

TOWN OF BENNETT, COLORADO
BOARD OF TRUSTEES
Regular Meeting
October 9, 2018

1. CALL TO ORDER

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, October 9, 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

Staff Present: Trish Stiles, *Town Administrator*
Rachel Summers, *Deputy Town Administrator*
Danette Ruvalcaba – *Finance*
Daymon Johnson, *Public Works Director*
Deb Merkle – *Community Development*
Sara Aragon – *Permit Technician*
Dan Giroux, *Town Engineer*
Melinda Culley – *Light & Kelly P.C. – Town Attorney*

Public Present: Bryce – Eastern Slope

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Royce Pindell.

3. APPROVAL OF AGENDA

TRUSTEE VITTUM MOVED, MAYOR PRO TEM PULLIUM SECONDED to move Resolution No. 728-18 Adoption of the Town of Bennett Finance Policy to regular business discussion. The Agenda was approved as amended. The Mayor declared the motion carried by unanimous vote.

4. CONSENT AGENDA

TRUSTEE MANCUSO MOVED, TRUSTEE VITTUM SECONDED to move Resolution No. 728-18 – A Resolution Adopting The Town Of Bennett Finance Policy from the Consent Agenda to regular business discussion. The Consent Agenda was approved as amended. The Mayor declared the motion carried by unanimous vote.

A. Approval of Minutes

1. Action: Approval of September 25, 2018 Regular Meeting Minutes
2. Action: Approval of Resolution No. 729-18 Approving A Resolution Approving A Grant Agreement Between The Town of Bennett And The State Department Of Local Affairs For A Public Works Facility

5. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

Bryce of Eastern Trash Disposal, Watkins, Colorado, expressed Eastern Disposal appreciated the Town of Bennett business and would like and opportunity in the future to submit a bid for trash service.

6. REGULAR BUSINESS

A. Action/Discussion

1. Artwork Dedication – Boys Scouts

Rachel Summers, Deputy Town Administrator, introduced Bennett Cub Scout Pack 30, and presented the Bennett Water Tower artwork the scouts constructed for their 2018 “This Is Home” parade float. The artwork will be displayed in the Town Hall entrance.

2. Amendment 74 Resolution To Oppose

Trish Stiles, Town Administrator, reported an abundance of emails from CML to the Town of Bennett and other Colorado Municipalities expressing their concern and opposition of proposed Amendment 74, a 2018 election ballot issue. The proposed amendment could potentially limit the capacity of municipal government, without subjecting the municipality to additional lawsuits.

CML has recommended, the municipalities potentially impacted, to produce a resolution to oppose Amendment 74. CML provided a draft resolution which many municipalities have adopted. Staff is recommending approval of Resolution 730-18 to protect the Town of Bennett from possible litigation.

Melinda Culley, Light & Kelly P.C., the Board of Trustees by the “Fair Campaign Practices Act”, is allowed to adopt a resolution to support an opposition of a ballot issue.

Resolution No. 730-18 – A Resolution Opposing “Amendment 74”, An Attempt To Amend The Colorado Constitution To Drastically Limit State And Local Government Services At A High Cost To Taxpayers

MAYOR PRO TEM PULLIAM MOVED, TRUSTEE VITTUM SECONDED to Approve Resolution No. 730-18, A Resolution Opposing “Amendment 74”, An Attempt To Amend The Colorado Constitution To Drastically Limit State And Local Government Services At A High Cost To Taxpayers. Voting was as follows;

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

NO: Mancuso

The Mayor declared the motion carried

3. A Resolution Approving An Option To Purchase Agreement

Rachel Summers, Deputy Town Administrator, presented the offer from the Owen’s Family after negotiations. Town of Bennett offer was \$200,000.00, Owens Family counter offer came back at \$220,000.00. Escrow deposit from the Town of Bennett \$2,500.00.

Resolution No. 731-18 – A Resolution Approving An Option To Purchase Agreement

TRUSTEE BAYLEY MOVED, MAYOR PRO TEM PULLIAM SECONDED to Approve Resolution No. 731-18, A Resolution Approving An Option To Purchase Agreement. Voting was as follows:

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

NO: None

The Mayor declared the motion carried unanimous.

4. A Resolution Adopting The Town Of Bennett Finance Policy

Danette Ruvalcaba, Town Accountant, reported that staff is recommending the purchase order limit procedure for the Town of Bennett increase from \$2,500.00 to \$5,000.00. The increase would:

- Dollar limit for capitalizing asset is \$5,000.00
- Majority of PO's less than \$5,000.00 purchase of multiple small items adding up to \$2,500.00 i.e.: items often for maintenance, operational supplies
- Purchase Order process can impact a project deadline
- Redundancy for services already included in budget

Resolution No. 728-18 – A Resolution Adopting The Town Of Bennett Finance Policy

MAYOR PRO TEM PULLIAM MOVED, TRUSTEE BAYLEY SECONDED to Approve Resolution No. 728-18, A Resolution Adopting The Town Of Bennett Finance Policy. Voting was as follows:

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

NO: None

The Mayor declared the motion carried unanimous.

