

**TOWN OF BENNETT, COLORADO**  
**BOARD OF TRUSTEES**  
**Regular Meeting**  
**February 23, 2016**

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**1. CALL TO ORDER**

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, February 23, 2016, at the Bennett Town Hall, 355 4<sup>th</sup> Street, Bennett, Colorado. Mayor Charles Bayley called the meeting to order at 7:00 p.m. The following persons were present upon the call of the roll:

Mayor: Charles Bayley

Trustees Present: Carl Gerber  
Darvin Harrell  
Grider Lee  
Royce Pindell  
Rich Pulliam  
Larry Vittum

Staff Present: Daymon Johnson, *Public Works Director*  
Trish Stiles, *Town Administrator*  
Jose Rocha, *Economic Development*  
Melinda Culley, *Town Attorney*  
Lynette F. White, *Town Clerk*

Public Present: Deb Tapparo, Carol Swanson, Pat Siegman, Steven Vetter, Kurt Eanes, Daniel Hyatt, Caleb Connor, Cindy Carroll, Linda Burry, Martin Landers, Deb Merkle, Keisha Hirsch

**2. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Charles Bayley.

**3. APPROVAL OF AGENDA**

TRUSTEE PINDELL MOVED, TRUSTEE VITTUM SECONDED to approve the agenda as presented. The Mayor declared the motion carried by unanimous vote.

**4. CONSENT AGENDA**

TRUSTEE VITTUM MOVED, TRUSTEE PULLIAM SECONDED to approve the consent agenda as presented. The Mayor declared the motion carried by unanimous vote.

**A. Approval of Minutes**

1. Approval of February 9, 2016 Regular Meeting Minutes

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

Kurt Eanes, 49835 Antelope Drive East, addressed the Board of Trustees regarding remarks made at a recent Antelope Hills HOA meeting.

Cindy Carroll, Bennett Marketplace Liquors, addressed the Board regarding notification of the increase in sales tax, which became effective January 1, 2016. Ms. Carroll stated that notification of the increase was not received; and inquired about the reimbursement of funds her business had to pay to the Department of Revenue.

6. **REGULAR BUSINESS**

A. **Public Hearing**

1. **Case No. 16.03CM – Amendments to Chapter 16 of the Bennett Municipal Code**

**Ordinance No. 660-16 – An Ordinance Amending Certain Sign Regulations within Chapter 16 of the Bennett Municipal Code**

TRUSTEE PULLIAM MOVED, TRUSTEE VITTUM SECONDED to approve Ordinance No. 660-16, an ordinance amending certain sign regulations within Chapter 16 of the Bennett Municipal Code with amendments to clarify distance of pole signs as discussed. Voting was as follows;

YES: Bayley, Gerber, Harrell, Lee, Pulliam, Pindell, Vittum

NO: None

The Mayor declared the motion carried by unanimous vote.

**Ordinance No. 661-16 – An Ordinance Amending Chapter 16 of the Bennett Municipal Code Concerning Telecommunications Facilities**

TRUSTEE PINDELL MOVED, TRUSTEE LEE SECONDED to approve Ordinance No. 661-16, an ordinance amending Chapter 16 of the Bennett Municipal Code concerning telecommunications facilities. Voting was as follows;

YES: Gerber, Harrell, Lee, Pulliam, Pindell, Vittum, Bayley

NO: None

The Mayor declared the motion carried by unanimous vote.

2. **Building and Safety Code Ordinance**

**Ordinance No. 657-16 – An Ordinance Adopting By Reference The 2012 Editions Of The International Building Code, The International Mechanical Code, The International Plumbing Code, The International Fire Code, The International Existing Building Code, The International Property Maintenance Code, The International Residential Code, The International Fuel Gas Code, The 2014 Edition Of The National Electrical Code, And The 2009 Edition Of The International Energy Conservation Code, Promulgated By The International Code Council; Adopting Amendments To Such Codes Adopted By Reference; Establishing Penalties For Violations Of Such Codes; And Repealing All Ordinances In Conflict Therewith.**

