

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO
MARCH 22, 2022**

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

Present: Andrew Aerenson
Jessica Burley
Dan Fallon
Andy Held
Rick Ihnken
Hunter Mortensen
Melissa Sherburne

Absent:

Public Comments:

There was no public comment.

Mayor and Council Comments:

MOTION: COUNCIL MEMBER FALLON MOVED TO MOVE RESOLUTION 22-12 TO NEW BUSINESS AGENDA ITEM #3. SECOND, COUNCIL MEMBER BURLEY.

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

Mayor Mortensen proposed that Council form an Ad Hoc committee consisting of Council, staff, and citizens to review potential development project proposals prior to projects being submitted to a formal review process in order to encourage innovative collaborations. Mortensen, Held, Ihnken, and Fallon offered to participate in the committee.

Consent Agenda:

March 8, 2022 Minutes

Warrant List

Purchasing Cards

Resolution 22-11, a Resolution Supporting the Application by the Town of Frisco to the State of Colorado Department of Local Affairs for the Innovative Housing Initiative Grant Program

MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE THE CONSENT AGENDA AS AMENDED. SECOND, COUNCIL MEMBER AERENSON.

AERENSON	YEA	FALLON	YEA
BURLEY	YEA	SHERBURNE	YEA
HELD	YEA	MORTENSEN	YEA

IHNKEN YEA MOTION CARRIED

New Business:

Agenda Item #1: Resolution 22-10, a Resolution Authorizing the Mayor and Town Clerk to Execute that Certain Agreement for Planning Services for the USFS Proposal for Resource Management and NEPA Review in Frisco's Backyard in an Amount not to Exceed \$240,500 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

Senior Planner Susan Lee stated that this agreement with Sno-Engineering, Inc. is for the development of a US Forest Service proposal in Frisco's Backyard that will incorporate recreation resource management with wildfire fuel reduction efforts, and consider other resource management needs in the project area known as Frisco's Backyard. This area encompasses the land located generally south of Frisco, comprised of Mount Royal, Miners Creek, Rainbow Lake, Ophir Mountain, and Gold Hill. While outside of town limits, these National Forest (NFS) lands are a very important community recreation destination in Frisco's "backyard". Because this area is almost entirely on lands managed by the US Forest Service (USFS), any trail planning, construction, and management requires coordination with and approval by USFS. The Town and USFS staff agreed that combining the environmental review processes required for both the wildfire fuel reduction and proposed trails projects would more efficiently move these projects forward. Town Council allocated \$490,000 for trails construction and enhancements in the 2022 budget for multiple projects, including the Trails Master Plan update; continuation of trail construction and enhancements; maintenance in Frisco's Backyard; and wildfire mitigation plans and revegetation efforts. The SE Group proposal is for a cost not to exceed \$240,500, which would be spread over the 2022 and 2023 budget years. Mayor Mortensen opened public comment at 7:25 p.m. There being no public comment, the Mayor closed public comment at 7:26 p.m.

MOTION: COUNCIL MEMBER HELD MOVED TO APPROVE RESOLUTION 22-10, A RESOLUTION AUTHORIZING THE MAYOR AND TOWN CLERK TO EXECUTE THAT CERTAIN AGREEMENT FOR PLANNING SERVICES FOR THE USFS PROPOSAL FOR RESOURCE MANAGEMENT AND NEPA REVIEW IN FRISCO'S BACKYARD IN AN AMOUNT NOT TO EXCEED \$240,500. SECOND, COUNCIL MEMBER SHERBURNE.

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

Agenda Item #2: Partners in Energy Memorandum of Understanding 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

Environmental Programs Coordinator Hilary Sueoka indicated that the proposed Memorandum of Understanding with Xcel Energy for the Partners in Energy Program is a free two-year program to support Frisco in developing and implementing a strategic energy plan unique to the Town's energy objectives. Participating in this program provides an opportunity for Frisco to leverage additional resources to identify cost savings, support economic development, and save energy. In addition to their existing rebates and programs, examples of these resources include project

management, program outreach, trainings for local implementation, data or tracking assistance, and more. This partnership will result in a plan that contains, among other information, an actionable roadmap to achieve the Town's 100% renewable energy goal by 2035. Council requested that Xcel also provide resources to reach identified goals, as well as examples from other communities. Mayor Mortensen opened public comment at 7:45 p.m. Representatives from Excel and the Brendle Group responded to Council's concerns. There being no further public comment, the Mayor closed public comment at 7:46 p.m.

MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE PARTNERS IN ENERGY MEMORANDUM OF UNDERSTANDING. SECOND, COUNCIL MEMBER HELD.

