

COMMISSIONERS PROCEEDINGS 1

**BOARD OF COUNTY COMMISSIONERS
Executive Session
Minutes of Special Meeting
November 9, 2016**

The Board of Morgan County Commissioners met on Wednesday, November 9, 2016 in the Morgan County Assembly Room with Chair Laura Teague, Commissioner Brian McCracken and Commissioner James Zwetzig in attendance. Also in attendance, Susan Bailey, Clerk to the Board, Randee Aleman, Deputy Clerk, Planning Administrative Assistant Jody Meyer, and County Attorney, Jeff Parker, who was in attendance by phone.

Executive Session – Conference Call with County Attorney

Chair Laura Teague called the Special Meeting to order at 1:03 p.m. stating for the record, she is the Chair and as required by Open Meetings Law, the executive sessions as being electronically recorded. She further stated those in present at this time as Chair Laura Teague, Commissioner Brian McCracken, Commissioner James Zwetzig, Susan L. Bailey, Randee Aleman, Planning Administrative Assistant Jody Meyer and County Attorney Jeff Parker by phone.

A motion was made by Commissioner Zwetzig to move into executive session for the stated reasons, Commissioner McCracken seconded the motion. Chair Teague indicated the date as being November 9, 2016 and the time being 1:05 p.m. and stated the this is an executive session for a conference with the County Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b). At this time, motion passed to move into executive session, 3-0.

Chair Teague placed a conference call to County Attorney, Jeff Parker, who indicated he had another individual who will be assisting him at this meeting today. At this time, 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 made indicating the time as 1:06 p.m. when the recorder was 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 Chair Teague who stated the time as being 1:38 p.m. and explained the tape has been turned back on because the privileged attorney-client communication was finished. She further stated 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. She indicated the tape will remain in her possession for a 90-day period. She then stated the time as being 1:39 p.m. and at this time the executive session was concluded.

At 1:39 p.m. Chair Teague indicated the Board returned to the open meeting and named the participants in the executive session as being Chair Teague, Commissioner McCracken, Commissioner Zwetzig, Planning Administrator Jody Meyer and County Attorney Jeff Parker.

At this time, Chair Teague 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, she asked for them to state their concerns for the record. No concerns were expressed.

Being no further business, the meeting was adjourned at 1:40 p.m.

Respectfully Submitted,
Susan L. Bailey
Clerk to the Board

(Minutes ratified November 22, 2016)

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

s/ Laura D. Teague
Laura D. Teague, Chair

s/Brian K. McCracken
Brian K. McCracken, Commissioner

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

(SEAL)

ATTEST:

s/ Susan L. Bailey
Susan L. Bailey