

# COMMISSIONERS PROCEEDINGS 1

**BOARD OF COUNTY COMMISSIONERS  
Executive Session  
Minutes of Special Meeting  
April 10, 2020**

**As reflected in posted agenda:**

**To watch and/or listen to the meeting but not participate, you may do so by connecting via Zoom Conferencing Access Information: <https://zoom.us/j/593848628> or to listen via phone, please dial: US: +1-346-248-7799, Meeting ID: 593848628#**

The Board of Morgan County Commissioners met on Friday, April 10, 2020 in the Morgan County Assembly Room with Chairman Mark Arndt present. Commissioner James Zwetzig, Commissioner Jon Becker, and County Attorney Kathryn Sellars present remotely. Also in attendance was Susan Bailey, Clerk to the Board, Randee Aleman, Deputy Clerk, Morgan County Planning and Zoning Planning Director/Floodplain Administrator Pam Cherry, Building Inspector Dustin Heid and Information Systems Manager Karol Kopetzky.

**Executive Session – Conference Call with County Attorney**

Chairman Mark Arndt called the Executive Session to order at 11:04 a.m. stating for the record, he is the Chairman and as required by Open Meetings Law, the executive session is being electronically recorded. He further stated those present at this time as being Chairman Mark Arndt, Clerk to the Board Susan Bailey, Deputy Clerk Randee Aleman, Information Systems Manager, Karol Kopetzky, Planning Administrator Pam Cherry and Building Inspector Dustin Heid. Present remotely was Commissioner James Zwetzig and Commissioner Jon Becker, and County Attorney Kathryn Sellars. Chairman Arndt noted the executive session was for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b).

At this time, a motion was made by Commissioner Zwetzig to move into executive session for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b). Commissioner Becker seconded the motion and motion carried 3-0.

At this time, Deputy Clerk Randee Aleman and Information Systems Manager Karol Kopetzky left the room and Attorney Kathryn Sellars indicated the date as being April 10, 2020 and the time as 11:06 a.m. and further stated the executive session was being held for the purpose to hold a conference with the County Attorney to receive legal advice on specific legal questions, pursuant to C.R.S. 24-6-402(4)(b) concerning pending litigation. She cautioned each participant that all discussion must be confined to the stated purpose of the executive session, that no formal action may occur in the executive session, and that everything that occurs in the executive session is confidential and may not be disclosed to any outside party. At this time she certified the conversation that will be held as an attorney-client privileged communication and asked for the tape to be turned off.

At this time, the executive session was held.

Chairman Arndt indicated the board as being back in regular session, with Ms. Sellars stating the time as being 11:32 am. and noted the executive session having been concluded. She named those present during the executive session as being Chairman Arndt, Commissioner Zwetzig, Commissioner Becker, Clerk to the Board Susan Bailey, Planning Administrator Pam Cherry, Building Inspector Dustin Heid and herself.

County Attorney Sellars asked for the record, if any person who participated in the executive session believed 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, she asked that they state their concerns. Upon hearing none, Ms. Sellars turned the meeting back over to Chairman Arndt.

Chairman Arndt asked if there was any further business to bring before the Board, and upon hearing none, the meeting was adjourned at 11:35 a.m..

Respectfully Submitted,

Susan L. Bailey  
Clerk to the Board

**(Minutes ratified April 21, 2019)**

# 2 COMMISSIONERS PROCEEDINGS

**THE BOARD OF COUNTY COMMISSIONERS THE  
BOARD OF COUNTY COMMISSIONERS MORGAN  
COUNTY, COLORADO**

\_\_\_\_\_  
s/Mark A. Arndt  
Mark A. Arndt, Chairman

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s/ Jon J. Becker  
Jon J. Becker, Commissioner

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s/James P. Zwetzig  
James P. Zwetzig, Commissioner

(SEAL)

**ATTEST:**

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s/ Susan L. Bailey  
Susan L. Bailey