



DATE: October 26, 2018
TO: City Council
FROM: City Attorney's Office
SUBJECT: Open Executive Session Agenda for the November 12, 2018, Work Session Meeting

Open Session:

Denis Prevost v. Kevin Carter, Case No. 18CV32180, District Court, El Paso County, Colorado

The Civil Action Investigation Committee recommended the City represent Mr. Carter as required by the Colorado Governmental Immunity Act. Mr. Carter is a public employee acting within the scope of his employment. There is no current evidence nor are there any allegations suggesting Mr. Carter's actions were willful or wanton. As usual, it is further recommended that the City reserve the right not to pay any award of punitive damages.

Wynetta Massey
City Attorney

