

City Council Meeting Minutes

**October 9, 2018
City Hall, Council Chambers
749 Main Street**

**6:15 PM
SPECIAL MEETING – EXECUTIVE SESSION**

Call to Order – Mayor Muckle called the meeting to order at 6:15 p.m.

Roll Call was taken and the following members were present:

City Council: ***Mayor Robert Muckle
Mayor Pro Tem Jeff Lipton
Councilmember Jay Keany
Councilmember Chris Leh
Councilmember Susan Loo
Councilmember Dennis Maloney
Councilmember Ashley Stolzmann***

Staff Present: ***Heather Balsler, City Manager
Dave Hayes, Police Chief
Meredyth Muth, City Clerk***

Others Present: ***Kathleen Kelly, City Attorney***

PENDING LITIGATION

(Louisville Charter, Section 5-2(d) – Authorized Topics – Consultation with an attorney representing the City with respect to pending litigation, and C.R.S. 24-6-402(4)(b))

The City Clerk read the statement required by City Code.

Attorney Kelly stated Section 5-2(d) of the home rule charter authorizes an executive session for the purpose of consultation with an attorney representing the City with respect to pending litigation, which includes actual pending lawsuits as well as situations where the person requesting the session believes in good faith that a lawsuit may result. An executive session for this purpose is also authorized by C.R.S. Section 24-6-402(4)(b) of the Colorado Open Meetings Law.

For this executive session, the City Manager and City Attorney are requesting an executive session for consultation with the City Attorney regarding pending litigation, which in this case does not involve a lawsuit in which the City is a party but a situation where lawsuits against the City may result.

Councilmember Leh moved to approve an executive session, Councilmember Stolzmann seconded the motion.

Roll Call Vote: Motion carried by unanimous roll call vote.

Mayor Muckle clarified the motion that the executive session include the City Manager, City Attorney, and Police Chief.

Members went into executive session at 6:18 pm.

Members returned from executive session at 6:40 pm.

REPORT – DISCUSSION/DIRECTION/ACTION – PENDING LITIGATION

Attorney Kelly reported the Council met for the purpose of discussion of pending litigation and the Council did have any attorney-client consultation regarding the matter that does not involve an actual filed law suit but does involve a situation where a lawsuit may result. No specific action is requested this evening.

ADJOURN

Members adjourned at 6:42 pm.

Robert P. Muckle, Mayor

Meredyth Muth, City Clerk