



Town Board of Trustees

Tuesday, May 14, 2024 at 7:00 pm

**PLEASE SILENCE ALL CELL PHONE AND ELECTRONIC DEVICES.
THANK YOU.**

1. Meeting Information

207 Muegge Way, Bennett, CO 80102

For a live stream of the meeting use the information below:

<https://us02web.zoom.us/j/82969043900>

Meeting ID: 829 6904 3900

Passcode: 166365

One tap mobile

+13462487799

2. Call to Order

Whitney Oakley, Mayor

a. Roll Call

3. Pledge of Allegiance

Whitney Oakley, Mayor

4. Approval of Agenda

Whitney Oakley, Mayor

5. Consent Agenda

Whitney Oakley, Mayor

a. April 23, 2024 - Regular Meeting Minutes

Attachments:

- **April 23, 2024 - Regular Meeting Minutes** (04-23-2024_-_Draft_Meeting_Minutes.pdf)

b. Building Safety Month Proclamation

Attachments:

- **Building Safety Month Proclamation** (TownofBennettProclamation_BuildingSafetyMonth_May2024__2_.pdf)

Public Comments on Items Not Scheduled for Public Hearing

The Board of Trustees welcomes you. Thank you for joining us for our Town of Bennett Board of Trustees Meeting. If you are not speaking, we ask that you please mute your microphone. For public comment please sign up on the provided sheet or in the chat box. If you are on the phone, once we get through the sign-up sheet and chat box we will call for any other comments for items not on the agenda.

Your comments will be limited to three (3) minutes. The Board may not respond to your comments this evening, rather they may take your comments and suggestions under advisement and provide direction to the appropriate member of Town staff for follow-up. Thank you.

Regular Business

6. Action/Discussion Items

a. CORE Electric Cooperative - Bennett Data Center Presentation

Robert J. Osborn, Esq., Director of Business Development

Angie Bedolla, Local Government and Business Relations Manager

Attachments:

- **CORE Electric Cooperative - Bennett Data Center Presentation** (Bennett_Data_Centers__002_.pdf)

b. Mayor's Mention

Exemplary Work by Town Staff

Whitney Oakley, Mayor

Attachments:

- **Exemplary Work by Town Staff** (Mayors_mention_5_9_2024.pdf)

c. Mount View Cemetery Annexation

Ordinance No. 781-24 - An Ordinance Approving an Annexation Known as the Mount View Cemetery Annexation to the Town of Bennett, Colorado

Greg Thompson, Community Development Director

Attachments:

- **Staff Report Mount View Cemetery Annexation** (0_-_Cemetery_Annexation_Staff_Report_rs_redline.pdf)
- **Staff PowerPoint Presentation** (1_-_Cemetery_Annexation_Powerpoint.pdf)
- **Mount View Cemetery Annexation Map** (2-_Mount_View_Cemetery_Annexation_Map.pdf)
- **Ordinance No. 781-24 - An Ordinance Approving an Annexation Known as the Mount View Cemetery Annexation to the Town of Bennett, Colorado** (3_-_Ordinance_781-24_Mount_View_Cemetery_Annexation__2_.pdf)

- **Suggested Motion** (4_-_suggested_motion.pdf)

7. Town Manager Report

Trish Stiles, Town Manager

8. Trustee Comments and Committee Reports

Mayor and Trustees

9. Executive Session

Scotty Krob, Town Attorney

Attachments:

- **Executive Session Script** (Bennett_Exec_Session_Script.pdf)

- a. Pursuant to Sections 24-6-402(4)(b), C.R.S., to confer with the Town attorney for the purpose of receiving legal advice on specific legal questions related to the law enforcement services provided to the Town by the Adams County Sheriff's Office; and also pursuant to Section 24-6-402(4)(e), C.R.S. to determine the Town's position and instruct negotiators in connection with such matters.**

10. Adjournment

Individuals with disabilities who need auxiliary aids in attending the meeting may request assistance by contacting the Town Hall at 207 Muegge Way, Bennett, CO 80102-7806, (303) 644-3249. Please give notice at least 48 hours in advance of the meeting to allow for enough time in making the necessary arrangements.

Contact: Christina Hart (chart@bennett.co.us 1303-644-3249 X1001) | Agenda published on 05/10/2024 at 12:55 PM



DRAFT

Town Board of Trustees

Minutes

Tuesday, April 23, 2024 at 7:00 pm

PLEASE SILENCE ALL CELL PHONE AND ELECTRONIC DEVICES.

THANK YOU.

1. Meeting Information

207 Muegge Way, Bennett, CO 80102

2. Call to Order

Whitney Oakley, Mayor

a. Roll Call

Minutes:

Present:

Whitney Oakley, Mayor
Kevin Barden, Mayor Pro Tem
Steve Dambroski, Trustee
Denice Smith, Trustee - *excused*
Donna Sus, Trustee
Royce D. Pindell, Trustee
Larry Vittum, Trustee

Staff Present:

Trish Stiles, Town Manager
Taeler Houlberg, Administrative Services Director
Danette Ruvalcaba, Director of Finance
Alison Belcher, Communications and IT Director
Adam Meis, IT and Communications Manager
Brenda Kroh, Management Analyst - Economic Development
Greg Thompson, Community and Economic Development Director
Steve Hoese, Planning Manager
Denise Taylor, Assistant to the Town Manager
Robin Price, Public Works Director
Scott Krob, Town Attorney
Christina Hart, Town Clerk

Public Present:

DRAFT

DRAFT

Kathy Smiley
Keith Yaich
Brie Seefeldt
Matt Seefeldt
Zach Seefeldt
Fiona Seefeldt

3. Pledge of Allegiance

Whitney Oakley, Mayor

Minutes:

The Pledge of Allegiance was led by Whitney Oakley, Mayor.

4. Approval of Agenda

Whitney Oakley, Mayor

Minutes:

TRUSTEE PINDELL MOVED, TRUSTEE VITNUM SECONDED to approve the agenda as presented The voting was as follows:

Ayes: Dambroski, Oakley, Pindell, Sus, Vittum, Barden

Nays: None

Excused: Smith

Whitney Oakley, Mayor, declared the motion carried by unanimous vote.

5. Consent Agenda

Whitney Oakley, Mayor

Minutes:

TRUSTEE VITNUM MOVED, MAYOR PRO TEM BARDEN SECONDED to approve the consent agenda as presented. The voting was as follows:

Ayes: Oakley, Pindell, Sus, Vittum, Barden, Dambroski

Nays: None

Excused: Smith Whitney Oakley, Mayor, declared the motion carried by unanimous vote. **1.**

Action: Approval of April 9, 2024, Regular Meeting Minutes **2. Action:** Resolution No. 1014-24

PUBLIC COMMENTS NOT ON THE AGENDA

No public comments were made.

a. April 9, 2024 - Regular Meeting Minutes

b. Resolution No. 1014-24 - A Resolution Supporting the Grant Applications for Open Space Grants From Arapahoe County Open Space for Future Park Phase III Design and Arapahoe County Park and Open Space Video Surveillance

Public Comments on Items Not Scheduled for Public Hearing

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Your comments will be limited to three (3) minutes. The Board may not respond to your comments this evening, rather they may take your comments and suggestions under advisement and provide direction to the appropriate member of Town staff for follow-up. Thank you.

Regular Business

6. Action/Discussion Items

a. Adams County Mayor and Commissioners Youth Award Nominees

Minutes:

Denise Taylor, Assistant to the Town Manager, presented the Adams County Mayor and Commissioners Youth Award Nominees to the Board of Trustees. Bennett School District 27J nominated three students from the Bennett Middle School this year.

No action was taken.

b. Bennett School District 29J Graduation Fireworks Display

Minutes:

Keith Yaich, Bennett School District 29J CFO, asked the board if they would consider a donation towards the 2024 graduation fireworks display.

The Trustees engaged in a discussion.

TRUSTEE PINDELL MOVED, TRUSTEE VITTUM SECONDED to approve a total donation of \$2,000. \$1,000 funded from the General Fund and \$1,000 from the Bennett Gives Back Grant Fund. The voting was as follows:

Ayes: Pindell, Sus, Vittum, Barden, Dambroski

Nays: Oakley

Excused: Smith

Whitney Oakley, Mayor, declared the motion carries 5 to 1.

7. Public Hearing

a. Section 16.2.470 - Land Uses (Permitted Use in a Public Zone District - Cemetery)

Ordinance No. 780-24 - An Ordinance Amending Chapter 16 of the Bennett Municipal Code to Add Cemeteries as a Permitted Use in the Public (P) District

Minutes:

Whitney Oakley, Mayor, called the matter of proposed amendments to Chapter 16 of the Bennett Municipal Code amending the Land Use Zoning Code for cemeteries to include (P) Permitted for Public to order.

The public hearing was opened at 7:18 p.m.

