



RECORD OF PROCEEDINGS – MINUTES

WORK SESSION OF THE TOWN COUNCIL OF THE TOWN OF FRISCO FRISCO TOWN HALL, 1 MAIN STREET, FRISCO, COLORADO 80443 MARCH 26, 2024 AT 4:00PM

Call to Order:

Mayor Mortensen called the Work Session to order at 4:00PM.

Attendance Notes:

Hunter Mortensen – PRESENT (IN-PERSON) – Mayor
Rick Ihnken – PRESENT (IN-PERSON) – Mayor Pro Tem
Andrew Aerenson – PRESENT (IN-PERSON)
Jessica Burley – PRESENT (IN-PERSON)
Elizabeth Skrzypczak-Adrian – PRESENT (IN-PERSON)
Lisa Holenko – PRESENT (IN-PERSON)
Andy Held – PRESENT (IN-PERSON)

Work Session:

- **Agenda Item #1:** Town of Frisco Code Change Discussion: Chapter 53, Section 7, Subsection D (Liquor Licensed Establishment Distance Requirements)
 - Staff: Stacey Nell, Town Clerk, Thad Renaud, Town Attorney
- **Agenda Item #2:** Dark Skies Lighting Discussion
 - Staff: Katie Kent, Community Development Director, and Emma Heth, Planner I
- **Agenda Item #3:** Family & Intercultural Resource Center Food Insecurity Presentation & Additional Funding Request
 - Presenters: Carla Decker, FIRC, Sarah Grant, FIRC
- **Agenda Item #4:** Renewable Energy Mitigation Program
 - Staff: Hilary Sueoka, Environmental Programs Manager

REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF FRISCO FRISCO TOWN HALL, 1 MAIN STREET, FRISCO, COLORADO 80443 MARCH 26, 2024 AT 7:00PM

Call to Order:

Meeting called to order at 7:00PM by Mayor Mortensen.

Roll Call:

Roll called by Town Clerk Stacey Nell at 7:00PM.
Hunter Mortensen – PRESENT (IN-PERSON) – Mayor
Rick Ihnken – PRESENT (IN-PERSON) – Mayor Pro Tem
Andrew Aerenson – PRESENT (IN-PERSON)
Jessica Burley – PRESENT (IN-PERSON)
Elizabeth Skrzypczak-Adrian – PRESENT (IN-PERSON)
Lisa Holenko – PRESENT (IN-PERSON)

Andy Held – PRESENT (VIRTUAL)

Public Comment:

Public Comment opened by Mayor Mortensen at 7:01PM.

During Public Comment, people should state their names and addresses for the record, be topic-specific, and limit comments to no longer than three minutes.

Name of Commenter	Address	Topic
JENNIFER SCHENK	729B PITKIN STREET	REVOCABLE LICENSE AGREEMENTS PITKIN STREET AND ALLEY (SUPPORT)

Public Comment closed at 7:05PM

Mayor & Council Comments:

Councilmember Aerenson stated his appreciation of staff's hard work on holding the Candidate Meet & Greet Forum in mid-March

Mayor Mortensen explained the legal reasoning behind the cancellation of the 2024 Regular Municipal Election

Staff Updates:

None

Approval of Agenda:

MOTION: MAYOR PRO TEM IHNKEN MOVED TO APPROVE THE CONSENT AGENDA, APPROVING COUNCILMEMBER AERENSON'S REQUESTED AMENDMENTS TO MOVE RESOLUTIONS 24-14, 24-15, AND 24-18 TO NEW BUSINESS, SECONDED, COUNCILMEMBER BURLEY.

VOTE:

MORTENSEN: YEA

IHNKEN: YEA

HOLENKO: YEA

HELD: YEA

SKRZYPCZAK-ADRIAN: YEA

AERENSON: YEA

BURLEY: NO

MOTION: PASSED AT 7:10PM

Consent Agenda: (As Amended)