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

Agenda Item #3: Resolution 22-12, a Resolution Adopting the Complete Streets Plan 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

Senior Planner Susan Lee stated that the proposed resolution adopts the final draft of the Downtown Complete Streets Plan. The Town's Community Plan and the Frisco Trails Master Plan both include goals related to improving the Town's multi-modal transportation network, preserving the walkable nature of the community, and developing complete street plans in order to improve opportunities for safe and efficient multi-modal transportation throughout the community. The approved Plan is the culmination of several months of studying the existing conditions of the project area, gathering community input, designing and refining proposed street cross sections, and identifying key projects and priorities to help advance Town goals for enhanced multi-modal access for the downtown area. Council reviewed and provided feedback for the draft plan at their February 8, 2022 meeting, and the design team incorporated a two-week public comment period that ended on February 18, 2022. The final plan reflects this feedback. Key elements of the draft plan include cross section designs for downtown streets, policy recommendations, and a list of proposed projects and their respective priority for implementation. The plan also proposes planning and infrastructure projects in order to further the goals of the plan. The contract with Toole Design for the development of the Downtown Complete Streets Plan was for a cost not to exceed \$127,676. The plan was completed for less than the contracted amount, leaving \$12,000 available to use for final planning for one of the high priority projects. The Town will utilize the unspent contract funds to pursue the redesign of the 2nd Ave/Granite Street intersection, a project identified as an important safety concern by community members. Mayor Mortensen opened public comment at 7:57 p.m. There being no public comment, the Mayor closed public comment at 7:58 p.m.

MOTION: COUNCIL MEMBER IHNKEN MOVED TO APPROVE THE PARTNERS IN ENERGY MEMORANDUM OF UNDERSTANDING. SECOND, COUNCIL MEMBER BURLEY.

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

Old Business:

Agenda Item #4: Second Reading Ordinance 22-04, an Ordinance Amending Chapter 124 of the Code of Ordinances of the Town of Frisco, Colorado, Concerning Public Health and Safety, by Adding a New Article III thereof to: (I) Establish Comprehensive Regulations to Require the Collection of Recyclable Materials by Trash Haulers; (II) to Require Trash Hauling Service Pricing Mechanisms (Known as "Pay As Your Throw") that are Designed to Reduce the Creation of Solid Waste and Increase the Recycling of Recoverable Materials; and (III) Setting Forth Penalties for the Violation Thereof 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

Environmental Programs Coordinator Hilary Sueoka stated that this is the second reading, with amendments, of an ordinance to introduce recycling policy changes to curbside waste pickup at residential properties and dumpster pickup at commercial and multi-family residential properties. For individual residences, a Pay-As-You-Throw (PAYT) policy is similar to a utility bill model in that a household pays for waste removal services based on how much waste that household produces. PAYT will provide an economic incentive to reduce waste and recycle more by requiring 80% minimum price differential between three trash bin size options and by including recycling with the service. Universal Recycling requires that businesses and multifamily properties have recycling collection service in addition to any existing waste pickup. Following the initial December 14, 2021 Council work session, High Country Conservation Center (HC3) and LBA, a consultant hired by HC3 to facilitate the stakeholder process and draft the ordinance, performed an extensive outreach process with residents, businesses, HOAs, and property managers, in addition to Town Council and County Commissioner presentations, and one-on-one hauler meetings. Changes, made due to Council feedback included: fees for penalties were simplified to refer to the general penalty for violations; and individuals and families who qualify for SNAP will also qualify for a low-income variance, should they wish to apply. Financial assistance will address only any increase in billing to comply with the PAYT ordinance. The next steps include continued discussions of policy, implementation budget, waivers, marketing and information campaigns, and enforcement. The ordinance will go into effect on April 1, 2023. Summit County's communitywide goal is to increase landfill diversion to 40% by 2035. Mayor Mortensen opened public comment at 8:14 p.m. High Country Conservation Center representative Jen Schenk and LBA representative Laurie Batchelder responded to Council's concerns. Frisco resident David Rolling expressed concerns regarding the bin size options during peak occupancy periods. There being no further public comment, the Mayor closed public comment at 8:19 p.m.

MOTION: COUNCIL MEMBER BURLEY MOVED TO APPROVE THE SECOND READING ORDINANCE 22-04, AN ORDINANCE AMENDING CHAPTER 124 OF THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, COLORADO, CONCERNING PUBLIC HEALTH AND SAFETY, BY ADDING A NEW ARTICLE III THEREOF TO: (I) ESTABLISH COMPREHENSIVE REGULATIONS TO REQUIRE THE COLLECTION OF RECYCLABLE MATERIALS BY TRASH HAULERS; (II) TO REQUIRE TRASH HAULING SERVICE PRICING MECHANISMS (KNOWN AS "PAY AS YOUR THROW") THAT ARE DESIGNED TO REDUCE THE CREATION OF SOLID WASTE AND INCREASE THE RECYCLING OF RECOVERABLE MATERIALS; AND (III) SETTING FORTH PENALTIES FOR THE VIOLATION THEREOF, INCLUDING CHANGES IN THE REDLINE ORDINANCE AND ITEMS IDENTIFIED BY STAFF DURING THE MEETING. SECOND, COUNCIL MEMBER SHERBURNE.

AERENSON

NO

FALLON

YEA

BURLEY	YEA	SHERBURNE	YEA
HELD	YEA	MORTENSEN	YEA
IHNKEN	YEA	MOTION CARRIED	

Adjourn:

There being no further business, the meeting adjourned at 8:31 p.m.

Respectfully Submitted,

Deborah Wohlmuth, CMC
Town Clerk