Christina Hart, town clerk, stated that, in accordance with the Colorado state statute, it was duly posted and published in the Eastern Colorado News on Friday, March 29 and April 5, 2024. Legal #2913.

Brenda Kroh, Management Analyst - Economic Development, presented the proposed Chapter 16 amendments to the Trustees.

There were no public comments presented.

The public hearing was closed at 7:28 p.m.

TRUSTEE PINDELL MOVED, MAYOR PRO TEM BARDEN SECONDED to approve Ordinance No. 780-24 - An ordinance amending Chapter 16 of the Bennett Municipal Code to Add Cemeteries as a Permitted Use in the Public (P) District. The voting was as follows:

Ayes: Sus, Vittum, Barden, Dambroski, Oakley, Pindell

Nays: None

Excused: Smith

Whitney Oakley, Mayor, declared the motion carried by unanimous vote.

8. Action/Discussion Items

a. Non-Exclusive Utility Easement in the Greg's Place Right-of-Way

Ordinance No. 779-24 - An Ordinance Approving a Non-Exclusive Utility Easement Deed in the Greg's Place Right-of-Way

Minutes:

Steven Hoese, Planning Manager, presented a non-exclusive utility easement in the Greg's Place Right-Of-Way to the Trustees. Should the right-of-way be vacated, the easement created would allow utilities to be placed under the Greg's Place right-of-way, serving existing and future buildings in the area.

MAYOR PRO TEM BARDEN MOVED, TRUSTEE VITTUM SECONDED to approve Ordinance No. 779-24 - An ordinance approving a Non-Exclusive utility easement deed in the Greg's Place right-of-way. The voting was as follows:

Ayes: Vittum, Barden, Dambroski, Oakley, Pindell, Sus

Nays: None

Excused: Smith

Whitney Oakley, Mayor, declared the motion carried by unanimous vote.

b. RFQ 24-003 - On-Call Professional Services

Robin Price, Public Works Director

Minutes:

Robin Price, Public Works Director, presented 37 RFQ bids Town Staff received March 26, 2024 - April 15, 2024. All 37 proposals received are qualified in varying professional services. The goal of the RFQ is to establish a roster of consultants on an as-needed basis.

TRUSTEE VITTUM MOVED, MAYOR PRO TEM BARDEN SECONDED to authorize the Mayor and the Town of Bennett to enter into a standard Town contract agreement for all of the qualified on-call professional services listed on the April 23, 2024 Staff presentation.

The voting was as follows:

Ayes: Barden, Dambroski, Oakley, Pindell, Sus, Vittum

Nays: None

Excused: Smith

Whitney Oakley, Mayor, declared the motion carried by unanimous vote.

c. Purchase of Town Fleet

Minutes:

Robin Price, Public Works Director, presented bids for the purchase of two town fleet truck purchases. The bids received fall within the 2025 budgeted allocation. Staff is recommending the board waived the RFP process.

TRUSTEE PINDELL MOVED, TRUSTEE DAMBROSKI SECONDED to waive the requirement for a request for proposals process and authorize the Mayor and Town of Bennett to approve the purchase of the Transwest Buick GMC 2024 Chevy Silverado Crew Cab 3500 4-wheel drive in an amount not to exceed \$54,831.00 and a 2024 Chevy Silverado 1500 4-wheel drive in an amount not to exceed \$44,640.00. The voting was as follows:

Ayes: Dambroski, Oakley, Pindell, Sus, Vittum, Barden

Nays: None

Excused: Smith

Whitney Oakley, Mayor, declared the motion carried by unanimous vote.

d. Sales Tax Oversight Committee

Minutes:

Trish Stiles, Town Manager and Scott Krob, Town Attorney, presented a staff recommendation that the board consider a moratorium on the Sales Tax Tax Capital Improvement Fund Oversight Committee's so Staff may review the capacity and structure of the committee.

A moratorium was supported by Trustee Sus, a member of the Sales Tax Oversight Committee, during the board discussion.

TRUSTEE PINDELL MOVED, TRUSTEE VITTUM SECONDED to put a moratorium on the Sales Tax Committee until we can review and get further rules to help give them guidance and help give us understanding. Staff is directed to draft a new resolution. The voting was as follows:

Ayes: Oakley, Pindell, Sus, Vittum, Barden, Dambroski

Nays: None

Excused: Smith

Whitney Oakley, Mayor, declared the motion carried by unanimous vote.

9. Town Manager Report

Minutes:

- Ms. Stiles thanked the board for the training opportunity she attended. She will be implementing ideas with Staff.

- Ms. Stiles met with the Arapahoe County Sheriff's Office to discuss a few outstanding items. The transition is going very well.
- May 3rd at 7:00 p.m. - A ballet performance - Bennett Rec. Center. The Colorado Ballet and Bennett Arts Council have partnered on this event.
- Bennett Rec. Center membership renewals are available for staff and Trustees
- July 19th - State of the Town
- July 25th - Board Retreat 8:00 a.m. - 2:00 p.m.
- July 25th - Arapahoe County Boots not Suits event

10. Trustee Comments and Committee Reports

Mayor and Trustees

Minutes:

Steve Dambroski, Trustee, reported on the following:

- April 10th: attended a "Conversation with a Commissioner" with Mayor Pro Tem Barden

Larry Vittum, Trustee, reported on the following:

- April 17th: attended DRCOG
- April 22nd: attended the Arapahoe County Open Space Trails Advisory Board

11. Adjournment

Minutes:

TRUSTEE DAMBROSKI MOVED, MAYOR PRO TEM BARDEN SECONDED to adjourn the meeting. The meeting was adjourned at 8:20 p.m. Voting was as follows:

Ayes: Pindell, Sus, Vittum, Barden, Dambroski, Oakley

Nays: None

Excused: Smith

Whitney Oakley, Mayor, declared the motion carried by unanimous vote.

Minutes Approved:

Whitney Oakley, Mayor

Christina Hart, CMC / Town Clerk

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TOWN OF BENNETT

Proclamation

WHEREAS, the Town of Bennett, Colorado is committed to recognizing that our growth and strength depends on the safety and essential role our homes, buildings and infrastructure play, both in everyday life and when disasters strike, and;

WHEREAS, our confidence in the resilience of these buildings that make up our community is achieved through the devotion of vigilant guardians—building safety and fire prevention officials, architects, engineers, builders, tradespeople, design professionals, laborers, plumbers and others in the construction industry—who work year-round to ensure the safe construction of buildings, and;

WHEREAS, these guardians are dedicated members of the International Code Council, a nonprofit that brings together local, state, territorial, tribal and federal officials who are experts in the built environment to create and implement the highest-quality codes to protect us in the buildings where we live, learn, work and play, and;

WHEREAS, these modern building codes include safeguards to protect the public from hazards such as hurricanes, snowstorms, tornadoes, wildland fires, floods and earthquakes, and;

WHEREAS, Building Safety Month is sponsored by the International Code Council to remind the public about the critical role of our communities' largely unknown protectors of public safety—our local code officials—who assure us of safe, sustainable and affordable buildings that are essential to our prosperity, and;

WHEREAS, "Mission Possible," the theme for Building Safety Month 2024, encourages us all to raise awareness about building safety on a personal, local and global scale, and;

WHEREAS, each year, in observance of Building Safety Month, people all over the world are asked to consider the commitment to improve building safety, resilience and economic investment at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments, fire prevention bureaus and federal agencies in protecting lives and property.

NOW, THEREFORE, WE PROCLAIM the month of May 2024 as Building Safety Month. Accordingly, I encourage our citizens to join us as we participate in Building Safety Month activities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Town of Bennett, Colorado to be affixed this 14th day of May 2024.

Whitney Oakley, Mayor



The Energy to Thrive™

Bennett Data Center

Opportunity and Benefits
May 14, 2024

CORE
ELECTRIC COOPERATIVE

CORE Mission, Vision and Values

MISSION

Connecting lives and communities through choice and innovation

VISION

To be the premier energy provider for an ever-changing future

VALUES

Together
Health
Respect
Ingenuity
Value
Endurance

CORE to Colorado



Local

We are Coloradans serving Coloradans, and partners to our communities, donating to and supporting hundreds of charitable programs and local nonprofits.



Member-owned

CORE Electric Cooperative is owned by our members. Each has a say in how we operate and who sits on our board. No other business model offers such a direct relationship between the utility and the people it serves.



