

From: [Robert Widner](#)
To: [Michelle Eddy](#)
Cc: [Chris Price](#); [Maureen Juran](#)
Subject: Executive Session Statement
Date: Thursday, October 10, 2024 12:37:55 PM
Importance: High

Michelle:

In accordance with C.R.S Section 24-6-402(2)(d.5), this email message is intended to constitute a signed statement of the local body attorney who was in attendance at an executive session.

An executive session was held on September 17, 2024, following the unanimous approval by the Board of Trustees (6-0 vote, one trustee position vacant) of a motion which stated:

I move pursuant to CRS 24-6-402(4)(b) and (e) to receive legal concerning the statutory processes for the local consideration of areas and activities of state interest, potential threat of litigation, and to devise negotiation strategy and instruct negotiators concerning a state agency proposal for the use of State Highway 9.

I attest that this executive session, in its entirety, constituted a privileged attorney-client communication. The executive session was limited to the topic(s) described. The Board made no formal decision or vote during the executive session. The Board did, however, listen to the information I provided as their attorney, asked questions to better understand the legal issues and advice, concurred with the legal advice offered and, based on such privileged discussion and advice, concurred with the recommended legal advice on how to proceed. The Board's concurrence effectively instructed me, as their negotiator, on how to proceed in implementing the legal advice. In instructing me on how to proceed, the Board's instruction was also privileged attorney-client communication because such client instruction to its attorney is a customary and necessary part of the attorney-client relationship and communication.

Please consider this email message as signed by me. Also, please retain this message as part of the minutes of the meeting at which the executive session was held.

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