1. CALL TO ORDER AND ROLL CALL

Mayor Kincaid called the regular meeting of the Fruita City Council to order at 7:00 p.m. The meeting was held with virtual access provided through Zoom.

2. PLEDGE OF ALLEGIANCE

The American Flag was displayed on the screen and the Pledge of Allegiance was recited.

Present via teleconference:

- Mayor Joel Kincaid
- Mayor Pro Tem Lori Buck
- City Councilor Heather O’Brien
- City Councilor Kyle Harvey
- City Councilor Matthew Breman
- City Councilor Karen Leonhart

Excused Absent:

None

Also present via teleconference:

- City Manager Mike Bennett
- City Clerk/Finance Director Margaret Sell
- Deputy City Clerk Deb Woods
- Management Analyst Shannon Vassen
- Family Health West President and CEO Dr. Korrey Klein, M.D.
- City Attorney Paul Wisor
- Members of the public

3. AGENDA – ADOPT/AMEND

Mayor Kincaid asked if there had been any additions or amendments to the agenda. Deputy City Clerk Deb Woods confirmed that there were none.

- COUNCILOR O’BRIEN MOVED TO APPROVE THE AGENDA AS PRESENTED. COUNCILOR LEONHART SECONDED THE MOTION. THE MOTION PASSED WITH SIX YES VOTES.
4. PROCLAMATIONS AND PRESENTATIONS

A. PRESENTATION – FAMILY HEALTH WEST PRESIDENT AND CEO DR. KORRY KLEIN, MD, WILL PRESENT AN UPDATE

Dr. Klein updated the City Council on the many Family Health West (FHW) developments in 2020; what the organization has done in response to the COVID-19 pandemic and what they are preparing for in the fall.

Dr. Klein asserted that FHW was among leaders in the state who employed significant and drastic measures early on in response to the coronavirus by restricting visitors and employees from going inside FHW facilities unless they had critical business there.

Dr. Klein also acknowledged FHW for likely being the first in the state to allow outdoor visitation in their therapy courtyard. In fact, the state used some of FHW’s policies and procedures as examples for other facilities on how to increase visitation without increasing risk inside health care facilities.

Dr. Klein recounted how even though they were not required, FHW tested everyone in the FHW family for COVID-19 and in addition, offered testing to volunteers, first responders, board members and anyone who works with FHW in any capacity. They sampled approximately 650 people and had three COVID-positive results, although none of these three had any symptoms.

Dr. Klein also provided details on the following:

- Surge planning completed by FHW
- Status of and plans for Personal Protective Equipment (PPE), quantities of available beds, supplies and other resources
- Plans for testing family members of FHW employees and then members of the community (it is anticipated that testing will be available to the community within a few weeks)
- Data and plans for antibody tests
- Antigen testing that will be available soon
- Turnaround times for testing
- Resources that are “at the ready”
- Financial impact of the pandemic to FHW
- No FHW employees were laid off or furloughed.
- No cases of COVID were found in FHW’s long-term care.
- No cases of person-to-person spread inside FHW facilities.
- Addition of a new non-surgical podiatrist that can treat diabetes and provide routine foot care
- Addition of orthopedic surgeon Dr. Christopher Copeland, who contributes joint replacements and general orthopedics
- Will be adding six new family medicine providers this year, some D.O.s, some M.D.s
- New services will be available in Fruita such as colonoscopies and advanced diabetes care.
- By the first of September, Western Valley Family Practice will have twelve physicians, one nurse practitioner and three physicians’ assistants.
• By the end of the year, there will be 19 family medicine providers to serve the City of Fruita at FHW.
• A Board-Certified Behavior Analyst (BCBA) therapist was hired and FHW is trying to hire another one because there is a waiting list of almost two months after FHW took over Strive’s autism services.
• Began “Shift to Independence” driving evaluation and rehabilitation program in 2020 (FHW has the only Occupational Therapist in Western Colorado that is certified to do cognitive safety driving evaluations and assessments and modification recommendations for adaptive equipment in vehicles).

City Manager Mike Bennett noted that FHW has progressed with so many additional services since he moved here six years ago and thanked Dr. Klein for his leadership and commitment to the community.

Dr. Klein echoed the sentiment toward the City of Fruita. He recalled how two weekends ago, there was a fire behind the Fruita Community Center and he was not only impressed with the Lower Valley Fire District, but also the lifeguards at the pool who were ready to take the hands of elderly, demented patients and lead them away from the Willows if it became unsafe. He thanked the City and everyone who was involved that day.