Not-for-profit

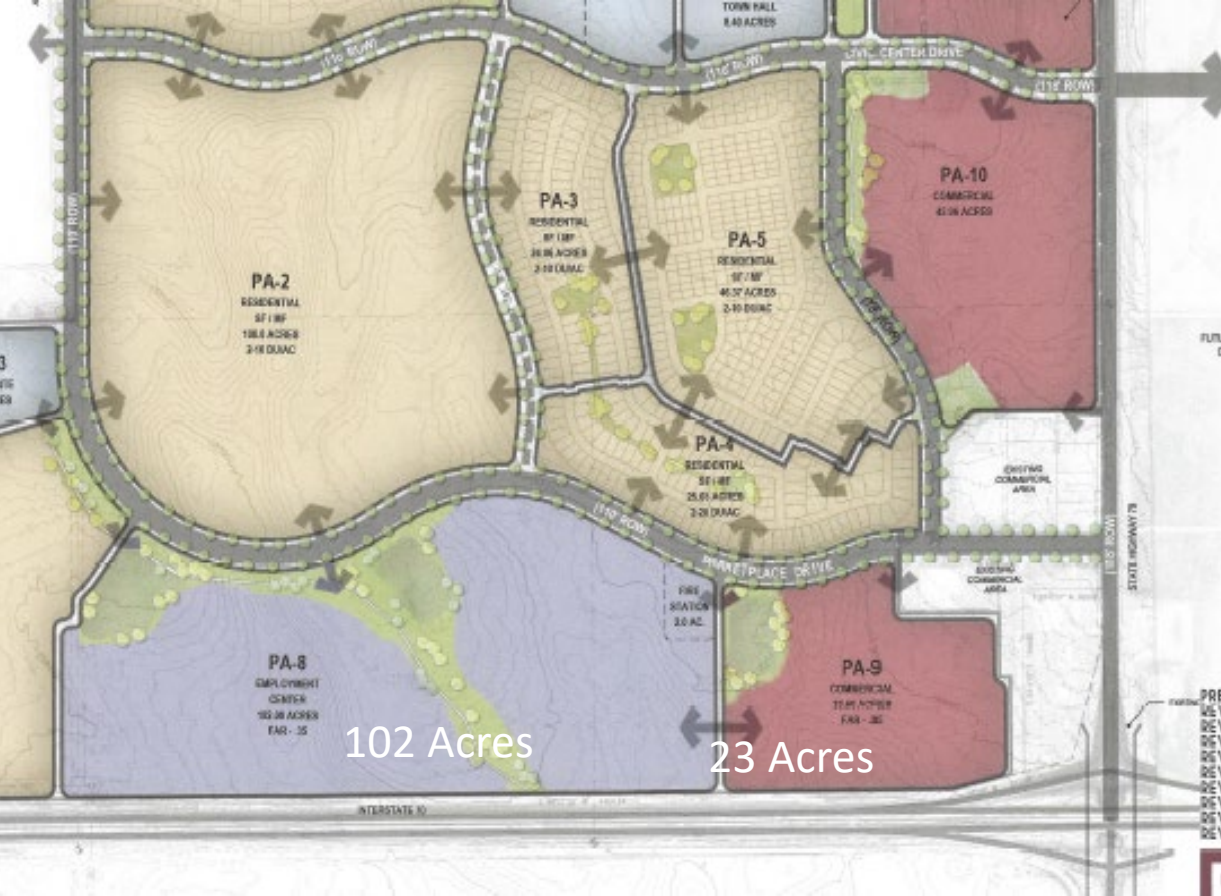
CORE does not operate for profit. Our margins are invested back into the distribution system and returned as capital credits to members whenever possible. Over \$120 million have been returned to our members over the last decade.

Bennett Colorado Site

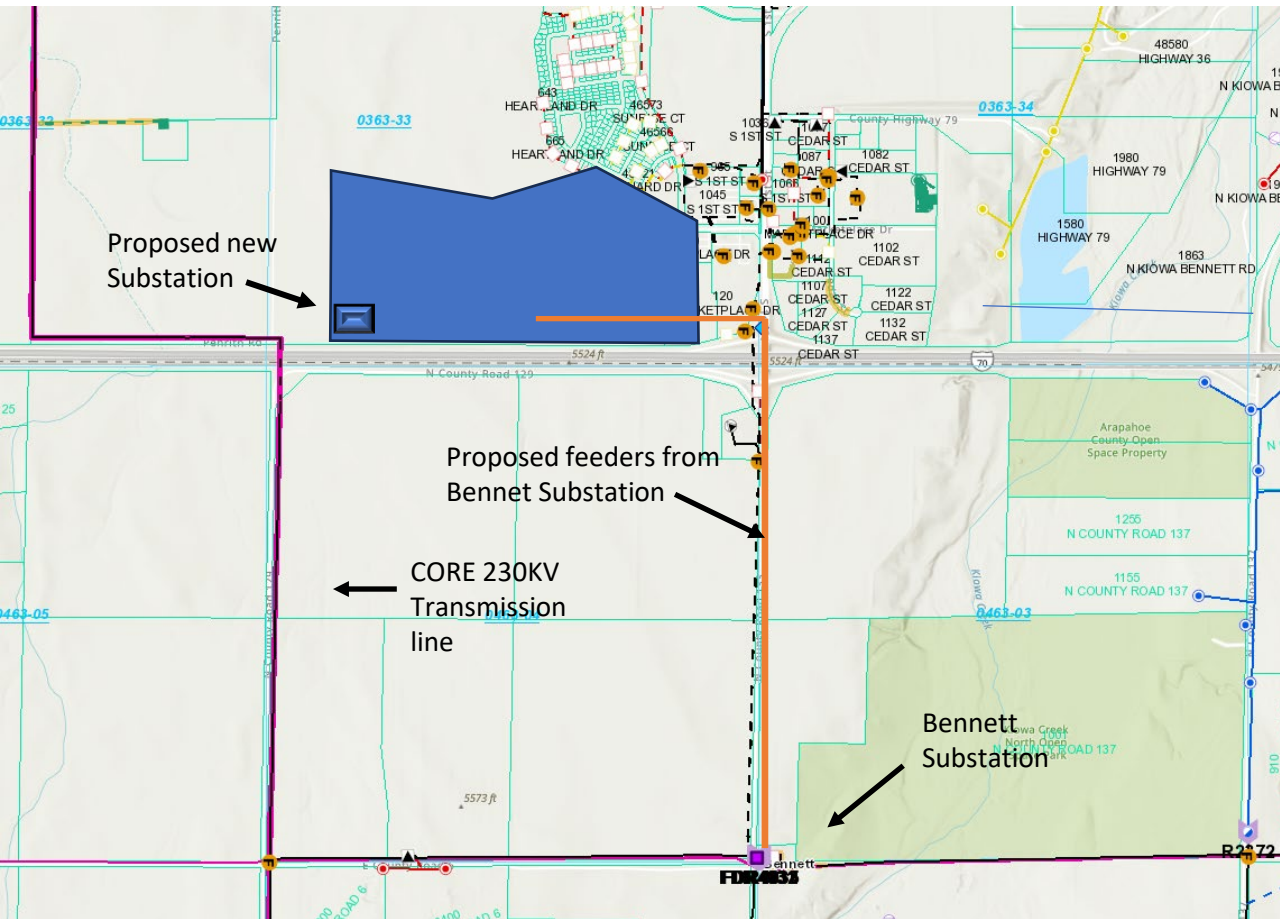


Muegge Farms

Planned Development approved by Town of Bennett
Includes Industrial development / Data Center uses



Use: Employment Center (102 Acres)
Commercial (23 Acres)



CORE Bennett Substation

- 1.5 miles from proposed site
- Capable of providing 12MW service immediately
- (2) 6MW feeders can be run for short term service

New Dedicated Substation

- Proposed to serve full load and have expansion capabilities 150 MW
- Direct interconnection to 115 KV Transmission line that has plenty of capacity for Data Center load of 100MW without Transmission risk

Data Center Use Compared to Alternative Uses

Data Centers Provide the following:

- **Similarity to warehousing uses**, as these facilities are essentially storage and distribution hubs for electronic data. The stored data is taken in and distributed to a network of worldwide customers.
- **Create primary jobs** as the storage services in the data center are sold or leased to customers located outside of the jurisdiction of the facility.
- **Create similar number of jobs per SF as Warehouses.**
- **Generate 100 to 200 times more Franchise fee and Sales tax revenues** on electric sales per SF than traditional retail, commercial or industrial uses.
- **Require** limited public services (Police, Fire, Water) as compared with other commercial or industrial building uses.

Commercial, Warehouses and Retail facilities generate considerably lower revenues per square foot.

- **Data Centers provide approximately \$5.00 / SF/ Month** in Sales Tax and Franchise Fee Revenues on Electric sales.
- **A Costco will provide approximately \$2.22 / SF / Month** in Retail Sales Tax Revenues, and \$0.04 / SF/ Month in Sales Tax and Franchise Fee Revenues on Electric sales.

