

TOWN OF BENNETT, COLORADO
BOARD OF TRUSTEES
Regular Meeting
April 24, 2018

1. CALL TO ORDER

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, April 24, 2018 at the Bennett Town Hall, 207 Muegge Way, Bennett, Colorado. Mayor Royce Pindell called the meeting to order at 7:02 p.m. The following persons were present upon the call of the roll:

Mayor: Royce Pindell

Mayor Pro Tem: Rich Pulliam

Trustees Present: Darvin Harrell
Neal Mancuso - *Excused*
Larry Vittum
Phyllis Webb

Staff Present: Melinda Culley, *Town Attorney*
Daymon Johnson, *Public Works Director*
Deb Merkle, *Community Development*
Trish Stiles, *Town Administrator*
Rachel Summers, *Deputy Town Administrator*
Lynette White, *Town Clerk*

Public Present: Charles Bayley, Steven Vetter, Grider Lee, Ryan Kolibaba, Kay McClure

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Royce Pindell.

3. APPROVAL OF AGENDA

TRUSTEE PULLIAM 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 MANCUSO SECONDED to approve the Consent Agenda as amended by Town Clerk, Lynette White. Voting was as follow;

YES: Harrell, Pindell, Pulliam, Vittum, Webb

NO: None

EXCUSED: Mancuso

The Mayor declared the motion carried by unanimous vote.

A. Approval of Minutes

1. Action: Approval of Regular Meeting Minutes of April 10, 2018

5. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Kay McClure, 1155 Antelope Drive West, addressed the Board of Trustees regarding the Board of Trustees Appointment on the agenda and inquired about the appointment process, questions included application process, why the election option was not utilized and terms of service. Town Attorney Melinda Culley provided a response on term limits and the appointment process.

6. REGULAR BUSINESS

A. Action/Discussion Items

1. Board of Trustees Appointment/Oath of Office

TRUSTEE PULLIAM MOVED, TRUSTEE VITTUM SECONDED to appoint Charles Bayley to the Town of Bennett Board of Trustees, to serve until the next regular municipal election, April, 2020. Lynette White, Town Clerk, administered the Oath of Office to Charles Bayley.

2. Board of Trustees Committee Assignments

The Board of Trustees reviewed the Organization and Committee Assignments; selections were completed to fill the vacancies as follows;

I-70 Corridor Chamber of Commerce	Trustee Darvin Harrell
Economic Development Committee	Trustee Charles Bayley
Bennett Gives Back Committee	Trustee Phyllis Webb
Adams & Arapahoe County Transportation	Trustee Larry Vittum

3. Overweight Parking Permit Approval – Ryan Kolibaba

Ryan Kolibaba, 570 Antelope Drive West, presented his application for an Overweight Parking Permit. Mr. Kolibaba's complete application was received by Town Staff and included the required notification to residents within 300 feet of his residence, site plan, and a copy of the vehicle registration, insurance, and site plan.

TRUSTEE PULLIAM MOVED, TRUSTEE VITTUM SECONDED to approve the Overweight Parking Permit for Ryan Kolibaba, 570 Antelope Drive West. Voting was as follows;

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

The Mayor declared the motion carried by unanimous vote.

4. 340 6th Street – Purchase Contract and Property Sale

Deb Merkle, Community Development, presented the 340 6th Street Purchase Contract and Property Sale to the Board of Trustees. Ms. Merkle reviewed the main points of the proposed purchase and sale as follows;

- The property to be sold is the North 86' of Lots 1-4, Block 6, Town of Bennett, County of Adams, State of Colorado (340 6th Street).
- Purchase price is \$67,000. Requires a deposit of \$2,500 in earnest money with the remainder to be paid at closing.
- Closing date shall be no later than 120 days from the date of the contract. Purchaser may extend the closing date for up to 6 additional months to rezone the property.
- The Town will furnish to Purchaser a title insurance commitment, copies of all leases, inspection results, surveys, etc. in the Town's possession.
- The Purchaser may order an ALTA survey at its expense.
- Includes an inspection period and requires the Purchaser to make title objections 30 days prior to closing.
- The property is being sold "as-is, where is, with all faults." Upon closing, the Purchaser assumes the risk of physical, environmental, governmental and geotechnical conditions of the Property and releases the Town from claims related to the same.
- There are existing water and sewer taps on the property and no additional tap fees are due for the existing taps.