5. PUBLIC PARTICIPATION

Mayor Kincaid gave attendees who had joined the meeting virtually instructions on how to submit public comments. Shannon Vassen confirmed that there were no comments from the public.

6. CONSENT AGENDA

A. MINUTES - A REQUEST TO APPROVE THE MINUTES OF THE AUGUST 4, 2020 REGULAR CITY COUNCIL MEETING

B. BOARDS AND COMMISSIONS APPOINTMENTS –

1) PLANNING COMMISSION APPOINTMENTS:

   A) A REQUEST TO APPOINT JP NISLEY AS A REGULAR MEMBER FROM THAT OF AN ALTERNATE MEMBER TO THE PLANNING COMMISSION TO FULFILL AN UNEXPIRED TERM PLUS AN ADDITIONAL THREE-YEAR TERM TO EXPIRE IN APRIL OF 2024

   B) A REQUEST TO APPROVE THE APPOINTMENT OF LAURA SIMCIK AS AN ALTERNATE MEMBER TO THE PLANNING COMMISSION TO FULFILL AN UNEXPIRED TERM PLUS AN ADDITIONAL THREE-YEAR TERM TO EXPIRE IN JUNE OF 2025
C) A REQUEST TO APPROVE THE APPOINTMENT OF CHELSEE URIGUEN TO THE PLANNING COMMISSION FOR A THREE-YEAR TERM TO EXPIRE IN AUGUST OF 2023

2. POLICE COMMISSION APPOINTMENT:

A) A REQUEST TO APPROVE THE APPOINTMENT OF JAMES JACKSON TO THE POLICE COMMISSION TO FULFILL AN UNEXPRED TERM PLUS AN ADDITIONAL THREE-YEAR TERM TO EXPIRE IN DECEMBER OF 2023

3. DOWNTOWN ADVISORY BOARD APPOINTMENT:

A) A REQUEST TO APPOINT ASHLEY ROGERS TO THE DOWNTOWN ADVISORY BOARD TO FULFILL AN UNEXPRIED TERM PLUS AN ADDITIONAL THREE-YEAR TERM TO EXPIRE IN FEBRUARY OF 2024

4. HISTORIC PRESERVATION BOARD APPOINTMENTS:

A) A REQUEST TO APPOINT BRIAN LOCHLAER TO THE HISTORIC PRESERVATION BOARD FOR A THREE-YEAR TERM TO EXPIRE IN AUGUST OF 2023

B) A REQUEST TO APPOINT ANDREA WITHROW TO THE HISTORIC PRESERVATION BOARD TO FULFILL AN UNEXPRIED TERM PLUS AN ADDITIONAL THREE-YEAR TERM TO EXPIRE IN SEPTEMBER OF 2024

5. ARTS AND CULTURE BOARD APPOINTMENT:

A) A REQUEST TO APPOINT GISELLE GENOVA TO THE ARTS AND CULTURE BOARD TO FULFILL AN UNEXPRIED TERM PLUS AN ADDITIONAL THREE-YEAR TERM TO EXPIRE IN NOVEMBER OF 2024

C. FINANCIAL REPORT – A REQUEST TO APPROVE THE JULY 2020 FINANCIAL REPORT

Mayor Kincaid opened the public hearing on the Consent Agenda. Mr. Vassen noted that Brian Lochlaer had raised his hand to speak.

Mr. Brian Lochlaer said he wanted to go on record that he was the one who tied up the Mayor’s Zoom meeting when the Mayor and Council Liaison were conducting interviews of applicants. He said he didn’t know he needed to do anything at the end of his interview to end the meeting and apologized, adding that he just wanted to be transparent about that. The Mayor said it was okay
and that the technology was a learning situation for everyone. He welcomed Brian to the board for which he was about to be appointed, the Historic Preservation Board.

Shannon Vassen stated that he did not see any other members of the public asking to comment. Mayor Kincaid closed the public hearing and invited the Council to ask questions, comment, remove Consent items for further discussion or make a motion to approve.

At approximately 7:22 p.m., City Manager Mike Bennett noted that Councilor Leonhart had to leave the meeting for a family emergency.

- COUNCILOR KREIE MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED. COUNCILOR BUCK SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.

