



DATE: October 19, 2020
TO: Richard Skorman, City Council President
FROM: Wynetta Massey, City Attorney
RE: October 26,2020, City Council Closed Executive Session Agenda

Please ADD the following legal matter for **Closed Executive Session:**

In accord with City Charter art. III, § 3-60(d) and its incorporated Colorado Open Meetings Act, C.R.S. § 24-6-402(4)(a) and (b), the City Council, in Open Session, is to determine whether it will hold an electronic Closed Executive Session. The issue to be discussed involves consultation with the City Attorney to receive legal advice pertaining to a potential taking of property by eminent domain for a public works project.

The President of Council shall poll the City Councilmembers, and, upon consent of two-thirds of the members present, may conduct an electronic Closed Executive Session. Each City Councilmember participating in the electronic Closed Executive Session shall affirmatively state for the record that no other member of the public not authorized to participate in the electronic Closed Executive Session is present or able to hear the matters discussed as part of the electronic Closed Executive Session. If consent to the electronic Closed Executive Session is not given, the item may be discussed in Open Session or withdrawn from consideration.

Wynetta Massey
City Attorney

C: John W. Suthers, Mayor
Jeff H. Greene, Chief of Staff
Aram Benyamin, Utilities CEO
Denny Nester, City Auditor
Sarah B. Johnson, City Clerk
Emily Evans, City Council Administrator
Tom Florczak, Deputy City Attorney