

TOWN OF BENNETT, COLORADO
BOARD OF TRUSTEES
Regular Meeting
November 13, 2018

1. CALL TO ORDER

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, November 13, 2018 at the Bennett Town Hall, 207 Muegge Way, Bennett, Colorado. Mayor Royce Pindell called the meeting to order at 7:02 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: Rachel Summers, *Deputy Town Administrator*
Daymon Johnson, *Public Works Director*
Danette Ruvalcaba, *Town Accountant*
Lynette White, *Town Clerk*

Public Present: David Ross, Lori Lockett, Michelle Forbis

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Royce Pindell.

3. APPROVAL OF AGENDA

TRUSTEE VITTUM MOVED, TRUSTEE PULLIAM SECONDED to **Move 3. Consent Agenda, B. Resolution No. 733-18 to Regular Business, Action Discussion Item(s) 2.** The agenda was approved as amended. The Mayor declared the motion carried by unanimous vote.

4. CONSENT AGENDA

TRUSTEE VITTUM MOVED, TRUSTEE PULLIAM SECONDED to approve the Consent Agenda as amended.

The Mayor declared the motion carried by unanimous vote.

A. Approval of Minutes

1. Action: Approval of October 23, 2018 Regular Meeting Minutes

5. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

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

6. **PUBLIC HEARING**

A. **Transfer of Retail Liquor Store License**

Mayor Royce Pindell opened the public hearing on the application for a transfer of the Liquor License held by Carroll Liquors, LLC dba Bennett Marketplace Liquors at 7:10 p.m. there were no authority member disclosures.

Lynette White, Town Clerk, provided the administrative report as follows; An application for the Transfer of Ownership of the Retail Liquor Store Liquor License – Malt, Vinous, and Spirituous held by Carroll Liquors, LLC, d/b/a Bennett Marketplace Liquors, 965 S. 1st Street, was submitted to the Office of the Town Clerk October 22, 2018, by David Ross and Lori Lockett, Owners, Big Fella Inc. d/b/a Big Fella Wine and Liquor.

C.R.S § 44-3-303 allows for the application to state and local licensing authorities for the transfer of ownership on forms prepared by the Department of Revenue. The applicants/owners, David Ross and Lori Lockett, have submitted all required documents: Retail License Application, Affidavit of Transfer and Statement of Compliance, Lease Agreement, Individual History Report, and required State and Local fees.

The Board, acting as the Local Licensing Authority, is required to approve or deny a transfer application. In determining whether to permit a transfer of ownership, the Board shall consider whether the applicant is prohibited from holding a liquor license due to any of the following: (1) the annual license fee has not been paid; (2) the person (including corporations and partnerships) is not of good moral character; (3) the person is assisted or financed, in whole or in part, by any other person not of good moral character; (4) the person's character, record, and reputation are not satisfactory to the Board; or (5) the person is under twenty-one years of age. C.R.S. § 44-3--307.

Big Fella Inc. is a registered Corporation in Good Standing with the Secretary of State; background checks completed show no issues.

In accordance with C.R.S.§ 12-47-303(3) a temporary permit may be issued authorizing the transferee (*Big Fella Wine and Liquor*) to conduct business and sell alcohol beverages at retail in accordance with the terms of the existing license of the transferor (*Carroll Liquors, LLC. d/b/a Bennett Marketplace Liquor*) whose license is in good standing with an expiration date of August 12, 2019.

Mayor Royce Pindell closed the public hearing on the application for a transfer of the Liquor License held by Carroll Liquors, LLC dba Bennett Marketplace Liquors at 7:20 p.m.

TRUSTEE BAYLEY MOVED, TRUSTEE PULLIAM SECONDED that the Local Licensing Authority of the Town of Bennett approve the application for Transfer of Ownership submitted by Big Fella Inc. d/b/a Big Fella Wine and Liquor, for a Retail Liquor Store License at 965 S. 1st Street, Suite 100, Bennett, CO. Voting was as follows;

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

NO: None

The Mayor declared the motion carried by unanimous vote.

7. REGULAR BUSINESS

A. 2019 Town of Bennett Proposed Budget – 2nd Draft

Danette Ruvalcaba, Town Accountant, reviewed the proposed 2019 Town of Bennett Budget and Schedule of Fees. Information was presented on the proposed budget for the various funds including Building Official position, software update, utility rate increase, public works upgrades, and landscaping of the New Town Hall.

B. Third Quarter Financials

Danette Ruvalcaba, Town Accountant, presented the Third Quarter Financials and Sales Tax Report.

C. Resolution No. 733-18 – A Resolution Supporting the Grant Application for the Energy and Mineral Impact Assistance Program Application from the Department of Local Affairs for the Public Works Facility Phase I Project

TRUSTEE MANCUSO MOVED, TRUSTEE HARRELL SECONDED to approve Resolution No. 733-18, A Resolution Supporting the Grant Application for the Energy and Mineral Impact Assistance Program Application from the Department of Local Affairs for the Public Works Facility Phase I Project. Voting was as follows;

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

NO: None

The Mayor declared the motion carried by unanimous vote.

8. TOWN STAFF REPORTS

Deputy Town Administrator

Rachel Summers, Deputy Town Administrator, provided the following report;

- Review of the Capital Asset Inventory & Master Plan (CAIMP)
- Town of Bennett 2018 Master Project Plan review

Public Works Director

Daymon Johnson, Public Works Director, reviewed the following report;

- Wastewater Treatment Facility update
- Town of Bennett Auction – Saturday, December 15, 2018
- Crack Sealing Project results
- Snow Plow Operations
- Safety Improvements to Kiowa-Bennett Road
- Water Meter replacement
- Smartwater Project update

Town Clerk

Lynette White, Town Clerk, presented the following;

- Breakfast with Santa, Saturday, December 1, 2018
- Holiday Lighting – schedule a date
- Veterans Day Celebration – well attended

9. TRUSTEE COMMENTS AND COMMITTEE REPORTS

There were no Trustee comments or Committee Reports presented.

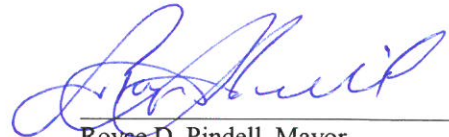
10. ADJOURNMENT

TRUSTEE VITTUM MOVED, TRUSTEE PULLIAM SECONDED to adjourn the meeting. The Mayor declared the motion carried by unanimous vote. The meeting was adjourned at 9:45 p.m.



Lynette F. White, CMC

Town Clerk
Town of Bennett



Royce D. Pindell, Mayor

