

**FRASER BOARD OF TRUSTEES
MINUTES**

DATE: January 5, 2022

MEETING: Board of Trustees Regular Meeting

PLACE: Fraser Town Hall Board Room and Virtually

PRESENT

Board: Mayor Philip Vandernail; Mayor Pro-Tem Eileen Waldow; Trustees; Andy Miller, Katie Soles, Parnell Quinn and Kaydee Fisher

Staff: Town Manager, Ed Cannon; Town Clerk, Antoinette McVeigh; Assistant Town Manager, Michael Brack; Town Planner, Catherine Trotter; Public Works Director, Russell Pennington

Others: Clark Lipscomb

Mayor Vandernail called the meeting to order at 6:00 p.m.

1. **Rollcall:** Mayor Philip Vandernail; Mayor Pro-Tem Eileen Waldow; Trustees; Andy Miller, Katie Soles, Parnell Quinn and Kaydee Fisher
2. **Approval of Agenda:**
Trustee Soles moved, and Trustee Miller seconded the **motion** to approve the agenda.
Motion carried: 6-0.
3. **Executive Session:**
For a conference with the Special Council for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) and For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e). Regarding litigation. Including Special Council Andy Nathan and Ashley Hernandez-Schlagel, Town Manager Ed Cannon, Town Clerk Antoinette McVeigh, Town Planner Catherine Trotter, Assistant Town Manager Michael Brack

Trustee Miller moved, and Trustee Soles seconded the **motion** to open the Executive Session at 6:02 p.m. **Motion carried: 6-0.**

Trustee Soles moved, and Trustee Miller seconded the **motion** to close the Executive Session at 6:50p.m. **Motion carried: 6-0.**

Attorney's Opinion Required by C.R.S. 24-6-402(2)(d.5)(II)(B). As the attorney representing the Town of Fraser, I am of the opinion that the entire executive session, which was not recorded, constituted a privileged attorney-client communication.

Andy Nathan, Special Council

4. **Consent Agenda:**

- a) Minutes December 01, 2021
- b) Resolution 2022-01-01 Official Posting Location
- c) Resolution 2022-01-02 Rendezvous License Agreement
- d) Resolution 2022-01-03 Lot 1 And Lot 2 Elk Creek Condominiums at Grand Park Final Acceptance and Surety Reduction
- e) Resolution 2022-01-04 Elk Creek Filing No. 1 Final Acceptance and Surety Reduction

Trustee Soles moved, and Trustee Quinn seconded the **motion** to approve the consent agenda. **Motion carried: 6-0.**

5. **Discussion and Possible Action:**

- a) East Grand Middle School Robotics Club Funding Request

Trustee Fisher moved, and Trustee Soles seconded the **motion** to approve \$500 funding request for the East Grand Middle School Robotics Club. **Motion carried: 6-0.**

- b) Resolution 2022-01-05 First Amendment to Grand Park Drive Improvement Agreement

Trustee Soles moved, and Trustee Quinn seconded the **motion** to approve Resolution 2022-01-05 First Amendment to Grand Park Drive Improvement Agreement. **Motion carried: 6-0.**

- c) Election Presentation – Antoinette
Town Clerk Antoinette McVeigh presented the 2022 election calendar and answered questions.

- d) Water Wastewater Advisory Committee Ex-Officio Member Appointment

Trustee Miller moved, and Trustee Quinn seconded the **motion** to appoint Eileen Waldow and Brian Cerkvnik to the Water Wastewater Advisory Committee as Ex-Officio Trustee Members. **Motion carried: 6-0.**

6. **Open Forum:**

None

7. **Updates**

- a) TM Ed Cannon, Regarding COVID-19 he asked if staff could close town hall and request visitors to make an appointment to enter and require masks. The Board agreed.

Katie Soles, Ed Cannon and Sarah Weick will be attending the sustainable community meeting in Winter Park January 14.

Ed asked if any of the Trustees would like to apply for the CML Executive Board. No Trustees are interested, he explained that he would like to apply.

Trustee Miller moved, and Trustee Soles seconded the **motion** to approve Ed Cannon to apply for the CML Executive Board. **Motion carried: 6-0.**

b) Trustee Miller, Thanks to all of the employees working hard through the holidays. He would like to discuss an Affordable Housing revenue stream, lodging tax and building fee at a future meeting.

8. Executive Session:

a) For a conference with the Town Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) and For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e). Regarding litigation. Including Town Attorney Kent Whitmer, Town Manager Ed Cannon, Town Clerk Antoinette McVeigh, Town Planner Catherine Trotter, Assistant Town Manager Michael Brack

b) For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e) To discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. Section 24-6-402(4)(a) Regarding Land Acquisition. Town Attorney Kent Whitmer, Town Manager Ed Cannon, Town Clerk Antoinette McVeigh, Town Planner Catherine Trotter, Assistant Town Manager Michael Brack

Trustee Miller moved, and Trustee Soles seconded the **motion** to open the Executive Sessions at 8:00 p.m. **Motion carried: 6-0.**

Trustee Soles moved, and Trustee Quinn seconded the **motion** to close the Executive Sessions at 9:02 p.m. **Motion carried: 6-0.**

Attorney's Opinion Required by C.R.S. 24-6-402(2)(d.5)(II)(B). As the attorney representing the Town of Fraser, I am of the opinion that the entire executive session, which was not recorded, constituted a privileged attorney-client communication.

Kent Whitmer, Town Attorney

9. Discussion and Possible Action Regarding:

a) Land Acquisition

Trustee Soles moved, and Trustee Waldow seconded the **motion** to approve the contract that has been presented to acquire land subject to adjustments of dates that the town attorney feels appropriate, authorizing the mayor to sign. **Motion carried: 6-0.**

10. Adjourn:

Trustee Soles moved, and Trustee Quinn seconded the **motion** to adjourn. **Motion carried: 6-0.** Meeting adjourned at 9:05 p.m.

Antoinette McVeigh, Town Clerk