING AN EMERGENCY; AND PROVIDING FOR THE IMMEDIATE EFFECTIVE DATE OF THIS ORDINANCE. SECOND, COUNCIL MEMBER IHNKEN. VOTE:

BURLEY	YEA	SHANER	ABSENT
FALLON	NO	SHERBURNE	YEA
IHNKEN	YEA	WILKINSON	YEA
MORTENSEN	YEA	MOTION CARRIED.	

Agenda Item #3: Emergency Ordinance 20-13, an Emergency Ordinance of the Town of Frisco, Colorado, providing for the Suspension of the Disposable Bag Fee in the Interest of Public Health, 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 during Governor Polis’s press conference of March 25, 2020 issuing the state’s “Stay at Home” Executive Order, the Governor also “encouraged” Colorado cities and counties to waive plastic bag fees, encouraging people to use disposable

plastic bags to prevent the possible spread of COVID-19. The Governor's comments created some confusion in the community, resulting in a number of questions from the public as to the Town's disposable bag fee. Attached for the Town Council's consideration is an ordinance "Providing for the Suspension of the Disposable Bag Fee in the Interest of Public Health," the suspension of which would be effective on a date to be set by the Council and continue until a date certain or until the Mayor may declare the emergency has passed. Financial impact: The disposable bag fee for the Town. Mayor Wilkinson opened the public hearing at 6:05 p.m. There being no public comment, Mayor Wilkinson closed the public hearing at 6:06 p.m.

MOTION: COUNCIL MEMBER IHNKEN MOVED TO APPROVE EMERGENCY ORDINANCE 20-13, AN EMERGENCY ORDINANCE OF THE TOWN OF FRISCO, COLORADO, PROVIDING FOR THE SUSPENSION OF THE DISPOSABLE BAG FEE IN THE INTEREST OF PUBLIC HEALTH, DECLARING AN EMERGENCY; AND PROVIDING FOR THE IMMEDIATE EFFECTIVE DATE OF THIS ORDINANCE. SECOND, COUNCIL MEMBER SHERBURNE. VOTE:

BURLEY	NO	SHANER	ABSENT
FALLON	YEA	SHERBURNE	YEA
IHNKEN	YEA	WILKINSON	YEA
MORTENSEN	YEA	MOTION CARRIED.	

Agenda Item #4: 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 presented information concerning potential economic relief assistance for businesses, residents, and non-profits. Ms Kerry stated that should the Town Council elect to provide one or more of the options for economic relief, staff recommends the Council specify the following: Business Assistance, terms and criteria for providing business assistance and the amount of funding to be allocated (\$500,000 = \$5,000 for 100 businesses); Resident/Community Member assistance, terms and criteria for providing assistance to residents as proposed through FIRC and the amount of funding to be allocated (\$250,000 = \$1,000 for 250 residents, plus an amount for FIRC admin); and Non-Profit Assistance, terms and criteria for providing assistance to non-profit organizations and the amount of funding to be allocated. Staff will return with a resolution approving the terms, criteria, and budget amendments if so directed by Town Council.

Adjourn:

There being no further business, the meeting adjourned at 7:27 p.m.

Respectfully Submitted,

Deborah Wohlmuth, CMCTown Clerk