TOWN OF BENNETT, COLORADO
BOARD OF TRUSTEES
Regular Meeting
March 14th, 2017

1. CALL TO ORDER

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, March 14th, 2017 at the Bennett Town Hall, 355 4th Street, Bennett, Colorado. Mayor Royce Pindell called the meeting to order at 7:01 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

Staff Present: Melinda Culley, Light, Kelly, P.C.
Daymon Johnson, Public Works Director
Trish Stiles, Town Administrator
Christina Hart, Administrative Assistant
Melissa Kendrick – Kendrick Consulting
Dan Giroux – Terramax Engineering
Rachel Summers – Deputy Town Administrator

Public Present: Steven Vetter, Phyllis Webb, John Rieb, Brenda Kenney, John Vitella,
Michael Dunn, Erik Brunner

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Royce Pindell.

3. APPROVAL OF AGENDA

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

4. CONSENT AGENDA

TRUSTEE MANCUSO MOVED, TRUSTEE VITTUM SECONDED to approve the consent agenda as presented. Voting was as follows;

YES: Harrell, Lee, Mancuso, Pindell, Pulliam, Vittum

NO: None

The Mayor declared the motion carried by unanimous vote.

A. Approval of Minutes
1. Action: Approval of February 28, 2017 Executive Session
2. Action: Approval of February 14, 2017 Regular Meeting Minutes

B. Resolution(s)
1. Action: Approval of 2016 Community Development Block Grant (CDBG) Contract Amendment – Resolution No. 660-17 – A Resolution Approving a Contract Amendment To A Sub grantee Agreement With The County of Adams For Community Development Block Grant Activity.
2. Action: Approval of Adams County Sheriff’s 2017 Intergovernmental Agreement for Law Enforcement Services
   Resolution No. 661-17 – A Resolution Approving An Intergovernmental Agreement With The County Of Adams For The Provision Of Law Enforcement Services For The Town Of Bennett.
5. **PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

There were no public comments on items not on the agenda presented.

6. **REGULAR BUSINESS**

A. **Public Hearing**

1. **Case No. 16.19 – Rezoning of Penrith Park Development from Planned Development (PD) zoning for single family dwellings to R-2 (Mid Density Residential)**

   Mayor Royce Pindell called the matter of public hearing on Case No. 16.19, a public hearing on re-zoning Penrith Park Development. The public hearing was opened at 7:16 p.m.

   Christina Hart, Administrative Assistant, stated for the record the Notice of Public Hearing was posted in accordance with State Statue and published in the Eastern Colorado News, February 3rd, 2017 as Legal No. 1983.

   Melissa Kendrick introduced the applicant, Michael Dunn of Dunn Acquisitions, and provided her staff report.

   Discussion by the Board of Trustees included questions regarding lot sizes, and specifically zoned for single family and duplexes. There were no questions presented from the public on this issue.

   Mayor Pindell closed the public hearing on Case No. 16.19 a public hearing on re-zoning Penrith Park Development at 7:30 p.m.

   TRUSTEE PULLIAM MOVED, TRUSTEE VITTUM SECONDED to approve Ordinance No. 671-17, an Ordinance Approving A Rezoning For The Penrith Park Development. Voting was as follows:
   
   **YES:** Harrell, Lee, Mancuso, Pulliam, Vittum, Pindell
   **NO:** None

   The Mayor declared the motion carried by unanimous vote.

B. **Action/Discussion Items**

1. **2016 Year End Financial Report**

   Rachel Summers, Town Treasurer, presented the 2016 Year End Financial Report to the Board of Trustees. Ms. Summers reviewed the budget categories and reported the 2016 audit is close to completion. There were no questions presented by the Board.

7. **TOWN STAFF REPORTS**

   **Town Administrator**

   Trish Stiles, Town Administrator, provided the following report;
   - DRCOG hosting the 2nd Small Communities Hot Topic Forum June 29, 2017 from 10:00 a.m. – 3:00 p.m.
   - Adams County Youth Awards Dinner, April 27, 2017.
     Two (2) Bennett students have been nominated for the award. The students will be present to receive an award from the Town of Bennett on March 28, 2017 during the Study Session.
   - Department of Local Affairs (DOLA) will perform a site visit related to our loan application. Hearings are scheduled in Denver April 19th – April 21st.
   - Town of Bennett received letter from Power and Development Authority; looking at cost and issuance for 30 years related to the Green Project Fund.
• CDOT is scheduled to repair Town of Bennett exit #304 off ramp. Date to be determined.
• Utility Master Plan is being updated.
• Staff Retreat is scheduled for April 5, 2017 at the Bennett Community Center, 8:00 a.m. – 12:00 p.m.
• Adams County and Arapahoe County Executive Breakfast, hosted by the Town of Bennett, Friday, March 17, 2017 7:30 a.m. at the Bennett Community Center.