TRUSTEE PULLIAM MOVED, TRUSTEE VITTUM SECONDED to adopt Ordinance No. 657-16, An Ordinance Adopting By Reference The 2012 Editions Of The International Building Code, The International Mechanical Code, The International Plumbing Code, The International Fire Code, The International Existing Building Code, The International Property Maintenance Code, The International Residential Code, The International Fuel Gas Code, The 2014 Edition Of The National Electrical Code, And The 2009 Edition Of The International Energy Conservation Code, Promulgated By The International Code Council; Adopting Amendments To Such Codes Adopted By Reference; Establishing Penalties For Violations Of Such Codes; And Repealing All Ordinances In Conflict Therewith. Voting was as follows;

YES: Harrell, Lee, Pulliam, Pindell, Vittum, Bayley, Gerber

NO: None

The Mayor declared the motion carried by unanimous vote.

**B. Action/Discussion Items**

**1. Adams County Intergovernmental Agreement with the Town of Bennett and Bennett Fire Protection District for Board of Fire Code Appeals Services**

**Resolution No. 620-16 – A Resolution Approving an Intergovernmental Agreement with the County of Adams for Board of Fire Code Appeals Services**

TRUSTEE PULLIAM MOVED, TRUSTEE LEE SECONDED to approve Resolution No. 620-16, a resolution approving an Intergovernmental Agreement with the County of Adams for Board of Fire Code Appeals Services. Voting was as follows;

YES: Lee, Pulliam, Vittum, Bayley, Gerber, Harrell  
NO: None  
RECUSE: Pindell

The Mayor declared the motion carried by unanimous vote.

**2. Bennett Regional Park and Open Space Discussion**

Trish Stiles, Town Administrator, presented to the Board of Trustees a timeline of events relating to the Bennett Regional Park and Open Space, from September, 2012 to current activities and reviewed the submittals provided to Arapahoe County Open Space.

**Executive Session**

TRUSTEE HARRELL MOVED, TRUSTEE PULLIAM SECONDED to go into executive session for (1) discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; and (2) the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e); *Town Administrator Performance Evaluation and Contract*

The Mayor declared the motion carried by unanimous vote. The Board went into executive session at 8:45 p.m.

**Recess – Town Board Return to Open Meeting**

The Board came out of executive session at 9:27 p.m. The Mayor announced that the Board had been in executive session and the following persons participated in that session: Charles Bayley, Carl Gerber, Darvin Harrell, Grider Lee, Rich Pulliam, Royce Pindell, Larry Vittum, Trish Stiles, Melinda Culley and Lynette White. The Mayor asked if there were any matters not included in the motion for an executive session or violations of the Open Meetings Law, and if so, that these concerns be stated for the record. No concerns were presented.

**Report from Executive Session**

The review of the Town Administrator Performance Evaluation and Contract was moved to Tuesday, March 8, 2016.

**7. TOWN STAFF REPORTS**

**Town Administrator**

Trish Stiles, Town Administrator provided the following update;

- Community Development position accepted by Keisha Hirsch
- Repair of water main break will occur over Spring Break
- Sales Tax Oversight Committee update
- Town of Bennett 2015 Audit

**Public Works Director**

Daymon Johnson, Public Works Director, reviewed the following;

- The additional trucks for public works have been ordered
- Public Works surplus equipment sale has been completed
- Antelope Hills water testing update

**Economic Development**

Jose Rocha, Economic Development, present the following;

- Economic Development overview
- Business Appreciation Breakfast
- Local Business interviews
- Business outreach – Newsletters, emails, website
- Benefits of Bennett – Grant matching
- Public Stuff App

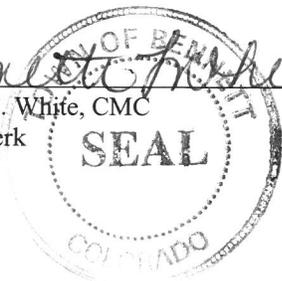
**8. TRUSTEE COMMENTS AND COMMITTEE REPORTS**

There were no comments or committee reports provided by the Board of Trustees.

**9. ADJOURNMENT**

TRUSTEE PINDELL MOVED, TRUSTEE VITTUM SECONDED to adjourn the meeting. The Mayor declared the motion carried by unanimous vote. The meeting was adjourned at 10:10 p.m.

  
Lynette F. White, CMC  
Town Clerk



  
Charles C. Bayley, Mayor