



## BOARD OF TRUSTEES SPECIAL MEETING

Wednesday, March 25, 2026 at 6:00 PM

Palmer Lake Town Hall – 28 Valley Crescent, Palmer Lake, Colorado

### MINUTES

#### Call to Order/Roll Call

Meeting Called to Order at 6:00pm

Present: Roger Moseley, Dennis Stern, John Marble, Beth Harris, Michael Beeson

Absent: Atis Jurka, Tony Beltran

#### Pledge of Allegiance

#### Business Items

1. Discussion and Direction Regarding Disclosure of Information Related to Legal Counsel RFP Process

Interim Town Administrator Glen Smith reported that, following the recent awarding of the contract, it was discovered that law firm Wyatt Hamilton Findlay (WHF) had undisclosed interactions with Trustee Moseley between December and January, including text messages and a video conference. Concerns were raised regarding the lack of transparency between both the applying attorney and the board member, with Interim Town Administrator Smith noting that such a failure to disclose creates a precarious foundation for the town's new legal representation. The matter was left to the Board to determine the appropriate direction regarding the legal counsel contract.

Trustee Moseley asserted that a public disclosure of this contact was made during the January 8th Board meeting, prior to the Board receiving the RFP, where he noted calling the firm to gauge interest in providing municipal services. While Interim Town Administrator Smith acknowledged an email from December 15th regarding the firm, he maintained that the subsequent lack of disclosure from the firm during the formal selection process was the primary concern. Trustee Moseley responded that the communication did not involve contract specifics or RFP details, but rather the firm's experience in other municipalities, and argued that the lack of disclosure did not constitute a conflict of interest or a breach of the RFP process.

#### Public Comment

Laura Mcguire – Expressed concerns regarding the ethics and integrity of the legal counsel selection process, specifically alleging that Trustee Moseley made false statements at the

March 12th meeting regarding his limited contact with the law firm. She argued that a different candidate was more competent for the town's needs and suggested that the current firm's selection was driven by political motivations and a lack of transparency.

Shana Ball – Addressed the Board regarding personal conduct and legal liability, alleging that some members are prioritizing personal agendas over municipal law. She warned that these actions create significant liability for the town, potentially risking the loss of insurance coverage through CIRSA, and urged the Trustees to strictly adhere to the laws governing the community.

Susan Miner – Critiqued the failure to follow the RFP's strict disclosure requirements, arguing that any prior interactions should have been reported to maintain transparency. She expressed a lack of trust in both the Board and the attorney for overlooking these details and voiced concerns regarding potential "daisy chain" communications among members, urging higher standards of accountability.

Amy Hutson – Reminded the Board of the importance of acting as a collective body rather than as individuals. She cautioned against members exceeding their authority or micromanaging staff, emphasizing that such actions undermine the Board's proper role and function.

Trustee Moseley raised a point of order, requesting an apology for Mr. Waller's alleged violation of public comment rules. Trustee Moseley stated that the resident exceeded the allotted time and directed multiple personal attacks toward them during their previous public comment.

Mr. Waller refuted that claim and refused to offer an apology.

Mark Waller – Mr. Waller defined integrity as "doing the right thing when nobody's looking" and alleged a systemic lack of transparency. The speaker cited Trustee Moseley's prior denials of contact with legal counsel and the Town of Florence as being later proven false. Additionally, he expressed concern over the use of private email addresses for town business to bypass public servers, urging the Trustees to honor their campaign promises of transparency and accountability.

The Board discussed the distinction between mandatory RFP requirements and discretionary should statements, noting that the firm met all four mandatory submittals, rendering the proposal technically compliant. While failing to address discretionary items typically affects competitiveness rather than eligibility, the Board evaluated whether providing inaccurate information in a response, regardless of its requirement status, impacts the assessment of the firm's professional integrity and its suitability for the contract.

### **Public Comment**

Mark Waller – Discussed the potential legal and procedural risks associated with the nondisclosure of prior communications between a Trustee and the selected firm. It was argued that while the Board voted based on the information available at the time, the subsequent discovery of undisclosed contact creates a potential claim of unfairness or inside knowledge that could expose the Town to litigation from the unsuccessful bidder. To mitigate this risk and ensure a fair process, he suggested that the Board defer a final decision to re-

evaluate all proposals in light of the new information, thereby protecting the integrity of the Town's selection process.

Trustee Harris read the statement from WHF stating that they believed that there was no conflict of interest into the record.

**Public Comment**

Laura McGuire – Made a request for further transparency regarding a previous meeting between the selected firm and a Trustee. She suggested that the Town formally request a recording of that meeting for public review to address concerns of potential bias and ensure the selection process remains open and accountable.

Susan Miner – Asked the Board if Trustee Moseley conducted video calls with all the applicants to the RFP.

Trustee Moseley indicated that he did not conduct video calls with all the applicants to the RFP. He continued that all of them had been asked to provide qualified applicants to the Town for the RFP.

Charlie Ihlenfeld – Emphasized that this is not a discussion of conflict of interest, rather that the law firm did not fully disclose communication between themselves and Trustee Moseley.

The Board provided Direction to staff to have Dan Findlay present at the Regular Board of Trustees meeting on 03/26/2026.

**Public Comment** - *Public comments are encouraged to be emailed to the Town office at [info@palmer-lake.org](mailto:info@palmer-lake.org) with subject line of Public Comment (24 hours prior to meeting) and shall be distributed and read at the meeting. Otherwise, please be recognized to speak, sign in, and address the Board on matters not on the agenda. Thank you!*

No comments given.

**Adjourn** - Meeting Adjourned at 7:13 (Beeson, Marble)

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Deputy Town Clerk- Grant Massey

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Mayor Dennis Stern