

COMMISSIONERS PROCEEDINGS 1

BOARD OF COUNTY COMMISSIONERS
Executive Session
Minutes of Special Meeting
January 3, 2018

The Board of Morgan County Commissioners met on Wednesday, January 3, 2018 in the Morgan County Assembly Room with Chairman James Zwetzig, Commissioner Laura Teague, and Commissioner Mark Arndt (appearing late) in attendance. Also in attendance, Susan Bailey, Clerk to the Board, Randee Aleman, Deputy Clerk, and Morgan County Human Resources Director Tracy Amen. Also, present by phone was County Attorney Jeff Parker.

Morgan County Clerk and Recorder Susan Bailey announced that the scheduled executive session was being postponed to 9:30 a.m. due to the incident which occurred over the weekend at the Morgan County Justice Center and the board not being available until 9:30 a.m.

Executive Session – Conference Call with County Attorney

Chairman James Zwetzig called the Executive Session to order at 9:35 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 James Zwetzig, Commissioner Laura Teague, Commissioner Mark Arndt, Susan L. Bailey, Randee Aleman, Morgan County Human Resources Director Tracy Amen, and County Attorney Jeff Parker, who was in attendance by phone. County Attorney Jeff Parker noted the executive session is for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) related to the Tainia Busnardo litigation matter.

A motion was made by Commissioner Teague 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). Chairman Zwetzig seconded the motion and asked that the room be secured. Chairman Zwetzig indicated the date as being January 3, 2018 and the time being 9:35 a.m. and stated this is an executive session for a conference with the County Attorney for the stated reasons and at this time, motion passed to move into executive session 2-0.

At this time, by phone, County Attorney Jeff Parker attested to the subject of this meeting as attorney client privileged and stated that no further recordings of this executive session shall be and asked that the recorder be turned off. Chairman Zwetzig stated the time as 9:37 a.m. as the time the recording was being turned off.

At this time, Ms. Bailey and Ms. Aleman recused themselves and left the meeting.

Ms. Bailey and Ms. Aleman returned to the meeting at the request of Chairman Zwetzig who stated the time as being 10:05 a.m. and explained the tape has been turned back on because the privileged attorney-client communication was finished. Chairman Zwetzig indicated the 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. He further indicated those present at this executive session as being Chairman Zwetzig, Commissioner Teague, Commissioner Arndt (who appeared late) and Human Resource Director Tracy Amen.

At this time, Chairman Zwetzig stated, 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, he asked for them to state their concerns for the record. No concerns were expressed.

Being no further business, the meeting was adjourned at 10:05 a.m.

Respectfully Submitted,
Susan L. Bailey
Clerk to the Board

(Minutes ratified January 9, 2018)

THE BOARD OF COUNTY COMMISSIONERS
MORGAN COUNTY, COLORADO

s/ James P. Zwetzig
James P. Zwetzig, Chairman

s/Laura D. Teague
Laura D. Teague, Commissioner

s/ Mark A. Arndt
Mark A. Arndt, Commissioner

(SEAL)

ATTEST:

s/ Susan L. Bailey
Susan L. Bailey