



Town Board of Trustees

Minutes

Tuesday, January 10, 2023 at 7:00 pm

**PLEASE SILENCE ALL CELL PHONE AND ELECTRONIC DEVICES.
THANK YOU.**

1. Meeting Information

207 Muegge Way, Bennett, CO 80102

2. Call to Order

Royce D. Pindell, Mayor

a. Roll Call

Minutes:

Present:

Royce D. Pindell, Mayor

Kevin Barden, Trustee

Steve Dambroski, Trustee

Whitney Oakley, Mayor Pro Tem

Denice Smith, Trustee

Donna Sus, Trustee

Larry Vittum, Trustee

Staff Present:

Trish Stiles, Town Manager

Rachel Summers, Deputy Town Manager

Taeler Houlberg, Administrative Services Director

Alison Belcher, Communications and IT Director

Adam Meis, IT and Communications Manager

Chad Bunger, Community and Economic Development Director

Gerilynn Scheidt, Town Safety Officer

Daymon Johnson, Capital Projects Director

Dan Giroux, Town Engineer

Melinda Culley, Town Attorney

Christina Hart, Town Clerk

Public Present:

Kathy Smiley

Charles Bayley

Caleb Connor

3. Pledge of Allegiance

Royce D. Pindell, Mayor

Minutes:

The Pledge of Allegiance was led by Royce D. Pindell, Mayor.

4. Approval of Agenda

Royce D. Pindell, Mayor

Minutes:

MAYOR PRO TEM OAKLEY MOVED, TRUSTEE VITTUM SECONDED to approve the agenda as presented. The voting was as follows:

Ayes: Dambroski, Oakley, Pindell, Smith, Sus, Vittum, Barden

Nays: None

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote.

5. Consent Agenda

Royce D. Pindell, Mayor

Minutes:

MAYOR PRO TEM OAKLEY MOVED, TRUSTEE DAMBROSKI SECONDED to approve the consent agenda as presented. The voting was as follows:

Ayes: Oakley, Pindell, Smith, Sus, Vittum, Barden, Dambroski

Nays: None

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote. **1. Action:** Approval of December 12, 2022, Special Meeting Minutes **2. Action:** Approval of December 13, 2022, Regular Meeting Minutes **3. Action:** Approval of Resolution No. 951-22 - Adams County Open Space Grant Agreements

PUBLIC COMMENTS NO ON THE AGENDA

There were no public comments presented.

a. December 12, 2022 - Special Meeting Minutes

b. December 13, 2022 - Regular Meeting Minutes

c. Adams County Open Space Grant Agreements

Resolution No. 951-23 - A Resolution Approving Open Space Grant Agreements Between the Town of Bennett and County of Adams for the Art in the Parks, Civic Center Park Construction and Trupp Park Concrete Improvements Projects

Public Comments on Items Not Scheduled for Public Hearing

The Board of Trustees welcomes you. Thank you for joining us for our Town of Bennett Board of Trustees Meeting. If you are not speaking, we ask that you please mute your microphone. For public comment please sign up on the provided sheet or in the chat box. If you are on the phone, once we get through the sign-up sheet and chat box we will call for any other comments for items not on the agenda.

Your comments will be limited to three (3) minutes. The Board may not respond to your comments this evening, rather they may take your comments and suggestions under advisement and provide direction to the appropriate member of Town staff for follow-up. Thank you.

Regular Business

6. Action/Discussion Items

a. Bennett-Watkins Fire Rescue Impact Fee Study

Ordinance No. 765-23 - An Ordinance Amending Section 4-9-120 of the Bennett Municipal Code to Update the Fire and Emergency Services Impact Fee

Minutes:

Caleb Connor, Battalion Chief - Fire Marshall, Bennett-Watkins Fire Rescue, presented the Bennett-Watkins Fire Rescue Impact Fee Study to the Board.

TRUSTEE VITNUM MOVED, TRUSTEE SMITH SECONDED to approve Ordinance No. 765-23 - An ordinance amending Section 4-9-120 of the Bennett Municipal Code to update the Fire and Emergency Services Impact Fee. The voting was as follows:

Ayes: Pindell, Smith, Sus, Vittum, Barden, Dambroski, Oakley

Nays: None

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote.

b. 2023 BennT Water Creek Authority Reappointment

Minutes:

Trish Stiles, Town Manager, reported to the Board that Charles Bayley, BennT Water Creek Authority board member, is up for reappointment to serve on the Water Authority Board from April 2023 - April 2026.

MAYOR PRO TEM OAKLEY MOVED, TRUSTEE DAMBROSKI SECONDED to reappoint Charles Bayley for an additional three-year term as a Director on the BennT Water Creek Authority Board with a term ending in April 2026. The voting was as follows:

Ayes: Smith, Sus, Vittum, Barden, Dambroski, Oakley, Pindell

Nays: None

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote.

c. Request for Proposal (RFP) 22-016 ADA Self Evaluation and Transition Plan

Minutes:

Gerilynn Scheidt, Town Safety Officer, presented the ADA Self Evaluation and Transition Plan RFP to the Board.

