

**RECORD OF PROCEEDINGS
MINUTES OF THE REGULAR MEETING
OF THE TOWN COUNCIL OF THE TOWN OF FRISCO
MARCH 9, 2021**

Mayor Mortensen called the meeting to order at 4:00 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:

Frisco resident James Hayes Walsh spoke in support of the Frisco Promenade.

Mayor and Council Comments:

Mayor Mortensen and Council Member Fallon complimented the Council packet and ability to watch view Council meetings on YouTube utilizing the PrimeGov platform.

Proclamation:

Mayor Mortensen read a proclamation recognizing resilience and gratitude through one year of COVID-19, expressing gratitude for the community throughout the COVID-19 pandemic.

Consent Agenda:

Amendment to Town of Frisco Investment Policy
Agreement Regarding Department of Revenue Sales and Use Tax Software
Home Rule Charter Review of Chapter 11, Budgetary Procedures
February 23, 2021 Minutes

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

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

Old Business:

Agenda Item #1: Second Reading, Ordinance 21-04, an Ordinance Amending Chapters 110 and 160 of the Code of Ordinances of the Town of Frisco, Colorado, Concerning Business Licensing and Taxation, Respectively, by Amending Sections 110-3, Concerning the Requirement for a Business License; 160-1.1, Concerning Definitions Related to the Town's Sales Tax; 160-8.2, Concerning Sales Tax Licenses; 160-8.7, Concerning the Collection of Sales Tax; 160-28, Concerning Definitions Related to the Town's Lodging Tax; 160-29, Concerning Business Licenses in Connection with the Lodging Tax; and 160-35, Concerning Payment of the Lodging Tax; All in Order to Facilitate the Town's Use of the Statewide Electronic Sales and Use Tax Filing and Payment System Established Pursuant to Colorado Statutes to Simplify, Standardize, and Make More Efficient the Reporting and Payment of Sales and Lodging Taxes Collected by Persons and Entities Defined Herein as Marketplace Facilitators. STAFF: BONNIE MOINET 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 Attorney Thad Renaud stated that Ordinance 21-04 authorizes the Town of Frisco to participate in the State of Colorado's Sales & Use Tax System (SUTS) to provide online retailers and marketplace facilitators a portal to report and remit sales taxes to the Town of Frisco. While some online retailers remit sales taxes to the Town currently, there are a great many of these retailers who do not file and remit for sales to Town of Frisco residents. This system would allow remote sellers to become compliant by filing and remitting through a state-wide web portal. Participation in this system would increase sales tax revenues to the Town. In order for the Town to participate in this system, a code change is required to eliminate the need for a separate business license for sellers without a physical presence within the Town. Retailers with a physical presence within the Town would continue to file and remit sales tax directly to the Town and continue to be required to obtain a business license. Mayor Mortensen opened public comment at 8:00 p.m. There being no public comment, the Mayor closed public comment at 8:01 p.m.

MOTION: COUNCIL MEMBER AERENSON MOVED TO APPROVE ON SECOND READING ORDINANCE 21-04, AN ORDINANCE AMENDING CHAPTERS 110 AND 160 OF THE CODE OF ORDINANCES OF THE TOWN OF FRISCO, COLORADO, CONCERNING BUSINESS LICENSING AND TAXATION, RESPECTIVELY, BY AMENDING SECTIONS 110-3, CONCERNING THE REQUIREMENT FOR A BUSINESS LICENSE; 160-1.1, CONCERNING DEFINITIONS RELATED TO THE TOWN'S SALES TAX; 160-8.2, CONCERNING SALES TAX LICENSES; 160-8.7, CONCERNING THE COLLECTION OF SALES TAX; 160-28, CONCERNING DEFINITIONS RELATED TO THE TOWN'S LODGING TAX; 160-29, CONCERNING BUSINESS LICENSES IN CONNECTION WITH THE LODGING TAX; AND 160-35, CONCERNING PAYMENT OF THE LODGING TAX; ALL IN ORDER TO FACILITATE THE TOWN'S USE OF THE STATEWIDE ELECTRONIC SALES AND USE TAX FILING AND PAYMENT SYSTEM ESTABLISHED PURSUANT TO COLORADO STATUTES TO SIMPLIFY, STANDARDIZE, AND MAKE MORE EFFICIENT THE REPORTING AND PAYMENT OF SALES AND LODGING TAXES COLLECTED BY PERSONS AND ENTITIES DEFINED HEREIN AS MARKETPLACE FACILITATORS. SECOND, COUNCIL MEMBER BURLEY.

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

Agenda Item #2: 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 a brief update regarding Federal and State COVID-19 legislation.

ADJOURN:

There being no further business, the meeting adjourned at 8:07 p.m.

Respectfully Submitted,

Deborah Wohlmuth, CMC
Town Clerk