BOARD OF TRUSTEES
CITY OF CREEDE, COLORADO – A TOWN
October 7, 2009

SPECIAL MEETING

The Board of Trustees of the City of Creede – a Town, County of Mineral, State of Colorado, met in a special session in the Creede Town Hall at the hour of 7:04 p.m. There being present at the call of the roll the following persons:

BOARD MEMBERS PRESENT: John Mattingly, Evelyn Gant, Larry Lewis, Joe Keller, Rex Shepperd, Dana Brink
ABSENT: Debbie Wylesky

Mayor Shepperd, presiding, declared a quorum present:
Those members of staff also present were as follows:

Pamela Wilson, City Clerk/Treasurer
Clyde Dooley, City Manager
Richard Mehren, City Water Attorney

REPORTS AND PRESENTATIONS

MOSES, WITTEMYER, HARRISON AND WOODRUFF P.C.

Richard Mehren, an attorney with the law firm Moses, Wittemyer, Harrison and Woodruff P.C. was available at this special meeting to answer concerns the Board may have regarding his handling of the Town's water issues.

EXECUTIVE SESSION

Trustee Keller moved and Trustee Gant seconded to leave open session and go into executive session at 7:05 p.m. for attorney conferences (§ 24-6-402 (4) (b) C. R. S.) to receive legal advice concerning water issues. The vote was unanimous. Mayor Shepperd declared the motion carried. Attorney Mehren and City Manager Dooley were invited to attend this session.

Trustee Keller moved and Trustee Lewis seconded to leave executive session and come back into open session at 8:07 p.m. The vote was unanimous. Mayor Shepperd declared the motion carried.

ACTIONS FOLLOWING EXECUTIVE SESSION

Trustee Keller moved and Trustee Lewis seconded to direct water counsel to move forward with settlement discussions per the letter that Mehren had presented to the Board. The vote was unanimous. Mayor Shepperd declared the motion carried.

The Board directed Mehren to draft a general letter of engagement between his firm and the city for the Mayor to sign on behalf of the city.

City Manager Dooley was directed by the Board to clarify with Ron McLaughlin what is to be understood from his memo/letter regarding the one hundred year plan.

ADJOURN

There being no further business to come before the Board of Trustees at this time, Trustee Keller moved and Trustee Mattingly seconded that the meeting be adjourned at 8:13 p.m. The vote was unanimous. Mayor Shepperd declared the motion carried.

Respectfully submitted:

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Pamela J. Wilson, City Clerk/Treasurer