- Minutes from March 12, 2024 Meeting
- Warrant List
- Purchasing Cards
- Home Rule Charter Code Review (Article III, Section XIV) - Chapters 167, 171 & 180
- Town Manager Contract Amendment
- RESOLUTION 24-16: A RESOLUTION SUPPORTING THE APPLICATION BY THE TOWN OF FRISCO TO THE STATE OF COLORADO DEPARTMENT OF LOCAL AFFAIRS FOR THE ENERGY/MINERAL IMPACT ASSISTANCE FUND GRANT
- RESOLUTION 24-17: A RESOLUTION SUPPORTING THE APPLICATION BY THE TOWN OF FRISCO TO THE STATE OF COLORADO DEPARTMENT OF LOCAL

AFFAIRS FOR THE ENERGY/MINERAL IMPACT ASSISTANCE FUND GRANT

New Business:

Agenda Item #1: RESOLUTION 24-18: A RESOLUTION OF THE TOWN OF FRISCO, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT FOR VINE STREET SOCIAL LLC TO USE A PUBLIC PLACE (FOURTH AVENUE RIGHT OF WAY)

Item read into the record and public hearing opened by Mayor Mortensen at 7:10PM.

Councilmember Aerenson during Consent Agenda Amendment motion asked if the residents of the building have been notified, Town Attorney Thad Renaud answered that they have not been notified of the Town regarding this agenda item. Town Attorney Thad Renaud highlighted the main points of what the Revocable License Agreement encompasses, particularly that the Town can revoke this agreement at any time of its choosing.

Mayor Mortensen opened Public Comment at 7:12PM.

The Applicant, Debra Anderson, Owner/Operator of Vine Street Social, was present and offered to answer any questions regarding her application for a Revocable License Agreement. Ms. Anderson offered that she intends to use the extended patio for customer seating, when weather permits. She also added that the Homeowners' Association has approved this action, and has placed restrictions on hours of operation and noise upon her being allowed to occupy her commercial space within the building.

Councilmember Aerenson mentioned that he felt the residents and/or Homeowners Association should be notified to the possibility of outdoor seating due to possible noise concerns.

Town Clerk Stacey Nell and Town Attorney Thad Renaud answered questions from Town Council regarding how this Revocable License Agreement triggers the modification of premise of liquor license process for this business with the Town Clerk and State Liquor Enforcement Division.

Mayor Mortensen closed Public Comment at 7:16PM.

MOTION: COUNCILMEMBER BURLEY MOVED TO APPROVE THE RESOLUTION 24-18 AS PRESENTED, SECONDED COUNCILMEMBER HOLENKO.

VOTE:

BURLEY: YEA

MORTENSEN: YEA

IHNKEN: YEA

HOLENKO: YEA

HELD: YEA

SKRZYPCZAK-ADRIAN: YEA

AERENSON: YEA

MOTION: PASSED AT 7:16PM

Agenda Items #2 & #3: RESOLUTION 24-14: RESOLUTION OF THE TOWN OF FRISCO, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT FOR USE OF A PUBLIC PLACE (792A PITKIN STREET) and RESOLUTION 24-15: A RESOLUTION OF THE TOWN OF FRISCO, COLORADO, APPROVING A REVOCABLE LICENSE AGREEMENT FOR USE OF A PUBLIC PLACE (792B PITKIN STREET)

Items read into the record and public hearing opened by Mayor Mortensen at 7:17PM.

Chris McGinnis, Town Engineer & Public Works Director, provided background information regarding the Revocable License Agreements and how they came before Council for review. He stated that the sheds have been around for multiple decades based on what the Town records show, and they are mainly used for landscaping by these property owners. Chris also provided clarification on what exactly these license agreements allow, which does not allow any new or additional usage of the designated areas. Councilmember Aerenson asked questions about distances and snow storage, Chris McGinnis answered.

Councilmember Aerenson explained why he felt the item needed to be pulled from the Consent portion of the agenda to New Business, which surrounded snow storage needs.

Town Attorney Thad Renaud and Councilmember Aerenson continued to discuss snow storage legalities and impacts. Councilmember Skrzypczak-Adrian asked where snow from these properties has been stored. Mayor Mortensen added that the conversation should not surround snow storage, but rather the conversation ahead of Council this evening is regarding the permission for the sheds to continue existing in the Town's Right of Way.

Public Comment opened by Mayor Mortensen at 7:23PM.

Name of Commenter	Address	Topic
SCOTT AND SHARI HOLSTEIN	DID NOT PROVIDE	REVOCABLE LICENSE AGREEMENTS PITKIN STREET AND ALLEY (AGAINST)

Mayor Mortensen closed Public Comment at 7:25PM.