TRUSTEE BARDEN MOVED, TRUSTEE SUS SECONDED to authorize the Mayor and the Town Bennett to enter into a standard Town contract agreement with Mile High Accessibility Consultants in an amount not to exceed \$83,860 for completion of the ADA Self Evaluation and Transition Plan. The voting was as follows:

Ayes: Sus, Vittum, Barden, Dambroski, Oakley, Pindell, Smith

Nays: None

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote.

d. Change Order RS-001 for Rock-Sol Consulting Group, Inc. - Extended Time and CDOT Requirements at Marketplace

Minutes:

Daymon Johnson, Capital Projects Director, reported Change Order RS-001 for Rock-Sol Consulting Group, Inc. extended time request and CDOT Marketplace requirements to the Board.

TRUSTEE SUS MOVED, TRUSTEE BARDEN SECONDED to authorize the Mayor and the Town Bennett to execute Change Order RS-001 with Rock-Sol Consulting Group, Inc. in an amount not to exceed \$47,480.09 for consulting services to complete the construction of the Marketplace Intersection Improvements Project. The voting was as follows:

Ayes: Vittum, Barden, Dambroski, Oakley, Pindell, Smith, Sus

Nays: None

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote.

7. Town Manager Report

Minutes:

- The monthly check-in discussion with CDOT on January 9, 2023, included project progress on the redesign of the Exit 304 off-ramp construction. The redesign is scheduled to go out to bid the week of January 23rd. The design will be a diamond interchange, not a traffic-calming circle. The discussion also included the progress of the trails. The next meeting is scheduled for January 23rd. Discussions will include grant money.
- Public Works cold patched the exposed rebar at Exit 305. CDOT was informed of the work.
- Ms. Stiles, Town Manager, reported to Trustee Vittum, that the Arapahoe County Sub-Regional Form is a virtual meeting on January 19th at 3 pm. The Adams County Sub-Regional Forum is scheduled on January 19th at 5:30 pm.
- The Board Retreat is scheduled for January 27th at CORE Electric Cooperative in Bennett from 8:00 am - 2:00 pm.

8. Trustee Comments and Committee Reports

Mayor and Trustees

Minutes:

Larry Vittum, Trustee, reported on the following:

- Attended the virtual DRCOG meeting on December 21, 2022.
- Attended the Arapahoe County Open Space and Trails Advisory Board meeting on January 4th.

Donna Sus, Trustee, reported on the following:

- Will be attending the January 12th REAP meeting.

Royce D. Pindell, Mayor, reported on the following:

- The deadline to submit the Town Manager's evaluation is January 10th. The evaluation will be during the executive session on January 24th.

Mayor Pindell called for a recess at 8:47 pm. The meeting resumed at 9:03 pm.

9. Executive Session

- a. **For the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators under C.R.S. Section 24-6-402(4)(e); Impact Fee Incentive.**

Minutes:

MAYOR PRO TEM OAKLEY MOVED, TRUSTEE SMITH SECONDED to go into executive session for the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators under C.R.S. 24-6-402(4)(e); Impact Fee Incentive. Voting was as follows:

Ayes: Barden, Dambroski, Oakley, Pindell, Smith, Sus, Vittum

Nays: None

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote.

The Board went into executive session at 9:10 pm.

- b. **Return to Open Meeting**

Minutes:

The Board came out of the executive session at 10:40 pm.

Royce D. Pindell, Mayor, announced that the Board has been in executive session and the following persons participated via hybrid in that session: Trustee Barden, Trustee Dambroski, Trustee Vittum, Christina Hart, Chad Bunger, Dan Giroux, Rachel Summers, Trish Stiles, Trustee Smith, Trustee Sus, Mayor Pindell and Melinda Culley. Royce D. Pindell, 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.

- c. **Report from Executive Session**

10. Action/Discussion Items

- a. **Impact Fee Incentive**

Minutes:

MAYOR PRO TEM OAKLEY MOVED, TRUSTEE VITTUM SECONDED to approve an impact fee incentive of \$10,000 for the sewer impact fee to the date of March 31, 2023, for twelve months at which time the fee would revert to the 2023 fee schedule.

MAYOR PINDELL AMENDED THE MOTION, TRUSTEE DAMBROSKI SECONDED THE AMENDMENT the incentive will be provided to the six builders identified by Town Staff during the executive session. Staff has been directed to enter into agreements with those developers with the terms discussed. The voting was as follows:

Ayes: Dambroski, Oakley, Pindell, Smith, Sus, Vittum, Barden

Nays: None

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote.

11. Adjournment

Minutes:

TRUSTEE DAMBROSKI MOVED, TRUSTEE VITTUM SECONDED to adjourn the meeting. The meeting was adjourned at 10:43 pm. Voting was as follows:

Ayes: Oakley, Pindell, Smith, Sus, Vittum, Barden, Dambroski

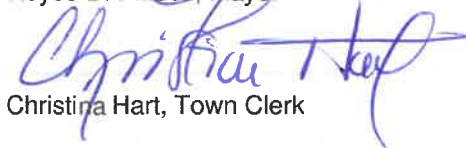
Nays: None

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote.

Minutes Approved:



Royce D. Pindell, Mayor



Christina Hart, Town Clerk



Individuals with disabilities who need auxiliary aids in attending the meeting may request assistance by contacting the Town Hall at 207 Muegge Way, Bennett, CO 80102-7806, (303) 644-3249. Please give notice at least 48 hours in advance of the meeting to allow for enough time in making the necessary arrangements.

Contact: Christina Hart (chart@bennett.co.us 1303-644-3249 X1001) | Minutes published on 01/18/2023, adopted on 01/24/2023