



Town Board of Trustees

Minutes

Tuesday, April 11, 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
Whitney Oakley, Mayor Pro Tem
Kevin Barden, Trustee
Steve Dambroski, Trustee
Denice Smith, Trustee
Donna Sus, Trustee
Larry Vittum, Trustee

Staff Present:

Trish Stiles, Town Manager
Alison Belcher, Communications and IT Director
Adam Meis, IT and Communications Manager
Ricky Martinez, Utilities Director
Robin Price, Public Works Director
Chad Bunger, Community and Economic Development Director
Greg Thompson, Planning Manager
Dan Giroux, Town Engineer
Savannah Vickery, Community Development Manager
Sarah Shepherd, Public Works Office Coordinator
Mike Heugh, Traffic Engineer
Melinda Culley, Town Attorney
Christina Hart, Town Clerk

Public Present:

Kathy Smiley
Pat Siegman
Chris McGranahan
Joe Stemo
Irma Ronquillo
Bud Glover
Michael Blumenthal
Karen Henry
Mason Oakley
John Vitella
Harvey Deutsch

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:

Royce D. Pindell, Mayor, recommended amending the agenda that Item No. 8 Subitem a. CASA Childhood Abuse and Awareness be presented after Item No. 7 Subitem a. Case No. 21-08 - Ordinance 768-23 - Bennett Ranch C to R-3.

TRUSTEE VITTUM MOVED, MAYOR PRO TEM OAKLEY SECONDED to approve the agenda as amended. 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 March 28, 2023, Regular Meeting Minutes **2. Action:** Approval of Resolution No. 967-23 - A Resolution Approving an Assignment to the Subdivision Agreement for Brunner Subdivision Filing No. 1

PUBLIC COMMENTS NOT ON THE AGENDA

Bud Glover, 420 Pinehurst Court, commented on the state of the Kiowa Bennett Road and requested an Antelope Hills water quality report.

Irma Ronquillo, 440 2nd Street, commented about recycling opportunities and asked about who's responsibility is alley clean-up behind her home.

a. March 28, 2023 - Regular Meeting Minutes

b. Assignment of Subdivision Agreement for Brunner Subdivision Filing No. 1

Resolution No. 967-23 - A Resolution Approving an Assignment to the Subdivision Agreement for Brunner Subdivision Filing No. 1

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. Renaming The Field of Dreams

Resolution No. 968-23 - A Resolution Renaming The Field of Dreams The Joe Stemo Ballfield

Minutes:

TRUSTEE BARDEN MOVED, TRUSTEE SUS SECONDED to approve Resolution No. 968-23 - A Resolution Renaming The Field of Dreams The Joe Stemo Ballfield. 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,

Royce D. Pindell, Mayor called for a recess at 8:17 p.m.

The meeting resumed at 8:25 p.m.

7. Public Hearing

a. Case No. 21.08 - Ordinance No. 768-23 - Bennett Ranch C to R-3 Rezoning

Ordinance No. 768-23 - An Ordinance Approving a Rezoning of a Portion of the Bennett Ranch Commercial Property

Minutes:

Royce D. Pindell, Mayor, opened the public hearing for Case No. 21.08 - A request to rezone 6.84 acres from C - General Commercial District to R-3 - High-Density Residential District.

The public hearing was opened at 7:19 p.m.

Christina Hart, Town Clerk, stated that in accordance with the Colorado State Statute, a notice of the public hearing was properly posted and published in the Eastern Colorado News on March 10 and March 24, 2023. Legal #2791.

Steve Hebert, Planning Manager, presented Case No. 21.08 - ordinance no. 768-23 - Bennett Ranch C to R-3 rezoning to the Board.

PUBLIC COMMENTS

Irma Ronquillo, 440 2nd Street, Bennett, CO, commented on the many homes being built in Bennett and the increase in local traffic. Additionally, Ms. Ronquillo asked what types of activities are planned for local kids.

The public hearing was closed at 8:06 p.m.

MAYOR PRO TEM OAKLEY MOVED, TRUSTEE SUS SECONDED to approve Ordinance No. 768-23 - An ordinance approving a rezoning of a portion of the Bennett Ranch Commercial Property. The voting was as follows:

Ayes: Sus, Barden, Dambroski, Oakley, Pindell

Nays: Smith, Vittum

Royce D. Pindell, Mayor, declared the motion passed 5 to 2.

b. Case No. PZ 2022-0016 Muegge Farms Filing No. 7 Final Plat

Resolution No. 969-23 - A Resolution Approving a Final Plat for Muegge Farms Filing No. 7

Minutes:

Royce D. Pindell, Mayor, opened the public hearing for Case No. PZ 2022-0016 - Muegge Farms Filing No. 7 Final Plat.