Councilmember Burley discussed her reasons for support for the adoption of these Resolutions approving both Revocable License Agreements.

MOTION: COUNCILMEMBER BURLEY MOVED TO APPROVE BOTH RESOLUTIONS 24-14 AND 24-15 AS PRESENTED, SECONDED, COUNCILMEMBER HOLENKO.

VOTE:

AERENSON: NO

BURLEY: YEA

MORTENSEN: YEA

IHNKEN: YEA

HOLENKO: YEA

HELD: YEA

SKRZYPCZAK-ADRIAN: YEA

MOTION: PASSED AT 7:27PM

New Business:

Agenda Item #4: RESOLUTION 24-19: A RESOLUTION OF THE TOWN OF FRISCO, COLORADO, APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR WATER SERVICE AT LAKE HILL

Item read into the record by Mayor Mortensen.

Town Attorney Thad Renaud provided detailed legal and background information surrounding the Intergovernmental Agreement for Water Service at Lake Hill behind why it is coming before Council for review this evening. Mayor Mortensen requested that Mr. Renaud go through the major points of the IGA. The IGA states that the Town is approving water service for the Lake

Hill development, so long as the terms and conditions of the IGA, as listed within the document, are satisfied.

Councilmember Aerenson proposed a different wording in the WHEREAS clauses, Mayor Pro Tem Ihnken asked for clarification on the language for EQR Units vs. Housing Units.

Mayor Mortensen stated that there are Summit County Government Planning Department staff present if Council has any specific questions for them.

Public Comment opened by Mayor Mortensen at 7:41PM, seeing none, Mayor Mortensen closed Public Comment, and moved to Council Discussion.

Mayor Mortensen stated that this is an important step in this longtime discussed project, and praised the County for this wholistic workforce housing project.

Further Council discussion ensued from Councilmembers Burley, Aerenson, and Held, stating support for the workforce housing project in general.

MOTION: COUNCILMEMBER BURLEY MOVED TO APPROVE BOTH RESOLUTIONS 24-14 AND 24-15 AS PRESENTED, SECONDED COUNCILMEMBER SKRZYPCZAK-ADRIAN.

VOTE:

SKRZYPCZAK-ADRIAN: YEA

AERENSON: YEA

BURLEY: YEA

MORTENSEN: YEA

IHNKEN: YEA

HOLENKO: YEA

HELD: YEA

MOTION: PASSED AT 7:51PM

Old Business:

Agenda Item #2: SECOND READING ORDINANCE 24-07: AN ORDINANCE AMENDING CHAPTER 171 OF THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, COLORADO, CONCERNING WATER, BY AMENDING ARTICLE V THEREOF, CONCERNING WATER CONSERVATION, TO SIMPLIFY AND STANDARDIZE RESTRICTIONS CONCERNING THE WATERING OR IRRIGATION OF LAWNS AND OTHER AREAS OF LAND

Item read into the record and Public Hearing opened by Mayor Mortensen at 7:53PM.

Item presented by Hilary Sueoka, Environmental Programs Manager, and she offered to answer any additional questions. No edits since the first reading.

Mayor Mortensen opened Public Comment, seeing none, closed Public Comment, and moved to Council Discussion at 7:53PM. No Council Discussion ensued.

MOTION: MAYOR PRO TEM MOVED TO APPROVE THE ORDINANCE ON SECOND READING, SECONDED, COUNCILMEMBER HOLENKO.

VOTE:

HELD: YEA

SKRZYPCZAK-ADRIAN: YEA

AERENSON: YEA

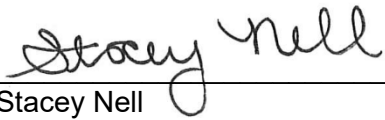
BURLEY: YEA

MORTENSEN: YEA
IHNKEN: YEA
HOLENKO: YEA

MOTION: PASSED AT 7:53PM

MAYOR PRO TEM IHNKEN MOVED TO ADJORN, MAYOR AND TOWN COUNCIL
UNANIMOUSLY AGREED TO ADJORN AT 7:54PM.

Respectfully Submitted,



Stacey Nell

Town Clerk

