



Town Board of Trustees

Minutes

Tuesday, April 25, 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 - *excused*
Steve Dambroski, Trustee
Denice Smith, Trustee
Donna Sus, Trustee
Larry Vittum, Trustee

Staff Present:

Trish Stiles, Town Manager
Alison Belcher, Communications and IT Director
Steve Hebert, Planning Manager
Chad Bunger, Community and Economic Development Director
Mike Heugh, Traffic Engineer
Dan Giroux, Town Engineer
Melinda Culley, Town Attorney
Christina Hart, Town Clerk

Public Present:

Kathy Smiley
Chris McGranahan
Mason Oakley
Kirk Mogie

John Vitella
Diane Moler

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

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

Nays: None

Excused: Barden

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

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

Nays: None

Excused: Barden

Royce D. Pindell, Mayor, declared the motion carried by unanimous vote. **1. Action:** Approval of April 11, 2023, Regular Meeting Minutes

PUBLIC COMMENTS NOT ON THE AGENDA

There were no public comments presented.

a. April 11, 2023 - Regular Meeting Minutes

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. Public Hearing

a. Case No. PZ 2022-0015 Muegge Farms Filing No. 7 Final Development Plan

Resolution No. 971-23 - A Resolution Approving the Muegge Farms Filing No. 7 Final Development Plan

Minutes:

Royce D. Pindell, Mayor, opened the public hearing for Case No. PZ 2022-0015 - Muegge Farms Filing No. 7 Final Development Plan.

The public hearing was opened at 7:06 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 April 7, 2023. Legal #2895

Steve Hebert, Planning Manager, presented Case No. PZ 2022-0015 Muegge Farms Filing No. 7 Final Development Plan to the Board.

PUBLIC COMMENTS

Diane Moler, 595 Grant Street, Bennett, Colorado 80102, asked questions about additional parks, open space and soccer fields as Bennett continues to see growth.

The public hearing was closed at 7:28 p.m.

TRUSTEE DAMBROSKI OVED, MAYOR PRO TEM OAKLEY SECONDED to approve Resolution No. 971-23 - A resolution approving the Muegge Farms Filing No. 7 Final Development Plan. The voting was as follows:

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

Nays: None

Excused: Barden

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

Royce D. Pindell, Mayor, called for a recess at 7:33 p.m. The meeting resumed at 7:36 p.m.

7. Action/Discussion Items

a. The Shops at Bennett Subdivision - Subdivision Agreement, Amendment No. 1

Resolution No. 972-23 - A Resolution Approving a Subdivision Agreement for The Shops at Bennett Subdivision, Amendment No. 1

Minutes:

Dan Giroux, Town Engineer, presented The Shops at Bennett Subdivision - Subdivision Agreement, Amendment No. 1 to the Board.

TRUSTEE VITTUM MOVED, MOTION NOT SECONDED to approve Resolution No. 972-23 - A resolution approving a Subdivision Agreement for The Shops at Bennett Subdivision, Amendment No. 1.

Royce D. Pindell, Mayor, declared the motion fails.

TRUSTEE SUS MOVED, TRUSTEE SMITH SECONDED to table the item for further discussion until the May 9, 2023 board meeting. The voting was as follows:

Ayes: Smith, Sus, Vittum, Dambroski, Oakley

Nays: Pindell

Excused: Barden

Royce D. Pindell, Mayor, declared the motion carried 5 to 1.

b. Emergency Ordinance Amending Chapter 10 of the Bennett Municipal Code Concerning the Possession, Sale and Consumption of Tobacco and Nicotine Products and Marijuana by Minors

Ordinance No. 769-23 - An Emergency Ordinance Amending Chapter 10 of the Bennett Municipal Code Concerning the Possession, Sale and Consumption of Tobacco and Nicotine Products and Marijuana by Minors

Minutes:

Trish Stiles, Town Manager, presented the proposed Emergency Ordinance amending Chapter 10 of the Bennett Municipal Code concerning the possession, sale and consumption of tobacco and nicotine products and marijuana by minors to the Board.

TRUSTEE SMITH MOVED, TRUSTEE DAMBROSKI SECONDED to approve Ordinance No. 769-23 - An emergency ordinance amending Chapter 10 of the Bennett Municipal Code concerning the possession, sale and consumption of tobacco and nicotine products and marijuana by minors.

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

Nays: None

Excused: Barden

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

8. Town Manager Report

Minutes:

- An final development plan was submitted by Intermountain Medical within the Bennett Crossing commercial development.
- Staff pulled the second DOLA grant request for the Town's water campus. Additional time for the engineering of the water campus is required. Staff will submit the application during the first grant round in August 2023.
- Many thanks to Lance Grothe for his annual tree donation. Trees now line both sides of the Brothers Four path.
- Summer Board retreat scheduled for Friday, July 14, 2023, from 8:00 a.m. - 2:00 p.m. Location to be determined.

9. Trustee Comments and Committee Reports

Mayor and Trustees

Minutes:

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

- Attended the monthly I-70 Corridor Chamber of Commerce Lunch and Learn.
- Shout out to Sarah Shepherd. Mayor Pro Tem Oakley received comments from a resident who

expressed how helpful Sarah was to assist that resident.

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

- Spent some time in San Diego.
- Ms. Stiles and me met with Senator Moreno's Chief of Staff. Discussions surrounded the Town's concerns about SB123 and SB213.
- Attended the Adams County Mayors and Commission Youth Awards with Ms. Stiles.

Larry Vittum, Trustee, reported on the following:

- Attended DRCOG on April 19th.
- Attended Arapahoe County Open Space on April 24th.

10. Adjournment

Minutes:

TRUSTEE VITTUM MOVED, TRUSTEE SMITH SECONDED to adjourn the meeting. The meeting was adjourned at 9:01 p.m. Voting was as follows:


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

Nays: None


Excused: Barden

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

Minutes Approved:

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Royce D. Pindell, Mayor

DocuSigned by:

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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.