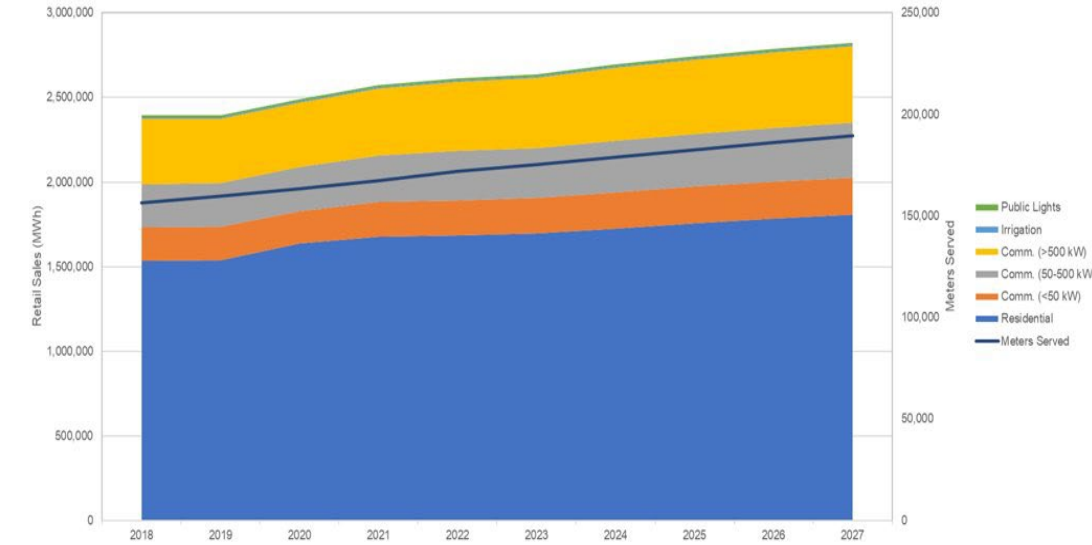
Facility Type	Electric load per SF	Franchise and Electric Sales Tax Revenues / SF / Month
Commercial Office	10 watts / SF	\$ 0.05
Industrial	20 watts/ SF	\$ 0.10
Warehouse	5 watts /SF	\$ 0.03
Retail	8 watts/ SF	\$ 0.04
Big Box Retail	8 watts / SF	\$ 0.04
Food Service	12 watts/ SF	\$ 0.06
Single Family Home	1.5 watts/ SF	\$ 0.01
Multifamily Residential	2.5 watts /SF	\$ 0.01
Data Center	1000 watts/ SF	\$ 5.00



Diversification of Member Types Stabilizes Rates for CORE's Members

Diversity of CORE's member mix with large load users allows CORE maintain **rate stability**.

- Each kilowatt sold has a portion of the fixed asset cost within the rate.
- Large load users pay a larger share of CORE's fixed asset costs because they consume more energy.
- Data Centers stabilize rates for CORE's Members, Bennett Residents, and Businesses.



Summary of Data Center Project Benefits

CORE Electric Cooperative Benefits:

- CORE Electric Cooperative's members will benefit from this project through rate stability.

Benefits to Town of Bennett:

- Highly competitive and well-paying primary jobs.
- Estimated \$4M - \$4.6M Annual Franchise Excise Fees and Sales Tax revenues from electric sales.
- Minimum impact on public services.
- Stable business to provide long term financial benefit to the community from other taxation such as business personal property tax.
 - Data Centers generate **significant County real estate tax revenues**, approximately **\$4.75/ SF** based on like properties in Douglas County.
- Facility design complements community character.



Data Center Designs



8636 S Peoria Street, Englewood, CO 80112



101 Troutman Road, Collegeville, PA 19426



3500 Lyman Blvd, Chaska, MN 55318

Questions

The Energy to Thrive™

Robert J. Osborn, Esq.
Director of Business
Development

800.332.9540 **MAIN**
720.733.5543 **DIRECT**
303.437.0668 **MOBILE**

5496 N. U.S Highway 85
Sedalia, CO 80135

rosborn@core.coop

CORE
ELECTRIC COOPERATIVE

MAYORS MENTION



welcome neighbors.

TO: Whitney Oakley, Mayor
FROM: Trish Stiles, Town Manager
DATE: May 9, 2024
SUBJECT: Exemplary Work by Town Staff

Background

During this time of transition between law enforcement agencies, we knew the road would have its challenges. Through it all I think we have become a better, stronger, more confident and capable team than before. I would like to acknowledge the work of the team members who went above and beyond with their duties, seeing through transition and keeping the Town moving forward with duty and safety a top priority.

Keith Bueno and Sonya Zimmerman Community Service Officers

Our Community Services Officers, Keith Bueno and Sonya Zimmerman, have stepped up beyond their regular day-to-day duties. This is also more than your regular "other duties as assigned." Having non-emergency calls directed to you could be a challenge and a lot of pressure, but Keith and Sonya haven't hesitated when it comes to answering the call. They have been fully on board when it comes to serving the residents of Bennett and jumped right in with a plan on how to respond and document each situation. With them our community is a better place and we appreciate that they will do everything in their power to step up and keep Bennett a safe community.

Statements of Support from Greg Thompson – Community Director

Keith and Sonya, the Town's Community Service Officers, are always busy! They have a number of typical responsibilities that include animal control, zoning and building code enforcement, administering grants to homeowners, parking violations and occasionally snake wrangling at Town Hall! They are here to "help keep the Bennett community safe, happy and healthy."

With the changing of the guard, an opportunity arose... and Keith and Sonya rose to the occasion! They have been charged, on an interim basis, with providing response to non-emergent law enforcement cases that arise in the Town. This means that, in addition to their usual duties, they are responsible to provide some of the responsibilities that the Sheriff used to do. In preparation for this, they had to anticipate what material they would need to do these new aspects of their job and order it to make sure they had the right crime-fighting gear. They have also adjusted their hours to provide more coverage for the Town during this interim period. Good communication from the CSO's to Trish

and back has already proven helpful as they respond to their newly assigned types of cases.

Their willingness to help in the Town's time of need is what makes working for this organization so great!

Alison Belcher, Communications Director and Tiffany Chaput Communications Coordinator

Alison Belcher managed communications during this time. In addition, Tiffany Chaput stepped forward with additional responsibilities during this time too. The process has been a great learning experience. It taught staff about our team's resiliency and ability to respond to crisis situations. From handling calls from the media to putting out strong FAQs so we can inform residents about the transition, overall, the communications staff has done a wonderful job of telling our story and keeping stepping up communications. It is truly Alison's passion for the Bennett Community that brings out her dedication and putting in the extra hours of work during this time.

Statements of Support from Rachel Summers – Deputy Town Manager

These dedicated and talented individuals have consistently demonstrated exceptional skills and a strong work ethic that have greatly contributed to the success of our team. Some examples include:

1. They consistently produce high-quality content that breaks down barriers with our public and drives engagement.
2. Their willingness to take on this project and go the extra mile to ensure the success of a new IGA.
3. They actively seek out ways to improve communication and suggest innovative ideas to ensure our public is protected.
4. They are proactive in staying updated with any new information from both counties and integrating these tools and techniques into their work and our new contract.
5. They contribute positively to the team dynamic and are always willing to help and support their colleagues.
6. They demonstrate a strong work ethic and dedication to their role, often working extra hours to meet deadlines and deliver exceptional results.
7. We are lucky to have these individuals on our team!!! And they are fun :)

Rachel Summers, Deputy Town Manager

Rachel has been a research queen. She dug into the Adams County budget, looking into exactly where tax money goes. She then took all of that wonderful data driven research and composed it into something that was easily digestible and understandable for the public. What made this so important and compelling as well was that it came from a place of deep care for the community. She just wants what is best for the Bennett residents and what is going to be the best move in the big picture for our Town.

Statement of Support Gil Rudawsky – Rockford Gray

The Town of Bennett recently faced a challenging situation when its long-time law enforcement partner decided to negotiate its new contract through the media.

Trish and Rachel countered the claims and created a real narrative about how the town has always been open and transparent about its negotiations and works with partners that come to the table with verifiable facts. In addition, they worked with elected officials to prepare them for media interviews and how to effectively counter misinformation.

Trish and Rachel successfully maintained the town's reputation in the media and upheld their mission to fairly represent the community in a challenging situation. They showed that being transparent and proactive with your story in the media is not only the right path, but one that highlights Town Hall's role as dedicated public servants.

TO: Mayor and Town of Bennett Board of Trustees
FROM: Greg Thompson, Community Development Director
DATE: May 14, 2024
SUBJECT: Mount View Cemetery Annexation

Background

The Town of Bennett owns three parcels that are the subject of the Mount View Cemetery Annexation, totaling 8.897 acres. The parcels range in size from 1.269 acres to 5.6267 acres.

The existing cemetery is on the western half of the subject property. A cemetery expansion is anticipated on the eastern half of the proposed annexation. The Town has owned these three parcels since March 29, 2000, when all three were acquired from the Bennett Cemetery Association.

