

**FRASER BOARD OF TRUSTEES
MINUTES**

DATE: January 20, 2021

MEETING: Board of Trustees Regular Meeting

PLACE: Fraser Town Hall Board Room and Virtually

PRESENT

Board: Mayor Philip Vandernail; Mayor Pro-Tem Eileen Waldow; Trustees; Andy Miller, Brian Cerkvenik, Katie Soles, Parnell Quinn and Ryan Barwick

Staff: Interim Town Manager Wesley LaVanchy; Town Clerk, Antoinette McVeigh; Town Planner Catherine Trotter; Marketing and Economic Development Manager, Sarah Wieck; Finance Manager, Beth Williams; Public Works Director Russell Pennington; Assistant Town Manager Michael Brack; Police Chief, Glen Trainor

Others: N/A

Mayor Vandernail called the meeting to order at 6:02 p.m.

1. **Rollcall:** Mayor Philip Vandernail; Mayor Pro-Tem Eileen Waldow; Trustees; Andy Miller, Brian Cerkvenik, Katie Soles, Parnell Quinn and Ryan Barwick

2. **Approval of Agenda:**
Trustee Soles moved, and Trustee Waldow seconded the **motion** to approve the agenda. **Motion carried: 7-0.**

3. **Executive Session:**
For a conference with the Water Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b). For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e). Regarding Project P. Including Interim Town Manager Wesley LaVanchy, Plant Superintendent Joe Fuqua, Public Works Director Russell Pennington, Finance Manager Beth Williams, Town Attorney Rod McGowan, Water Attorney Gene Riordan and Jim McLaughlin from Merrick

Trustee Cerkvenik moved, and Trustee Soles seconded the **motion** to open the Executive Session at 6:03 p.m. **Motion carried: 7-0.**

Trustee Soles moved, and Trustee Cerkvenik seconded the **motion** to close the Executive Session at 7:10 p.m. **Motion carried: 7-0.**

Attorney's Opinion Required by C.R.S. 24-6-402(2)(d.5)(II)(B).

As the attorney representing the Town of Fraser, I am of the opinion that the entire executive session, which was not recorded, constituted a privileged attorney-client communication.

Rod McGowan, Town Attorney

4. Executive Session:

For a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b), and for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e), regarding development matters. Including Interim Town Manager Wesley LaVanchy, Town Planner Catherine Trotter and Town Attorney Rod McGowan

Trustee Cerkvenik moved, and Trustee Soles seconded the **motion** to open the Executive Session at 7:11 p.m. **Motion carried: 7-0.**

Trustee Soles moved, and Trustee Cerkvenik seconded the **motion** to close the Executive Session at 8:11 p.m. **Motion carried: 7-0.**

Attorney's Opinion Required by C.R.S. 24-6-402(2)(d.5)(II)(B).

As the attorney representing the Town of Fraser, I am of the opinion that the entire executive session, which was not recorded, constituted a privileged attorney-client communication.

Rod McGowan, Town Attorney

5. Executive Session:

For a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b), and for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e), regarding real estate matters. Including Interim Town Manager Wesley LaVanchy and Town Attorney Rod McGowan, Town Clerk Antoinette McVeigh and Finance Manager Beth Williams

Trustee Cerkvenik moved, and Trustee Quinn seconded the **motion** to open the Executive Session at 8:13 p.m. **Motion carried: 7-0.**

Trustee Soles moved, and Trustee Quinn seconded the **motion** to close the Executive Session at 8:25 p.m. **Motion carried: 7-0.**

Attorney's Opinion Required by C.R.S. 24-6-402(2)(d.5)(II)(B).

As the attorney representing the Town of Fraser, I am of the opinion that the entire executive session, which was not recorded, constituted a privileged attorney-client communication.

Rod McGowan, Town Attorney

6. **Consent Agenda:**

- a) Minutes December 09, 2020
- b) Minutes December 15, 2020
- c) Resolution 2021-01-01 Official Posting Location
- d) Resolution 2021-01-02 Surety Reduction East Mountain Filing 11

Trustee Barwick moved, and Trustee Waldow seconded the **motion** to approve the consent agenda. **Motion carried: 7-0.**

7. **Discussion And Possible Action Regarding:**

- a) Cure of Default of Annexation Agreement for Rendezvous West Mountain

Trustee Soles moved, and Trustee Cerkvenik seconded the **motion** to table the discussion and possible action to a future meeting. **Motion carried: 7-0.**

- b) Resolution 2020-01-03 Memorandum of Understanding with Mountain Family Center Drop Hunger

Trustee Waldow moved, and Trustee Quinn seconded the **motion** to approve Resolution 2020-01-03 Memorandum of Understanding with Mountain Family Center Drop Hunger. **Motion carried: 7-0**

- c) Resolution 2021-01-04 Approving Purchase Agreement, Young
Trustee Waldow moved, and Trustee Barwick seconded the **motion** to approve Resolution 2021-01-04 Approving Purchase Agreement, Young. **Motion carried: 7-0**

Town Attorney Rod McGowan was excused.

7. **Open Forum:**

- a) Business not on the agenda

8. **Updates:**

Mayor Vandernail resigned from the Transit Advisory Committee and the Economic Development Advisory Committee. Trustee Cerkvenik has been appointed to the Transit Advisory Committee. Applications for the Economic Development Advisory Committee are being accepted.

9. **Adjourn:**

Trustee Soles moved, and Trustee Miller seconded the **motion** to adjourn. **Motion carried: 7-0.** Meeting adjourned at 8:40 p.m.

Antoinette McVeigh, Town Clerk