7. TOWN STAFF REPORTS

Town Administrator

Trish Stiles, Town Administrator, provided the following report;

- Anythink Library Ballot Issue 6A proposal; add to October 23, 2018 agenda
- Transportation Engage, Shape, Build November 7, 2018 6pm – 7:30pm
- ICMA Conference in Baltimore attended by Trish Stiles, Rachel Summers, Taeler Houlberg; Trish thanked the Board of Trustees for the opportunity to attend.
- Announced an opportunity to run for President of CCCMA Colorado City Managers Association
- October 31, 2018; Trunk or Treat at Town Hall & Muegge House; Invited the Trustees to decorate trunk and participate in Town Hall if available.
- Town Clerk, Lynette White, returns on Monday October 15th
- Town Administrator Vacation November 9 returning November 19

Economic Development

Rachel Summers, introduced Karra Walker, Economic Development Coordinator. Karra joined staff at Town of Bennett in July. She has a Master's Degree in Public Education. A Colorado native and loves the Eastern Plains and is excited to help the Town of Bennett grow.

Karra presented the follow report:

- 3rd Quarter accomplishments were recommended to be addressed to Rachel Summers or Becky Hogan; pre Ms. Walker's employment.
- Implemented and hosted first BAG (Business Advisory Group) meeting; engaging business owners and Trustees. Feedback regarding growth and opportunity in Bennett.
- Updated business database spreadsheet
- Attended Small Business Marketing Bootcamp
- Conducted business interviews with local business'

Public Relations Relations

Alison Digan, Public Relations Coordinator, report on the following:

- Social Media reach was expansive during Bennett Days and Pedal the Plains providing exponential growth
- Continuing press releases with the I-70 Scout have generated stories in the paper about happenings in Bennett. This is leading to a stronger, more trusting relationship with the I-70 Scout as well as the Bennett residents.
- Pedal the Plains was a great experience and great feedback.
- Upcoming Events
 - October 25; Musical Teaser of "Murder at Crimson House"
 - October 25-November 30; Bennett High School Artwork Display in Town Hall
 - October 31; Trunk or Treat
 - November 7; Transportation Engage, Shape, Build
 - November 24; Fiber Arts Competition in conjunction with Small Business Saturday

Public Works

Daymon Johnson, Public Works Director, reported on the following:

- Crack Sealing Update
 - Roosevelt complete
 - Lincoln underway
- Crack seal machine is rented for 3 weeks; loss of days due to weather will put on back side.

8. TRUSTEE COMMENTS AND COMMITTEE REPORTS

Larry Vittum

Trustee Vittum provided the following report:

- Proposed an idea of a customer satisfaction survey; understanding our residents Questions; what are your expectations from the Town? Are the expectations being met? What is the town doing right? What is the town doing a poor job at?

9. EXECUTIVE SESSION

1. For a conference with the town attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b); **Litigation**

MAYOR PRO TEM PULLIAM MOVED, TRUSTEE VITTUM SECONDED, to go into executive session for a conference with the town attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b); **Litigation**

The Mayor declared the motion carried by unanimous vote. The Board went into executive session at 8:28 p.m.

The Board came out of executive session at 8:58 p.m. The Mayor announced that the board had been in executive session and the following persons participated in that session: Larry Vittum, Charles Bayley, Phyllis Webb, Melinda Culley, Daymon Johnson, Dan Giroux, Rachel Summers, Taeler Houlberg, Trish Stiles, Darvin Harrell, Neal Mancuso, Rich Pulliam, and Royce Pindell. The Mayor asked if there were any matters not included in the concerns be stated for the record. No concerns were presented.

Report From Executive Session

MAYOR PRO TEM PULLIAM MOVED, TRUSTEE VITTUM SECONDED, to engage Tom Merrigan to represent in a Third-Party Complaint filed by Asphalt Specialties, and authorize the Mayor and Town Administrator of the Town of Bennett to execute an engagement letter with Tom's firm.

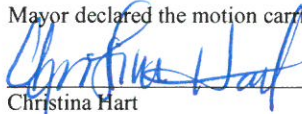
YES: Vittum, Webb, Bayley, Harrell, Mancuso, Pindell, Pulliam

NO: None

The Mayor declared the motion carried by unanimous vote.

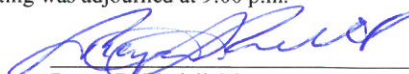
10. ADJOURNMENT

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 9:00 p.m.



Christina Hart

Town Clerk Pro Tem
Town of Bennett



Royce D. Pindell, Mayor

