TOWN OF BENNETT, COLORADO
BOARD OF TRUSTEES
Regular Meeting
September 12, 2017

1. CALL TO ORDER

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, September 12, 2017 at the Bennett Shared Services Building, 355 So. 1st Street, Bennett, Colorado. Mayor Royce Pindell called the meeting to order at 5:31 p.m. The following persons were present upon the call of the roll:

Mayor: Royce Pindell

Trustees Present: Darvin Harrell
Grider Lee – Arrived at 6:05 p.m.
Neal Mancuso
Rich Pulliam
Larry Vittum
Phyllis Webb - Excused

Staff Present: Melinda Culley, Town Attorney
Daymon Johnson, Public Works Director
Trish Stiles, Town Administrator
Lynette White, Town Clerk

Public Present: Caleb Connor, Kay McClure, Steven Vetter, Linda Burry, Monica Rosenbluth, Mary Ann McGeady, Jim Marshall, John Vitella, Michael Dunn, Suzanne Meintzer

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Royce Pindell.

3. APPROVAL OF AGENDA

TRUSTEE VITTUM MOVED, TRUSTEE MANCUSO SECONDED to Move A. Action/Discussion Items, 1. CWRPDA Green Direct Loan to Item 4. The agenda was approved as amended. 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. The Mayor declared the motion carried by unanimous vote.

A. Approval of Minutes
   1. Approve August 22, 2017 Regular Meeting Minutes

B. Resolution
   1. Approve Resolution No. 679-17, a resolution supporting the grant application for the Energy and Mineral Impact Assistance Program Application from the Department of Local Affairs for Town Hall Security Project
5. **PUBLIC COMMENTS ON ITEMS NOT SUBJECT TO PUBLIC HEARING**

Kay McClure, 1155 Antelope Drive West, inquired about the construction trucks parked in the Bennett Regional Park and Open Space and construction vehicles driving across the trails. Town Staff will provide the response.

Linda Burry, 510 3rd Street, thanked the Board and Town Staff for the improvements at Trupp Park and a successful Bennett Days Event.

6. **REGULAR BUSINESS**

A. **Action/Discussion Items**

1. **PLM Asphalt & Concrete Inc.**
   - **Change Order No. 002 – Muegge Way**
   - **Change Order No. 003 - New Town Hall Parking Lot**

   Daymon Johnson, Public Works Director, informed the Board the pricing for the completion of the construction of Muegge Way and the New Town Hall Parking Lot is not yet complete. Town Staff will continue to work with PLM Asphalt & Concrete. The completed change orders will be provided at the next regular meeting of the Board of Trustees.

2. **Town of Bennett Concrete Rubble Crushing – Moffat Limestone Company**

   **Resolution No. 680-17** – A Resolution Approving a Construction Contract with Moffat Limestone Company for the Bennett Concrete Rubble Crushing Project

   TRUSTEE VITTUM MOVED, TRUSTEE PULLIAM SECONDED to approve Resolution No. 680-17, a resolution approving a Construction contract with Moffat Limestone Company for the Bennett Concrete Rubble Crushing Project. Voting was as follows;
   
   YES: Harrell, Mancuso, Pindell, Pulliam, Vittum
   NO: None
   EXCUSED: Lee, Webb

   The Mayor declared the motion carried by unanimous vote.

3. **Amending Bennett Municipal Code – Fire Ban Implementation and Enforcement**

   **Ordinance No. 677-17** – An Ordinance Amending the Bennett Municipal Code to Authorize the Implementation and Enforcement of Fire Bans within the Corporate Limits of the Town of Bennett

   TRUSTEE PULLISM MOVED, TRUSTEE MANCUSO SECONDED to adopt Ordinance No 677-17, an ordinance amending the Bennett Municipal Code to authorize the implementation and enforcement of fire bans within the corporate limits of the Town of Bennett. Voting was as follows;
   
