



# Town Board of Trustees

## Minutes

Tuesday, March 28, 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

#### **Minutes:**

#### **Present:**

Royce D. Pindell, Mayor

Whitney Oakley, Mayor Pro Tem

Kevin Barden, Trustee

Steve Dambroski, Trustee

Denice Smith, Trustee

Donna Sus, Trustee - *excused*

Larry Vittum, Trustee

#### **Staff Present:**

Trish Stiles, Town Manager

Denise Taylor, Assistant to the Town Manager

Alison Belcher, Communications and IT Director

Adam Meis, IT and Communications Manager

Danette Ruvalcaba, Town Treasurer and Director of Finance

Ricky Martinez, Utilities Director

Robin Price, Public Works Director

Chad Bunger, Community and Economic Development Director

Greg Thompson, Planning Manager

Dan Giroux, Town Engineer

Peter Kozinski, Town Traffic Consultant

Melinda Culley, Town Attorney

Christina Hart, Town Clerk

#### **Public Present:**

Kathy Smiley  
John Vitella  
James Marshall  
Jalee Kitzman  
Diane Moler  
Pat Siegman  
Kameron Gow  
Shane Gow  
Bonnie Gow  
Sissy Millholland  
Kristal Millholland  
Makena Osborne

**a. Roll Call**

**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:**

**TRUSTEE VITNUM MOVED, TRUSTEE DAMBROSKI SECONDED** to approve the agenda as presented. The voting was as follows:

Ayes: Dambroski, Oakley, Pindell, Smith, Vitnum, Barden

Nays: None

Excused: Sus

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 VITNUM SECONDED** to approve the consent agenda as presented. The voting was as follows:

Ayes: Oakley, Pindell, Smith, Vitnum, Barden, Dambroski

Nays: None

Excused: Sus

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote. **1. Action:** Approval of March 14, 2023, Regular Meeting Minutes **2. Action:** Approval of Resolution No. 960-23 - A Resolution Approving Documents Necessary for the Town's Participation in Pending Settlements Pursuant to the Colorado Opioids Settlement Memorandum of Understanding **3. Action:** Approval of Resolution No. 961-23 - A Resolution Supporting the Grant Application for the Energy and Mineral Impact Assistance Program Application From the Department of Local Affairs for the Town of Bennett Energy Efficient Remodel of the Old Public Works Facility **4. Action:** Approval of Resolution No. 962-23 - A Resolution Supporting the Grant Application for the Energy and Mineral

Impact Assistance Program Application From the Department of Local Affairs for the Town of Bennett Well 14 Water Campus **5. Action:** Approval of Resolution 963-23 - A Resolution Supporting the Grant Application to Arapahoe County Open Space for Phase III Improvements of Future Park **6. Action:** Approval of Resolution 964-23 - A Resolution Supporting the Grant Application for the Rural Economic Development Initiative Program Application From the Department of Local Affairs for the Discovery Time Kids Early Learning Center Building Improvements **7. Action:** Approval of Resolution 965-23 - A Resolution Adopting the Town of Bennett Debt Management Policy

#### **PUBLIC COMMENTS NO ON THE AGENDA**

There were no public comments presented.

**a. March 14, 2023 - Regular Meeting Minutes**

**b. Resolution No. 960-23 - A Resolution Approving Documents Necessary for the Town's Participation in Pending Settlements Pursuant to the Colorado Opioids Settlement Memorandum of Understanding**

**c. Energy and Mineral Impact Assistance Fund Grant Program Application**

**d. Arapahoe County Open Space Program Application**

Resolution No. 963-23 - A Resolution Supporting the Grant Application to Arapahoe County Open Space for Phase III Improvements of Future Park

**e. Rural Economic Development Initiative Grant Program Application**

Resolution No. 964-23 - A Resolution Supporting the Grant Application for the Rural Economic Development Initiative Program Application From the Department of Local Affairs for the Discovery Time Kids Early Learning Center Building Improvements

**f. Town of Bennett Debt Management Policy**

Resolution No. 965-23 - A Resolution Adopting the Town of Bennett Debt Management Policy

#### **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. Adams County Mayor and Commissioners Youth Award Nominees**

Denise Taylor, Assistant to the Town Manager

**Minutes:**

Denise Taylor, Assistant to the Town Manager, presented the Adams County Mayor and Commissioners Youth Award Nominees to the Board of Trustees. Bennett School District

27J nominated six students from the Bennett Middle School and Bennett High School this year.

No action was taken.

**b. Amended and Restated Sales and Use Tax Sharing Agreement**

Resolution No. 966-23 - A Resolution Approving an Amended and Restated Sales and Use Tax Sharing Agreement

**Minutes:**

Trish Stiles, Town Manager, presented the request for an Amended and Restated Sales and Use Tax Sharing Agreement between the Town of Bennett and Muegge Farms Metropolitan District No. 2. to the Board.

**TRUSTEE VITTUM MOVED, TRUSTEE DAMBROSKI SECONDED** to approve Resolution No. 966-23 - A Resolution Approving an Amended and Restated Sales and Use Tax Sharing Agreement to include the authorization of a pre-payment of \$75,000. The voting was as follows:

Ayes: Pindell, Vittum, Barden, Dambroski

Nays: Smith, Oakley

Excused: Sus

Royce D. Pindell, Mayor, declared the motion passed 4 to 2.