7. PUBLIC HEARINGS

There were no public hearings on the agenda.

8. ADMINISTRATIVE AGENDA

A. GALLAGHER AMENDMENT STABILIZATION BALLOT QUESTION DISCUSSION – PAUL WISOR, CITY ATTORNEY

City Attorney Paul Wisor gave a detailed history and explanation of the Gallagher Amendment, the Gallagher Amendment’s impact on the City of Fruita’s finances and the impact on the City if a predicted decrease in the residential assessment rate comes to fruition.

The memorandum in Mr. Wisor’s presentation also set forth a proposed ballot question that would diminish the impact of the Gallagher Amendment by allowing the City to increase or decrease its mill rate in order to effectively achieve a permanent residential assessment rate of 7.15%, the rate currently imposed on residential properties in City and throughout the State of Colorado.

Background

The Gallagher Amendment was adopted in 1982 in response to ongoing concern about ever-increasing residential property taxes. The Gallagher Amendment divides the state’s total property tax burden between residential and nonresidential property. Gallagher requires that 45% of the total amount of state property tax collected must come from residential property and the remaining 55% must come from commercial property. Gallagher goes on to provide the assessment rate for commercial properties is permanently fixed at 29%.

Given the assessment rate for commercial properties is set at 29%, the General Assembly must set the residential assessment rate (the “RAR”) every odd year in order to maintain the 45%/55% allocation between residential and commercial taxes mandated by Gallagher. In 1982, the RAR was at 21%, but due to significant growth in the residential real estate market in the last forty years
the RAR has decreased significantly over time, and the RAR was most recently set at 7.15% in 2019.

**Gallagher Impact**

As a general matter, an individual’s property tax bill, and the amount ultimately received by the City, is calculated using the following formula:

\[
\text{Property Tax} = (\text{Market Value of Property}) \times (\text{RAR}) \times (\text{City of Fruita Mill Rate})
\]

The City of Fruita is only able to control one of these factors, the mill rate, but, even control of this factor is limited by Art. X, Section 2o of the Colorado Constitution (“TABOR”).

In good economic times increased residential property values should result in an increase in property tax revenues to the City; however, because increases in residential property values have historically outpaced increases in commercial property values in Colorado, the RAR has decreased. As a result, any significant increase in revenues that could be realized by the City is diminished or otherwise eliminated. Of course, this is good news from a property owner’s perspective as their property taxes ultimately do not reflect the true value of their property.

While this general approach would seem not to have a particularly significant impact on the City, it is important to remember Gallagher, and the RAR in particular, are focused on Colorado as a whole rather than regionally or locally. As such, it is often the case that residential property values outside the Denver metro area do not rise as quickly or as significantly as residential properties in and around the Denver metro area. Consequently, the decrease in the RAR is often disproportionately lower than the increase in property values in mountain and rural communities throughout Colorado. Municipalities in mountain and rural communities therefore lose out on tax revenue as compared to their Front Range counterparts.

**2021 Reassessment**

As required by Gallagher, the General Assembly will again set the RAR in 2021. As is traditionally the case, several weeks ago the State Property Tax Administrator released an estimate of the RAR for 2021. Given the robust residential real estate market over the last two years, it is currently estimated the 2021 RAR will be set 5.88%, an 18% decrease from the RAR set in 2019. It is estimated this decrease in the RAR would result in a roughly $150,000 decrease in City revenues beginning in 2022.

The impact of the RAR decrease on the City could be augmented due to the COVID-19 pandemic. While residential property sales have slowed, it appears residential properties are retaining their value at the moment. However, it is possible the residential real estate market will experience a downturn at some point in 2021. If a downturn were to occur, the RAR would decrease along with a decrease in property values, thus compounding the overall impact on City revenues.

**TABOR**
The impact of the 2021 RAR could further be exacerbated by TABOR. In the event of a loss of revenue, most local jurisdictions throughout the country could offset such a loss with a mill levy increase. However, TABOR requires the City to seek voter approval prior to any tax increase, including a mill rate increase. If residential property values are falling, it is likely the overall economy is suffering as well, and it is unlikely a future ballot question seeking a mill rate increase would be approved.

**2020 Statewide Ballot Question**

Over the last several years many special districts, including special districts in Mesa County, whose budgets are disproportionately dependent on property tax revenues have asked voters for permission to “de-Gallagherize.” That is, they have asked for permission for their mill levies to fluctuate so that the effective RAR is 7.15% no matter the level at which the General Assembly sets the RAR pursuant to Gallagher.