   YES: Mancuso, Pindell, Pulliam, Vittum, Harrell
   NO: None
   EXCUSED: Lee, Webb

   The Mayor declared the motion carried by a unanimous vote.
4. CWRPDA Green Direct Loan

Ordinance No. 676-17 – An Emergency Ordinance Authorizing a loan from the Colorado Water Resources and Power Development Authority to Finance or Refinance a portion of the costs of a project to finance certain Wastewater Projects; Authorizing the form and execution of the loan agreement and a governmental agency bond to evidence such loan; ratifying prior determinations of the Town Board; and prescribing other details in connection therewith

Trish Stiles, Town Administrator, presented the CWRPDA Green Direct Loan information to the Board and explained the benefits of utilization for the Wastewater Treatment Facility. The loan is 2.5 million with a 0% interest rate.

TRUSTEE MANCUSO MOVED, TRUSTEE LEE SECONDED to approve Ordinance No. 676-17, An Emergency Ordinance Authorizing a loan from the Colorado Water Resources and Power Development Authority to Finance or Refinance a portion of the costs of a project to finance certain Wastewater Projects; Authorizing the form and execution of the loan agreement and a governmental agency bond to evidence such loan; ratifying prior determinations of the Town Board; and prescribing other details in connection therewith. Voting was as follows;

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

The Mayor declared the motion carried by unanimous vote, a vote of six (6) to zero (0).

B. Public Hearing
1. Penrith Park Metropolitan District Service Plan

Monica Rosenbluth, Attorney-Butler Snow LLP, provided a summary of the Proposed Penrith Park Metropolitan District, for the 41 acre residential development. Materials presented for review included; (1) a Basic Overview of the Districts Service Plan; (2) a draft Resolution to approve the Service Plan; procedure; (3) a summary of key statutory provisions related to the Town’s review of the Service Plan and supplemental information.

Public notice of the meeting was posted in accordance with state statutes and published as Legal No. 2034 in the Eastern Colorado News August 25, 2017.

Ms. Rosenbluth discussed the purpose, powers, revenue raising authority and the specifics of the Penrith Park Service Plan and the process for the organization of a Metro District. Discussion was presented on infrastructure, development projections, increased mill levy, capital costs and revenues.

Resolution No. 681-17 – A Resolution of the Town of Bennett Approving the Service Plan for Penrith Park Metropolitan District

TRUSTEE MANCUSO MOVED, TRUSTEE VITTUM SECONDED to approve Resolution No. 681-17, a resolution of the Town of Bennett approving the service plan for Penrith Park Metropolitan District. Voting was as follows;

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

The Mayor declared the motion carried by a unanimous vote of six (6) to zero (0).
7. **TOWN STAFF REPORTS**

**Town Administrator**

Trish Stiles, Town Administrator, reviewed the following;
- Board of Trustees Retreat, September 28, 2017
- Repair of water valve in Brothers Four, within 30 minutes
- Town Hall construction update
- UPRR closure at Palmer Avenue, September 27, 2017 for repairs
- Parking restrictions in front of the Public Works building
- EPA Site Visit for Wastewater Treatment Facility

**Public Works Director**

Daymon Johnson, Public Works Director, presented the following update;
- Review of Public Works Conference attendance; elected to APWW Board of Directors
- New Town Hall update
- Elevated Water Tower update

**Town Clerk**

Lynette White, Town Clerk, presented the following;
- Board Retreat, September 28, 2017
- Colorado Municipal League Cities and Towns Week
- Upcoming liquor legislation

8. **TRUSTEE COMMENTS AND COMMITTEE REPORTS**

**Royce Pindell**

Mayor Royce Pindell discussed the following updates;
- Colorado Municipal League Mayors Summit attendance
- Meeting with Boy Scout Troop 30
- Trupp Park Skate Park lighting

9. **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 7:46 P.M.

[Signatures]

Lynette White, CMC
Royce D. Pindell, Mayor