



ELBERT COUNTY, COLORADO
BOARD OF COUNTY COMMISSIONERS MEETING MINUTES

Special Meeting Held in the BOCC Meeting Room

January 14, 2025 at 3:30 PM

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Rhonda Braun Recorder, Elbert County, Co



A. CALL TO ORDER AND ROLL CALL

The Special Meeting was called to order at 3:33 PM. County Clerk Rhonda Braun called the roll and all Commissioners were present.

Commissioner Schroeder made a statement that until the January 22, 2025 Organizational Meeting where the new Chair and Vice Chair are voted in, he will stand in as Chair to run this meeting.

B. APPROVAL OF AGENDA

Motion: Approval of Agenda

Commissioner Byron McDaniel made a motion to Approve the Agenda. Commissioner Mike Buck seconded the motion.

Aye – Dallas Schroeder, Byron McDaniels, Mike Buck

Nay – None

C. EXECUTIVE SESSION

Motion: To Enter Executive Session for the purpose of receiving legal advice on specific legal questions or issues pursuant to Section 24-6-402(4)(a) of the Colorado Revised Statutes.

Commissioner Byron McDaniel made a motion to Enter into Executive Session with the County Attorney and other counsel, Chris Price pursuant to C.R.S. 24-6-402(4)(b), to conference with County counsel to receive legal advise on specific legal questions and issues and advice on matters that are privileged or confidential between attorney and client issues involving, and determining positions relative to matters that may be subject to hearing, review, or determining positions or strategy relative to matters that may be subject to negotiations,; developing strategy for negotiations; and instructing negotiators, pursuant to C.R.S. 24-6-402(4)(e) of the Colorado Revised Statutes. Specifically, I move the Board go into Executive Session to discuss legal advice related to the 1041 permit process and the Xcel Power Pathway application with Elbert County. Commissioner Mike Buck seconded the motion.

Aye – Dallas Schroeder, Byron McDaniel, Mike Buck

Nay – None

The Commissioners entered into Executive Session at 3:33 PM

The Commissioners exited Executive Session at 4:24 PM

Commissioner Schroeder stated the time was now 4:24 PM and the Board of County Commissioners have now come back out of the Executive Session. The participants in the Executive Session were himself, Commissioner Mike Buck, Commissioner Byron McDaniel, County Attorney Bart Greer, County Manager Shawn Fletcher, Community and Economic Development Manager Marc Dettenreiter, and Special Counsel Chris Price. The Board took no formal action in the contravention of Section 24-6-402(4) of the C.R.S. and no

adoption of any proposed policy, position, resolution, rule or regulation took place.

Commissioner Schroeder further stated 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, that they would state their concerns for the record.

None of the members present in the Executive Session expressed concerns of improper action in the Executive Session after being given an opportunity to do so.

D. ADJOURNMENT

Motion: To Adjourn

Commissioner Byron McDaniel made a motion to Adjourn. Commissioner Mike Buck seconded the motion.

Aye – Dallas Schroeder, Byron McDaniel, Mike Buck

Nay – None

Meeting Adjourned at 4:25 PM

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BOARD OF COUNTY COMMISSIONERS

ELBERT COUNTY, COLORADO

BYRON MCDANIEL, Chair, COMMISSIONER District 3

DALLAS SCHROEDER, COMMISSIONER District 2

MIKE BUCK, COMMISSIONER District 1

ATTEST: Emily Backhus-Irwin

Deputy Clerk

BY:

Deputy Clerk to the Board of County Commissioners