Public Works

Daymon Johnson, Public Work Director, presented the following:
• Well Nos. 3 & 6 are sterilized and tested.
• Trees for Cordella Subdivision will arrive by end of March.
• Installation of the Elevated Water tank is ahead of schedule
• 1st Street slated for completion by end of March.
• RFP’s submitted this week; Big 6 intersections, concrete crushing’s, Cape Seal of Kiowa/Bennett Rd.
• Trupp Park restrooms will be unlock and open for spring, summer and fall seasons

Town Clerk

Christina Hart, Administrative Assistant, presented the following;
• Town Clean-Up scheduled May 20th at the North Shop beginning at 8:00 a.m.
• Coordinating Town Clean-Up with Antelope Hills.

Administrative Services/Town Treasurer

Rachel Summers, Deputy Town Administrator, reported the following;
• The 2016 Town of Bennett Audit will be presented at a May, 2017 Regular meeting of the Board.
• Pending grants include; Arapahoe County Future Park, Adams County Skate Park, DOLA, USDA, and SIPA.
• Bennett Regional Park and Open Space Trail Grant has been received.

8. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

• Rod Russell, 222 Harrison Street, inquired about water meter replacement.
• Tara Marr, 515 2nd Street, spoke about increased rates on water bill.

9. TRUSTEE COMMENTS AND COMMITTEE REPORTS

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

The Mayor called for a recess at 8:10. The meeting reconvened at 8:15.

10. EXECUTIVE SESSION

TRUSTEE HARRELL MOVED, TRUSTEE VITTUM SECONDED to go into executive session to discuss personnel matters (Except if the employee who is the subject of the session has requested an open meeting or if the personnel matter involves more than one employee, and all of the employees have requested an open meeting. Personnel matters does not include discussion of other council members or appointment of elected or appointed officials or the City’s personnel policies; C.R.S. 24-6-402(4)(f). For determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations and/or instructing negotiators under C.R.S.
Voting was as follows:

Yes: Pulliam, Vittum, Harrell, Lee, Mancuso, Pindell

NO: None

The Mayor declared the motion carried unanimous vote. The Board went into executive session at 8:20 p.m.

The Board came out of executive session at 10:25 p.m. The Mayor announced that the board had been in executive session and the following persons participated in that session: Larry Vittum, Grider Lee, Melinda Culley, Trish Stiles, Darvin Harrell, Neal Mancuso, Rich Pulliam, Royce Pindell. The Mayor asked if there were any matters not included in the concerns be stated for the record. No concerns were presented.

Report from Executive Session

TRUSTEE MANCUSO MOVED, TRUSTEE PULLIAM SECONDED to accept the Third Amendment of the Town Administrator employment agreement.

YES: Pulliam, Vittum, Harrell, Lee, Mancuso, Pindell

NO: None

The Mayor declared the motion carried by a unanimous vote.

TRUSTEE MANCUSO MOVED, TRUSTEE PULLIAM SECONDED to extend the meeting until 11:15 p.m. The Mayor declared the motion carried by a unanimous vote.

The Mayor called for a recess at 10:25. The meeting reconvened at 10:30.

11. EXECUTIVE SESSION

TRUSTEE PULLIAM MOVED, TRUSTEE VITTUM SECONDED For 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. 24-6-402(4)(e) specifically regarding Bennett Crossing Filing 2 Subdivision Improvement Agreement – LGI Homes. Voting was as follows:

YES: Vittum, Harrell, Lee, Mancuso, Pindell, Pulliam

NO: None

The Mayor declared the motion carried unanimous vote. The Board went into executive session at 10:34 p.m.

The Board came out of executive session at 11:23 p.m. The Mayor announced that the board had been in executive session and the following persons participated in that session: Larry Vittum, Grider Lee, Christina Hart, Melinda Culley, Daymon Johnson, Trish Stiles, Dan Giroux, Darvin Harrell, Neal Mancuso, Rich Pulliam, Royce Pindell. The Mayor asked if there were any matters not included in the concerns be stated for the record. No concerns were presented.

Report from Executive Session

The Board of Trustees provided direction to Town Staff regarding negotiations for the Bennett Crossing Filing 2 Subdivision Improvement Agreement. The draft subdivision improvement agreement will be presented for Board review and action at the Regular Board Meeting, Tuesday, March 28, 2017.
12. ADJOURNMENT

TRUSTEE PULLIAM MOVED, TRUSTEE MANCUSO SECONDED to adjourn the meeting. The Mayor declared the motion carried by unanimous vote. The meeting was adjourned at 11:25 P.M.

Christina Hart
Administrative Assistant

Royce D. Pindell, Mayor