Taking note of this trend, a significant number of lawmakers, business leaders and community members from both sides of the political aisle have come to the conclusion that Gallagher has outlived its usefulness. As such, the General Assembly voted to refer a ballot question to the voters in November 2020 asking to repeal Gallagher. Were the repeal to occur, the state would then be able to set assessment rates for both residential and commercial properties at any level they deemed fit in the future.

Were the statewide ballot proposal to pass, neither the City nor any other Colorado jurisdiction, would need to worry about the 2021 RAR as set forth above. Though, under this scenario the RAR in any given year would be an open question and hotly debated topic and the General Assembly.

**Proposed Ballot Question**

The 2021 RAR presents a significant challenge to the City under current law. The outcome of the statewide ballot question is murky at best, so relief from Gallagher is not guaranteed. As such, the City could follow the lead of other special districts, and ask Fruita residents to essentially freeze the RAR at its current level of 7.15%, which would require a ballot question be placed before voters at the November 2020 election. Mr. Wisor provided a draft of a proposed ballot question:

**Council Action**

A formal election resolution would need to be approved by the Council in order for the question to be placed on the ballot. In order for the question to be included on the November 3, 2020 ballot, the ballot language needs to be submitted to the County Clerk no later than September 4, 2020. As such, the Council has some time, though not a lot, to consider the issue.

**Conclusion**

The 2021 RAR could have a significant impact on City revenues. The City could choose to follow the lead of many special districts throughout the state and ask the voters to allow the City to increase or decrease its mill levy such that the revenues collected reflect an effective RAR of 7.15%. It is
possible, however, the proposed ballot question will be unnecessary as a statewide vote may eliminate Gallagher in its entirety this November.

While the ballot question would certainly save money, it may not have widespread approval. Homeowners will effectively save 18% on their next property tax bill. While this is not money in their pocket now, it is money they will be foregoing. Thus, although the question is not a property tax, it could easily be perceived as one. Though the City may benefit, now may not be the time for such a ballot question.

Mr. Wisor continued that if the Council had interest in discussing it further, he could provide some draft language in a Resolution at the next meeting. He pointed out that time is short; per state statute, the Council only has until September 4th to certify its ballot content for the November ballot. He said the Council could discuss it further if they wanted, at either the August 25th workshop or the regular meeting on September 1, 2020.

Councilor Breman asked the following:

“If Proposition B passes, the City would no longer be locked into the rate, but if it passes and the City passes a ballot measure locally to lock in the rate and the state raises the rate, whose rate would be the superseding one?”

Mr. Wisor responded that the way the question would be crafted, Council would have the ability to raise the mill levy to make that adjustment but would not be required to, and if Proposition B were to pass, the Constitution would no longer require that adjustment and so, the City would not have to and would not be empowered to make that change.

Councilor Breman also asked about having two ballot questions concerning Gallagher in front of voters at the same time. He wondered whether voters might just vote no on both because it is such a complex issue. He asked when the General Assembly would be setting the Residential Assessment Rate and whether the City of Fruita would have time to get the issue on the ballot or not.

Mr. Wisor thought it could be argued that the City would need to consider a ballot measure at a November Special Election or a regular election, but he would be cautious about doing it next April.

City Clerk/Finance Director Margaret Sell pointed out that the issue would be a TABOR ballot question, so there would be additional costs associated and the timing would be regulated by TABOR.

Councilor Breman asked for clarification that the City would not have time to wait to see what happens with Proposition B but still needs to make a decision based on that outcome about whether or not the City wants to put the question to the voters. Mr. Wisor confirmed this to be correct.

City Manager Mike Bennett suggested that the Council continue the discussion at the next workshop on August 25th.
Mr. Wisor emphasized that the question being discussed and potentially put before the voters is not a tax increase; nobody’s taxes will be increased by virtue of the measure. Instead, residential property owners will forego a tax savings were the measure to be put in place.

Councilor Kreie asked if any other entities in the valley would be putting something like this on a ballot and Mr. Wisor responded that he did not think anyone else is doing it yet and he strongly suspects Mesa County is not going to, but if they were, then he would strongly encourage that the city and county questions look identical because things would get very confusing otherwise.

