

COMMISSIONERS PROCEEDINGS 1

**BOARD OF COUNTY COMMISSIONERS
Executive Session
Minutes of Special Meeting
May 12, 2020**

The Board of Morgan County Commissioners met on Tuesday, May 12, 2020 in the Morgan County Assembly Room with Chairman Mark Arndt, Commissioner James Zwetzig, Commissioner Jon Becker, and Clerk to the Board Susan Bailey present.

Executive Session – Conference Call with County Attorney

Chairman Mark Arndt called the Executive Session to order at 10:45 a.m. stating for the record, he is the Chairman and as required by Open Meetings Law, the executive session is being electronically recorded. 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, the executive session was held.

Chairman Arndt stated those present as being Commissioner Becker, Commissioner Zwetzig, County Clerk Susan Bailey, Planning Administrator Pam Cherry and Building Inspector Dustin Heid. At this time, County Attorney Kathryn Sellars indicated the date as being May 12, 2020 and the time as 10:48 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.

Chairman Arndt indicated the board as being back in regular session, with Ms. Sellars stating the time as being 11:11 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 11:12 a.m..

Respectfully Submitted,

Susan L. Bailey
Clerk to the Board
(Minutes ratified May 19, 2020)

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

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

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

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

(SEAL)

ATTEST:

s/ Susan L. Bailey

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Susan L. Bailey