State Statutes Section 31-12-106(3), C.R.S. offers an abbreviated process to annex municipally owned property by ordinance. Annexation eligibility requirements, such as $\frac{1}{6}$ contiguity and having a community of interest, must still be met. This statute and annexation option is applicable only if municipal property is being annexed.

Within 90 days of annexation, State Statutes require the property be zoned. A recently approved Bennett ordinance, with an effective day at the end of May, approved a change to the Zoning Code to allow cemeteries to be a permitted use in the P - Public Zone District.

Eligibility for Annexation

Sections 31-12-104 and 31-12-105 of the Colorado Revised Statutes (C.R.S.) set forth the criteria for deciding whether a property is eligible for annexation into the Town. The criteria are:

- There is one-sixth contiguity;
- There is a community of interest;
- The area of annexation is capable of being integrated;
- The annexation will not result in detachment from the school district;
- The annexation will not extend the existing Town boundary more than 3 miles; and
- The area of annexation will be governed by a comprehensive plan.

This proposed annexation meets all of these criteria.

Staff Recommendation

Staff recommends approving Ordinance No. 781-24 annexing 8.897 acres of municipally owned land into the Town of Bennett, known as the Mount View Cemetery Annexation.

Attachments

1. Staff PowerPoint Presentation
2. Mount View Cemetery Annexation Map
3. Ordinance No. 781-24

A blue silhouette of a water tower with a hexagonal top and three legs, positioned on the right side of the slide. The background features stylized hills in shades of blue, green, and yellow, and a blue sky with white clouds.

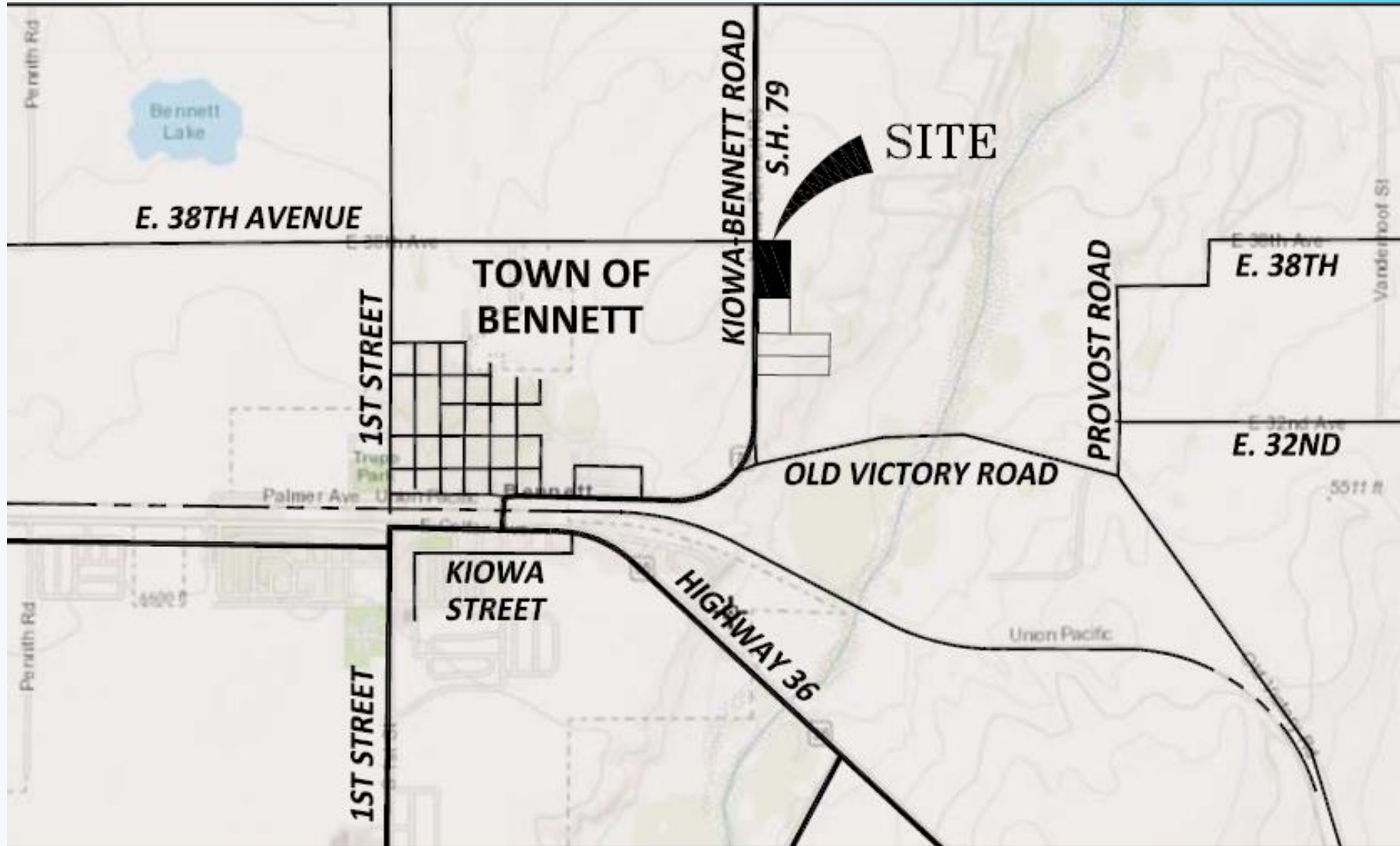
Mount View Cemetery Annexation

Ordinance 781-24

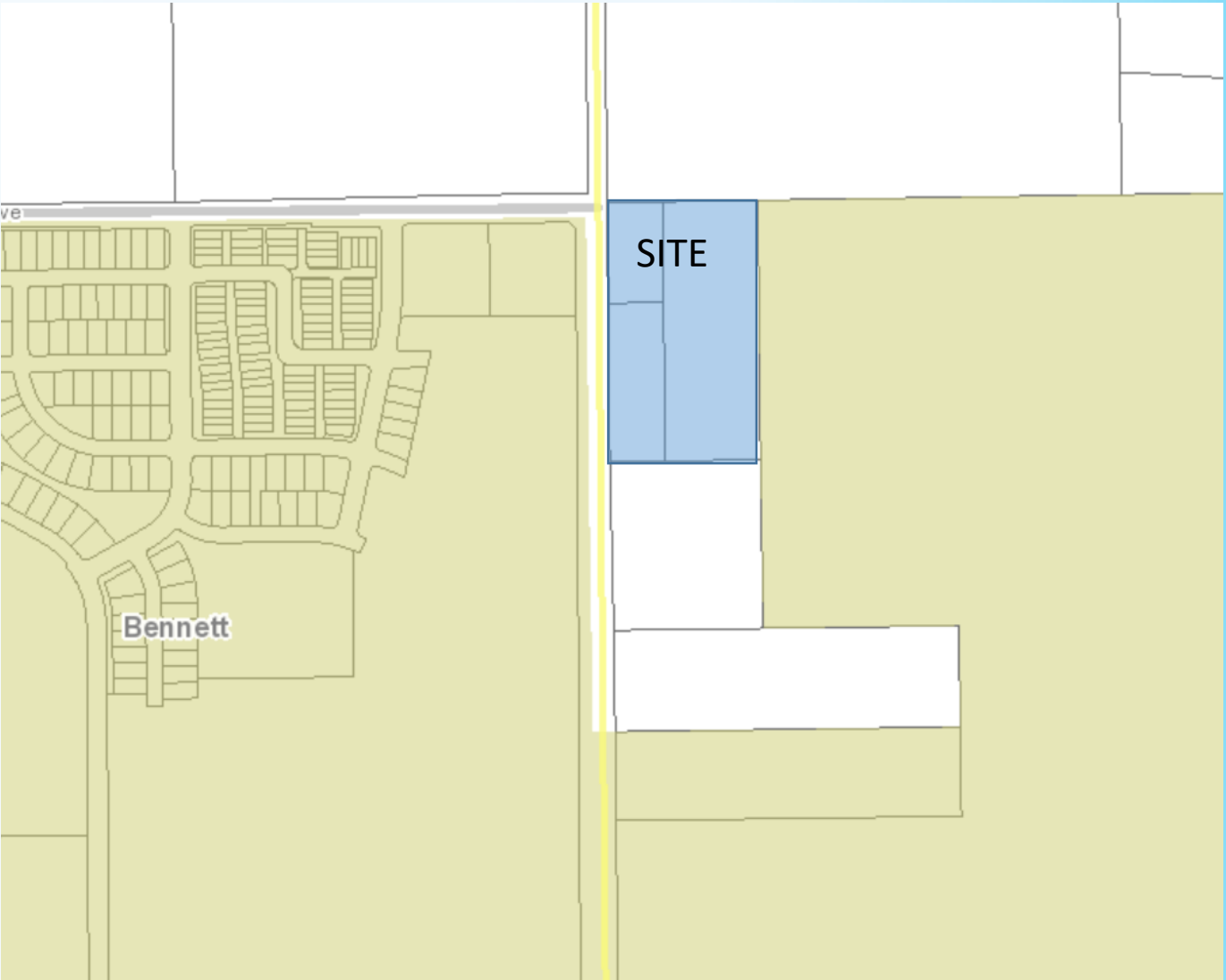
Town of Bennett Board of Trustees Meeting

May 14, 2024

Vicinity Map



Annexation Parcels



Background

- Town of Bennett has owned the Mount View Cemetery since 2000
- 8.897 Acres proposed to be annexed
- State Statutes allow Town to annex property expediently via ordinance, but only for Town property
- Adjacent property owner to the south was consulted regarding the annexation by staff and he indicated no interest in annexation
- Annexed property must be zoned within 90 days. That process will come before the Board in the near future.

