

TOWN OF BENNETT, COLORADO
BOARD OF TRUSTEES
Regular Meeting
February 12, 2019

1. CALL TO ORDER

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, February 12, 2019 at the Bennett Town Hall, 207 Muegge Way, Bennett, Colorado. Mayor Royce Pindell called the meeting to order at 7:04 p.m. The following persons were present upon the call of the roll:

Mayor: Royce Pindell

Trustees Present: Darwin Harrell
Charles Bayley
Neal Mancuso
Rich Pulliam
Larry Vittum
Phyllis Webb

Staff Present: Melinda Culley, *Town Attorney*
Dan Giroux, *Town Engineer*
Daymon Johnson, *Public Works Director*
Melissa Kendrick, *Town Planner*
Mike Rocha, *Traffic Engineer*
Rachel Summers, *Deputy Town Administrator*
Trish Stiles, *Town Administrator*
Lynette White, *Town Clerk*

Public Present: Steven Vetter, Larry Gayeski

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Royce Pindell.

3. APPROVAL OF AGENDA

TRUSTEE PULLIAM MOVED, TRUSTEE BAYLEY SECONDED to approve the agenda as presented. The Mayor declared the motion carried by unanimous vote.

4. CONSENT AGENDA

TRUSTEE MANCUSO MOVED, TRUSTEE VITTUM SECONDED to approve the consent agenda as presented. The Mayor declared the motion carried by unanimous vote.

A. Approval of Minutes

1. Action: Approval of January 29, 2019 Regular Meeting Minutes

PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

There were no public comments presented to the Board of Trustees.

5. REGULAR BUSINESS

A. Action/Discussion Items

1. Intergovernmental Agreement between the Town of Bennett and CDOT for State Highway 79 Access Control Plan

Mike Rocha, SM Rocha, Traffic Engineering Consultant reviewed the proposed Intergovernmental Agreement.

Resolution No. 749-19 – A Resolution Approving an Intergovernmental Agreement Between the Town of Bennett and CDOT Concerning the State Highway 79 Access Control Plan

TRUSTEE VITNUM MOVED, TRUSTEE MANCUSO SECONDED TO APPROVE Resolution No. 749-19, A Resolution Approving an Intergovernmental Agreement Between the Town of Bennett and CDOT Concerning the State Highway 79 Access Control Plan. Voting was as follows;

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

NO: None

The Mayor declared the motion carried by unanimous vote.

2. Bennett Crossing Filing No. 3 – Subdivision Agreement

Melissa Kendrick, Town Planner, presented the Bennett Crossing Filing No. 3 Subdivision Agreement.

Resolution No. 750-19 – A Resolution Approving a Subdivision Agreement for Bennett Crossing Filing No. 3

TRUSTEE MANCUSO MOVED, TRUSTEE PULLIAM SECONDED TO APPROVE Resolution No. 750-19, A Resolution Approving a Subdivision Agreement for Bennett Crossing Filing No. 3. Voting was as follows;

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

NO: None

The Mayor declared the motion carried by unanimous vote.

3. Ordinance No. 694-19 – An Emergency Ordinance Approving the Vacation of a Portion of a Utility and Access Easement Within the Root Subdivision

Melissa Kendrick, Town Planner, presented Ordinance No. 694-19, An Emergency Ordinance Approving the Vacation of a Portion of a Utility and Access Easement Within the Root Subdivision.

Ordinance No. 694-19 – An Emergency Ordinance Approving the Vacation of a Portion of a Utility and Access Easement Within the Root Subdivision

TRUSTEE PULLIAM MOVED, TRUSTEE MANCUSO SECONDED TO APPROVE Ordinance No. 694-19, An Emergency Ordinance Approving the Vacation of a Portion of a Utility and Access Easement Within the Root Subdivision. Voting was as follows;

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

NO: None

The Mayor declared the motion carried by unanimous vote.

4. Planning and Zoning Commission Appointments

Lynette White, Town Clerk, reviewed the Planning and Zoning Commission Appointments. The terms of three (3) Commissioners expired January 31, 2019. Commissioner(s) Suzette Pulliam, Rachel Connor and James Grider Lee. The Commissioners were contacted and all have indicated their willingness to accept the appointment and continue to serve the community.

Trustee Pulliam recused himself from discussion on the proposed appointments. Trustee Mancuso inquired if the positions had been advertised, Ms. White indicated the positions had been advertised previously, but were not advertised with this appointment.

TRUSTEE BAYLEY MOVED, TRUSTEE VITNUM SECONDED that the Board of Trustees approve the appointments of Suzette Pulliam, Rachel Connor, and James Grider Lee to the Town of Bennett Planning and Zoning Commission with a term ending January, 2022. Voting was as follows;

YES:	Pindell, Vitnum, Webb, Bayley, Harrell
NO:	Mancuso
RECUSED:	Pulliam

The Mayor declared the motion carried by a vote of five (5) to one(1).

6. TOWN STAFF COMMUNICATION

Town Administrator

Trish Stiles, Town Administrator, provided the following;

- Colorado Municipal League (CML) Conference Registration
- Town Board Retreat, Friday, February 22, 2019, Front Range Airport
- Employee Appreciation Day Lunch, Wednesday, February 27, 2019
- Bennett Arts Council, Sip & Paint Event
- Colorado Managers Association (CCCMA), President Elect Position.

7. TRUSTEE COMMENTS AND COMMITTEE REPORTS

Royce Pindell

Mayor Pindell discussed the following;

- Metro Mayors Caucus Update
- Pending Red Light Legislation
- Transportation Funding
- Town of Bennett Business Appreciation Event

The Mayor declared a recess at 7:40 pm. The meeting was resumed at 7:45 pm.

8. **EXECUTIVE SESSION**

For: (1) discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; and (2) the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e); *Town Administrator Performance Evaluation and Contract*

TRUSTEE PULLIAM MOVED, TRUSTEE VITTUM SECONDED to go into executive session For: (1) discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; and (2) the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e); *Town Administrator Performance Evaluation and Contract*

The Mayor declared the motion carried by unanimous vote. The Board went into executive session at 7:45 p.m.

The Board came out of executive session at 7:55 p.m. The Mayor announced that the Board had been in executive session and the following persons participated in that session: Charles Bayley, Darvin Harrell, Neal Mancuso, Royce Pindell, Rich Pulliam, Phyllis Webb, Larry Vittum and Trish Stiles. The Mayor 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. No concerns were presented. .

The Board of Trustees resumed the open meeting at 7:55 p.m.

TRUSTEE MANCUSO MOVED, TRUSTEE PULLIAM SECONDED that the Town Administrator Annual Appraisal is public. Voting was as follows;

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

NO: None

The Mayor declared the motion carried by unanimous vote.

TRUSTEE PULLIAM MOVED, TRUSTEE VITTUM SECONDED TO APPROVE the Town Administrator 5th Contract as amended effective January 29, 2019. Voting was as follows;

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

NO: None


The Mayor declared the motion carried by unanimous vote.

9. **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 8:00 p.m.


Lynette F. White, CMC
Town Clerk




Royce D. Pindell, Mayor