



MINUTES OF THE SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE SOUTH ADAMS COUNTY FIRE PROTECTION DISTRICT

July 10, 2023

A SPECIAL MEETING OF THE Board of Directors of the South Adams County Fire Protection District was held at South Adams County Fire Department, 6050 Syracuse Street, Commerce City, CO 80022 at 5:30 p.m.

Board Members Present:

Craig Machuga

President

Debra Bullock

Vice President

Ernie Anderson

Treasurer

RJ Fernandez

Secretary

Kasen Huwa

Director

Also, Present:

Ron Fano

District Attorney

Absent: None

Pledge of Allegiance

Additions/deletions and approval of Agenda: None

Guests: Martine Wells - (special legal counsel, Greenberg Traurig)

Public Comments: None

<u>Executive Session:</u> Director Bullock made a motion to enter into Executive Session pursuant to C.R.S. Section 24-6-402(4)(b) to receive legal advice regarding next steps in workplace investigation. Director Anderson seconded the motion. The motion passed unanimously. Entered into Executive Session at 5:35 p.m.

Director Fernandez made a motion to come out of Executive Session at 6:40 p.m. Director Anderson seconded the motion. The motion passed unanimously.

Director Anderson made a motion to direct the Board's investigation committee and special legal counsel to proceed with disciplinary action subject to negotiation of terms of a separation agreement by August 3, 2023, as discussed in executive session. Director Fernandez seconded the motion. The motion passed unanimously.

Meeting adjourned at 6:43 p.m.

Craig Machuga, Presiden

RJ Fernandez, Secretary



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File No. 5034424-4

July 11, 2023

South Adams County Fire Protection District Attn: Sandy Danne 6050 Syracuse Street Commerce City, CO 80022

Re: Opinion Concerning Executive Session Held July 10, 2023

Members of the Board:

In my opinion, the executive session concerning legal advice regarding next steps in the work-place investigation that occurred during the special Board meeting that I personally attended on July 10, 2023, was properly announced and was a privileged attorney-client communication. Therefore, no record or electronic recording of the executive session was required pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S.

Very truly yours,

Ronald L. Fano