Annexation Map

MOUNT VIEW CEMETERY ANNEXATION MAP ANNEXATION TO THE TOWN OF BENNETT

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH PRINCIPAL MERIDIAN,
COUNTY OF ADAMS, STATE OF COLORADO
8.897 ACRES, MORE OR LESS

LEGAL DESCRIPTION

A PORTION OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF ADAMS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEARING FROM THIS DESCRIPTION ARE BASED ON THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH P.M., ASSIGNED TO BEAR NORTH 89°04'31" EAST, A DISTANCE OF 2836.52 FEET, MONUMENTED BY A 3 1/4" ALUMINUM CAP MARKED PLS 11309 ON A 2" PIPE IN RANGE BOX AT THE NORTHWEST CORNER AND A BY A 3 1/4" ALUMINUM CAP MARKED PLS 11389 ON A 2" PIPE AT THE NORTH QUARTER CORNER OF SAID SECTION 26.

COMMENCING AT THE NORTHWEST CORNER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH PRINCIPAL MERIDIAN; THENCE NORTH 89°04'31" EAST ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 26, A DISTANCE OF 474.24 FEET TO THE NORTHWEST CORNER OF PARCEL B DESCRIBED AT RECEPTION NO. C0872840 IN THE RECORDS OF THE ADAMS COUNTY CLERK AND RECORDER'S OFFICE; THENCE EAST ALONG THE EAST RIGHT OF WAY LINE OF STATE HIGHWAY 78 OPENED BY ROAD PETITION RECORDED IN BOOK 3 AT PAGE 110 IN THE RECORDS OF THE ADAMS COUNTY CLERK AND RECORDER'S OFFICE HAS THE POINT OF BEGINNING;

THENCE CONTINUING NORTH 89°04'31" EAST ALONG SAID NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 26, A DISTANCE OF 474.24 FEET TO THE NORTHWEST CORNER OF PARCEL B DESCRIBED AT RECEPTION NO. C0872840 IN THE RECORDS OF THE ADAMS COUNTY CLERK AND RECORDER'S OFFICE;

THENCE SOUTH 0°25'10"11" EAST ALONG THE WEST LINE OF SAID PARCEL B, A DISTANCE OF 817.25 FEET TO THE SOUTHWEST CORNER OF SAID PARCEL B, AND THE NORTHWEST CORNER OF THAT PARCEL OF LAND DESCRIBED AT RECEPTION NO. J00800095731 IN THE RECORDS OF THE ADAMS COUNTY CLERK AND RECORDER'S OFFICE;

THENCE SOUTH 89°04'31" WEST ALONG THE SOUTH LINE OF SAID PARCEL B AND PARCEL C, DESCRIBED AT RECEPTION NO. C0872840 AND ALONG THE NORTH LINE OF SAID PARCEL C AND DESCRIBED AT RECEPTION NO. J00800095731, A DISTANCE OF 474.24 FEET TO SAID EAST RIGHT OF WAY LINE, AND THE POINT OF BEGINNING;

THENCE NORTH 89°04'31" WEST ALONG THE WEST LINE OF SAID PARCEL C, SAID PARCEL E AND ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 817.25 FEET TO THE POINT OF BEGINNING;

CONTAINING 387570 SQUARE FEET, OR 8.897 ACRES, MORE OR LESS.

OWNERSHIP CERTIFICATE

THE UNDERSIGNED DEED RECORDER CAUSE THE ABOVE DESCRIBED TRACT OF LAND TO BE ANNEXED TO THE TOWN OF BENNETT UNDER THE NAME OF THE MOUNT VIEW CEMETERY ANNEXATION TO THE TOWN OF BENNETT.

NAME: TOWN OF BENNETT

BY: WINNEY GARLEY, MAYOR, TOWN OF BENNETT, AUTHORIZED SIGNATORY

NOTARY ACKNOWLEDGMENT

STATE OF COLORADO)
COUNTY OF _____)
THE FOREGOING CERTIFICATE OF DEDICATION AND OWNERSHIP WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF _____, 20____.

WITNESSES MY HAND AND OFFICIAL SEAL.

NOTARY PUBLIC

MY COMMISSION EXPIRES _____



TOWN APPROVAL

THIS IS TO CERTIFY THAT THE MOUNT VIEW CEMETERY ANNEXATION TO THE TOWN OF BENNETT WAS APPROVED ON THE _____ DAY OF _____, 20____, BY ORDINANCE NO. _____ AND THAT THE MAYOR OF THE TOWN OF BENNETT ON BEHALF OF THE TOWN OF BENNETT, HEREBY ACKNOWLEDGES SAID ANNEXATION UPON WHICH THIS CERTIFICATE IS ENGAGED FOR ALL PURPOSES INDICATED THEREIN.

MAYOR, TOWN OF BENNETT

ATTEST: _____

TOWN CLERK

SURVEY CERTIFICATION

I HEREBY CERTIFY THAT THIS MAP OF PROPOSED LAND TO BE ANNEXED TO THE TOWN OF BENNETT, COLORADO, WAS PREPARED UNDER MY DIRECT SUPERVISION AND THAT THIS MAP IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT MORE THAN ONE-TENTH OF THE EXTERIOR BOUNDARY OF THE PROPOSED LANDS TO BE ANNEXED IS CONTIGUOUS TO THE PRESENT BOUNDARY LINE OF THE TOWN OF BENNETT, COLORADO.

REGISTERED MAPLE FILE

COLORADO REG. NO. 35587
FOR AND ON BEHALF OF DALEY LAND SURVEYING, INC.

ADAMS COUNTY CLERK AND RECORDER'S CERTIFICATE

THIS ANNEXATION MAP WAS FILED FOR RECORD IN THE OFFICE OF THE ADAMS COUNTY CLERK AND RECORDER:

IN THE STATE OF COLORADO, AT _____, ON THE _____ DAY OF _____, 20____.

COUNTY CLERK AND RECORDER

BY DEPUTY: _____

IN BOOK _____ AT PAGE _____ AS RECEPTION NO. _____

OF THE OFFICIAL RECORDS OF ADAMS COUNTY, COLORADO.

DRAWN:

TOWN OF BENNETT
207 W. 5TH ST.
BENNETT, COLORADO 80102
303.844.5216
ATTN: SHARON PATRICK

ENGINEER:

TOWNMAN CONSULTING, INC.
4000 52ND AVENUE, SUITE 200
LONGWOOD, COLORADO 80134
303.699.3144
ATTN: GAY F. ORSOLU, P.E.

REGISTER:

DALEY LAND SURVEYING, INC.
1701 LINCOLN AVE. #301
PARKER, COLORADO 80134
303.841.8411
ATTN: ROBERT DALEY, P.L.S.

