



**DATE:** October 5, 2020  
**TO:** Richard Skorman, City Council President  
**FROM:** Wynetta Massey, City Attorney  
**RE:** October 12, 2020, City Council Closed Executive Session Agenda

Please schedule 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)(b), the City Council, in Open Session, is to determine whether it will hold an electronic Closed Executive Session. The issues to be discussed involve 1). receiving legal advice and consultation with the City Attorney on specific legal questions related to a litigation case involving regulatory compliance, and 2). receiving legal advice and consultation with the City Attorney regarding a special district matter.

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 If consent to the electronic Closed Executive Session is not given, the item may be discussed in Open Session or withdrawn from consideration.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