



Town Board of Trustees

Minutes

Tuesday, September 12, 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 - *excused*
Whitney Oakley, Mayor Pro Tem
Kevin Barden, Trustee
Steve Dambroski, Trustee - *excused*
Denice Smith, Trustee - *excused*
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
Danette Ruvalcaba, Finance Director
Dan Giroux, Town Engineer
Steve Hebert, Planning Manager
Mike Heugh, Traffic Engineer
Scotty Krob, Town Attorney
Melinda Culley, Town Attorney
Christina Hart, Town Clerk

Public Present:

Mason Oakley

John vitella
Diane Moler
Michelle Gayeski

a. Roll Call

3. Pledge of Allegiance

Royce D. Pindell, Mayor

Minutes:

The Pledge of Allegiance was led by Whitney Oakley, Mayor Pro Tem.

4. Approval of Agenda

Royce D. Pindell, Mayor

Minutes:

TRUSTEE VITTUM MOVED, TRUSTEE SUS SECONDED to approve the agenda as presented.

The voting was as follows:

Ayes: Oakley, Sus, Vittum, Barden

Nays: None

Excused: Dambroski, Pindell, Sus

Whitney Oakley, Mayor Pro Tem, declared the motion carried by unanimous vote.

5. Consent Agenda

Royce D. Pindell, Mayor

Minutes:

TRUSTEE VITTUM MOVED, TRUSTEE SUS SECONDED to approve the consent agenda as presented. The voting was as follows:

Ayes: Sus, Vittum, Barden, Oakley

Nays: None

Excused: Dambroski, Pindell, Smith

Whitney Oakley, Mayor Pro Tem, declared the motion carried by unanimous vote. **1. Action:**

Approval of August 22, 2023, Regular Meeting Minutes **2. Action:** Approval of the August 29,

2023, Special Meeting Minutes **3. Action:** Approval of Resolution No. 986-23

PUBLIC COMMENTS NOT ON THE AGENDA

No public comments were presented.

a. August 22, 2023 - Regular Meeting Minutes

b. August 29, 2023 - Special Meeting Minutes

c. ClearGov Software Contract

Resolution No. 986-23 - A Resolution Approving Software-As-A-Service and Subscription Service Agreements

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. Agreement for Professional Services Krob Law Office, LLC

Minutes:

Trish Stiles, Town Manager, presented an agreement between Krob Law Office, LLC and the Town of Bennett for Town Attorney professional services.

TRUSTEE BARDEN MOVED, TRUSTEE VITTUM SECONDED to authorize the Mayor and the Town of Bennett to enter into a standard Town contract agreement with Krob Law Office, LLC for the term of September 5, 2023 through September 4, 2024. The voting was as follows:

Ayes: Vittum, Barden, Oakley, Sus

Nays: None

Excused: Dambroski, Pindell, Smith

Whitney Oakley, Mayor Pro Tem, declared the motion passed unanimously.

b. Oath of Office - Scotty Krob, Krob Law Office, LLC

Minutes:

Christina Hart, Town Clerk, administered the Oath of Office to Town Attorney, Scotty Krob.

c. Pearl Street Cost Sharing and Reimbursement Agreement

Resolution No. 984-23 - A Resolution Approving the Pearl Street Cost Sharing and Reimbursement Agreement

Minutes:

Rachel Summers, Deputy Town Manager, presented a cost sharing and reimbursement agreement for Pearl Street in Bennett Crossing to the Board. There was discussion amongst the Trustees.

TRUSTEE BARDEN MOVED, TRUSTEE SUS SECONDED to approve Resolution No. 984-23 - A resolution approving the Pearl Street Cost Sharing and Reimbursement Agreement. The voting was as follows:

Ayes: Barden, Oakley, Sus, Vittum

Nays: None

Excused: Dambroski, Pindell, Smith

Whitney Oakley, Mayor Pro Tem, declared the motion passed unanimously.

d. Muegge Farms Filing No. 7 Subdivision Agreement

Resolution No. 985-23 - A Resolution Approving a Subdivision Agreement for Muegge Farms Filing No. 7

Minutes:

Dan Giroux, Town Engineer, presented the Muegge Farms Filing No. 7 Subdivision Agreement to the Board. The Board discussed the agreement.