MOUNT VIEW CEMETERY ANNEXATION
SECTION 26
TOWNSHIP 3 SOUTH, RANGE 63 WEST 6TH P.M.
TOWN OF BENNETT, COUNTY OF ADAMS, STATE OF COLORADO

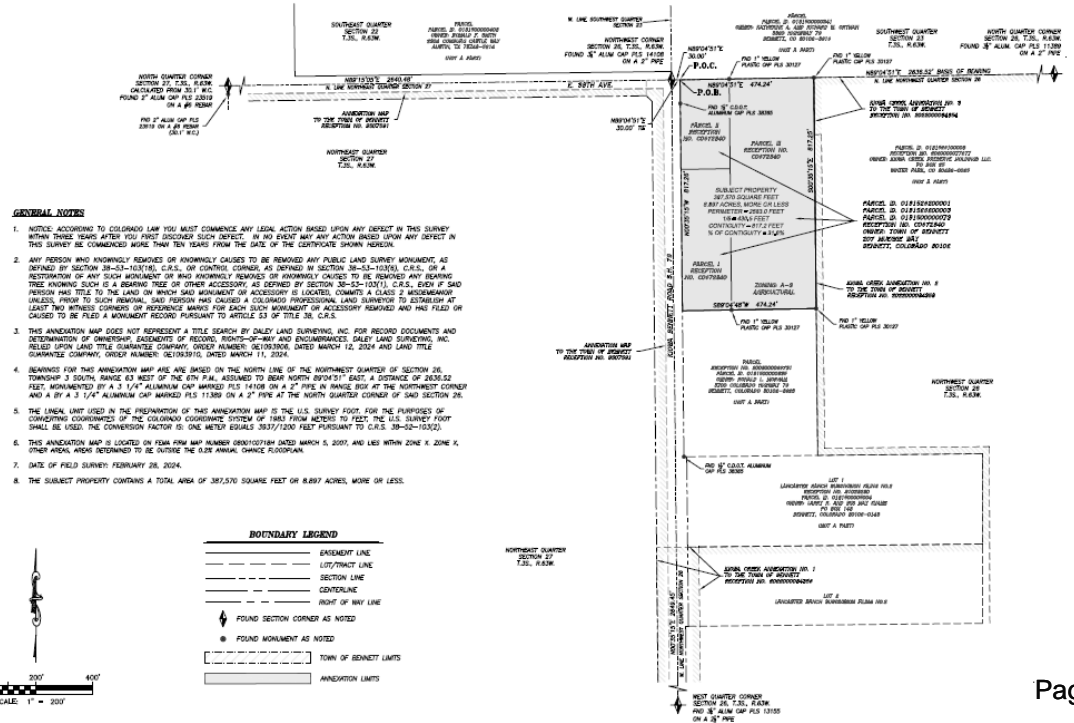


DATE:	REVISIONS	BY	DATE	SURVEYED BY: SE
MAY 6, 2024				SHAWN BY: AJ
				CHECKED BY: RD
				JOB NUMBER: 2104-006

SHEET 1 OF 2

MOUNT VIEW CEMETERY ANNEXATION MAP ANNEXATION TO THE TOWN OF BENNETT

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH PRINCIPAL MERIDIAN,
COUNTY OF ADAMS, STATE OF COLORADO
8.897 ACRES, MORE OR LESS



DATE:	REVISIONS	BY	DATE	SURVEYED BY: SE
MAY 6, 2024				SHAWN BY: AJ
				CHECKED BY: RD
				JOB NUMBER: 2104-006

SHEET 2 OF 2

MOUNT VIEW CEMETERY ANNEXATION
SECTION 26
TOWNSHIP 3 SOUTH, RANGE 63 WEST 6TH P.M.
TOWN OF BENNETT, COUNTY OF ADAMS, STATE OF COLORADO



Staff Recommendation

Staff recommends approving Ordinance No. 781-24 annexing 8.897 acres of municipally owned land into the Town of Bennett and known as the Mount View Cemetery Annexation.

MOUNT VIEW CEMETERY ANNEXATION MAP ANNEXATION TO THE TOWN OF BENNETT

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH PRINCIPAL MERIDIAN,
COUNTY OF ADAMS, STATE OF COLORADO
8.897 ACRES, MORE OR LESS

LEGAL DESCRIPTION

A PORTION OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF ADAMS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEARINGS FOR THIS DESCRIPTION ARE ARE BASED ON THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH P.M., ASSUMED TO BEAR NORTH 89°04'51" EAST, A DISTANCE OF 2636.52 FEET, MONUMENTED BY A 3 1/4" ALUMINUM CAP MARKED PLS 14108 ON A 2" PIPE IN RANGE BOX AT THE NORTHWEST CORNER AND A BY A 3 1/4" ALUMINUM CAP MARKED PLS 11389 ON A 2" PIPE AT THE NORTH QUARTER CORNER OF SAID SECTION 26.

COMMENCING AT THE NORTHWEST CORNER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH PRINCIPAL MERIDIAN;

THENCE NORTH 89°04'51" EAST, ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 26, A DISTANCE OF 30.00 FEET TO THE NORTHWEST CORNER OF PARCEL II DESCRIBED AT RECEPTION NO. C0672840 IN THE RECORDS OF THE ADAM'S COUNTY CLERK AND RECORDER'S OFFICE, THE EAST RIGHT OF WAY LINE OF STATE HIGHWAY 79 OPENED BY ROAD PETITION RECORDED IN BOOK 3 AT PAGE 110 IN THE RECORDS OF THE ADAM'S COUNTY CLERK AND RECORDER'S OFFICE AND THE POINT OF BEGINNING;

THENCE CONTINUING NORTH 89°04'51" EAST, ALONG SAID NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 26, A DISTANCE OF 474.24 FEET TO THE NORTHEAST CORNER OF PARCEL III DESCRIBED AT RECEPTION NO. C0672840 IN THE RECORDS OF THE ADAM'S COUNTY CLERK AND RECORDER'S OFFICE;

THENCE SOUTH 00°35'15" EAST, ALONG THE EAST LINE OF SAID PARCEL III, A DISTANCE OF 817.25 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL III, AND THE NORTHEAST CORNER OF THAT PARCEL OF LAND DESCRIBED AT RECEPTION NO. 2008000096731 IN THE RECORDS OF THE ADAM'S COUNTY CLERK AND RECORDER'S OFFICE;

THENCE SOUTH 89°04'48" WEST, ALONG THE SOUTH LINE OF SAID PARCEL III AND PARCEL I DESCRIBED AT SAID RECEPTION NO. C0672840 AND ALONG THE NORTH LINE OF SAID PARCEL OF LAND DESCRIBED AT RECEPTION NO. 2008000096731, A DISTANCE OF 474.24 FEET TO SAID EAST RIGHT OF WAY LINE OF STATE HIGHWAY 79;

THENCE NORTH 00°35'15" WEST, ALONG THE WEST LINE OF SAID PARCEL I, SAID PARCEL II AND ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 817.26 FEET TO THE POINT OF BEGINNING.

CONTAINING 387570 SQUARE FEET, OR 8.897 ACRES, MORE OR LESS.

OWNERSHIP CERTIFICATE

THE UNDERSIGNED DOES HEREBY CAUSE THE ABOVE DESCRIBED TRACT OF LAND TO BE ANNEXED TO THE TOWN OF BENNETT UNDER THE NAME OF THE MOUNT VIEW CEMETERY ANNEXATION TO THE TOWN OF BENNETT.

OWNER:
TOWN OF BENNETT

BY: WHITNEY OAKLEY, MAYOR, TOWN OF BENNETT, AUTHORIZED SIGNATORY

NOTARY ACKNOWLEDGEMENT

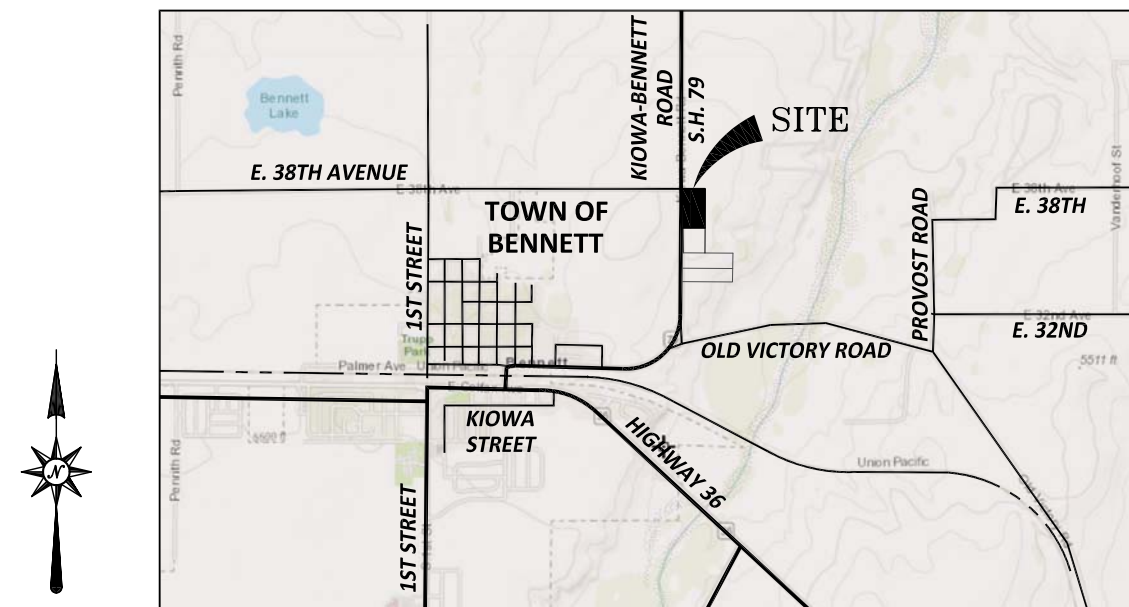
STATE OF COLORADO)
)SS
COUNTY OF _____)

THE FOREGOING CERTIFICATE OF DEDICATION AND OWNERSHIP WAS ACKNOWLEDGED BEFORE ME THIS _____ DAY OF _____, 20____.