**c. RFP 23-002 - Highway 79 and I-70 Interchange and Ramp Improvements**

**Minutes:**

Daymon Johnson, Capital Projects Director, presented RFP 23-0022 - Highway 79 and I-70 Interchange and Ramp Improvements to the Board. Staff recommended a construction contract with Morton Electric, Inc.

**MAYOR PRO TEM OAKLEY MOVED, TRUSTEE VITTUM SECONDED** to authorize the Mayor and the Town of Bennett to enter into a standard Town contract agreement with Morton Electric, Inc. in an amount not to exceed \$2,683, 358.10 for the construction of the Highway 79 and I-70 Interchange and Ramp Improvements project. The voting was as follows:

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

Nays: None

Excused: Sus

Royce D. Pindell, Mayor, declared the motion passed unanimously.

**d. RFQ 23-001 - On-Call Trade Services**

**Minutes:**

Robin Price, Public Works Director, presented RFQ 23-001 - On-Call Trade Services with a recommendation of 16 qualified construction trade services contractors to the Board.

**TRUSTEE BARDEN MOVED, MAYOR PRO TEM OAKLEY SECONDED** to authorize the Mayor and the Town Bennett to enter into a standard Town contract agreement for on-call construction trade services with A to Z Recreation, LLC, Aardvark Excavating, LLC, Alpine Civil Construction, Inc., Alpine Roofing, LTD, BrightView Landscaping Services, Inc., Dan's Custom Construction, Inc., Denver Best Concrete, LLC, Elite Plumbing, LLC, Kuhn Construction, Inc., Petre Electric, Inc., Southwestern Painting, SSL Choice, LLC, Just Be

You, Inc. DBA Star Playgrounds, Stone Construction, Inc., Elite Industries, and Weifield Group Contracting. The voting was as follows:

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

Nays: None

Excused: Sus

Royce D. Pindell, Mayor, declared the motion passed unanimously.

#### **e. Kiowa Bennett Road Improvements**

##### **Minutes:**

Robin Price, Public Works Director, presented Kiowa Bennett Road improvements to the Board. Staff recommended waiving the bid process and entering into Town contracts with Vance Brothers, Inc., and Chavez Construction, Inc.

**MAYOR PRO TEM OAKLEY MOVED, TRUSTEE BARDEN SECONDED** to authorize Town Staff a waiver of the request for bid process for the transverse crack repairs, 6" patching and crack seal with a 3/8 chip seal, and enter into a standard Town contract agreement with Vance Brothers, Inc. in an amount not to exceed \$267,636.00. As well as waiving the request for bid process for 3' asphalt shouldering and entering into a standard Town contract agreement with Chavez Construction, Inc. in an amount not to exceed \$183,560.00. The voting was as follows:

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

Nays: None

Excused: Sus

Royce D. Pindell, Mayor, declared the motion passed unanimously.

#### **7. Town Manager Report**

##### **Minutes:**

- DOLA has approved an Administration Grant for a preliminary Bennett Town Center master plan design.
- Antelope Hills residents recently met regarding the conditions of Kiowa Bennett Road. Steve Hebert, Town Planning Manager, attended the meeting.
- Anthony (Tony) Meneghetti, CDOT Resident Engineer for Region 1 North Program is transferring to Region 4.
- Town Staff will be meeting quarterly with Arapahoe County and Adams County Health Departments.
- Lynette White has agreed to assist and volunteer for History Time at the Muegge House.
- Town Staff will be meeting quarterly with Arapahoe County and Adams County Health Departments.
- Shout-out Anythink Library. Ms. Stiles was overjoyed to participate and read stories to the children.
- Attended the Lost Creek Ground Water meeting with Gina Burke, Town Hydrologist.
- Attended the Arapahoe County breakfast on May 24th.
- Attended the Arapahoe County Legislative lunch with Mayor Pindell. Discussion included SB213. Shout-out to Arapahoe County Commissioners for their support of the municipalities.

- Arapahoe County Town Hall meeting scheduled March 30th.

## 8. Trustee Comments and Committee Reports

Mayor and Trustees

### Minutes:

#### **Whitney Oakley, Mayor Pro Tem, reported on the following:**

- SB23-213 aims to remove the control of local governments to best grow their communities, therefore allowing the State of Colorado to control the terms of the growth. Reach out to your representatives and oppose the bill.

#### **Kevin Barden, Trustee, reported on the following:**

- Expressed his gratitude to Ms. Stiles, Town Manager, for opening the discussion with Bennett School District 29J for consideration of renaming the Field of Dreams.

#### **Larry Vittum, Trustee, reported on the following:**

- SB23-213 would discourage single-family dwellings and increase dense housing developments, therefore lessening commute time.
- Was unable to attend the March 15th DRCOG in-person meeting.

#### **Royce Pindell, Mayor, reported on the following:**

- Urging everyone to contact your local representatives Senator Dominick Moreno and Representative Rod Bockenfeld and oppose SB23-213.
- Thanked Staff for their hard work and commitment.

## 9. Adjournment

### Minutes:

**MAYOR PRO TEM OAKLEY MOVED, TRUSTEE SMITH SECONDED** to adjourn the meeting.

The meeting was adjourned at 9:16 pm. Voting was as follows:


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

Nays: None

Excused: Sus

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 receive 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 04/05/2023, adopted on 04/11/2023