

TOWN OF BENNETT, COLORADO
BOARD OF TRUSTEES
Regular Meeting
October 23, 2018

1. CALL TO ORDER

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, October 23, 2018 at the Bennett Town Hall, 207 Muegge Way, Bennett, Colorado. Mayor Royce Pindell called the meeting to order at 7:05 p.m. The following persons were present upon the call of the roll:

Mayor: Royce Pindell

Trustees Present: Darvin Harrell
Neal Mancuso
Charles Bayley
Rich Pulliam
Larry Vittum
Phyllis Webb - *excused*

Staff Present: Trish Stiles, *Town Administrator*
Rachel Summers, *Deputy Town Administrator*
Taeler Houlberg – *Special Projects Coordinator*
Melinda Culley – *Light & Kelly P.C. – Town Attorney*

Public Present: Steven Vetter, Wayne Clark

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Royce Pindell.

3. APPROVAL OF AGENDA

MAYOR PRO TEM PULLIAM MOVED, TRUSTEE MANCUSO SECONDED to approve the agenda. The Mayor declared the motion carried by unanimous vote.

4. CONSENT AGENDA

MAYOR PRO TEM PULLIAM MOVED, TRUSTEE VITTUM SECONDED to approve the consent agenda. The Mayor declared the motion carried by unanimous vote.

A. Approval of Minutes

1. Action: Approval of October 9, 2018 Regular Meeting Minutes
2. Action: Approval of Resolution No. 732-18 A Resolution In Support Of November 2018 Election Question –
Vote Yes On Ballot Issue 6A

YES: Bayley, Harrell, Bayley, Pindell, Pulliam, Vittum

NO: None

EXCUSED: Webb

5. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

There were no public comments on items not on the agenda presented.

6. REGULAR BUSINESS

A. Action/Discussion

1. Subdivision Agreement – Central Industrial Park Amendment One

Rachel Summers, Deputy Town Administrator, provided the Trustees a background of approval for the Central Industrial Park Amendment One, from the Planning & Zoning Commissioners, on May 22, 2018. Conditions of approval for the Subdivision Agreement are:

- The agreement provides improvements the Subdivider must construct or pay cash in lieu portion, of Darco Drive improvements, to the Town of Bennett for said improvements, to Darco Drive (exhibit B), per the town standards. The Town of Bennett reserves the right to withhold building permits and approval of site plans till such improvements or cash in lieu is paid.
- The land owner must satisfy the public land dedication requirements per the SA.
- Water services & Sewer Lines: Must be provided prior to the issuance of building permits for any structure on the property. (1)The Subdivider shall design, construct and install water main improvements at its sole expense or (2) the Subdivider may elect to pay the Town to design, construct and install improvements. If Subdivider elects option #2, Subdivider must pay cash in lieu to the Town of Bennett, within 45 days of written notice from the Town of its intent to commence the design of the improvements and the Town shall, to the extent reasonable possible, commence construction of the water main improvements within six (6) months from the date of the notice of intent.

Resolution No. 721-18 – A Resolution Approving A Subdivision Agreement For Central Industrial Park Amendment One

TRUSTEE MANCUSO MOVED, MAYOR PRO TEM PULLIAM SECONDED to Approve Resolution No. 718-18, A Resolution Approving A Subdivision Agreement For Central Industrial Park Amendment One as presented in hard copy at the October 23, 2018 Board meeting. Voting was as follows;

YES: Bayley, Harrell, Bayley, Pindell, Pulliam, Vittum, Mancuso
NO: None
EXCUSED: Webb

The Mayor declared the motion carried by unanimous vote.

2. Light Kelly, P.C. – Fees for Legal Services for Town of Bennett

Trish Stiles, Town Administrator, shared with the Town Board that Light Kelly, P.C. is now Kelly Municipal Lawyers, P.C. A new fee schedule for the 2019 contract proposal was presented to the Trustees. If approved by the board, the proposal would be adopted for the 2019 budget planning.

Melinda Culley, Kelly Municipal Lawyers, P.C., summarized the firm's 2019 proposal to increase fees. A \$10 per hour increase for an associate and \$15 per hour increase for senior associate. The firms fees were last increased in 2017. An updated contract would be provided to reflect the name change. Sam Light is now working with CIRSA, but is always a phone call away. Two new attorneys have joined the firm; 1. Diane Criswell – Senior Associate 2. Audrey Johnson – Associate. Ms. Culley provided a summary of the terms of the proposed contract.

MAYOR PRO TEM PULLIAM MOVED, TRUSTEE MANCUSO SECONDED to Approve the contract with Kelly Municipal Lawyers, P.C. as the Town Attorney. Voting was as follows;

YES: Pulliam, Vittum, Bayley, Harrell, Mancuso, Pindell
NO: None
EXCUSED: Webb

The Mayor declared the motion carried by unanimous vote.

7. **TOWN STAFF REPORTS**

Town Administrator

Trish Stiles, Town Administrator, provided the following report;

- Bennett Arts Council; Eligible for the arts & cultural funding thru SCFD (Scientific and Cultural Facilities District) after 5 years of being established. Great opportunities for community outreach and partnerships.
- Student Art Show in Town Hall October 25th at 6:30.
- First Annual Trunk or Treat October 31 4:30 – 6:30.

Town Attorney

Melinda Culley, Town Attorney, reported of a possible update at the next meeting, regarding the executive session.

Court Clerk

Christina Hart, Court Clerk, reported the Bennett Municipal Court is seeing slight improvement with issued summons'. The Bennett Municipal Court, Adams and Arapahoe County Sheriff Offices, Judge Day, Judge Ausmus and Joe Lico continue to work on improved communications.

Town Clerk

Christina Hart, Town Clerk Pro Tem, report on the following:

- Lynette White will return October 15th
- November 10 5pm – 7pm Veteran's Day / Chili Cook Off
- November 13 - Board of Trustee/Planning & Zoning Joint Study Session @ 5:30
- December 1 8am – 11am Breakfast w/ Santa
- December 11 – final board meeting/dinner

8. **TRUSTEE COMMENTS AND COMMITTEE REPORTS**

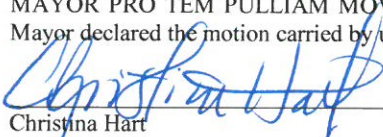
Royce Pindell

Mayor Pindell provided the following report:

- Visited the WWTF; progressing quite well
- Thanked staff for their hard work

9. **ADJOURNMENT**

MAYOR PRO TEM PULLIAM MOVED, TRUSTEE HARRELL SECONDED to adjourn the meeting. The Mayor declared the motion carried by unanimous vote. The meeting was adjourned at 7:50 p.m.


Christina Hart
Town Clerk Pro Tem
Town of Bennett


Royce D. Pindell, Mayor