TRUSTEE VITTUM MOVED, TRUSTEE SUS SECONDED to approve Resolution No. 985-23 - A resolution approving a Subdivision Agreement for Muegge Farms Filing No. 7. The voting was as follows:

Ayes: Oakley, Sus, Vittum, Barden

Nays: None

Excused: Dambroski, Pindell, Smith

Whitney Oakley, Mayor Pro Tem, declared the motion passed unanimously.

7. Town Manager Report

Minutes:

- Thank you to Staff, sponsors and partners for making Bennett Days the best yet.
- September 4, 2023 - The top lift of the eastbound ramp project will occur between the hours of 9 a.m. to 3 p.m.
- Thank you to Dan Giroux and Terramax for sponsoring a staff outing at the Rockies game on September 13, 2023. Town Hall will close at 1:00 p.m. and reopen at 7:00 a.m. on September 14th.
- Discussions are underway regarding Morgan Way and Hwy 79 at the Bennett Ranch Development.
- The monthly CDOT discussions included the bridge design.
- September 8, 2023 - Arapahoe County Mayors and Managers meeting scheduled.
- Ms. Stiles has been reappointed to the DOLA Impact Committee. The Executive Director of DOLA has resigned.

8. Trustee Comments and Committee Reports

Mayor and Trustees

Minutes:

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

- Thanked Staff for organizing a successful Bennett Days.
- Thanked the first responders for their swift response regarding the Trupp Park incident.
- Thanked the Bennett School District 29J and the Adams County Sheriff's Office for hosting the community meeting.

Kevin Barden, Trustee, reported on the following:

- Shout out to Town staff for executing a successful Bennett Days event.

Whitney Oakley, Mayor Pro Tem, called for a recess at 7:33 p.m.

The meeting resumed at 7:38 p.m.

9. Executive Session

a. To discuss personnel matters; Personnel matters does not include discussion of other council members or appointment of elected or appointed officials or the City's personnel policies under C.R.S. Section 24-6-402(4)(f); Personnel - Town Manager Personnel Determination

Minutes:

TRUSTEE SUS MOVED, TRUSTEE BARDEN SECONDED to go into executive session for the purpose to discuss personnel matters; Personnel matters does not include discussion of other council members or appointment of elected or appointed officials or the City's personnel policies under C.R.S. Section 24-6-402(4)(f); Personnel - Town Manager Personnel Determination. Voting was as follows:

Ayes: Sus, Vittum, Barden, Oakley

Nays: None

Excused: Dambroski, Pindell, Smith

Whitney Oakley Mayor Pro Tem, declared the motion carried by unanimous vote.

The Board went into executive session at 7:40 pm.

b. Return to Open Meeting

Minutes:

The Board came out of the executive session at 8:03 pm.

Whitney Oakley, Mayor Pro Tem, announced that the Board has been in executive session and the following persons participated: Trustee Barden, Trustee Vittum, Trish Stiles, Trustee Sus, Mayor Pro Tem Oakley and Scotty Krob. Whitney Oakley, Mayor Pro Tem, 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.

There were no concerns presented.

c. Report from Executive Session

Minutes:

Scotty Krob, Town Attorney, reported the executive session is protected by attorney / client privilege.

10. Adjournment

Minutes:

TRUSTEE VITNUM MOVED, TRUSTEE BARDEN SECONDED to adjourn the meeting. The meeting was adjourned at 8:05 p.m. Voting was as follows:

Ayes: Vittum, Barden, Oakley, Sus

Nays: None

Excused: Dambroski, Pindell, Smith

Whitney Oakley, Mayor Pro Tem, declared the motion carried by unanimous vote.

Minutes Approved:

DocuSigned by:

Whitney Oakley

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Whitney Oakley, Mayor Pro Tem

DocuSigned by:

Christina Hart

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Christina Hart, CMC / 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 09/20/2023, adopted on 09/26/2023