

KERN BOARD REGULAR MEETING

January 8, 2018 – 6:45 p.m. or following the regular meeting

Town Board Chambers, 301 Walnut Street, Windsor, CO 80550

MINUTES

1. Call to order
President Melendez called the meeting to order at 7:01 p.m.
2. Roll Call of Directors Present

President	Kristie Melendez
Vice President	Myles Baker
Secretary/Treasurer	Paul Rennemeyer
	Cindy Scheuerman
	Ken Bennett
	Ivan Adams

Also Present:

Acting Town Manager	Patti Garcia
Director of Finance	Dean Moyer
Town Attorney	Ian McCargar
Legal Counsel	Brad Grasmick
Customer Srvs. Supervisor	Jessica Scheopner
3. Approval of November 13, 2017 Board of Directors Minutes – Patti Garcia,
Board Member Adams moved to approve the minutes as presented; Board Member Bennett seconded the motion. Roll call on the vote resulted as follows: Yeas – Baker, Scheuerman, Bennett, Rennemeyer, Adams, Melendez; Nays- None. Motion passed.
4. Approval of Bills – Dean Moyer, Town of Windsor Director of Finance
Board Member Rennemeyer moved to approve the bills as presented; Board Member Scheuerman seconded the motion. Roll call on the vote resulted as follows: Yeas – Baker, Scheuerman, Bennett, Rennemeyer, Adams, Melendez; Nays- None. Motion passed.
5. Other Items of Discussion
 - a. Confirmation of Dennis Wagner as Kern Superintendent – Patti Garcia, Acting Town Manager
Ms. Garcia reported that Kelly Arnold was the previous Kern Superintendent. Due to his departure, staff is recommending Dennis Wagner to be the Kern Superintendent until such time that the new Town Manager takes on the position or decides to leave Mr. Wagner as the superintendent.

Board Member Scheuerman moved to confirmation of Dennis Wagner as Kern Superintendent; Board Member Bennett seconded the motion. Roll call on the vote resulted as follows: Yeas – Baker, Scheuerman, Bennett, Rennemeyer, Adams, Melendez; Nays- None. Motion passed.
 - b. Approval General Counsel authority to settle cases without specific authorization – Brad Grasmick, General Counsel

Mr. Grasmick reported that historically water cases are discussed with the Board prior to filing opposition and at the time of settlement. Because of the long length of time it takes to prepare, file, litigate, etc. between cases, it can be very difficult to report on two years' worth of information. He would like to propose coming to the Board twice a year to give an update on all cases. This would allow quicker relay of information and feedback as his office is working on the case. As for the settlement of cases without specific authorization, with the general counsel doing it, Mr. Grasmick would bring the final decree that was negotiated to the Board and request authorization to do so. This means he would bring the items of issue to the Board, request direction and at that point, hopefully, resolve the items and the authorization to settle the case. It will save money in the longer run as well

as allow for a quicker response due to the timing of the Kern Boards regular meetings rather than calling a lot of special meetings.

President Melendez inquired if a motion was needed for this item.

Mr. McCargar expressed that there is not a need for a motion.

Mr. Rennemeyer pointed out the item call for approval of General Counsel's authority.

Mr. Grasmick replied he was not looking for a formal approval. He wanted to communicate the potential process for settling cases and asked for a general agreement of the Board.

President Melendez agreed more communication is better. She asked Board members for a general consensus on the process of bi-annual updates and settlements. All agreed.

- c. Bi-annual Legal updates—Grad Grasmick, General Counsel
Mr. Grasmick referred to item 5.b and stated the two items where combined.

- 6. Adjourn
Board Member Rennemeyer moved adjourn; Board Member Bennett seconded the motion. Roll call on the vote resulted as follows: Yeas – Baker, Scheuerman, Bennett, Rennemeyer, Adams, Melendez; Nays- None. Motion passed.

The meeting was adjourned at



Jessica Scheopner, Customer Service Supervisor