1. **CALL TO ORDER**

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, October 24, 2017 at the Bennett Shared Services Building, 355 So. 1st Street, Bennett, Colorado. Mayor Royce Pindell called the meeting to order at 7:00 p.m. The following persons were present upon the call of the roll:

Mayor: Royce Pindell  
Trustees Present: Darvin Harrell, Grider Lee, Neal Mancuso, Rich Pulliam, Larry Vittum, Phyllis Webb  
Staff Present: Melinda Culley, *Town Attorney*  
Daymon Johnson, *Public Work Director*  
Christina Hart, *Administrative Assistant*  
Deb Merkle, *Community Development*  
Jose Rocha, *Economic Development*  
Lynette White, *Town Clerk*  

2. **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Royce Pindell.

3. **APPROVAL OF AGENDA**

TRUSTEE PULLIAM MOVED, TRUSTEE MANCUSO SECONDED to **Remove A. Action/Discussion Items, 2. Open and Affordable Dental Parking Lot Lease Agreement.** The agenda was approved as modified. The Mayor declared the motion carried by unanimous vote.

4. **CONSENT AGENDA**

TRUSTEE HARRELL MOVED, TRUSTEE VITTUM SECONDED to approve the Consent Agenda as presented. The Mayor declared the motion carried by unanimous vote.  
A. **Approval of Minutes**  
   1. **Action:** Approval of October 10, 2017 Regular Meeting Minutes

5. **PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

Ryan Kolibaba, 570 Antelope Drive West, addressed the Board of Trustees regarding a violation received regarding service truck weight limits. Mr. Kolibaba presented information to the Board regarding the vehicle weight and CDOT Permit fees for vehicles which exceed vehicle limitations. The Board of Trustees provided direction to Town Staff.
PUBLIC COMMENTS (continued)

Kay McClure, 1155 Antelope Drive W, spoke in support of providing a variance or permit to Mr. Kolibaba and inquired about the revision of the Bennett Municipal Code.

Deb Tapparo, inquired about the addition of the names of local veterans at MountView Cemetery.

6. REGULAR BUSINESS

A. Action/Discussion Items

1. Pioneer Solar LLC – Infrastructure Contribution and Water Supply Agreement

Melinda Culley, Town Attorney, presented the Pioneer Solar Infrastructure Contribution and Water Supply Agreement to the Board of Trustees. Discussion on the agreement included water dedication, fence line requirements, length of agreement, and the cost of bulk water.

Resolution No. 684-17 – A Resolution Approving an Infrastructure Contribution and Water Supply Agreement with Pioneer Solar (CO), LLC

TRUSTEE PULLIAM MOVED, TRUSTEE LEE SECONDED to approve Resolution No. 684-17, a resolution approving an infrastructure contribution and water supply agreement with Pioneer Solar (CO), LLC. Voting was as follows;

YES:    Harrell, Lee, Mancuso, Pindell, Pulliam, Vittum, Webb
NO:     None

The Mayor declared the motion carried by unanimous vote.

2. Special Counsel Engagement in Foreclosure Action

Melinda Culley, Town Attorney, Light, Kelly, P.C, presented an overview of the summons received from Arapahoe County Court, Bipin Patel vs. Antelope Investors, LLC. Ms. Culley recommended to protect the interests of the Town, special counsel be retained. The individual or firm selected will work with our Town Attorney, with an amount NTE $7,500.00.

TRUSTEE VITTUM MOVED, TRUSTEE MANCUSO SECONDED to approve Special Counsel Engagement for the Foreclosure Action of Bipin Patel vs. Antelope Investors, LLC in an amount NTE $7,500.00. Voting was as follows;

YES:    Lee, Mancuso, Pindell, Pulliam, Vittum, Webb, Harrell
NO:     None

The Mayor declared the motion carried by unanimous vote.

7. TOWN STAFF REPORTS

Public Works

Daymon Johnson, Public Work Director, presented the following:

- Elevated Water Tank update
- New Town Hall construction update
- Bennett Regional Park and Open Space (BRPOS) completion of fencing
- Snow Removal Routes
Community Development

Deb Merkle, Community Development, presented the following;
- Direction requested regarding an amendment to the Bennett Municipal Code regarding the establishment of an overweight vehicles permit
- Change to Building Official Contract
- Update to Proposed Sale of property at 340 6th Street

8. TRUSTEE COMMENTS AND COMMITTEE REPORTS

Larry Vittum

Trustee Vittum provided an update on his attendance at the Adams County Council of Goverments (ADCOG) Breakfast on Friday, October 20, 2017, hosted by the City of Thornton.

Neal Mancuso

Trustee Mancuso inquired about a change in the meeting date for Sales Tax Committee; he is unavailable on Monday, November 6, 2017.

Phyllis Webb

Trustee Webb reported on the following;
- Participation in the DRCOG Boomer Bond Session, October 17, 2017
- Town of Bennett Directory request

9. ADJOURNMENT

TRUSTEE VITTUM MOVED, TRUSTEE MANCUSO SECONDED to adjourn the meeting. The Mayor declared the motion carried by unanimous vote. The meeting was adjourned at 8:45 P.M.

Lynette F. White, CMC
Town Clerk

Royce D. Pindell, Mayor

TOWN OF BENNETT
COLORADO