Mr. Wisor added that he had a conversation with a very well-respected municipal attorney on the Front Range who represents a couple of mountain communities who are considering the ballot question in their jurisdictions. The attorney indicated that Front Range communities are not doing it because there is concern that if these questions appear on too many ballots, people are going to be induced to vote no on Proposition B. Mr. Wisor said he was not going to weigh in on whether Proposition B should be voted for or against, but that has been the rationale for not pursuing this question by some municipalities.

The Council, Mayor and staff concluded that the discussion would be continued at the August 25, 2020 workshop meeting.

9. CITY MANAGER'S REPORT

City Manager Mike Bennett reported that the Governor of Colorado referenced the Pine Gulch fire earlier in the day as one of four fires in the state currently and the only fire of the four that was started naturally (by lightning). There is a new fire ban statewide that was just announced by Executive Order.

Mike continued that he heard from some of Fruita’s public lands partners that the fire is over by Hunter Gulch, which is within a couple of miles of the 18 Road recreation area. Fortunately, the fire is staying on the east side and not heading west over the gulch. Mike said he would be meeting one-on-one with Chief Frank Cavaliere the following day. The Lower Valley Fire District is not the point of contact on the fire, but they are assisting in the response.

Mike also reported that he and Mayor Kincaid participated in the annual “State of the Valley” hosted by the Grand Junction Chamber earlier in the day. It was also attended by elected officials of Mesa County, Grand Junction, and Palisade. Much of the discussion was focused on how everyone is dealing with the pandemic, the result of Fruita’s Comprehensive Plan and continued Master Planning and how CARES Act funding is being spent.

Mike noted that for the relief funds, progress is being made on the following:

- Staff reached out to all the school principals to offer up to three outdoor classrooms per school (as a starting point).
- Mike and Dan (Caris) will be coordinating with all Fruita principals and School District leaders to discuss more details about the outdoor classrooms.
- FCI will begin construction in two weeks on the downtown outdoor public spaces.
• Staff is in the process of ordering all the materials to build the outdoor classrooms and public spaces.
• Staff is obtaining the information from Food Bank of the Rockies about what their additional needs are.
• Staff continues to write up the eligibility requirements for the next round of relief funds for businesses and non-profits.

Mayor Kincaid asked if there would be a Press Release for the construction of the outdoor spaces in downtown Fruita so that people are aware of what is going on. Mike responded that staff is working on a message to inform the media about the entire scope of how relief funds are being spent on:

• Operational expenses
• Educational assistance
• Social and Economic Recovery
• Outdoor spaces

Mike added that staff is also working with Slate Communications on part of the City’s communications campaign “Be Well, Be Fruita,” which is a positive message about how the City is responding to the COVID-19 pandemic. Slate has taken over the Colorado Tourism Office Instagram account, which is featuring Fruita this week with beautiful pictures and video that they captured during a recent visit.

Mike also pointed out that the City continues to trend upward in sales tax revenues (25% up through June over last year). He said that June 2020 was the first month that Fruita’s food-based businesses were up over June of the previous year, which were 40% to 50% down during the first few months of the pandemic. Mike said the outdoor spaces will provide the restaurants and breweries with even more options for their customers to dine downtown in a safe way.

Mike noted that the City is still hurting when it comes to recreation program revenue and Fruita Community Center pass revenue, especially after the Governor’s mandatory mask mandate because it is hard for people to work out with a mask on. The decline in these revenues is significant and use tax on motor vehicles and lodging tax are down as well. Mike said that staff will continue to monitor these numbers and provide updates to the Council.

10. COUNCIL REPORTS AND ACTIONS

A. COUNCIL REPORTS AND ACTIONS

COUNCILOR KEN KREIE

Ken stated that he was absent from the Downtown Advisory Board meeting, but they did discuss Fruita Fourth Fridays, which are officially being cancelled for the remainder of the year. The board talked about the improvements to downtown and reappointed Mike Durden as the Chair. The board also received an update from Shanachie Carroll of the Fruita Branch Mesa County Library.
Ken reported that the Associated Governments of Northwestern Colorado (AGNC) would be meeting the following day at the Ute Water building but the meeting will also be online through Zoom. The board will receive an update from Region 10 (Montrose, Ouray, etc.), who has been working on a broadband project. AGNC will then have their usual legislative updates. Ken offered to forward the link to the Zoom meeting if anyone else wanted to attend as he will not be able to.