Resolution No. 702-18 – A Resolution Approving a Purchase and Sale Contract for the Sale and Conveyance of a Parcel of Land owned by the Town of Bennett

TRUSTEE PULLIAM MOVED, TRUTEE VITTUM SECONDED to approve Resolution No. 702-18, a resolution approving a Purchase and Sale Contract for the Sale and Conveyance of a parcel of land owned by the Town of Bennett as amended. Voting was as follows;

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

The Mayor declared the motion carried by unanimous vote.

Ordinance No. 688-18 – An Ordinance Authorizing the Sale and Conveyance of Town Owned Property at 340 Sixth Street

TRUSTEE PULLIAM MOVED, TRUSTEE HARRELL SECONDED to approve Ordinance No. 688-18, an ordinance authorizing the Sale and Conveyance of Town owned property at 340 6th Street. Voting was as follows;

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

The Mayor declared the motion carried by unanimous vote.

5. Arapahoe County Transportation Intergovernmental Agreement

Trish Stiles, Town Administrator presented the Arapahoe County Transportation Intergovernmental Agreement.

Resolution No. 704-18 – A Resolution Approving a Collaborative Transportation Forum Agreement with Arapahoe County and Municipalities within Arapahoe County

TRUSTEE VITTUM MOVED, TRUSTEE PULLIAM SECONDED to approve Resolution No. 704-18, a resolution approving a Collaborative Transportation Forum Agreement with Arapahoe County and Municipalities within Arapahoe County. Voting was as follows;

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

The Mayor declared the motion carried by unanimous vote.

6. Adams County Transportation Intergovernmental Agreement - Draft

Trish Stiles, Town Administrator reviewed the *draft* Adams County Collaborative Transportation Planning Agreement and advised that as a DRCOG member, Trustee Larry Vittum will assist with the sub regional forum process.

7. **TOWN STAFF REPORTS**

Town Administrator

Trish Stiles, Town Administrator, discussed the following;

- Attendance at press conference
- Town Clean Up Day will be held at Alpine Recycling, 9 – 1:00 pm on Saturday, May 19, 2018

Deputy Town Administrator

Rachel Summers, Deputy Town Administrator, advised of the following;

- SIPA Grant Award of \$2600 for a new WI-FI network, to provide access for visitors

Public Works Director

Daymon Johnson, Public Works Director, presented the following;

- Elevated Water Storage Tank – status on the filling of the water tank and water pressure resolutions, requested direction from Town Board to pursue options
- Removal of school crosswalk signs by CDOT

Municipal Court

Christina Hart, Municipal Court Clerk, presented the First Quarter court report regarding summons and collections.

Town Clerk

Lynette White, Town Clerk, discussed the following;

- Out of Office, April 30 - May 8, 2018
- Adams County Executive Committee Breakfast, Friday, May 18, 2018

8. **TRUSTEE COMMENTS AND COMMITTEE REPORTS**

Larry Vittum

Trustee Vittum presented the following;

- Denver Regional Council of Governments (DRCOG) update
- Selection to DRCOG Finance & Budget Committee

Royce Pindell

Mayor Pindell provided a review of his attendance at the following events;

- City of Brighton, State of the City
- ADCOG Dinner sponsored by the City of Thornton, April 18, 2018
- Adams County Youth Awards, April 19, 2018

The Mayor declared a meeting recess at 8:50 p.m. The board meeting was resumed at 9:00 p.m.

9. **EXECUTIVE SESSION**

For 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) – *Economic Development Incentives*

TRUSTEE PULLIAM MOVED, TRUSTEE VITTUM SECONDED to go into executive session for 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) and the following additional details are provided for identification purposes – ***Economic Development Incentives***


The Mayor declared the motion carried by unanimous vote. The Board went into executive session at 9:02 p.m.

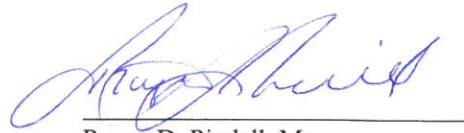
The Board came out of executive session at 9:50 p.m. The Mayor announced that the Board had been in executive session and the following persons participated in that session: Charles Bayley, Darvin Harrell, Rich Pulliam, Royce Pindell, Larry Vittum, Phyllis Webb Trish Stiles, Rachel Summers and Melinda Culley. 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.

10. **ADJOURNMENT**

TRUSTEE VITTUM MOVED, TRUSTEE PULLIM SECONDED to adjourn the meeting. The Mayor declared the motion carried by unanimous vote. The meeting was adjourned at 9:51 p.m.




Lynette F. White, CMC
Town Clerk


Royce D. Pindell, Mayor