The public hearing was opened at 8:30 p.m.

Christina Hart, Town Clerk, stated that in accordance with the Colorado State Statute, a notice of the public hearing was properly posted and published in the Eastern Colorado News on March 10, 2023. Legal #2792.

Steve Hebert, Planning Manager, presented Case No. PZ 2022-0016 Muegge Farms Filing No. 7 Final Plat to the Board.

PUBLIC COMMENTS

There were no public comments presented.

The public hearing was closed at 9:03 p.m.

TRUSTEE VITTUM MOVED, TRUSTEE SUS SECONDED to approve Resolution No. 969-23 - A resolution approving a Final Plat for Muegge Farms Filing No. 7. 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.

8. Action/Discussion Items

a. CASA Childhood Abuse and Awareness Proclamation

Minutes:

Royce D. Pindell, Mayor welcomed Lindsay Salas, CASA Chief Executive Officer, representing on behalf of CASA and Childhood Abuse Awareness Month.

Ms. Salas thanked the Board for recognizing an important month. The recognition brings awareness to the community about strengthening families.

Royce D. Pindell, Mayor, recited the CASA Childhood Abuse and Awareness Proclamation.

b. Custer Street Utility Bypass Construction

Minutes:

Ricky Martinez, Utility Director, presented the Custer Street Utility Bypass Project to the Board.

MAYOR PRO TEM OAKLEY MOVED, TRUSTEE BARDEN SECONDED to authorize Town Staff a waiver of the request for bid process for the additional scope of the Custer Water Line Extension and authorize the Mayor and Town of Bennett to execute a standard Town contract agreement for the Custer Street Utility Bypass Project with Dan's Custom Construction, Inc., for \$1,851,900. 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,

c. Resolution in Opposition of Senate Bill 23-213

Resolution No. 970-23 - A Resolution of the Town of Bennett in Opposition to Statewide Land Use and Zoning Preemptions in Senate Bill 23-213

Minutes:

TRUSTEE BARDEN MOVED, TRUSTEE VITTUM SECONDED to approve Resolution No. 970-23 - A resolution of the Town of Bennett in opposition to Statewide Land Use and Zoning. The 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,

9. Town Manager Report

Minutes:

- The water hearing determination variance has been pushed back to November. A "friendly" objection was filed to the Paintbrush Hills variance.
- Staff worked with the Sheriff's Office and Colorado State Patrol to gather data on Kiowa Bennett

Road regarding traffic and weight volume and address Overweight Vehicles operating without a permit.

- Kiowa Bennett Road improvements are slated to begin on April 17th. Arapahoe County will assist with the cost of restriping from the Roadback Share fund.
- Two seats are available on the Sales Tax Oversight Committee. Three applications have been received. Trustee Sus and Mayor Pro Tem Oakley will assist with the interviews.
- Peter Kozinski will be attending the Small Communities Forum on May 4th to further discuss the bridge over I-70. Peter shared additional resources for funding with Town staff.
- April 25th - Study Session canceled. The NOMCOM ribbon cutting will take place on April 25th at 5:45 p.m.
- July 21st - State of the Town

10. Trustee Comments and Committee Reports

Mayor and Trustees

Minutes:

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

- Adams County Sheriff is hosting a community meeting at Anythink Library on April 13th at 6:30 p.m.

Kevin Barden, Trustee, reported on the following:

- Expressed his gratitude to Town staff for drafting the resolution for the Joe Stemo Ballfield.

Donna Sus, Trustee, reported on the following:

- The I-70 Community Facebook group meets at 6:30 p.m. on the first Tuesday of the month at May Farms. She has plans to attend the May 3rd meeting as a representative of the Town of Bennett.

Larry Vittum, Trustee, reported on the following:

- Attended DRCOG on April 5th.

11. Adjournment

Minutes:

TRUSTEE DAMBROSKI MOVED, TRUSTEE VITTUM SECONDED to adjourn the meeting. The meeting was adjourned at 10:00 p.m. 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.

Minutes Approved:

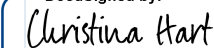
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Royce D. Pindell, Mayor

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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 04/19/2023, adopted on 04/25/2023