COUNCILOR MATTHEW BREMAN

Matthew said that he misspoke at the last meeting when he said that the Grand Junction Economic Partnership (GJEP) meeting was being held last week; it is actually being held in the morning (Wednesday, August 19th) at 7:30 a.m. and he would report back afterwards.

COUNCILOR KYLE HARVEY

Kyle reported that Fruita was hosting the Grand Valley Task Force meeting on Thursday (August 20th) night at the Fruita Community Center. The group decided to keep the working name of “Grand Valley Task Force” for the time being, although there was some concern that the name was too vague. The group spent most of the last meeting brainstorming objectives and developing working subgroups for those objectives. The next meeting will be held on Thursday, August 27, 2020 at the Clifton Community Center and the group plans on electing an Executive Committee, which will keep the Task Force focused, ensure meetings are happening and navigate through the hoops to form a non-profit. They are accepting nominations through the end of the current week.

COUNCILOR HEATHER O’BRIEN

Heather reported that the Planning Commission had very healthy conversations about various amendments to sections of the Land Use Code and the prospect of limiting the number of vacation rentals by owner (VRBOs) in the City. The Planning Commission will be bringing these before the City Council in the not too distant future.

Councilor Kreie recalled that the Council has had discussions about potentially limiting the number of VRBOs and asked if staff was making applicants aware that the City is looking at that possibility when they come in to apply. Mike responded that it was hard to speculate what may or may not happen, but that Ken was correct in that previous discussions of amendments included looking at how the City wants to manage vacation rentals. He reminded the Council that a special joint workshop of the Council and Planning Commission is scheduled for September 8th. The Planning Commission will meet an hour earlier at 6:00 p.m. and then the joint workshop will follow at approximately 7:00 p.m. The Director of the Vail Housing Authority, George Ruther, will be joining everyone as a special guest to talk about VRBOs. Mike said that while Fruita is not yet in a crisis situation with VRBOs, the City is headed in that direction, just like many other Colorado communities are or have been.

Heather stated that the Land Use Code consultant has expressed that the City is at a good, yet critical point for making some decisions. She said that being new (on the Council), she wasn’t really sure what the Council’s desires are, so she is hoping that all members will be very vocal about what they are thinking so she knows how to represent the Council moving forward.
MAYOR JOEL KINCAID

Joel reported that he attended the Fruita Area Chamber of Commerce Board of Directors meeting the previous week and the Chamber is looking at putting on two or three smaller events to replace Fall Festival that will stay within the Mesa County Public Health (MCPH) guidelines such as a cornhole tournament or an event at Imondi Wake Zone. Chamber Director Kayla Brown is working with MCPH Executive Director Jeff Kuhr to get approval for the events.

Joel also reported that the Farmers’ Market has had a good response including a lot of positive feedback.

Joel noted that Fruita, Mesa County, the City of Grand Junction and the Town of Palisade all chipped in to purchase 10,000 masks bearing the Colorado Mesa University (CMU) logo that are being handed out to local businesses to support them. He added that he and Mike conducted a two-hour tour to meet with local media outlets such as the Daily Sentinel and several radio and television channels to promote the City’s partnerships with the other entities in the Grand Valley.

B. EXECUTIVE SESSION – DISCUSSION AND POSSIBLE ACTION TO CONSIDER A MOTION TO CONVENE IN EXECUTIVE SESSION REGARDING PERSONNEL ISSUES UNDER C.R.S. SECTION 24-6-402(4)(F) FOR THE CITY ATTORNEY INFORMAL REVIEW

Mayor Kincaid prompted the Council to make a motion to move into Executive Session by reading the above text and noted that the review of the City Attorney review was to be informal because the formal review had already occurred earlier in the year.

- COUNCILOR KREIE MOVED TO MEET IN EXECUTIVE SESSION REGARDING PERSONNEL ISSUES UNDER C.R.S. SECTION 24-6-402(4)(F) FOR THE CITY ATTORNEY INFORMAL REVIEW. COUNCILOR O’BRIEN SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.

The Council took a four-minute break at 8:06 and then convened into Executive Session at 8:10 p.m. They did not return to the open meeting to take any action.

With no further business before the Council, the meeting was adjourned at 8:20 p.m.

Respectfully submitted,

Debra Woods
Deputy City Clerk
City of Fruita