

**GUNNISON COUNTY BOARD OF COMMISSIONERS
SPECIAL MEETING MINUTES
February 27, 2007**

The February 27, 2007 Board of Commissioners meeting was held in the Commissioners Meeting Room at the Courthouse. Present were:

Hap Channell, Chairperson
Paula Swenson, Vice-Chairperson
Jim Starr, Commissioner

Marlene Crosby, Interim County Manager
Kelly Balch, Clerk to the Board
Others Present as Listed in Text

CALL TO ORDER: Chairperson Channell called the special meeting to order at 8:07 a.m.

TENDERFOOT PROJECT UPDATE: Interim County Manager Crosby reported that this matter requires some discussion of documents and issues which are appropriately discussed in an executive session under the attorney-client privileged communication provisions in order to receive legal advice on how to proceed.

Moved by Commissioner Swenson, seconded by Commissioner Starr for the Board to go into executive session with Interim County Manager Crosby, Deputy County Attorney Tom Dill, Finance Director Linda Nienhueser and Tenderfoot Board representative Janice Downing for the purpose stated above. Motion passed unanimously.

The Board went into executive session at 8:07.m. *Executive sessions of the Board of County Commissioners are conducted as per C.R.S. 24-6-402(4). This specific session was conducted as per C.R.S. 24-6-402(4)(b).*

Attorney Statement Regarding Executive Session

Pursuant to C.R.S. 24-6-402 (2)(d.5)(II)(B), I attest that I am the Gunnison Deputy County Attorney, that I represent the Gunnison County Board of County Commissioners, that I attended all of the above referenced executive session, that all of the executive session was confined to the topic authorized for discussion pursuant to C.R.S. 24-6-402(4) and that, because in my opinion all of the discussion during the executive session constituted a privileged attorney-client communication, no record of the executive session was required to be kept and no such record was kept.

Date: _____

Tom Dill
Deputy County Attorney

Chairperson Statement Regarding Executive Session

Pursuant to C.R.S. 24-6-402(2)(d.5)(II)(B), I attest that I am the Chairperson of the Gunnison County Board of Commissioners, that I attended all of the above referenced executive session, and that all of that executive session was confined to the topic authorized for discussion pursuant to C.R.S. 24-6-402(4).

Date: _____

Hap Channell, Chairperson
Gunnison County Board of Commissioners

The Board came out of executive session at 8:40 a.m.

Chairperson Channell reported that the session stayed on topic with those persons listed. He reported that the primary purpose for today's discussion is that the Tenderfoot Center is State licensed for one less infant than the Center anticipated in its operating plan. The Tenderfoot Board of Directors continues to work with the contractor and architect to see if the issue can be resolved through a change in the interior configuration. As well, there are ongoing completion issues with the project. The Tenderfoot Board continues to do fundraising to repay loans on the project. The County is involved in this due to its holding of the contract with the architect. Channell stated that these matters are on their way to being resolved.

ADJOURN: Moved by Commissioner Swenson, seconded by Commissioner Starr to adjourn the special meeting. Motion passed unanimously. The meeting was adjourned at 8:47 a.m.

The Board then conducted a work session until 5:00 p.m. regarding various topics.

Hap Channell, Chairperson

Paula Swenson, Vice-Chairperson

Jim Starr, Commissioner

Minutes Prepared By:

Kelly Balch, Deputy County Clerk

Attest:

Stella Dominguez, County Clerk