



ELBERT COUNTY, COLORADO

The Board of Elbert County Commissioners (BOCC) met in a regularly scheduled meeting on Wednesday, Feb. 25, 2015 with roll call of members as follows:

Robert Rowland- PRESENT

Kelly Dore- PRESENT

Larry D. Ross- PRESENT

After the regular meeting went into recess, the BOCC reconvened at 1:16 p.m., for the purpose of going into
Executive Session

Commissioner Dore moved that the Elbert County Board of County Commissioners go into executive session with the County Attorney for the purpose of receiving legal advice on specific legal questions or issues pursuant to Section 24-6-402(4) (b) of the Colorado Revised Statutes; specifically moving that the Board of County Commissioners go into executive session to discuss the Cherie Radeker litigation and a conference with our CTSI Attorneys, Andrew Nathan and Ashley Barr.

Commissioner Ross seconded.

All three Commissioners voted AYE. Motion passed.

Commissioner Rowland requested that the room be cleared of all other people and then stated, "It is now February 25, 2015 and the time is now 1:18 p.m. For the record I am Commissioner Robert Rowland. This executive session is being electronically recorded as required under the Colorado Open Meetings Law. Also present at this executive session are the following persons:

- Andy Nathan, an Attorney from CTSI
- Ashley Barr, an Attorney from CTSI
- Commissioner Robert Rowland
- Commissioner Larry Ross
- Commissioner Kelly Dore
- County Attorney Wade Gateley
- County Manager Ed Ehmann



This is an executive session for a conference with the County Attorney and the other Attorneys that are so stated, for the purpose of receiving legal advice on specific legal questions or issues pursuant to Section 24-6-402(4)(b) of the Colorado Revised Statutes.

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

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

County Attorney Wade Gateley spoke for the record it is his opinion that the discussion of this matter, announced in motion to go into executive session, constitutes a privileged Attorney-Client communication, and therefore recommended that no further record be kept of this executive session.

At this time, Commissioner Rowland ordered the recorder turned off.

At 2:30p.m. February 25, 2015 Commissioner Rowland turned the recorder back on and stated the privileged Attorney-Client communication is now concluded.

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

I further attest that the Board took no formal action in contravention of Section 24-6-402(4) of the Colorado Revised Statutes, and no adoption of any proposed policy, position, resolution, rule or regulation took place.

This recording will be retained for a period of at least 90 days. The time is now 2:31 p.m. and we now conclude the executive session and return to the open meeting.

Commissioner Dore moved that this BOCC meeting be adjourned.

Commissioner Ross seconded. All three Commissioners voted AYE.

Motion passed.

Meeting Adjourned



BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO

Robert Rowland, Chairman

Kelly Dore, Vice Chair

Larry D. Ross, Commissioner

ATTEST: Dallas Schroeder

County Clerk

BY:

Clerk to the Board of County Commissioners