WITNESS MY HAND AND OFFICIAL SEAL _____

NOTARY PUBLIC

MY COMMISSION EXPIRES _____



VICINITY MAP
1"=4000'

TOWN APPROVAL

THIS IS TO CERTIFY THAT THE MOUNT VIEW CEMETERY ANNEXATION TO THE TOWN OF BENNETT WAS APPROVED

ON THE _____ DAY OF _____, 20____ BY ORDINANCE NO. _____ AND THAT THE MAYOR OF THE TOWN OF BENNETT ON BEHALF OF THE TOWN OF BENNETT, HEREBY ACKNOWLEDGES SAID ANNEXATION UPON WHICH THIS CERTIFICATE IS ENDORSED FOR ALL PURPOSES INDICATED THEREON.

MAYOR, TOWN OF BENNETT

ATTEST: _____
TOWN CLERK

SURVEY CERTIFICATION

I HEREBY STATE THAT THIS MAP OF PROPOSED LAND TO BE ANNEXED TO THE TOWN OF BENNETT, COLORADO, WAS PREPARED UNDER MY DIRECT SUPERVISION AND THAT THIS MAP IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT MORE THAN ONE-SIXTH OF THE EXTERIOR BOUNDARY OF THE PROPOSED LANDS TO BE ANNEXED IS CONTIGUOUS TO THE PRESENT BOUNDARY LINE OF THE TOWN OF BENNETT, COLORADO.

ROBERT DALEY, PLS
COLORADO REG. NO. 35597
FOR AND ON BEHALF OF DALEY LAND SURVEYING, INC.

ADAMS COUNTY CLERK AND RECORDER'S CERTIFICATE

THIS ANNEXATION MAP WAS FILED FOR RECORD IN THE OFFICE OF THE ADAMS COUNTY CLERK AND RECORDER,

IN THE STATE OF COLORADO, AT ____M., ON THE _____ DAY OF _____, 20____.

COUNTY CLERK AND RECORDER _____

BY DEPUTY: _____

IN BOOK _____ AT PAGE _____ AS RECEPTION NO. _____

OF THE THE OFFICIAL RECORDS OF ADAMS COUNTY, COLORADO.

OWNER:
TOWN OF BENNETT
207 MUEGGE WAY
BENNETT, COLORADO 80102
303.644.3249
ATTN: SHANNON PATRICK

ENGINEER:
TERRAMAX CONSULTING, INC.
4220 GOLF VISTA DRIVE
LOVELAND, COLORADO 80534
303.929.3194
ATTN: DAN P. GIROUX, P.E.

SURVEYOR:
DALEY LAND SURVEYING, INC.
17011 LINCOLN AVENUE #361
PARKER, COLORADO 80134
303.841.9431
ATTN: ROBERT DALEY, P.L.S.

DATE: MAY 6, 2024	REVISIONS	BY	DATE	SURVEYED BY: SE
				DRAWN BY: AV
				CHECKED BY: RD
SHEET 1 OF 2				JOB NUMBER: 2104-006

**MOUNT VIEW CEMETERY ANNEXATION
SECTION 26
TOWNSHIP 3 SOUTH, RANGE 63 WEST 6TH P.M.
TOWN OF BENNETT, COUNTY OF ADAMS, STATE OF COLORADO**



ORDINANCE NO. 781-24

AN ORDINANCE APPROVING AN ANNEXATION KNOWN AS THE MOUNT VIEW CEMETERY ANNEXATION TO THE TOWN OF BENNETT, COLORADO

WHEREAS, the Board of Trustees of the Town of Bennett have been presented with an ordinance for annexation of certain municipally owned unincorporated property, to be known as the Mount View Cemetery Annexation, and described in Exhibit A attached hereto; and

WHEREAS, pursuant to C.R.S. 31-12-106(3) the Board of Trustees desires to consider annexing the municipally owned property into the Town of Bennett; and

WHEREAS, the area to be annexed is owned by the Town of Bennett and is not solely a public street or right-of-way; and

WHEREAS, pursuant to CRS 31-12-106(3) no notice or hearing is required to be provided; and

WHEREAS, no additional terms or conditions are to be imposed; and

WHEREAS, the Board of Trustees has determined the annexation ordinance is in substantial compliance with the applicable laws of the State of Colorado, the area proposed to be annexed is eligible for annexation, and further has determined that an election is not required and further found that no additional terms and conditions are to be imposed upon said annexation.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BENNETT, COLORADO:

Section 1. The annexation to the Town of Bennett of the property described in Exhibit A, attached hereto and incorporated herein by this reference, and known as the Mount View Cemetery Annexation, is hereby approved and such property is made a part of and annexed to the Town of Bennett.

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED BY TITLE ONLY THIS 14th DAY OF MAY 2024.

TOWN OF BENNETT, COLORADO

Whitney Oakley, Mayor

ATTEST:

Christina Hart, CMC/Town Clerk

EXHIBIT A

LEGAL DESCRIPTION

A PORTION OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 3 SOUTH, RANGE 63 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF ADAMS, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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THENCE CONTINUING NORTH 89°04'51" EAST, ALONG SAID NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 26, A DISTANCE OF 474.24 FEET TO THE NORTHEAST CORNER OF PARCEL III DESCRIBED AT RECEPTION NO. C0672840 IN THE RECORDS OF THE ADAM'S COUNTY CLERK AND RECORDER 'S OFFICE;

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THENCE SOUTH 89°04'48" WEST, ALONG THE SOUTH LINE OF SAID PARCEL III AND PARCEL I DESCRIBED AT SAID RECEPTION NO. C0672840 AND ALONG THE NORTH LINE OF SAID PARCEL OF LAND DESCRIBED AT RECEPTION NO. 2008000096731, A DISTANCE OF 474.24 FEET TO SAID EAST RIGHT OF WAY LINE OF STATE HIGHWAY 79;

THENCE NORTH 00°35'15" WEST, ALONG THE WEST LINE OF SAID PARCEL I, SAID PARCEL II AND ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 817.26 FEET TO THE POINT OF BEGINNING.

CONTAINING 387570 SQUARE FEET, OR 8.897 ACRES, MORE OR LESS.

Suggested Motion

I move to approve Ordinance No. 781-24 – An ordinance approving an annexation known as the Mount View Cemetery Annexation to the Town of Bennett, Colorado.

EXECUTIVE SESSION SCRIPT

(Note: Two-thirds of the quorum present must vote yes; the session may only occur at a regular or special meeting of the Board)

I MOVE TO GO INTO EXECUTIVE SESSION:

Pursuant to Sections 24-6-402(4)(b), C.R.S., to confer with the Town attorney for the purpose of receiving legal advice on specific legal questions related to the law enforcement services provided to the Town by the Adams County Sheriff's Office; and also pursuant to Section 24-6-402(4)(e), C.R.S. to determine the Town's position and instruct negotiators in connection with such matters.

BEGIN THE EXECUTIVE SESSION:

It's May 14, 2024, and the time is _____. For the record, I am the presiding officer, Mayor Whitney Oakley. As required by the Open Meetings Law, this executive session is being electronically recorded.

Also present at this executive session are the following persons:

As a reminder, everyone participating in the executive session has a duty to maintain the confidentiality and privacy of this executive session.

ANNOUNCEMENT NO. 1

This is an executive session for the following purpose:

Pursuant to Sections 24-6-402(4)(b), C.R.S., to confer with the Town attorney for the purpose of receiving legal advice on specific legal questions related to the law enforcement services provided to the Town by the Adams County Sheriff's Office; and also pursuant to Section 24-6-402(4)(e), C.R.S. to determine the Town's position and instruct negotiators in connection with such matters.

I caution each participant to confine all discussion to the stated purpose of the executive session, and that no formal action may occur in the executive session.

If at any point in the executive session any participant believes that the discussion is going outside the proper scope of the executive session, please interrupt the discussion and make an objection.

ANNOUNCEMENT NO. 2

ANNOUNCEMENT TO BE MADE BY THE PRESIDING OFFICER
BEFORE CONCLUDING THE EXECUTIVE SESSION
(WHILE THE TAPE RECORDER IS STILL ON)

I hereby attest that this recording reflects the actual contents of the discussion at the executive session and has been made in lieu of any written minutes to satisfy the recording requirements of the Open Meetings Law.

The recording will be retained for a 90-day period.

The time is now _____, and we now conclude the executive session and return to the open meeting.

(turn off tape and return to open meeting)

ANNOUNCEMENT NO. 3

STATEMENT TO BE MADE BY THE PRESIDING OFFICER
UPON RETURNING TO THE OPEN MEETING

The time is now _____, and the executive session has been concluded. The participants in the executive session were:

For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record.

Seeing none, town attorney would you please make your notation for the record.