



ELBERT COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS MEETING MINUTES

Special Meeting Held in the BOCC Meeting Room
September 4, 2024 at 2:00 PM

A. CALL TO ORDER AND ROLL CALL

The September 4, 2024 Special Meeting was called to order at 2:05 PM. Deputy Clerk Emily Backhus called the roll and all Commissioners were present.

B. APPROVAL OF AGENDA

Motion: Approval of Agenda as presented.

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Rhonda Braun Recorder, Elbert County, Co



Commissioner Grant Thayer made a motion to Approve the Agenda as presented. Commissioner Dallas Schroeder seconded the motion.

Yes - Chris Richardson, Grant Thayer, Dallas Schroeder

No - None

C. EXECUTIVE SESSION

Motion: To Enter Executive Session with the County Attorney for the purpose of receiving legal advice on specific legal questions or issue pursuant to Section 24-6-402(4)(b) of the C.R.S.

Commissioner Dallas Schroeder made a motion to Enter Executive Session with the County Attorney for the purpose of receiving legal advice on specific legal questions or issue pursuant to Section 24-6-402(4)(b) of the C.R.S. Commissioner Grant Thayer seconded the motion.

Yes - Chris Richardson, Grant Thayer, Dallas Schroeder

No - None

The Commissioners entered into Executive Session at 2:07 PM

The Commissioners exited out of Executive Session at 3:07 PM

Commissioner Richardson stated that the time is now 3:08 PM, and the Board of County Commissioner has now come back out of Executive Session. The participants in the Executive Session were myself, Commissioner Schroeder, Commissioner Thayer, County Attorney Bart Greer and County Manager Shawn Fletcher. 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. For the Record, if any person who participated in the Executive Session believes that any substantial discussion of any matters not included in the motion to go into executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Colorado Open Meetings Law, I would ask that you state your concerns for the record.

No concerns.

D. ACTION ITEMS

1. Discussion and Possible Action on the item discussed in the Executive Session

Commissioner Richardson opened the discussion by stating that, per policy, no decisions were made

during the executive session. The Commissioners received a letter alleging violation of the open meetings law per Commissioner Schroeder.

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No public comment.



Commissioner Richardson said there will be a discussion and take possible action regarding a letter received alleging violation of the open meetings' law.

There was discussion about potential conflict of interest with the county attorney, as his contract is one of the two that are subject of the letter we are addressing. The Commissioners agreed that they were satisfied that the advice was impartial so far.

Commissioner Richardson discussed items in the letter of a timeline leading up to today regarding decisions made about the extensions of the contracts. He said they have some items that are factually true in the letter, but they don't agree with its conclusions.

Commissioner Richardson said the procedures the commissioners used were clearly viewed as not sufficiently transparent and they've been committed to transparency since he took office. He followed up by saying that there are some things that could be done differently in the future and some things that the Commissioners should codify in policy or procedure that follows the most strict interpretation of the COMA for future adjustments to executive contracts.

Commissioner Schroeder agreed with what Commissioner Richardson said, stating objections to some things in the letter including the violations and that the ratification at the subsequent meeting does remedy any potential issues.

There was a brief discussion on procedures for future contract extensions, to ensure transparency.

Commissioner Thayer requested the County Attorney to make contact with the other attorney to go over the line items. All commissioners agreed.

County Attorney Bart Greer stated that he would contact the Attorney and work on a draft policy regarding e

E. ADJOURNMENT

Motion: To Adjourn

Commissioner Grant Thayer made a motion to Adjourn. Commissioner Dallas Schroeder seconded the motion.

Yes - Chris Richardson, Grant Thayer, Dallas Schroeder

No - None

The meeting Adjourned at 3:17 PM



BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO

CHRIS RICHARDSON, Chair, COMMISSIONER District 1

DALLAS SCHROEDER, Vice-Chair, COMMISSIONER District 2

GRANT THAYER, COMMISSIONER District 3

ATTEST: Amanda Moore

Deputy Clerk

BY:

Deputy Clerk to the Board of County Commissioners