

TOWN OF BENNETT, COLORADO
BOARD OF TRUSTEES
Regular Meeting
February 27, 2018

1. CALL TO ORDER

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, February 13, 2018 at the Bennett Shared Services Building, 355 So. 1st Street, 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 – *Absent*

Mayor Pro Tem: Rich Pulliam

Trustees Present: Darwin Harrell - *Absent*
Grider Lee – *Absent*
Neal Mancuso
Larry Vittum
Phyllis Webb

Staff Present: Melinda Culley, *Town Attorney*
Christina Hart, *Municipal Court*
Trish Stiles, *Town Administrator*
Lynette White, *Town Clerk*

Public Present: Steven Vetter, Kay McClure, Shawn Day, Andy Ausmus

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Pro Tem Rich Pulliam.

3. APPROVAL OF AGENDA

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

4. CONSENT AGENDA

TRUSTEE VITTUM MOVED, TRUSTEE MANCUSO SECONDED to approve the Consent Agenda as presented. Voting was as follow;

YES: Mancuso, Pulliam, Vittum, Webb

NO: None

ABSENT: Harrell, Lee, Pindell

The Mayor Pro Tem declared the motion carried by unanimous vote.

A. Approval of Minutes

1. Action: Approval of Regular Meeting Minutes of February 13, 2018

B. Approval of Town Administrator Overall Evaluation Summary

5. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA

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

6. REGULAR BUSINESS

A. Action/Discussion Items

1. Town of Bennett Municipal Judge Appointment – Andy Ausmus, Ausmus Law Firm, P.C.

Christina Hart, Municipal Court Clerk, presented an overview to the Board of Trustees regarding the vacancy created by the resignation of Judge Timothy Joyce. Presiding Judge Shawn Day has recommended for consideration by the Board of Trustees, the appointment of Andy Ausmus, P.C.

Judge Day introduced Mr. Ausmus and provided an overview of his experience as a prosecuting attorney, hearing officer and mediator, representing many cities and municipalities, and familiar with municipal courts.

TRUSTEE MANCUSO MOVED, TRUSTEE VITTUM SECONDED to APPOINT Andy Ausmus as Associate Municipal Judge of the Town of Bennett; voting was as follows;

YES: Mancuso, Pulliam, Vittum, Webb

NO: None

ABSENT: Harrell, Lee, Pindell

The Mayor Pro Tem declared the motion carried by unanimous vote.

The Oath of Office was given to Andy Ausmus by Town Clerk, Lynette White.

7. TOWN STAFF REPORTS

Town Administrator

Trish Stiles, Town Administrator, provided the following;

- Update on Town Hall Move

Public Works Director

Daymon Johnson, Public Works Director, reviewed the following;

- Town Hall update
- Wastewater Treatment Facility update
- Public Works vehicle purchase
- Promotion of Ricky Martinez to Public Works Supervisor
- Completion of Town Hall restroom construction

The Mayor Pro Tem declared a meeting recess at 7:45 p.m. The meeting resumed at 7:55 p.m.

8. EXECUTIVE SESSION

For a conference with Town Counsel for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) – *Bipin Patel vs. Antelope Investors, LLC*

TRUSTEE MANCUSO MOVED, TRUSTEE VITTUM SECONDED to go into executive session For a conference with Town Counsel for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) – *Bipin Patel vs. Antelope Investors, LLC*

The Mayor Pro Tem declared the motion carried by unanimous vote. The Board went into executive session at 7:58 p.m.

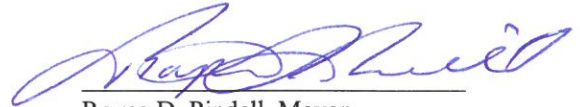
The Board came out of executive session at 800 p.m. The Mayor announced that the Board had been in executive session and the following persons participated in that session: Neal Mancuso, Rich Pulliam, Larry Vittum, Phyllis Webb Trish Stiles, and Melinda Culley. The Mayor Pro Tem asked if there were any 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. No concerns were presented.

9. ADJOURNMENT

TRUSTEE MANCUSO MOVED, TRUSTEE VITTUM SECONDED to adjourn the meeting. The Mayor declared the motion carried by unanimous vote. The meeting was adjourned at 8:05 P.M.


Lynette F. White, CMC
Town Clerk




Royce D. Pindell, Mayor